

REINSTATEMENT AND THIRD AMENDMENT

THIS IS A REINSTATEMENT AND THIRD 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

ODYSSEY MANUFACTURING CO., a Delaware corporation, authorized to do business in the State of Florida, having its office and place of business at 1484 Massaro Boulevard, Tampa, FL 33619, hereinafter referred to as "CONTRACTOR."

WHEREAS, the parties entered into a Service Contract for the provision of maintenance, replacement, new installations and repair work for the chemical systems at the Water Treatment and Reuse Plant on July 1, 2016, ("Original Agreement"), and approved by Resolution No. 2016-232; and

WHEREAS, the parties entered into a First Amendment to the Original Agreement on July 3, 2017, approved by Resolution No. 2017-272; and

WHEREAS, the parties entered into a Second Amendment to the Original Agreement on June 19, 2018, approved by Resolution No. 2018-180; and

WHEREAS, a period of less than two weeks has lapsed without renewal of the Original Agreement; and

WHEREAS, the CITY and CONTRACTOR desire to reinstate and to extend the Original Agreement for one (1) additional one-year period;

WITNESSETH:

IN CONSIDERATION of the mutual terms, conditions, promises, covenants and payments herein set forth CITY and CONTRACTOR agree as follows:

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

2. The terms and conditions contained within the Original Agreement between CITY and CONTRACTOR, effective July 1, 2016, and subsequently amended on July 3, 2017 and June 19, 2018, copies of which are attached hereto and made a part hereof as Exhibit "A," shall remain in full force and effect for the new contract extension term except as specifically amended herein below.

3. The parties hereto agree to reinstate and extend the original Agreement for one (1) additional one-year period, ending June 30, 2020.

4. This Agreement shall bind the parties and their respective executors, administrators, successors and assign and shall be fully effective as though the extension had been originally included in the Agreement.

THE REMAINDER OF THE PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year hereinabove written.

Witnesses:

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

ASCELETA HAMMOND, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

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

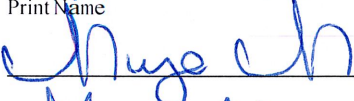
"CONTRACTOR":


Witnesses:

ODYSSEY MANUFACTURING CO.



Patrick H. Allman
Print Name

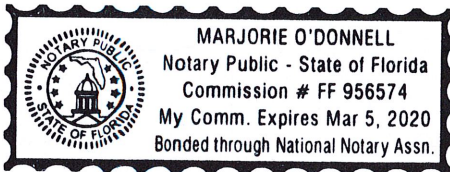

Miya Marcus
Print Name

By: 
Marvin T. Rakes, President

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 25 day of June, 2019 by Marvin T. Rakes as President of Odyssey Manufacturing Co., a Delaware corporation, on behalf of the corporation. He is personally known to me or who has produced _____ (type of identification) as identification.

NOTARY'S SEAL:




NOTARY PUBLIC, STATE OF FLORIDA

Marjorie O'Donnell
(Name of Acknowledger Typed, Printed or Stamped)

FF956574
Commission Number

2nd amendment-ext service contract -ACP