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SUBJECT: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQP, SITE ACCESSORIES, SURFACING, & RELATED PRODUCTS AND SERVICES

BID #: PSC-0344-22 **OPEN DATE: 03/16/2017**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: PIGGYBACK CONTRACT – INITIAL TERM OF FIVE (5) YEARS, WITH THE FIRST OF TWO (2) TWO-YEAR RENEWAL TERMS TO EXPIRE ON JUNE 30, 2024.

AGENCY: PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT

BASIS OF AWARD: PIGGYBACK

NUMBER OF BIDS INVITED: ( ) NUMBER RECEIVED: ( ) OTHER ( )

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to amend and increase the award to Piggyback Contract No. 2017001135 State of North Carolina County of Mecklenburg for Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services, with Kompan, Inc. dated 2/24/2022 for additional playground installation at Russell "Bill" Cook Jr. Park in the amount of $115,148.08. The revised total award expenditure not-to-exceed $1,371,256.58.

Funding Source: 32111.167101.565051.010422.00000000.00000.0000000. To be executed by formal contract amendment (City Contract #71662-22, Amendment #3) through the Office of General Counsel and process by purchase order(s).

ATTACHMENTS: Recommendation Memo; Supplier Proposal; Previous Awards

ANALYST: RENATA BARNETT **RESPECTFULLY SUBMITTED** DUSTIN FREEMAN, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Daryl Joseph, Director of Parks, Recreation and Community Services Department

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)

ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING _____ MEMBERS DISAPPROVING _____ DATE: _____

_____ _____ OTHER: _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE _____

APPROVED _____ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

A NEW DAY.

City of Jacksonville, Florida

Donna Deegan, Mayor

Parks, Recreation & Community Services Department
214 N. Hogan Street, 4th Floor
Jacksonville, FL 32202
(904) 630-CITY
www.coj.net

April 30, 2024

MEMORANDUM

TO: Dustin Freeman, Chief
Procurement Division

FROM: Daryl T. Joseph, Director
Parks, Recreation and Community Services

RE: **Amendment 3-PSC-0344-22 Piggyback State of North Carolina County of Mecklenburg-Kompan - Russell "Bill" Cook Jr. Park - City Contract #71662-22**

The Parks, Recreation and Community Services Department respectfully request to amend and increase the award to Kompan Inc for additional playground installation at **Russell "Bill" Cook Jr. Park**, for $115,148.08.

The funding source will be:

32111.167101.565051.010422.00000000.00000.0000000

The total not-to-exceed maximum indebtedness will be $1,371,256.58.

The funds will be encumbered by individual purchase order under POA-71662-22.

If you have any questions or if further information is required, please contact Sharon Covart 255-8765.

DJ/sc

Parks, Recreation & Community Services
Job Scope / Specifications

	Admin Award Request		Informal Quote Request ITQ
	Agreement Amendment Request		New Low Bid Request ITB
	CIP Construction Services		Request for Proposal RFP
	Contract Purchase Agreement	X	Piggyback Request
	Direct Material Purchase		Single Source
	Emergency Request		Federal Funded [i.e. CDBG]
	Close a PO/BO		Change Order on PO listed

POA:	71662-22
Date:	4/2/24
Recommended Vendor:	Kompan, Inc.
Address:	
City/State/Zip:	
Quote Attached	Yes

FY22 Special Committee on Parks & Quality Life

POETA	Project#	Task#	Expenditure Type	Expenditure Organization	Contract#	Funding Source	
	010422	1	565051	PRSC	32111-384020	Parks & Rec Capital Projects	
1Cloud Funding	**Fund**	**Center**	**Account**	**Project**	**Activity**	**Interfund**	**Future**
	32111	167101	565051	010422	00000000	00000	0000000

