

FIRST AMENDMENT OF ANNUAL AGREEMENT
FOR PURCHASE & SUPPLY OF SOD

THIS FIRST AMENDMENT OF THE ANNUAL AGREEMENT FOR PURCHASE & SUPPLY OF SOD made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and Battista Farms, LLC. ("Vendor"), collectively, the "Parties."

WHEREAS, the County entered into an Agreement for the purchase and supply of sod through Solicitation B210047MIF with Vendor on the 12th day of April, 2021 ("Agreement"); and,

WHEREAS, the Parties mutually agree to increase the rate for the supply of only the unreturned sod delivery pallets from the Vendor; and,

WHEREAS, the Parties mutually agree that the price increase will begin on the 17th day of May, 2021; and,

WHEREAS, the Parties desire to modify the Agreement pursuant to Article XV. MISCELLANEOUS of the Agreement.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

1. The Parties agree that the following Fee Schedule table shall supersede the existing Fee Schedule table in Exhibit B of the Agreement:

[The remainder of this page intentionally left blank.]

PURCHASE & SUPPLY OF SOD			
SECTION A : SOD DELIVERED AND INSTALLED: LESS THAN 2400 SQUARE FEET			
Item	Description	Price Per Square Feet	SECTION A: GRAND TOTAL
1	Agrentine Bahia	\$0.42	
2	419 Bermuda	\$0.00	
3	Floritam	\$0.56	
4	"Empire" Zoysia	\$0.00	
SUB-TOTAL:		\$ 0.98	\$ 0.98
SECTION B: SOD DELIVERED/INSTALLED: 2400 SQ/FT BUT LESS THAN A TRUCKLOA			
Item	Description	Price Per Square Feet	SECTION B: GRAND TOTAL
1	Agrentine Bahia	\$0.36	
2	419 Bermuda	\$0.00	
3	Floritam	\$0.54	
4	"Empire" Zoysia	\$0.00	
SUB-TOTAL:		\$ 0.90	\$ 0.90
SECTION C: SOD DELIVERED AND INSTALLED: TRUCKLOAD (7200 SQ. FT.)			
Item	Description	Price Per Truckload	SECTION C: GRAND TOTAL
1	Agrentine Bahia	\$0.32	
2	419 Bermuda	\$0.00	
3	Floritam	\$0.48	
4	"Empire" Zoysia	\$0.00	
SUB-TOTAL:		\$ 0.80	\$ 0.80
SECTION D: SOD PICKED UP: PER PIECE (16" X 42")			
Item	Description	Price Per Piece	SECTION D: GRAND TOTAL
1	Agrentine Bahia	\$1.35	
2	419 Bermuda	\$0.00	
3	Floritam	\$2.00	
4	"Empire" Zoysia	\$0.00	
SUB-TOTAL:		\$ 3.35	\$ 3.35
SECTION E: SOD PICKED UP: PALLET			
Item	Description	Sod Pick Up: Pallet	SECTION E: GRAND TOTAL
1	Agrentine Bahia	\$120.00	
2	419 Bermuda	\$0.00	
3	Floritam	\$180.00	
4	"Empire" Zoysia	\$0.00	
SUB-TOTAL:		\$ 300.00	\$ 300.00
SECTION F: HYDROSEEDING SQUARE FEET			
Item	Description	Square Feet	SECTION F: GRAND TOTAL
1	Hydroseeding per Square Feet	\$0.00	
SUB-TOTAL:		\$ -	\$ -
OPTION A: WATER - 1000 Gallons - Per Day			
Item	Description	1000 Gallons	OPTION A: GRAND TOTAL
1	Per 1000 Gallons/One Location/One day	\$0.00	
2	Per 1000 Gallons/One Day/Multiple Locations	\$0.00	
3	Per 1000 Gallons/Multiple Days/Multiple Locatations	\$0.00	
SUB-TOTAL:		\$ -	\$ -
OPTION B: ROLLING OF SOD			
Item	Description	Square Feet	OPTION B: GRAND TOTAL
1	Rolling of Sod per Square Feet	\$0.02	
SUB-TOTAL:		\$ 0.02	\$ 0.02
PALLET CHARGE:			
Item	Description	Price Per Pallet	PALLET CHARGE
1	Standard Wooden Pallet - Charge per pallet	\$11.00	
SUB-TOTAL:		\$ 11.00	\$ 11.00
GRAND TOTAL:			
		Grand Total	\$ 317.05

IN WITNESS WHEREOF, this First Amendment of the Agreement has been signed and sealed, in duplicate, by the respective parties hereto.

DATED this 9 day of August, 2021 by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

BY: *Mary G. Tucker*
Mary G. Tucker
Director of Procurement Management, on behalf of the Board of County Commissioners

APPROVED as to Form for the Reliance of Lee County Only

BY: *Amador*
County Attorney's Office

DATED this 2 day of July, 2021 by Battista Farms, LLC.

ATTEST:

BY: *Loreta Valone*
Authorized Signature

Amber E Cheek
(Witness) *Notary*

Loreta Valone
Authorized Signature Printed Name



AMBER E CHEEK
Commission # GG 100843
Expires August 1, 2021
Bonded Thru Budget Notary Services

*State of Florida
County of Lee*

manager
Authorized Signature Title

CORPORATE SEAL: