

**FIRST AMENDMENT TO AGREEMENT
FOR CONSTRUCTION SERVICES**

THIS AMENDMENT is made as of the 8th day of November, 2010, between **THE CITY OF LEESBURG, FLORIDA**, a Florida municipal corporation, who's address is 501 West Meadow Street, Post Office Box 490630, Leesburg, FL 34749-0630 (hereinafter referred to as the "City"), and **SUPERIOR ASPHALT OF CENTRAL FLORIDA, INC.** whose address is Post Office Box 490697, Leesburg, Florida 34749-0697 (hereinafter referred to as the "Contractor").

WITNESSETH:

THAT, on June 8, 2009 the Leesburg City Commission approved resolution 8464 authorizing the City and Contractor to enter into a construction services agreement whereby the Contractor agreed to provide construction services related to street resurfacing and associated tasks (hereinafter referred to as the "Agreement"). **NOW**, the parties wish to renew and extend the term of the Agreement and have entered into this Amendment for that purpose.

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties to this Agreement and for other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. **Recitals.** The above recitals are true and correct and are incorporated by reference herein and made a part hereof.
2. **Amendment.** The following changes are made to the original agreement:
 - a. The parties agree to extend the term of the Agreement to September 30, 2011; and
 - b. The per ton price is modified as follows:
 - i. Item 4/Exhibit "B" of the original agreement - Asphaltic Concrete Type S-3 including tack coat, for single project greater than 300 tons is revised to \$83.00 per ton.
 - ii. The Contractors request to modify the pricing is attached to this Amendment as Exhibit "A".
3. **Modification.** Except as specifically modified by this Amendment, all terms and conditions of the prior agreement shall continue in full force and effect as originally executed. Nothing herein shall be deemed or construed to amend or modify any other contract or undertaking between the City and the Contractor other than as defined above.

[Rest of page intentionally left blank.]

IN WITNESS WHEREOF, the parties have executed this Amendment to Agreement for Construction Services.

THE CITY OF LEESBURG, FLORIDA

By: _____
Mayor

ATTEST:

City Clerk

Approved as to form and content:

City Attorney

“SUPERIOR ASPHALT OF CENTRAL FLORIDA, INC.”

By: Howard H. Hewitt

Printed Name: HOWARD H. HEWITT

Its (title): PRESIDENT

Date: 10/26/10

Superior Asphalt of Central Florida, Inc.
Post Office Box 490697
Leesburg, FL 34749-0697
(352) 787-5651 Fax (352) 787-5199

September 30, 2010

Mr. Ray Sharp
Director of Public Works & Environmental Services
P. O. Box 490630
Leesburg, FL 34749-0630

Dear Mr. Sharp,

As you know Superior has completed the City of Leesburg annual asphalt resurfacing contract.

We would like to propose a renewal for next year at a reduced asphalt price of \$83.00 per ton and the remaining of last year's bid prices remain the same. (Please see attached)

Very Truly Yours,



Howard Hewitt
President

HHH/rjw

Attachments(s)

cc: file

FIRST AMENDMENT - EXHIBIT "A"

Superior Asphalt of Central Florida, Inc.

ASPHALT RESURFACING PROPOSAL CITY OF LEESBURG 2011

Description	UNIT	QTY	Unit Bid	Amount Bid
Mobilization / General Conditions	LS	0	0.00	0.00
Type S-3 Asphalt 0-50 TNS	Tn	0	98.50	0.00
Type S-3 Asphalt 50-100 TNS	Tn	0	91.30	0.00
Type S-3 Asphalt 100-300 TNS	Tn	0	87.00	0.00
Type S-3 Asphalt Over 300 TNS	Tn	0	83.00	0.00
Milling 0-1.25"	SY	0	2.25	0.00
Milling 1.25" - 3.5"	SY	0	3.50	0.00
Riser Ring	EA	0	210.00	0.00
Adj. Water, Gas & Sewer Valves	EA	0	185.00	0.00
Remove Replace 6" X16' Curb	LF	0	23.65	0.00
Remove Replace 2' Curb & Gutter	LF	0	23.65	0.00
Remove Replace 3' Valley Gutter	LF	0	23.65	0.00
RPM'S	EA	0	5.25	0.00
6" Thermo Edge Line Skip Yellow	LF	0	0.70	0.00
6" Thermo Edge Line Solid White or Yellow	LF	0	0.70	0.00
6" Thermo Double Yellow	LF	0	1.35	0.00
Stamark Tape Double	LF	0	4.20	0.00
8' Wide Alkyd Thermo Ped Crosswalk White	LF	0	2.10	0.00
24" Thermo Stop White	LF	0	4.20	0.00
Thermo Arrow White	EA	0	68.00	0.00
Thermo Bike Lane White	EA	0	105.00	0.00
Thermo Messages White	EA	0	160.00	0.00
Thermo School Crossing White	EA	0	160.00	0.00
Quadrapole Loops	EA	0	890.00	0.00
Windows for Quadrapole Loops	EA	0	160.00	0.00
1 Home Run with 2 beldens	LF	0	7.90	0.00
18" Gore Area	LF	0	3.15	0.00
City Police Officer	HR	0	47.00	0.00
Totals				