Description of Item / Or Invoice #	QTY	UNIT	UNIT $	AMOUNT
Project is located at: **Russell "Bill" Cook, Jr. Park**, 3800 Jones St., Jacksonville, FL 32208				
Contractor to provide material / labor / equipment / transportation / taxes to: Supply and installation of playground equipment. **Note: Equipment originally contracted to be installed at Charles Boobie Clark Park will be installed at Russell "Bill" Cook, Jr. Park instead.				
Includes: Furnishing of playground equipment, sitework, surfacing, installation of playground structure, shade structure, ADA ramp, concrete demo & installation, engineered stamped drawings, permit fee, and freight	1	Job	$ 115,148.08	$ 115,148.08

Note: All questions/clarifications about the scope must be submitted at least 3 days prior to the bid closing. No questions will be answered 2 days prior to bid close to allow the Project Manager time to respond. Contractor will be responsible for all site clean-up and removal of all debris everyday while installation/work is being completed. Contractor will not be allowed to store any materials/supplies or equipment on site during this project completion. Contractor is responsible for all broken walkways, irrigation, water or electrical lines that they may damage during the installation of the project. Any spoil piles shall not be left on site. Project completion shall be verified by the project manager prior to payment. All projects and work shall be compliant with local building codes and with the Americans with Disabil ties Act compliance regulations. This project shall be completed within 30 days after receiving the official PO notification from the City of Jacksonville. All projects will be reviewed by COJ Project Manager(s) to ensure adherence to scope. All measurements shall be field verified by the Contractor before bidding on the project.

Contact: Becca Wright, 904-255-7923 upon receipt of purchase order				
Total Amount of Order				**$ 115,148.08**
Ship to: N/A				

Requested By:	Becca Wright	Requested For:	Becca Wright
Approved:		Date	2/14/24

Daryl T. Joseph, Director

KOMPAN Let's play

OMNIA PARTNERS

Sales Proposal

Quote No.	SP134634-4
Customer No	510038
Document Date	03/27/2024
Expiration Date	05/26/2024

City of Jacksonville
Rebecca Wright
240 Hogan Street
Jacksonville, FL 32204

Sales Representative	Stacy Moseley
Email	StaMos@Kompan.com
Phone No.	904-716-7605 / 800-426-9788

Project Name US304457 Bill Cook

No.	Description	Qty	Unit	Unit Price	Discount %	Net Price
	OMNIA Partners Contract #2017001135 POA #640225-22					
INSTALL SPECIAL	Installation of Equipment from Parkwood invoice 12906 1 - KSW924-CUSTOM 20144893 1 - GXY960010-3417 1 - ELE400024-3717F 1 - PCE211102-CUSTOM 20147690 2 - PAR3003 AGE SIGN	1	Pieces	20,325.20	5.00	19,308.94
US-EXCAVATION	Excavation of up to 6" dirt/grass	3,217	Sq. Feet	4.23	5.00	12,927.51
US-DEMO	Demolition/Removal 4 old shade posts and footers	1	Pieces	6,923.08	5.00	6,576.93
US-CONCRETEWORK	Provide Concrete ADA ramp 4'x6 x4"	1	Sq. Feet	1,846.15	5.00	1,753.84
US-SA-CUSTOMSHADE	Custom Shade from SA	1	Pieces	51,200.00	5.00	48,640.00
	Supply and Installation (including foundations, equipment and labor) of (3) Triangular Shade Sails with (5) Galvanized Steel Posts					
US-SA-SHADE-ENGDRW	ENG Sealed DRW & CALC for Shade	1	Pieces	2,850.00		2,850.00
US-BLOWN-IN-FF	Provide/Install Blown in EWF+FF 12" by CY, 3217SF includes freight	119	Cubic Yard	154.91	10.00	16,590.86
US-PERMIT-2	Permit Fee	1	Pieces	4,500.00		4,500.00

Sales Proposal

Quote No	SP134634-4
Customer No.	510038
Document Date	03/27/2024
Expiration Date	05/26/2024

City of Jacksonville
Rebecca Wright
240 Hogan Street
Jacksonville, FL 32204

Sales Representative	Stacy Moseley
Email	StaMos@Kompan.com
Phone No	904-716-7605 / 800-426-9788

Project Name US304457 Bill Cook

No.	Description	Qty	Unit	Unit Price	Discount %	Net Price
US-ENGSTAMP-DRW-2	Engineered Stamped Drawings	1	Pieces	2,000.00		2,000.00

Please read attached General Assumptions and Exclusion document for information on Install/Sitework.

