

FOURTH AMENDMENT

THIS IS A FOURTH AMENDMENT TO THE AGREEMENT dated the _____ day of _____, 2019, between:

CITY OF POMPANO BEACH, a municipal corporation of the State of Florida, whose address is 100 West Atlantic Boulevard, Pompano Beach, Florida 33060, hereinafter referred to as "CITY,"

and

CALVIN, GIORDANO & ASSOCIATES, INC., a Florida corporation, whose address is 1800 Eller Drive, Suite 600, Fort Lauderdale, Florida 33316, hereinafter referred to as "CONTRACTOR."

WHEREAS, the parties entered into an Agreement for Code Compliance Services, ("Original Agreement"), on October 28, 2010, approved by City Ordinance No. 2011-7; and

WHEREAS, the parties entered into a First Amendment to the Original Agreement on January 21, 2015, approved by City Ordinance No. 2015-16; and

WHEREAS, the parties entered into a Second Amendment to the Original Agreement on June 1, 2015, approved by City Ordinance No. 2015-56; and

WHEREAS, the parties entered into a Third Amendment to the Original Agreement on July 23, 2016, approved by City Ordinance No. 2016-73; and

WHEREAS, the parties now desire to amend certain terms and conditions of the Original Agreement to include an additional inspector position and to increase the consideration.

NOW, THEREFORE, in consideration of the mutual terms and conditions, promises, covenants, and payments hereinafter set forth, the parties agree as follows:

1. Each "WHEREAS" clause set forth above is true and correct and herein incorporated by this reference.

2. The Original Agreement effective October 28, 2010, and subsequently amended on January 21, 2015, June 1, 2015, and July 29, 2016, copies of which are attached hereto and made a part hereof as Composite Exhibit "A," shall remain in full force and effect except as specifically amended hereinbelow.

3. Paragraph 1.2, (D), Article I, Code Compliance Services, of Exhibit "A" to the Original Agreement is hereby amended as follows:

1.2 Personnel

The CONTRACTOR will provide the following resources for Code Compliance:

A. Vice President, Governmental Services – Contract Administration.

...

B. CONTRACTOR shall provide the Code Compliance Inspectors necessary to meet its responsibilities under this Agreement and will at the minimum, provide ~~ten (10)~~ eleven (11) full-time equivalent field Code Compliance Inspectors, each assigned to a geographic service area, that will address the resolution of a wide variety of violations, cases, and enforcement actions to gain compliance with the City's Code of Ordinances, the Florida Building Code, and other applicable local jurisdiction code issues. Two of the field Code Compliance Inspectors will focus on enforcement of solid waste issues.

...

4. Paragraph 5.1, Article 5, Consideration, of Exhibit "A" to the Original Agreement is hereby amended as follows:

5.1 CITY shall pay CONTRACTOR in consideration for the services described herein an annual sum of ~~\$1,306,428~~ \$1,391,428, which shall be paid on a monthly basis.

...

5. All other terms and conditions of the said agreement shall remain in full force and effect as provided by the original agreement and any previous amendments and renewals thereto, unless earlier terminated pursuant to the provisions of the agreement.

6. That no other amendment to the terms of the said agreement shall be effective unless contained in a written document executed with the same formality and of equal dignity herewith.

IN WITNESS WHEREOF, the parties have caused this Third Amendment to Agreement to be duly executed on the day and year first above written.

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

ASCELETA HAMMOND, CITY CLERK

(SEAL)

Approved by:

MARK E. BERMAN, CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this _____ day of _____, 2019, by **REX HARDIN** as Mayor, **GREGORY P. HARRISON** as City Manager, and **ASCELETA HAMMOND** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who is personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

"CONTRACTOR":

Witnesses:



Elizabeth Pratt

Print Name



Afton Baiutti

Print Name

CALVIN, GIORDANO & ASSOCIATES, INC.
a Florida corporation

By: 

Chris Giordano

Typed or Printed Name

Title: Vice President

(SEAL)

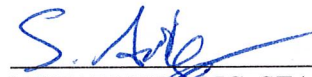
STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 31 day of January, 2019, by Chris Giordano as Vice President of Calvin, Giordano & Associates, Inc., a Florida corporation on behalf of the corporation. He she is personally known to me or who has produced _____ (type of identification) as identification.

NOTARY'S SEAL:





NOTARY PUBLIC, STATE OF FLORIDA

Stephanie Andujar

(Name of Acknowledger Typed, Printed or Stamped)

GG 218657

Commission Number

/jrm

1/24/19

l:agr/code compliance/2019-438