

CS-23-051

BOCC CONTRACT APPROVAL FORM

CONTRACT TRACKING NO.
CM3271-A2

SECTION 1 - GENERAL INFORMATION
 Requesting Department: AICVB Contact Person: Linda Van Haren
 Telephone: (912) 288-3800 Email: lvanharen@ameliaisland.com

SECTION 2 - VENDOR INFORMATION
 Name: BandWango, Inc.
 Address: 4516 700E #100, Murray, UT 84107
 City: _____ State: _____ Zip Code: _____
 Vendor's Administrator Name: David Ide Title: Corporate Officer
 Telephone: (319) 270-4284 Email: david@bandwango.com

SECTION 3 - VENDOR AUTHORIZED SIGNATORY
 Authorized Signatory Name: David Ide
 Authorized Signatory Email: david@bandwango.com
(IDENTIFY WHO WILL SIGN THE CONTRACT ON BEHALF OF THE VENDOR. OFFICER/DIRECTOR WITH AUTHORITY TO BIND COMPANY.)

SECTION 4 - CONTRACT INFORMATION
 Contract Name: Bandwango Inc, CM3271
 Type: New Contract Work Authorization Supplemental Agreement
 Short Description of Product(s)/Service(s) Being Requested: Mobile Digital trail creation with prize incentives to attract people to Amelia Island attractions
(GOODS AND/OR SERVICES TO BE PROCURED, PHYSICAL LOCATION, ETC.)
 Procured Method: Quotes ITB RFP RFQ Piggyback Exemption Sole Source
 Single Source Other _____
 Total Amount of Contract: 26500.00 (Estimate if necessary)
 Account Number: 37523552 548240 SPEC
 Source of Funds: County State Federal Other: _____
 County Authorized Signatory: BOCC Chairman County Manager
(IDENTIFY WHO WILL SIGN CONTRACT ON BEHALF OF BOCC)

SECTION 5 - INSURANCE
 Insurance Category: Category L Category M Category H Other: _____

Risk Manager Initials:

SECTION 6 - AMENDMENT INFORMATION
 Contract Tracking No: CM3271 and CM3271-A1 Amendment No: 3271-A2
 Type of Amendment: Renewal Time Only Extension Additional Scope Other: _____
 Increased Amount to Existing Contract: 23,000.00 (if any) Total with Amended Amount: 49500.00
 Account Code Change From: 37523552 548240 SPEC To: 37523552 548240

APPROVALS PURSUANT TO NASSAU COUNTY PURCHASING POLICY

- | | | | | | |
|------------|----------------------------------|------------|--|--|-----------------|
| GL | 1. <u>Chris Lacambra</u> | 11/14/2023 | | 3. <u>Lanace Almora</u> | 11/15/2023 |
| 11/14/2023 | Department Head/Contract Manager | Date | | Procurement | Date |
| | | | | (Signature required only if procurement related) | |
| AP | 2. <u>Chris Lacambra</u> | 11/14/2023 | | 4. <u>Denise C. May</u> | 11/15/2023 |
| 11/9/2023 | Office of Mgmt. & Budget | Date | | County Attorney | Date |
| | | | | | 11/15/2023 (RF) |

COUNTY MANAGER - FINAL SIGNATURE APPROVAL

Taco E. Popey AICP 11/15/2023
 County Manager Date

SECOND AMENDMENT TO BANDWANGO CONTRACT

THIS SECOND AMENDMENT TO THE CONTRACT FOR PROFESSIONAL SERVICES FOR NASSAU COUNTY, FLORIDA (hereinafter “Amendment”) is made by and between the **BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA**, a political subdivision of the State of Florida (hereinafter the “County”), and **BANDWANGO, INC.**, a business having its primary business location at 4516 700E #100, Murray, UT 84107 (hereinafter the “Vendor”).

WITNESSETH:

WHEREAS, on or about November 22, 2022, the Parties entered into a contract to develop and maintain promotional mobile trail passport applications and to provide digital "check in challenge" trails to promote visitors to visit participating partners or points of interest to win promotional items, raffle prizes, and earn discounts or offers (hereinafter “Contract”) which was later amended on May 5, 2023; and

WHEREAS, the parties now desire to further amend the Contract to add certain terms and conditions subject to the terms and conditions contained herein.

NOW, THEREFORE, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound, the Parties do agree to amend the Contract as follows:

SECTION 1. Article 4 – TERM OF CONTRACT is hereby amended to extend the term of the Contract for an additional one (1) year and the Contract shall now terminate on November 21, 2024.

