

AMENDMENT 1 TO CONTRACT FOR ASPHALT SERVICES

THIS ADDENDUM entered into this 19th day of November, 2012, by and between the **BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA**, a political subdivision of the State of Florida, hereinafter referred to as "County", and **Purcell Investments LLC dba All Pro Asphalt, Asphalt Paving Systems, Inc., E.J. Breneman, L.P., H.I.P. Hot in Place Paving LLC, North Florida Emulsions, Inc., Pavement Technology, Inc., Roadway Management, Inc., The Miller Group, Inc., and Vallencourt Construction Company, Inc.**, hereinafter referred to as "Vendor".

WHEREAS, the parties entered into an agreement dated February 27, 2012 for various asphalt services resulting from bid NC11-020; and

WHEREAS, certain terms and conditions were included in the bid documents but were not enumerated in the resulting contract; and

WHEREAS, the parties desire to amend said agreement to incorporate those specific terms and conditions; and

NOW, THEREFORE, the agreement will be amended to add the following sections:

SECTION 24. Period of Contract/Option to Extend or Renew

This Contract shall begin on the date of execution of this contract and terminate on February 26, 2014. The performance period of this Contract may be extended upon mutual Contract between the vendor and the County with no change in terms or conditions. Any extension of performance period under this provision shall be in one (1) year increments. Total contract length and individual one (1) year extensions shall be in the County's best interest and sole discretion. Any Contract or amendment to the Contract shall be subject to fund availability and mutual written agreement between the County and the Vendor.

SECTION 25. Exercise of Option

Exercise of option to extend term of contract: If the County wishes to enter into an option period, the County shall request from the Vendor their written statement of desire to enter into an extension of the performance period.

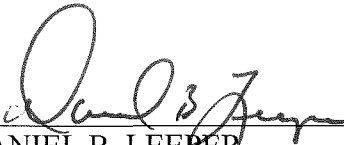
SECTION 26. Escalation Clause

Ninety (90) days prior to the end of the contract term, the Vendor may request in writing an increase in an individual item unit cost. Consideration of price increases at each renewal period will be given provided such escalations are reasonable and acceptable to the County. It is also expected that de-escalation of prices will be extended to the County if market so reflects. The

County will consider a price adjustment based on the latest Consumer Price Index and/or proof of a manufacturer's price increase. Any and all proposed increases are subject to approval by the County.

IN WITNESS WHEREOF, the parties have executed this contract, in two (2) copies, each of which shall be deemed an original on this day and year first above written.

**BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA**



DANIEL B. LEEPER
Its: Chair

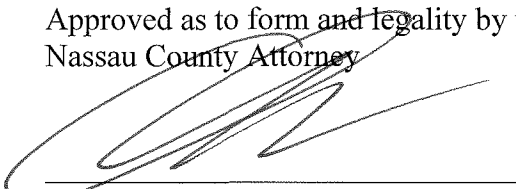
Attest as to authenticity of the
Chair's signature:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

MES
11-20-12

Approved as to form and legality by the
Nassau County Attorney

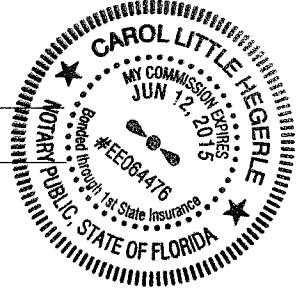


DAVID A. HALLMAN

**PURCELL INVESTMENTS dba
ALL PRO ASPHALT**

Kenneth V Purcell
By: Kenneth V. Purcell
Its: President

Address: P.O. Box 43669
City, State, Zip: Jacksonville, Florida 32203-3669



STATE OF Florida
COUNTY OF Duval

Before me personally appeared, Kenneth Purcell, who is personally known
or produced _____ as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 7th day of June, 2012.

Carol Little Hegerle
Notary Signature

Notary-Public-State of Florida at large

My Commission expires: June 12, 2015

ASPHALT PAVING SYSTEMS, INC

By: ROBERT CAPOFERRI
Its: PRESIDENT

Address: 9021 Wire Road

City, State, Zip: Zephyrhills, Florida 33540

STATE OF FLORIDA
COUNTY OF PASCO

Before me personally appeared, ROBERT CAPOFERRI, who is personally known or produced _____ as identification, known to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 2ND day of JUNE, 2012.