Excludes sitework, products, & services not listed

Assumes site to be accessible

Please allow 6-8 weeks for product delivery upon order placement

Equipment is as per Bill Cook Site Plan version K1.0 dated 3.22.24

Description	Qty	Retail Price	Discount	Net Price
No. of Products	2			
Subtotal - Products		54,050.00	2,560.00	51,490.00
Subtotal - Sitework		20,530.99	1,026.55	19,504.44
Subtotal - Surfacing		18,434.29	1,843.43	16,590.86
Subtotal - Installation		28,671.35	1,108.57	27,562.78
Total USD				**115,148.08**

Business Agreement OMNIA Partners Contract
Payment Terms Net 30 days

Installation Site Address

Bill Cook Playground CoJ
3300 Jones Street
Jacksonville, FL 32206

Note that the color and texture of products and surfacing made with recycled content are subjected by the differences from the used recycled raw materials. Therefore, minor differences in the appearance and texture can occur

Applicable sales tax will be added unless a valid tax exemption certificate is provided This amount is only an estimate of your tax liability.

Your acceptance of this proposal constitutes a valid order request and includes acceptance of terms and conditions contained within this Master Agreement, which is hereby acknowledged.
Acceptance of this proposal from KOMPAN is acknowledged by issuance of an order confirmation by an authorized KOMPAN representative.

Prices in this quotation are good until expiration date, shown in the top of this document. After that date, this proposal may be withdrawn.

Prevailing Wage and Payment & Performance Bonds are not included unless stated in body of Sales Proposal. If Payment & Performance Bonds are needed, add 2.2% of the entire sales proposal.

This information required for order placement:

Accepted By (Please Print): _____

Accepted By (Title): _____

Accepted By (signature) _____

Date _____

Date Equipment needed on site: _____

Bill To: _____

Address: _____

City, State, Zip: _____

Contact: _____

Contact Email: _____

Contact Phone (Office): _____

Ship To _____

Address: _____

City, State, Zip: _____

Contact _____

Contact Email: _____

Contact Phone (Office): _____

Contact Phone (Cell): _____

SALES TAX EXEMPTION CERTIFICATE # _____
(PLEASE PROVIDE A COPY OF CERTIFICATE)

APPROVED
By Kevin at 1:23 pm, Apr 08, 2024

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 04/04/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Willis Towers Watson Midwest, Inc.
c/o 26 Century Blvd
P.O. Box 305191
Nashville, TN 372305191 USA

CONTACT NAME: Willis Towers Watson Certificate Center
PHONE (A/C, No, Ext): 1-877-945-7378 FAX (A/C, No): 1-888-467-2378
E-MAIL ADDRESS: certificates@willis.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Zurich American Insurance Company	16535
INSURER B: James River Insurance Company	12203
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED
Kompan Inc.
Kompan California, Inc
605 W Howard Lane, Suite 101
Austin, TX 78753

COVERAGES **CERTIFICATE NUMBER:** W33184966 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	[X] COMMERCIAL GENERAL LIABILITY [ ] CLAIMS-MADE [X] OCCUR [X] Owners & Contractors GEN'L AGGREGATE LIMIT APPLIES PER: [ ] POLICY [X] PRO-JECT [ ] LOC [ ] OTHER:	Y	Y	GLO1058275-09	04/01/2024	04/01/2025	EACH OCCURRENCE	$ 5,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 250,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 5,000,000
							GENERAL AGGREGATE	$ 5,000,000
							PRODUCTS - COMP/OP AGG	$ 5,000,000
								$
A	AUTOMOBILE LIABILITY [X] ANY AUTO [ ] OWNED AUTOS ONLY [ ] SCHEDULED AUTOS [ ] HIRED AUTOS ONLY [ ] NON-OWNED AUTOS ONLY	Y	Y	BAP 0246011 - 06	04/01/2024	04/01/2025	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
							BODILY INJURY (Per person)	$
							BODILY INJURY (Per accident)	$
							PROPERTY DAMAGE (Per accident)	$
								$
B	[ ] UMBRELLA LIAB [X] OCCUR [X] EXCESS LIAB [ ] CLAIMS-MADE [ ] DED RETENTION $			00153584-0	04/01/2024	04/01/2025	EACH OCCURRENCE	$ 5,000,000
							AGGREGATE	$ 5,000,000
								$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y/N [No] (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	Y	WC 0246012 - 06	04/01/2024	04/01/2025	[X] PER STATUTE [ ] OTH-ER	
							E.L. EACH ACCIDENT	$ 1,000,000
							E.L. DISEASE - EA EMPLOYEE	$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