SECTION 2. The original Scope of Services of the Contract is hereby amended and supplemented to include additional goods/services as identified in Exhibit “A” attached hereto and incorporated herein.

SECTION 3. Article 2.2 – SCOPE OF SERVICES is hereby amended to increase the compensation amount in FY24 by \$23,000.00 in order to reflect the additional goods/services contemplated under this Amendment. The total contracted amount shall not exceed \$49,500.00.

SECTION 4. All other terms and conditions of the Contract not inconsistent with the provisions of this Amendment shall remain the same and in full force and effect.

[The remainder of this page left intentionally blank.]

IN WITNESS WHEREOF, the Parties have caused this Amendment to be executed by its duly authorized representatives, effective as of the last date below.

THE COUNTY:

NASSAU COUNTY, FLORIDA:

Signature: Taco E. Pope, AICP

Print Name: Taco Pope

Title: County Manager

Date: 11/15/2023

REVIEWED FOR LEGAL FORM AND CONTENT:

Denise C. May
DENISE C. MAY, County Attorney

VENDOR:

BANDWANGO, INC.:

Signature: David Ide

Print Name: David Ide

Title: CAO

Date: 11/15/2023



Bandwango Quote:

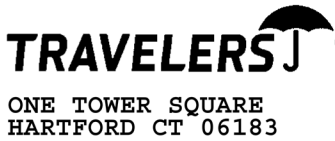
Amelia Island CVB

Platform & Fulfillment Not to Exceed \$23,000

Contract Term: One Year Renewal

- Bandwango will work with Amelia Island CVB to curate experiences that will deliver Amelia Island CVB's customers more value and drive measurable increased visitation to local businesses.
- Curated experiences will be delivered to Amelia Island CVB's customers on their mobile devices in the form of mobile passports and trails
- Bandwango will refresh and manage three (3) existing passes for Amelia Island CVB
- Bandwango will build two (2) new passes for Amelia Island CVB
- Bandwango will fulfill consumer promotional prize redemptions on demand, invoicing Amelia Island only according to actual prize usage/redemptions, not to exceed \$11,000

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**WORKERS COMPENSATION
AND
EMPLOYERS LIABILITY POLICY**

ENDORSEMENT WC 00 03 13 (00) - 001

POLICY NUMBER: UB-3S799821-21-42-G

WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

This agreement shall not operate directly or indirectly to benefit any one not named in the Schedule.

SCHEDULE

DESIGNATED PERSON:

DESIGNATED ORGANIZATION:

ANY PERSON OR ORGANIZATION FOR WHICH THE INSURED HAS AGREED
BY WRITTEN CONTRACT EXECUTED PRIOR TO LOSS TO FURNISH THIS
WAIVER.

Any person or organization for which the employer has agreed by written contract, executed prior to loss, may execute a waiver of subrogation. However, for purposes of work performed by the employer in Missouri, this waiver of subrogation does not apply to any construction group of classifications as designated by the waiver of right to recover from others (subrogation) rule in our manual.

Certificate Of Completion

Envelope Id: A0ADDCE156DA4BB786084B05D49F3CC6	Status: Completed
Subject: Complete with DocuSign: CM3271-A2 Bandwango	
Source Envelope:	
Document Pages: 7	Signatures: 11
Certificate Pages: 6	Initials: 6
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Tracy Poore
Time Zone: (UTC-05:00) Eastern Time (US & Canada)	tpoore@nassaucountyfl.com
	IP Address: 50.238.237.26

Record Tracking

Status: Original	Holder: Tracy Poore	Location: DocuSign
11/9/2023 2:00:25 PM	tpoore@nassaucountyfl.com	

Signer Events

Signer Events	Signature	Timestamp
Tracy Poore		Sent: 11/9/2023 2:09:09 PM
tpoore@nassaucountyfl.com		Viewed: 11/9/2023 2:09:17 PM
OMB Admin		Signed: 11/9/2023 2:09:26 PM

Nassau County BOCC
 Security Level: Email, Account Authentication (None)
 Signature Adoption: Pre-selected Style
 Using IP Address: 50.238.237.26

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Gil Langley		Sent: 11/9/2023 2:09:27 PM
glangley@ameliaisland.com		Viewed: 11/14/2023 9:18:33 AM
Amelia Island CVB		Signed: 11/14/2023 9:19:16 AM

Security Level: Email, Account Authentication (None)
 Signature Adoption: Pre-selected Style
 Using IP Address: 50.196.104.105
 Signed using mobile

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

chris lacambra		Sent: 11/14/2023 9:19:17 AM
clacambra@nassaucountyfl.com		Viewed: 11/14/2023 11:43:35 AM
OMB Director		Signed: 11/14/2023 11:43:43 AM

