

**FIRST MODIFICATION TO  
BLANKET PURCHASE AGREEMENT NO. 221210095  
FOR ITB 21224 – SYNTHETIC TURF INSTALLATION**

**THIS FIRST MODIFICATION AGREEMENT (“First Modification”)**, dated this 18th day of August, 2021, is entered into between **HILLSBOROUGH COUNTY**, a political subdivision of the State of Florida, hereinafter referred to as "**COUNTY**"; and Abilacy Holdings, LLC, d/b/a Foreverlawn of Tampa Bay, a Florida corporation hereinafter referred to as "**CONTRACTOR.**"

**WITNESSETH**

WHEREAS, on May 5, 2021, the COUNTY and the CONTRACTOR entered into an Agreement concerning COUNTY Invitation to Bid No. 21224, entitled Synthetic Turf Installation; and

WHEREAS, the Agreement was for a five (5) year term beginning May 7, 2021, through May 31, 2026, in a not-to-exceed amount \$1,063,400.00; and

WHEREAS, the County wishes to modify the Agreement by increasing the not-to-exceed monetary amount of the Agreement in order to continue ongoing and as needed mowing and landscape maintenance services.

NOW, THEREFORE, in consideration of the mutual covenants and provisions contained herein, additional to those heretofore made, the Agreement is hereby modified as follows:

1. Increase the Agreement not-to-exceed amount by \$48,400.00 from \$1,063,400.00 to \$1,111,800.00 for the continuation of ongoing and as needed synthetic turf installation and repairs, as specified in Attachment “A”, attached hereto.
2. The aforementioned changes shall become effective upon approval by the BOCC.
3. In the event any section, sentence, clause, or provision of this First Modification is held to be invalid, illegal or unenforceable by a court having jurisdiction over the matter, the remainder of this First Modification shall not be affected by such determination and shall remain in full force and effect.
4. All other terms and conditions of the Agreement (including all previous modifications) which do not conflict with this First Modification are hereby reaffirmed in their entirety. In the event of a conflict between the terms of this First Modification and the Agreement, the terms of this First Modification shall control.
5. The parties agree that this First Modification and all documents associated with the transaction contemplated herein may be executed by electronic signature in a manner that complies with Chapter 668, Florida Statutes, and as approved by the Hillsborough County Board of County Commissioners in Resolution R15-025 on February 4, 2015.

Except for all conflicting terms and conditions that are hereby changed to conform to this FIRST MODIFICATION, the Agreement is hereby reaffirmed in its entirety.

IN WITNESS WHEREOF, the COUNTY and the CONTRACTOR have caused this FIRST MODIFICATION to be executed below by their duly authorized representatives.



ATTEST: Cindy Stuart  
Clerk of the Circuit Court  
BY: Diana Olson  
Deputy Clerk

COUNTY: Hillsborough County, Florida

BY: Patricia Kemp  
Patricia Kemp, Chair  
Board of County Commissioners

ATTEST:

CONTRACTOR: Abilacy Holdings, LLC,  
d/b/a Foreverlawn of Tampa Bay

1<sup>st</sup> witness to signature

[Signature]

Printed name of 1<sup>st</sup> witness

Nazariv Nadraga

2<sup>nd</sup> witness to signature

[Signature]

Printed name of 2<sup>nd</sup> witness

Kyle Booker

By: [Signature]  
Authorized signature

Chris Powell

(Printed name of signer)

President

(Printed title of signer)

235 W Brandon Blvd #110 Brandon, FL 33511

(Business address of Contractor)

(813) 436-9222

(Phone number of signer)

7/30/21

Date

ITB No. 21224	Approval	Date
Department	<u>[Signature]</u>	<u>7/15/21</u>
Procurement Services	AOC	8/2/2021
County Attorney	<u>C.V.D.</u>	<u>7/13/21</u>

Approved as to Form and Legal Sufficiency:

By: Charlotte V. Diggs Date: 7/13/21  
Senior Assistant County Attorney

BOARD OF COUNTY COMMISSIONERS  
HILLSBOROUGH COUNTY FLORIDA  
DOCUMENT NO.

21-0882

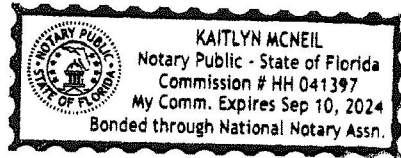
ACKNOWLEDGEMENT FOR CORPORATION

STATE OF Florida )

COUNTY OF Hillsborough

On this 30<sup>th</sup> of July, 2021, before me the undersigned authority, personally appeared Chris Powell, to me known to be the individual described in and who executed the foregoing instrument as President of ForeverLawn of Tampa Bay, a Limited Liability corporation, and who severally and duly acknowledged the execution of such instrument as such officer aforesaid, for and on behalf of and as the act and deed of said corporation, pursuant to the powers conferred upon said officer by the corporation's Board of Directors or other appropriate authority of said corporation, and who, having knowledge of the several matters stated in said foregoing instrument, certified the same to be true in all respects. He/she is personally known to me or has produced \_\_\_\_\_ as identification.

