

**SECOND AMENDMENT TO AGREEMENT BETWEEN ALACHUA COUNTY AND GLOBAL
TIRE RECYCLING OF SUMTER COUNTY, INC., FOR ANNUAL PROCESSING OF WASTE
TIRES, NO. 12082**

THIS SECOND AMENDMENT ("Amendment") is made by and between Alachua County, Florida, a political subdivision and charter county of the State of Florida, by and through its Board of County Commissioners (the "County") and GLOBAL TIRE RECYCLING OF SUMTER COUNTY, INC., a Florida for Profit Corporation, which is authorized to do business in the State of Florida ("Contractor"), who are collectively referred to as the "Parties".

WITNESSETH:

WHEREAS, the Parties previously entered into a Contractual Services Agreement, dated December 14, 2021, for Annual Processing of Waste Tires, identified by No. 12082 (the "Agreement"); and

WHEREAS, the Parties previously entered into the First Amendment to the Agreement, dated August 11, 2022, through which the Agreements term was extended through September 30, 2024 (the "First Amendment"); and

WHEREAS, the County has experienced an unexpectedly higher use of the services provided by the Contractor which necessitates an increase in the Agreements annual Not to Exceed amount; and

WHEREAS, the Parties desires to amend the Agreement to increase the annual Not to Exceed amount and to do as otherwise provided herein.

NOW, THEREFORE, the County and Contractor agree to amend the Agreement as follows:

A. Amendment. Section #4, of the Agreement titled "Method of Payment", sub-section 4.1 is amended in its entirety to read as follows:

4.1. The County shall pay the Contractor in accordance with the Fee Schedule attached hereto as Exhibit 2, up to a total amount that shall not exceed One Hundred Seventy Five Thousand Dollars and No Cents (\$175,000.00) per fiscal year. For the purposes of this Agreement, a fiscal year commences on October 1st and ends on September 30th.

B. Effective Date. This Amendment shall be effective upon execution by both Parties.

C. Original Agreement. Unless expressly amended herein, all other terms and provisions of the original Agreement between the Parties, including any prior amendments to the Agreement, shall be and remain in full force and effect. In the event any of the prior amendments to the Agreement conflict with this Amendment, the provisions of this Amendment shall prevail.

IN WITNESS WHEREOF, the Parties have caused this Amendment to be executed on the day and year below written.

ALACHUA COUNTY, FLORIDA

By: _____

Anna Prizzia, Chair

Board of County Commissioners

Date: _____

ATTEST

APPROVED AS TO FORM

J.K. "Jess" Irby, Esq., Clerk

(SEAL)

Alachua County Attorney's Office

CONTRACTOR

By: Mark J. Bailey

Print: Mark J. Bailey

Title: President

Date: 6-27-23

IF THE CONTRACTOR IS NOT A NATURAL PERSON, PLEASE PROVIDE A CERTIFICATE OF INCUMBENCY AND AUTHORITY, OR A CORPORATE RESOLUTION, LISTING THOSE AUTHORIZED TO EXECUTE AGREEMENTS ON BEHALF OF YOUR ORGANIZATION. IF ARE A NATURAL PERSON, THEN YOUR SIGNATURE MUST BE NOTARIZED.

(Insert Name of Corporation)

**CORPORATE RESOLUTION GRANTING SIGNING AUTHORITY
AND AUTHORITY TO CONDUCT BUSINESS**

The Board of Directors ("Directors") of Global Tire Recycling, a
(insert name of company)
Florida corporation (the "Corporation"), at a duly and properly
(insert state of incorporation)
held meeting on the 27 day of June, 2023, did hereby consent to, adopt,
ratify, confirm and approve the following recitals and resolutions:

WHEREAS, the Corporation is a duly formed, validly existing corporation in good standing under the laws of the State of Florida and is authorized to do business in the State of Florida; and

WHEREAS, the Corporation desires to grant certain persons the authority to execute and enter into contracts and conduct business on behalf of the Corporation.

NOW, THEREFORE, BE IT RESOLVED, that any of the following officers and employees of the Corporation listed below are hereby authorized and empowered, acting alone, to sign, execute and deliver any and all contracts and documents on behalf of the Corporation, and to do and take such other actions, including but not limited to the approval and execution of contracts, purchase orders, amendments, change orders, invoices, and applications for payment, as in his or her judgment may be necessary, appropriate or desirable, in connection with or related to any bids, proposals, or contracts to, for or with to Alachua County, a charter

county and political subdivision of the State of Florida:

| <u>NAME</u> | <u>TITLE</u> |
|-----------------------|------------------|
| <u>Mark J. Bailey</u> | <u>President</u> |
| <u>Mark J. Bailey</u> | <u>Secretary</u> |
| _____ | _____ |
| _____ | _____ |

BE IT RESOLVED THAT, these resolutions shall continue in full force and effect, and may be relied upon by Alachua County, until express written notice of their rescission or modification has been received by the Purchasing Manager of Alachua County. Any revocation, modification or replacement of these resolutions must be accompanied by documentation satisfactory to the Purchasing Manager of Alachua County, establishing the authority for the changes.

IN WITNESS WHEREOF, I have executed my name as Secretary and have hereunto affixed the corporate seal of the above-named Corporation this 27 day of June, 2023, and do hereby certify that the foregoing is a true record of a resolution duly adopted at a meeting of the Board of Directors of the Corporation and that said meeting was held in accordance with state law and the Bylaws of the Corporation, and that the resolution is now in full force and effect without modification or rescission.

(Corporate Seal)

Secretary of the Corporation

By: Mark J. Bailey

Mark J. Bailey
(Print Secretary's Name)