

**AMENDMENT TO THE ANNUAL OPEN GRADED ASPHALT
PAVEMENT CONTRACT NO. 2007054 DATED MAY 15,
2007 BY AND BETWEEN FLORIDA HIGHWAY PRODUCTS,
INC., AND PALM BEACH COUNTY**

THIS AMENDMENT to the Annual Open Graded Asphalt Pavement Contract dated May 15, 2007, (R-2007-0735), hereinafter "CONTRACT" by and between Florida Highway Products, Inc., hereinafter "CONTRACTOR" and the BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter, "COUNTY".

W I T N E S S E T H

WHEREAS, on May 15, 2007, the CONTRACTOR and COUNTY entered into an Annual Open Graded Asphalt Pavement Contract for furnishing and installing Cold-Mix Open Graded Asphaltic Concrete Pavement surface on the roadways throughout Palm Beach County; and

WHEREAS, Section 33 of the contract provides that the contract may be extended, at the COUNTY'S option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to extend the CONTRACT until September 30, 2009, with all original terms, conditions and unit prices adhered to; and

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The above recitations are true and correct and incorporated herein. The CONTRACT, dated May 15, 2007, between the CONTRACTOR and the COUNTY is hereby amended to extend the expiration date of the CONTRACT to September 30, 2009.
2. It is the intent of the parties hereto that this Agreement shall not become binding until the date executed by the Board of County Commissioners of Palm Beach County.
3. All other provisions of the Annual Open Graded Asphalt Pavement Contract dated May 15, 2007, shall remain in full force and effect.

**ANNUAL OPEN GRADED ASPHALT PAVEMENT CONTRACT
PALM BEACH COUNTY PROJECT NO. 2007054
EXTENSION AMENDMENT**

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IN WITNESS WHEREOF, the parties have caused this Contract to be executed and sealed as of the day and year first written above.

ATTEST:
SHARON R. BOCK
Clerk and Comptroller

PALM BEACH COUNTY, a Political
Subdivision of the State of Florida
Board of County Commissioners

By: _____
Deputy Clerk

By: _____
Addie L. Greene, Chairperson

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

COUNTY ATTORNEY

Charles Rich
ENGINEERING

ATTEST:

FLORIDA HIGHWAY PRODUCTS, INC.
Contractor

Vernice Brachman
Secretary or Asst. Secretary

By: W. H. Lyne, C, President
(Signature & Title)

Robert H. Maggard - President
(Print Name & Title)

(Seal)