Nassau County BOCC
 Security Level: Email, Account Authentication (None)
 Signature Adoption: Pre-selected Style
 Using IP Address: 50.238.237.26

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Lanaee Gilmore		Sent: 11/14/2023 11:43:45 AM
lgilmore@nassaucountyfl.com		Viewed: 11/15/2023 9:26:17 AM
Procurement Director		Signed: 11/15/2023 9:50:42 AM

Nassau County BOCC
 Security Level: Email, Account Authentication (None)
 Signature Adoption: Pre-selected Style
 Using IP Address: 50.238.237.26

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Signer Events	Signature	Timestamp
<p>David Ide david@bandwango.com CAO Security Level: Email, Account Authentication (None)</p>	<p><i>David Ide</i></p> <p>Signature Adoption: Pre-selected Style Using IP Address: 64.16.21.138</p>	<p>Sent: 11/15/2023 9:50:45 AM Viewed: 11/15/2023 10:07:06 AM Signed: 11/15/2023 10:07:18 AM</p>
<p>Electronic Record and Signature Disclosure: Accepted: 11/15/2023 10:07:06 AM ID: f4fd8a65-bf04-494e-9e28-84febb32891c</p>		
<p>Abigail F. Jorandby ajorandby@nassaucountyfl.com Assistant County Attorney Nassau BOCC Security Level: Email, Account Authentication (None)</p>	<p><i>AJ</i></p> <p>Signature Adoption: Pre-selected Style Using IP Address: 50.238.237.26</p>	<p>Sent: 11/15/2023 10:07:19 AM Viewed: 11/15/2023 11:09:51 AM Signed: 11/15/2023 11:09:58 AM</p>
<p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>		
<p>Denise C. May dmay@nassaucountyfl.com Assistant County Attorney Nassau County BOCC Security Level: Email, Account Authentication (None)</p>	<p><i>Denise C. May</i></p> <p>Signature Adoption: Pre-selected Style Using IP Address: 50.238.237.26</p>	<p>Sent: 11/15/2023 11:09:59 AM Viewed: 11/15/2023 1:41:55 PM Signed: 11/15/2023 1:52:57 PM</p>
<p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>		
<p>Taco E. Pope, AICP tpope@nassaucountyfl.com County Manager Nassau County BOCC Security Level: Email, Account Authentication (None)</p>	<p><i>Taco E. Pope AICP</i></p> <p>Signature Adoption: Pre-selected Style Using IP Address: 50.238.237.26</p>	<p>Sent: 11/15/2023 1:52:58 PM Viewed: 11/15/2023 7:08:33 PM Signed: 11/15/2023 7:08:52 PM</p>
<p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>		
<p>Clerk Finance received boccap@nassauclerk.com Nassau County Clerk Security Level: Email, Account Authentication (None)</p>	<p><i>SB</i></p> <p>Signature Adoption: Pre-selected Style Using IP Address: 12.23.69.254</p>	<p>Sent: 11/15/2023 7:08:55 PM Viewed: 11/16/2023 8:31:45 AM Signed: 11/16/2023 8:31:51 AM</p>
<p>Electronic Record and Signature Disclosure: Accepted: 2/4/2021 9:59:11 AM ID: 6238f06a-a4ad-4d45-a7f5-929d04629059</p>		

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp

Carbon Copy Events	Status	Timestamp
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Clerk Admin
clerkservices@nassaucountyfl.com
Security Level: Email, Account Authentication (None)

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Sent: 11/16/2023 8:31:52 AM
Viewed: 11/16/2023 10:16:54 AM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Linda Van Haren
lvanharen@ameliaisland.com
Security Level: Email, Account Authentication (None)

COPIED

Sent: 11/16/2023 8:31:53 AM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Envelope Sent	Hashed/Encrypted	11/9/2023 2:09:09 PM
Certified Delivered	Security Checked	11/16/2023 8:31:45 AM
Signing Complete	Security Checked	11/16/2023 8:31:51 AM
Completed	Security Checked	11/16/2023 8:31:53 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, County of Nassau (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

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At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact County of Nassau:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: bsimmons@nassaucountyfl.com

To advise County of Nassau of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at bsimmons@nassaucountyfl.com and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from County of Nassau

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to bsimmons@nassaucountyfl.com and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with County of Nassau

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to bsimmons@nassaucountyfl.com and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

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- You can access and read this Electronic Record and Signature Disclosure; and
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- Until or unless you notify County of Nassau as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of Nassau during the course of your relationship with County of Nassau.