

**FIRST AMENDMENT TO ADDENDUM AGREEMENT  
FOR UNDERGROUND UTILITY CONSTRUCTION  
NO. 13839**

THIS FIRST 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 Utility Services of Gainesville, 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(n) Addendum Agreement, dated July 12, 2023, for Underground Utility Construction, identified by No. 13839 (the "Agreement") based upon University of Florida Agreement # ITB20KO-116, Annual Contract for Underground Utility Construction (the "UF Agreement"); and

**WHEREAS**, the County has seen an unexpected high usage of the Services provided by the Contractor which requires an increase in the Agreements annual Not to Exceed Amount; and

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

A. Amendment. Paragraph #4.D.1, of the Agreement titled "Prices and Invoicing Procedures" is amended to read as follows:

1) Pricing for the Services timely and completed by the Contractor for the County will be a sum not to exceed \$4,000,000.00 annually, based on the prices listed in the UF Agreement, a copy of which is attached hereto as **Exhibit 3** and incorporated in the Agreement. For the purpose of this Agreement annually is October 1 through September 30 of the year

B. Amendment. Paragraph 8, titled, Human Trafficking Affidavit of No Coercion For Labor Or Services, is added to the Agreement to read as follows:

8. Section 787.06(13), Florida Statutes requires any governmental entity, which includes "district", when executing, renewing, or extending a contract, must obtain an affidavit from the non-governmental entity attesting that it does not use coercion for labor or services. The terms "coercion" and "labor" are defined respectively in sections 787.06(2)(a) 1-72 and 787.06(2)(e)3, Florida Statutes. The Contractor will certify this understanding, obligation, through the completion of the No Coercion for Labor or Services Affidavit, attached hereto and incorporated herein to this Amendment, as Exhibit 4.

C. Effective Date. This Amendment shall be effective upon and after full execution of this Amendment by the Parties.

D. 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 First Amendment to be executed on the day and year below written.

**ALACHUA COUNTY, FLORIDA**

By: \_\_\_\_\_

Charles Chestnut, IV, Chair

Board of County Commissioners

Date: \_\_\_\_\_

**ATTEST**

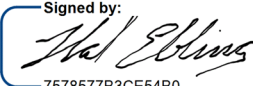
**APPROVED AS TO FORM**

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

(SEAL)

\_\_\_\_\_  
Alachua County Attorney's Office

**CONTRACTOR**

Signed by:   
By: \_\_\_\_\_  
7578577B3CE54B0...  
Print: Hal Ebling  
Title: President  
Date: 3/25/2025

**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.**

**Exhibit 4: No Coercion for Labor or Services Affidavit**

State of Florida,

County of Alachua

I, (Signatory Name) being duly sworn, state under oath:

1. I am a duly authorized representative of (Company Name).
2. Under penalty of perjury, I attest and affirm that (Company Name) does not use coercion as defined in section 787.06(2)(a), Florida Statutes to employ any person for labor or services.
3. This signed attestation is provided to the Alachua County Board of County Commissioners to comply with section 787.06(13), Florida Statutes.

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Signature

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Date Signed

## Certificate Of Completion

Envelope Id: E843B3C2-01B7-4312-96F9-D7E33684FC35

Status: Completed

Subject: Complete with Docusign: #13839 First Amendment to Addendum Agreement with Underground Utility C...

Source Envelope:

Document Pages: 3

Signatures: 1

Envelope Originator:

Certificate Pages: 4

Initials: 0

Thomas (Jon) Rouse

AutoNav: Enabled

trouse@alachuacounty.us

Envelopeld Stamping: Enabled

IP Address: 163.120.80.69

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

## Record Tracking

Status: Original

Holder: Thomas (Jon) Rouse

Location: DocuSign

3/25/2025 8:55:40 AM

trouse@alachuacounty.us

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Pool: StateLocal

Storage Appliance Status: Connected

Pool: Alachua County

Location: Docusign

## Signer Events

### Signature

### Timestamp

Hal Ebling

Signed by:

Sent: 3/25/2025 8:56:20 AM

hal@usigainesville.com

Viewed: 3/25/2025 2:24:41 PM

President

Signed: 3/25/2025 2:31:42 PM

USI

Signature Adoption: Drawn on Device

Security Level: Email, Account Authentication  
(None)

Using IP Address: 98.190.41.124

Signed using mobile

## Electronic Record and Signature Disclosure:

Accepted: 3/25/2025 2:24:41 PM

ID: 18c33bf6-632b-4926-9aac-816b125a4509

## 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

## Witness Events

### Signature

### Timestamp

## Notary Events

### Signature

### Timestamp

## Envelope Summary Events

### Status

### Timestamps

Envelope Sent

Hashed/Encrypted

3/25/2025 8:56:20 AM

Certified Delivered

Security Checked

3/25/2025 2:24:41 PM

Signing Complete

Security Checked

3/25/2025 2:31:42 PM

Completed

Security Checked

3/25/2025 2:31:42 PM

## Payment Events

### Status

### Timestamps

## Electronic Record and Signature Disclosure

## **ELECTRONIC RECORD AND SIGNATURE DISCLOSURE**

From time to time, Alachua County (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.

### **Getting paper copies**

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 Alachua County:**

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: [mguidry@alachuacounty.us](mailto:mguidry@alachuacounty.us)

### **To advise Alachua County 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 [mguidry@alachuacounty.us](mailto:mguidry@alachuacounty.us) 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 Alachua County**

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 [mguidry@alachuacounty.us](mailto:mguidry@alachuacounty.us) 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 Alachua County**

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 [mguidry@alachuacounty.us](mailto:mguidry@alachuacounty.us) 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 Alachua County 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 Alachua County during the course of your relationship with Alachua County.