

THIRD AMENDMENT OF THE AGREEMENT FOR
ROW MOWING FOR DOT AREAS 1, 2, 3, 4, 5, 6, AND 7

THIS THIRD AMENDMENT OF THE AGREEMENT FOR ROW MOWING FOR DOT AREAS 1, 2, 3, 4, 5, 6 AND 7, made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and JSM Services, Inc. ("Vendor"), collectively, the "Parties."

WHEREAS, the County entered into an Agreement for the purchase of row mowing for DOT through Solicitation B170233KLC with Vendor on the 18th day of January, 2018 ("Agreement"); and,

WHEREAS, after the execution of the Agreement, it was discovered that it would be in the best interest of the County to add litter pick-up services to all of the row mowing locations; and,

WHEREAS, pursuant to Article XVI. MISCELLANEOUS of the Agreement, the Parties desire to modify Exhibit A, Scope of Services to add the new litter pick-up services, and to modify the accompanying pricing in the Exhibit B, Fee Schedule.

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

1. The entire Exhibit A Scope of Services shall be superseded by:

Area 1	Lee County maintained roads in Pine Island.
Area 2	Lee County maintained roads in Cape Coral.
Area 3	Lee County maintained roads in North Fort Myers.
Area 4	Lee County maintained roads from I-75 West to County Line East and SR 80 South to County Line North.
Area 5	Lee County maintained roads from the Caloosahatchee North to County Line South and from U.S. 41 East limit to County Line West, excluding medians for Summerlin Rd. from Boy Scout Dr. to Gladiolus Dr.
Area 6	Lee County maintained roads between the Caloosahatchee and the County Line between I-75 East Limit to US 41 West excluding San Carlos Park Area between Alico Rd. and Estero Parkway.
Area 7	Daniels Parkway, Alico Rd., Corkscrew Rd. and Bonita Grande Dr.

Mowing will consist of providing all the labor, materials, equipment, permits and incidentals necessary to perform mowing, edging, litter, and debris pickup.

Lee County DOT requires that all locations in Areas 1, 2, 3, 4, 5, 6, and 7 be cut completely each time at a mowing cycle. No partial cuts or partial payments will be made unless specifically agreed to by both parties prior to the partial mowing. If the Vendor fails to meet the required complete cycle, the Vendor will be assessed a penalty equal to 5% of the total of the cycle mowing charge for all locations awarded to that Vendor for each day that exceeds the complete cycle duration. The actual length of the cycle will be based on the Vendors' log, which is to be submitted by email and verified by the County representative.

2. The Exhibit B Fee Schedule shall be superseded by:

<i>Item #</i>	<i>Description</i>	<i>Unit of Measure</i>	<i>Per Cycle</i>
Area 1	Lee County Maintained Roads in Pine Island to include Mowing, Edging and Debris Pick Up	Per Cycle	\$17,825.00
Area 2	Lee County Maintained Roads In Cape Coral to include Mowing, Edging and Debris Pick Up	Per Cycle	\$18,785.00
Area 3	Lee County Maintained Roads in North Fort Myers to include Mowing, Edging and Debris Pick Up	Per Cycle	\$23,250.00
Area 4	Lee County Maintained Roads from I-75 West to County Line East and SR 80 South to County Line North to include Mowing, Edging and Debris Pick Up	Per Cycle	\$18,396.43
Area 5	Lee County maintained roads from the Caloosahatchee North to County Line South and from U.S. 41 East limit to County Line West, to include Mowing, Edging and Debris Pick Up but excluding services for Summerlin Rd. from Boy Scout Dr. to Gladiolus Dr.	Per Cycle	\$23,151.37
Area 6	Lee County maintained roads between the Caloosahatchee and the County Line between I-75 East Limit to US 41 West excluding San Carlos Park Area between Alico Rd. and Estero Parkway, but including Three Oaks Pkwy. from Alico Rd to the Fiddlesticks Canal and Oriole Rd. from Alico Rd. to Three Oaks Pkwy, to include Mowing, Edging and Debris Pick Up, including medians	Per Cycle	\$30,152.68
Area 7	Daniels Parkway, Alico Rd, Corkscrew Rd and Bonita Grande Dr to include Mowing, Edging and Debris Pick Up	Per Cycle	\$16,335.00
Grand Total			\$147,895.48

Litter Pick-Up Fee Schedule

<i>Item #</i>	<i>Description</i>	<i>Unit of Measure</i>	<i>Per Cycle</i>
Area 1	Lee County Maintained Roads in Pine Island	Per Cycle	\$7,130.00
Area 2	Lee County Maintained Roads In Cape Coral	Per Cycle	\$7,514.00
Area 3	Lee County Maintained Roads in North Fort Myers	Per Cycle	\$9,300.00
Area 4	Lee County Maintained Roads from I-75 West to County Line East and SR 80 South to County Line North	Per Cycle	\$7,358.00
Area 5	Lee County maintained roads from the Caloosahatchee North to County Line South and from U.S. 41 East limit to County Line West	Per Cycle	\$10,825.00
Area 6	Lee County maintained roads between the Caloosahatchee and the County Line between I-75 East Limit to US 41 West excluding San Carlos Park Area between Alico Rd. and Estero Parkway, but including Three Oaks Pkwy. from Alico Rd to the Fiddlesticks Canal and Oriole Rd. from Alico Rd. to Three Oaks Pkwy	Per Cycle	\$10,836.00
Area 7	Daniels Parkway, Alico Rd, Corkscrew Rd and Bonita Grande Dr	Per Cycle	\$6,534.00
Grand Total			\$59,497.00

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

DATED this 3 day of May, 2022 by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

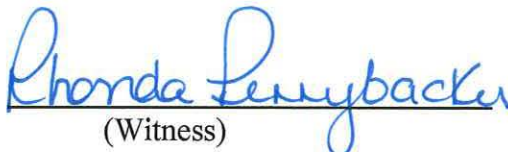
BY: 
Mary G. Tucker
Director of Procurement Management, on behalf of the Board of County Commissioners

APPROVED as to Form for the Reliance of Lee County Only

BY: 
County Attorney's Office

DATED this 30th day of March, 2022 by JSM Services, Inc.

ATTEST:


(Witness)

BY: 
Authorized Signature

J.W. Stamps Jr
Authorized Signature Printed Name

President
Authorized Signature Title

CORPORATE SEAL: