

CS-24-478

BOCC CONTRACT
APPROVAL FORM

CONTRACT
TRACKING NO.
CM3725-A2

SECTION 1 - GENERAL INFORMATION

Requesting Department: Parks and Rec/ Public Works Contact Person: Mariah Cheeseborough/ Jay Robertson
Telephone: (904) 530-6137 Email: mcheeseborough@nassaucountyfl.com

SECTION 2 - VENDOR INFORMATION

Name: Acon Construction Co., Inc.
Address: 3653 Regent Boulevard, Suite 401
City: Jacksonville State: FL Zip Code: 32224
Vendor's Administrator Name: Frank Anderson Title: VP Operations
Telephone: (904) 565-9060 Email: Fanderson@aconcci.com

SECTION 3 – VENDOR AUTHORIZED SIGNATORY

Authorized Signatory Name: Frank Anderson Title: VP Operations
Authorized Signatory Email: fanderson@Aconcci.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: Design-Build Services Contract Nassau Crossing Park Splash Pad
Short Description of Product(s)/Service(s) Being Requested: 60% Design-Build Services and permit initiation for the splash pad at Nassau Crossing Park
(GOODS AND/OR SERVICES TO BE PROCURED, PHYSICAL LOCATION, ETC.)
Procured Method: ☐Quotes ☐ITB ☒RFP ☐RFQ ☐Piggyback ☐Exemption ☐Sole Source ☐Single Source
☐Other: _____
Amount of Initial Contract Term: \$62,709.90 (60% Design-Build) Upon completion the GMP proposal will be provided
Amount of Renewal Options (if applicable): Year 1: _____ Year 2: _____
Year 3: _____ Year 4: _____
Total Amount of Contract (Initial Term + Renewal Options): Six (6) months from effective date (Estimate if necessary)
Account Number: 01075572-563710 C0088
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: AM

SECTION 6 – AMENDMENT INFORMATION

Contract Tracking No: CM3725 Amendment No: A2
Type of Amendment: ☐Renewal ☐Time Extension with Increase ☒Time Only Extension ☐Additional Scope
☐Supplemental Agreement ☒Other: add 90-days to the existing contract for completion of the splash pad
Contract Amount with Previous Amendments: \$ 616,268.25 Amount of this Amendment: \$ 0.00
New Contract Amount including this Amendment: \$ 616,268.25
Account Code Change From: 01075572-563710 C0088 To: 61007572-563710 C0088, 61008572-563710 C0088, 01075572-563710 C0088, 68075572-563710 C0088
County Authorized Signatory: ☐BOCC Chairman ☒County Manager
(IDENTIFY WHO WILL SIGN AMENDMENT ON BEHALF OF BOCC)

APPROVALS PURSUANT TO NASSAU COUNTY PURCHASING POLICY

1. Doug Podiak 8/7/2025 3. Ranace Helms 8/10/2025 BD
Department Head/Contract Manager Date Procurement Date
(Signature required only if procurement related)
2. Chris Lacambra 8/7/2025 JP 4. Denise C. May, Esq., BCS 8/11/2025 EM
Office of Mgmt. & Budget Date County Attorney Date

COUNTY MANAGER – FINAL SIGNATURE APPROVAL

[Signature] 8/11/2025
County Manager Date

**SECOND AMENDMENT TO DESIGN-BUILD SERVICES CONTRACT
Nassau Crossing Park Splash Pad**

THIS SECOND AMENDMENT TO DESIGN-BUILD SERVICES CONTRACT (“**Amendment**”) is made and entered into by and between the Board of County Commissioners of Nassau County, Florida (the “**Owner**” or “**County**”), and ACON Construction Co., Inc. (“**Design-Builder**”).

BACKGROUND FACTS

A. Owner and Design-Builder entered into that certain Design-Build Services Contract dated July 23, 2024 for Design-Builder to perform the services for the Project as more particularly described in NC24-009-RFP-Request for Proposals for Design/Build Services for Splash Pad at Nassau Crossing Park issued by Owner (the “**Contract**”); and

B. Owner and Design-Builder entered into that certain First Amendment to Design-Build Services Contract dated February 19, 2025, which included additional details regarding the Project; and

C. Owner and Design-Builder desire to further amend the Contract to extend the completion of the Project by ninety (90) days as set forth herein.

NOW, THEREFORE, in mutual consideration of the provisions contained herein, the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree to amend the Contract as follows:

1. Background Facts. The Background Facts as set forth above are agreed to be true and correct and incorporated herein by this reference.

2. Scheduled Substantial Completion Date. The Scheduled Substantial Completion Date, in accordance with Section 7.B of the Contract as amended by Section 5 of the First Amendment, is hereby amended and increased by an additional ninety (90) days, meaning the Scheduled Substantial Completion Date shall be two hundred forty (240) days following the date the Design-Builder received its permits for the Project.

3. Guaranteed Completion Date. The Guaranteed Completion Date shall remain as 15 (fifteen) days after the Substantial Completion Date.

4. Human Trafficking. In accordance with Section 787.06, Florida Statutes, the Design-Builder shall provide the County an affidavit, on a form approved by the County, signed by an officer or representative of the Design-Builder under penalty of perjury attesting that the Design-Builder does not use coercion for labor or services as defined in Section 787.06, Florida Statutes.

5. Contracting with Entities of Foreign Countries of Concern. In

accordance with Section 287.138, Florida Statutes, the Design-Builder shall provide the County an affidavit, on a form approved by the County, signed by an officer or representative of the Design-Builder under penalty of perjury attesting that the Design-Builder will comply with all requirements of Section 287.138, Florida Statutes.

6. All other terms and conditions of the Contract, as amended, that are not inconsistent with the provisions of this Amendment shall remain the same and in full force and effect.

[The remainder of this page was intentionally left blank by the parties.]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment, effective as of the day and year last written below.

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



Taco E. Pope, AICP, ICMA-CM
County Manager
Date: 8/11/2025

Approved as to form by the
Nassau County Attorney

Denise C. May, Esq., BCS

Denise C. May, Esq.

ACON Construction Co., Inc.

Frank Anderson

By: Frank Anderson
Its: VP Operations
Address: 3653 Regent Blvd. Suite 401
Jacksonville, FL 32224
Date: 8/11/2025

Certificate Of Completion

Envelope Id: 34A84859-D25B-46C0-A3FD-7831C52B280E

Status: Completed

Subject: Acon Construction Co., Inc. CM3725-A2 Time Extension Only

Source Envelope:

Document Pages: 4

Signatures: 8

Envelope Originator:

Certificate Pages: 5

Initials: 4

Noami Davis

AutoNav: Enabled

ndavis@nassaucountyfl.com

Envelopeld Stamping: Enabled

IP Address: 50.238.237.26

Time Zone: (UTC-05:00) Eastern Time (US & Canada)

Record Tracking

Status: Original

Holder: Noami Davis

Location: DocuSign

8/6/2025 12:42:55 PM

ndavis@nassaucountyfl.com

Signer Events

Signature

Timestamp

Becky Diden

bdiden@nassaucountyfl.com

Recycle Coordinator

Nassau County BOCC

Security Level: Email, Account Authentication
(None)

Signature Adoption: Pre-selected Style

Using IP Address: 50.238.237.26

Sent: 8/6/2025 1:26:10 PM

Viewed: 8/7/2025 11:23:00 AM

Signed: 8/7/2025 11:23:07 AM

Electronic Record and Signature Disclosure:

Not Offered via Docusign

Doug Podiak

dpodiak@nassaucountyfl.com

Facilities Director

Nassau County BOCC

Security Level: Email, Account Authentication
(None)

Signature Adoption: Pre-selected Style

Using IP Address: 50.238.237.26

Sent: 8/7/2025 11:23:09 AM

Viewed: 8/7/2025 1:17:25 PM

Signed: 8/7/2025 1:17:50 PM

Electronic Record and Signature Disclosure:

Not Offered via Docusign

Tracy Poore

tpoore@nassaucountyfl.com

OMB Admin

Nassau County BOCC

Security Level: Email, Account Authentication
(None)

Signature Adoption: Pre-selected Style

Using IP Address: 50.238.237.26

Sent: 8/7/2025 1:17:51 PM

Viewed: 8/7/2025 3:25:54 PM

Signed: 8/7/2025 3:26:12 PM

Electronic Record and Signature Disclosure:

Not Offered via Docusign

chris lacambra

clacambra@nassaucountyfl.com

OMB Director

Nassau County BOCC

Security Level: Email, Account Authentication
(None)

Signature Adoption: Pre-selected Style

Using IP Address: 50.238.237.26







Sent: 8/7/2025 3:26:14 PM

Viewed: 8/7/2025 3:26:26 PM

Signed: 8/7/2025 3:26:47 PM

Electronic Record and Signature Disclosure:

Not Offered via Docusign

Signer Events	Signature	Timestamp
<p>Ashley Metz ametz@nassaucountyfl.com Human Resources Director Nassau County BOCC Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>	 <p>Signature Adoption: Pre-selected Style Using IP Address: 50.238.237.26</p>	<p>Sent: 8/7/2025 3:26:48 PM Viewed: 8/7/2025 4:11:31 PM Signed: 8/7/2025 4:11:39 PM</p>
<p>Lanaee Gilmore lgilmore@nassaucountyfl.com Procurement Director Nassau County BOCC Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>	 <p>Signature Adoption: Pre-selected Style Using IP Address: 2601:344:c300:13a0:3495:a94:775c:b5c9</p>	<p>Sent: 8/7/2025 4:11:41 PM Viewed: 8/10/2025 8:28:04 PM Signed: 8/10/2025 8:28:38 PM</p>
<p>Frank Anderson fanderson@Aconcci.com VP Operations Frank Anderson, ACON Constr Co Inc Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Accepted: 8/11/2025 6:59:39 AM ID: ac5f2d19-b4c6-4f70-be7c-1d3172159c7a</p>	 <p>Signature Adoption: Pre-selected Style Using IP Address: 50.196.116.193</p>	<p>Sent: 8/10/2025 8:28:42 PM Viewed: 8/11/2025 6:59:39 AM Signed: 8/11/2025 7:00:17 AM</p>
<p>Elizabeth Moore emoore@nassaucountyfl.com Assistant County Attorney Nassau County Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>	 <p>Signature Adoption: Pre-selected Style Using IP Address: 50.238.237.26</p>	<p>Sent: 8/11/2025 7:00:19 AM Viewed: 8/11/2025 12:11:13 PM Signed: 8/11/2025 12:11:46 PM</p>
<p>Denise C. May, Esq., BCS dmay@nassaucountyfl.com County Attorney Nassau County BOCC Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>	 <p>Signature Adoption: Pre-selected Style Using IP Address: 2601:346:700:3710:808e:713f:7ed1:b11e Signed using mobile</p>	<p>Sent: 8/11/2025 12:11:48 PM Viewed: 8/11/2025 12:12:09 PM Signed: 8/11/2025 12:12:43 PM</p>
<p>Taco Pope, AICP tpope@nassaucountyfl.com County Manager Nassau County BOCC Security Level: Email, Account Authentication (None)</p> <p>Electronic Record and Signature Disclosure: Not Offered via DocuSign</p>	 <p>Signature Adoption: Drawn on Device Using IP Address: 50.238.237.26</p>	<p>Sent: 8/11/2025 12:12:45 PM Viewed: 8/11/2025 2:21:55 PM Signed: 8/11/2025 2:22:08 PM</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
Clerk Services boccclerkservices@nassauclerk.com Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Not Offered via DocuSign	COPIED	Sent: 8/11/2025 2:22:12 PM Viewed: 8/11/2025 3:09:29 PM
Procurement Department procurement@nassaucountyfl.com Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Not Offered via DocuSign	COPIED	Sent: 8/11/2025 2:22:13 PM
Jennifer Kirkland jkirkland@nassaucountyfl.com Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Not Offered via DocuSign	COPIED	Sent: 8/11/2025 2:22:14 PM
Pamela Nelson pnelson@nassaucountyfl.com Admin Specialist II Nassau BOCC Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Not Offered via DocuSign	COPIED	Sent: 8/11/2025 2:22:15 PM
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	8/6/2025 1:26:10 PM
Certified Delivered	Security Checked	8/11/2025 2:21:55 PM
Signing Complete	Security Checked	8/11/2025 2:22:08 PM
Completed	Security Checked	8/11/2025 2:22:15 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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: procurement@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 procurement@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 procurement@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 procurement@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.

By selecting the check-box next to 'I agree to use electronic records and signatures', you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- 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.