Kaitlyn McNeil  
(Official Notary Signature and Notary Seal)



Kaitlyn McNeil  
(Name of Notary typed, printed, or stamped)

041397  
(Commission Number)

Sept. 10, 2024  
(Commission Expiration Date)

May 28, 2021

Christopher Sanz  
Hillsborough County Parks and Recreation

Chris,

I am providing this letter summarizing the additional pricing requested.

Cricket Pitch Synthetic Grass – Includes glue down to existing concrete. Removal services not included.

- \$5.00 per square foot of grass ordered.

#### General Labor Rates for Repair Services or Removal Services

- Supervisor - \$80 per hour
- Install Lead - \$65 per hour
- Crew Members - \$50 per hour

These rates include tools and equipment but no additional materials – glue, seam tape, staples, base materials, nailer board, etc. Materials and any equipment rentals – roll offs for removal or hauling services for example – would be billed separately.

If you have any questions at all, please don't hesitate to call us. We look forward to working with you.

Sincerely,

Chris Powell  
President



## Brown, Rodney

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**From:** Kempa, Theresa  
**Sent:** Tuesday, July 20, 2021 11:58 AM  
**To:** Brown, Rodney  
**Subject:** RE: Economic Development Review of Modification for ITB 21224, Synthetic Turf

They are good to go

**Theresa Kempa, MCA**  
**Manager MBE & SBE Programs**  
Economic Development

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P: (813) 276-2729  
M: (813) 924-9521  
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W: [HillsboroughCounty.DiversityCompliance.com](http://HillsboroughCounty.DiversityCompliance.com)

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**Hillsborough County**  
601 E. Kennedy Blvd., 20<sup>th</sup> FL, Tampa, FL 33602

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Please note: All correspondence to or from this office is subject to Florida's Public Records law.

**From:** Brown, Rodney <[BrownR@hillsboroughcounty.org](mailto:BrownR@hillsboroughcounty.org)>  
**Sent:** Tuesday, July 20, 2021 11:56 AM  
**To:** Kempa, Theresa <[KempaT@hillsboroughcounty.org](mailto:KempaT@hillsboroughcounty.org)>  
**Subject:** RE: Economic Development Review of Modification for ITB 21224, Synthetic Turf

Theresa,

There was no goal on this one.

**From:** Kempa, Theresa <[KempaT@hillsboroughcounty.org](mailto:KempaT@hillsboroughcounty.org)>  
**Sent:** Tuesday, July 20, 2021 11:54 AM  
**To:** Brown, Rodney <[BrownR@hillsboroughcounty.org](mailto:BrownR@hillsboroughcounty.org)>  
**Subject:** RE: Economic Development Review of Modification for ITB 21224, Synthetic Turf

Rodney –

What's really helpful on these is if you tell me whether or not the original award had any goal on it or was an SBE set aside. I doubt there was any goal associated with this because we don't have any firms that sell synthetic turf. Bu the real answer is: If there was no associated goal with the project and we have no firms then really we have no issue.

Theresa

**Theresa Kempa, MCA**  
**Manager MBE & SBE Programs**  
Economic Development

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**From:** Brown, Rodney <[BrownR@hillsboroughcounty.org](mailto:BrownR@hillsboroughcounty.org)>  
**Sent:** Tuesday, July 20, 2021 10:15 AM  
**To:** Kempa, Theresa <[KempaT@hillsboroughcounty.org](mailto:KempaT@hillsboroughcounty.org)>  
**Cc:** Brown, Rodney <[BrownR@hillsboroughcounty.org](mailto:BrownR@hillsboroughcounty.org)>  
**Subject:** Economic Development Review of Modification for ITB 21224, Synthetic Turf

Good Morning Theresa,

The Parks and Recreation Department seeks to take a Modification to the August 18, 2021, Board meeting to modify the subject contract with Abilacy Holdings, LLC, d/b/a Foreverlawn of Tampa Bay. They seek to increase the existing blanket purchase agreement (221210095) by \$48,400.00, from \$1,063,400.00 to \$1,111,800.00, to accommodate additional purchases of synthetic turf for cricket pitches and repairs of existing synthetic turf fields. Please review and advise if the requesting department may proceed with taking the Modifications to the Board. Don't hesitate to contact me with any questions or concerns.

r/s,  
**Rodney Brown, Sr., MPA**  
**Senior Procurement Analyst**  
Procurement Services Department

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P: (813) 276-2544  
E: [brownr@HCFLGov.net](mailto:brownr@HCFLGov.net)  
W: [HCFLGov.net](http://HCFLGov.net)

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**Hillsborough County**

601 E. Kennedy Blvd., Tampa, FL 33602

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