

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	* -0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE	-0-	-0-	-0-	-0-	-0-
POSITIONS (Cumulative)	-0-	-0-	-0-	-0-	-0-

Is Item Included In Current Budget? Yes _____ No _____

Budget Account No.:

Fund Department Unit Object

B. Recommended Sources of Funds/Summary of Fiscal Impact:

* NO FISCAL IMPACT

* Allocations to the various departments are a not to exceed amount and can be expended from various accounting lines for various projects where budget is available.

C. Departmental Fiscal Review: A. White

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

 A. White
 na 9/15/09 OFMB CN 9/15/09

 A. White 9/16/09
 Contract Dev. and Control

B. Legal Sufficiency:

 A. White 9/24/09
 Assistant County Attorney

This amendment complies with our review requirements.

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

**SECOND AMENDMENT TO THE ANNUAL GUARDRAIL
CONTRACT NO. 2008051 DATED SEPTEMBER 11, 2007
BY AND BETWEEN SOUTHEAST ATTENUATORS, INC.,
AND PALM BEACH COUNTY**

THIS AMENDMENT to the Annual Guardrail Contract dated September 11, 2007, (R-2007-1457), hereinafter "CONTRACT" by and between Southeast Attenuators, 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 September 11, 2007, the CONTRACTOR and COUNTY entered into an Annual Guardrail Contract for furnishing and installing guardrail and other related tasks throughout Palm Beach County; and

WHEREAS, on October 7, 2008, (R-2008-1713) the CONTRACTOR and COUNTY mutually agreed to an extension of the Contract through September 30, 2009; 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 retroactively, from September 30, 2009 to September 11, 2010, with all original terms, conditions and unit prices adhered to, except as stated below; 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 September 11, 2007, between the CONTRACTOR and the COUNTY is hereby amended as follows:

a. to extend the expiration date of the CONTRACT retroactively, from September 30, 2009 to September 11, 2010.

b. revise the unit prices on specific bid items to reflect a lower cost to the County as shown on the attached Exhibit A.

The Contract Documents relative hereto are made a part of this agreement as completely as if set forth herein to the satisfaction of the COUNTY or its' duly authorized representative.

2. It is the intent of the parties hereto that this Agreement shall not become binding until the date executed by the COUNTY.

3. All other provisions of the Annual Guardrail Contract dated September 11, 2007, shall remain in full force and effect.

**ANNUAL GUARDRAIL CONTRACT
PALM BEACH COUNTY PROJECT NO. 2008051
EXTENSION AMENDMENT 2**

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IN WITNESS WHEREOF, the parties have caused this Contract to be executed and sealed 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: _____
John F. Koons, Chairman

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

COUNTY ATTORNEY

Charles Rich
ENGINEERING

ATTEST:

SOUTHEAST ATTENUATORS, INC.
Contractor

[Signature]
Secretary or Asst. Secretary

By: Debra Ricci - President
(Signature & Title)

Debra Ricci - President
(Print Name & Title)

(Seal)

EXHIBIT A



July 30, 2009

Palm Beach County
Department of Engineering and Public Works
PO Box 21229
West Palm Beach, FL 33416-1229

Attn: Mark Sinkhorn,

As per our conversation on July 28, 2009, pertaining to the annual guardrail contract number 2008051, between Southeast Attenuators, Inc. and Palm Beach County, in looking over our prices we are able to decrease the following line item prices for the upcoming 2009-2010 contract extension:

Item #	Description	Amount
18	Anchor, Type Melt	\$ 1,675.00 each
19	Anchor, Type Let	\$ 2,675.00 each
20	Anchor, Type ET 2000	\$ 2,675.00 each
21	Anchor, Type SKT 350	\$ 2,475.00 each
22	Anchor, Type Fleat 350	\$ 2,475.00 each
23	Anchor, Type SRT 350	\$ 2,725.00 each
46	G/R steal beam 0-37.5'	\$ 20.75 lf
47	G/R steal beam 37.5-62.5'	\$ 20.75 lf
55	G/R shop bent 100-500'	\$ 10.00 lf
56	G/R shop bent over 500'	\$ 10.00 lf
69	Safety Pipe Rail	\$ 13.75 lf

All remaining line item prices will remain the same per our current contract.

Sincerely,

Debra Ricci
Debra Ricci
President

RECEIVED
AUG. 3, 2009



**SOUTHEAST GUARDRAIL
AND ATTENUATORS**
7788 Heeper Road
West Palm Beach, FL 33411
Phone: (561) 792-0640 Fax: (561) 792-9788

July 28, 2009

Mr. Mark Sinkhorn
Palm Beach County
Department of Engineering and Public Works
P.O. Box 21229
West Palm Beach, FL 33412

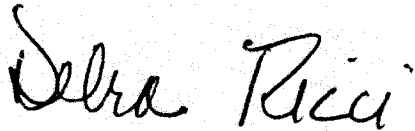
RE: ANNUAL GUARDRAIL CONTRACT
PALM BEACH COUNTY PROJECT #2008051

Dear Mr. Sinkhorn,

This notice is to inform you that Southeast Attenuators, Inc., agrees to extend the above stated contract through the 2009/2010 Fiscal Year, pursuant to the General Conditions and Instructions of the existing Contract upon approval by the Board of County Commissioners.

If you have questions please feel free to contact my office. We look forward to our future relationship.

Thank You,



Debra Ricci,
President

RECEIVED
JUL 29 2009

Exp. Sec. M