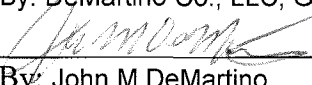
Mark S Rohr
Notary Signature

Notary-Public-State of FLORIDA at large

My Commission expires: 10/17/2015



E.J. BRENEMAN, L.P.
By: DeMartino Co., LLC, General Partner

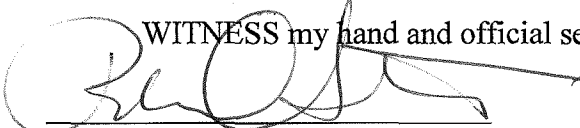

By: John M DeMartino
Its: President

Address: 1117 Snyder Road
City, State, Zip: West Lawn, Pennsylvania 19609

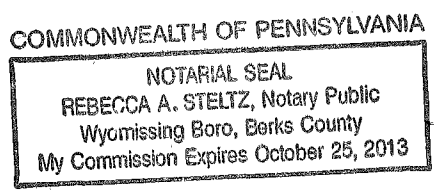
STATE OF Pennsylvania
COUNTY OF Berks

Before me personally appeared, John M DeMartino, who is personally known XX or produced _____ as identification, known to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 6th day of June, 2012.


Notary Signature

Notary-Public-State of PA at large
My Commission expires: 10-25-13



H.I.P. HOT IN PLACE PAVING LLC



By: FRANK CROPI
Its: PRESIDENT _____

Address: ~~800 31st Street South~~ 2845 Seabreeze Drive
City, State, Zip: ~~St. Petersburg, Florida 33712~~ Gulfport, FL 33707

STATE OF FLORIDA
COUNTY OF PINELLAS

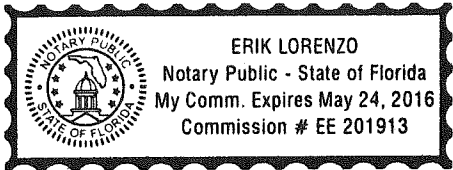
Before me personally appeared, FRANCESCO A Cropi, who is personally known
or produced FL DRIVER'S LICENSE as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 9th day of OCTOBER, 2012.


Notary Signature

Notary-Public-State of FLORIDA at large

My Commission expires:



NORTH FLORIDA EMULSIONS, INC.

By: *Jeffrey King*
Its: President

Address: 701 N. Moody Road, # 15

City, State, Zip: Palatka, Florida 32177

STATE OF Florida
COUNTY OF Putnam

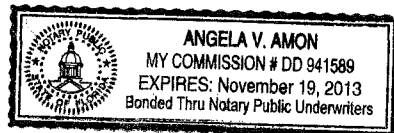
Before me personally appeared, Jeffrey King, who is personally known
or produced _____ as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 6 day of June, 2012.


Angela V. Amon
Notary Signature

Notary-Public-State of Florida at large

My Commission expires:



PAVEMENT TECHNOLOGY, INC


By: JOHN J. SCHLEGEL
Its: VICE PRESIDENT


Address: 24144 Detroit Road

City, State, Zip: Westlake, Ohio 44145

STATE OF Ohio
COUNTY OF Cuyahoga

Before me personally appeared, John J. Schlegel, who is personally known or produced _____ as identification, known to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 5th day of June, 2012.



Notary Signature

Notary-Public-State of Ohio at large

My Commission expires:

LISA A. TRIFILETTI-PALOS
Notary Public, State of Ohio
My Commission Expires Jan. 17, 2013

ROADWAY MANAGEMENT, INC.


By: Jeff Roberts
Its: President

Address: 1936 Lee Road, #105

City, State, Zip: Winter Park, Florida 32789

STATE OF Florida
COUNTY OF Orange

Before me personally appeared, Jeff Roberts, who is personally known
 or produced _____ as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 4 day of June, 2012.

Merrie E Green
Notary Signature

Notary-Public-State of Florida at large

My Commission expires: 6-17-14



THE MILLER GROUP, INC.



By: Kimbel W. Stokos
Its: General Manager

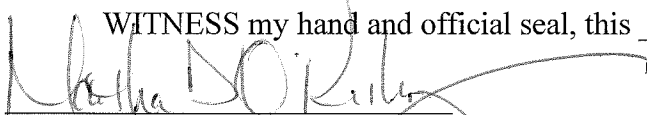
Address: 1715 Nolan Court

City, State, Zip: Morrow, Georgia 30260

STATE OF Georgia
COUNTY OF _____

Before me personally appeared, Kimbel Stokos, who is personally known
or produced N/A as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 12th day of June, 2012.


Notary Signature

Notary-Public-State of Georgia at large

My Commission expires:

Notary Public, Butts County, Georgia
My Commission Expires May 16, 2015

**VALLENCOURT CONSTRUCTION
COMPANY, INC.**

Marcus McInarnay
By: Marcus McInarnay
Its: vice president

Address: 1701 Blanding Boulevard

City, State, Zip: Middleburg, Florida 32068

STATE OF Florida
COUNTY OF Clay

Before me personally appeared, Marcus McInarnay, who is personally known
 or produced _____ as identification, known to be the person described in
and who executed the foregoing instrument, and acknowledged to and before me that he/she executed said
instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 25th day of June, 2012.

Maria A. Valdes
Notary Signature

Notary-Public-State of Florida at large

My Commission expires: 12/8/2013



MARIA A. VALDES
NOTARY PUBLIC
STATE OF FLORIDA
Comm# DD0944797
Expires 12/8/2013