This Voids and Replaces Previously Issued Certificate Dated 03/31/2024 WITH ID: W33119176.

Certificate Holder is included as an Additional Insured as respects to General Liability when required by written contract. General Liability policy shall be Primary and Non-contributory with any other insurance in force for or which may be purchased by Additional Insured(s) when required by written contract. Waiver of Subrogation applies in favor of Additional Insured(s) with respects to General Liability when required by written contract.

CERTIFICATE HOLDER

City of Jacksonville,
its members, officials, officers, employees and agents
117 W Duval St, Suite 335
Jacksonville, FL 32202

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Mark Vit

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AGENCY CUSTOMER ID:

LOC #:

ADDITIONAL REMARKS SCHEDULE

AGENCY Willis Towers Watson Midwest, Inc.	NAMED INSURED Kompan Inc. Kompan California, Inc 605 W Howard Lane, Suite 101 Austin, TX 78753
POLICY NUMBER See Page 1	
CARRIER See Page 1 / NAIC CODE See Page 1	EFFECTIVE DATE See Page 1

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: 25 FORM TITLE: Certificate of Liability Insurance

Certificate Holder is included as an Additional Insured as respects to Auto Liability when required by written contract. Auto Liability policy shall be Primary and Non-contributory with any other insurance in force for or which may be purchased by Additional Insured(s) when required by written contract. Waiver of Subrogation applies in favor of Additional Insured(s) with respects to Auto Liability when required by written contract.

Waiver of Subrogation applies in favor of Certificate Holder/Additional Insured(s) with respects to Workers Compensation where required by written contract and as permitted by law.

Re: City of Charlotte/Mecklenburg County contract #110171
Russell Bill Cook, Jr. Park
3300 Jones Street
Jacksonville, FL 32206

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SUBJECT: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQP, SITE ACCESSORIES, SURFACING, & RELATED PRODUCTS AND SERVICES

BID #: PSC-0344-22 **OPEN DATE: 03/16/2017**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: PIGGYBACK CONTRACT – INITIAL TERM OF FIVE (5) YEARS, WITH THE FIRST OF TWO (2) TWO-YEAR RENEWAL TERMS TO EXPIRE ON JUNE 30, 2024.

AGENCY: PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT

BASIS OF AWARD: PIGGYBACK

NUMBER OF BIDS INVITED: ( ) NUMBER RECEIVED: ( ) OTHER ( )

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to amend and remove the award with Kompan, Inc., dated 2/24/2022 for the installation of playground equipment for Parkwood Heights Elementary Park in the amount of $91,727.75 and Westside Park in the amount of $84,309.43 due to planning changes.

Recommend approval to amend and increase the award to Piggyback Contract No. 2017001135 State of North Carolina County of Mecklenburg for Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services, with Kompan, Inc. for additional playground equipment installation listed at the below parks. The requested total expenditure not to exceed $549,882.32. The revised total award expenditure not-to-exceed ~~$1,482,145.68~~ AH $1,256,108.50

Victoria Park	$180,188.80
Charles Boobie Clark Park	$145,083.74
Henry T. Jones	$135,299.43
Ryder Park	$ 89,310.35

Funding Source: 32124.167101.565051.000963.00000000.00000.0000000. To be executed by formal contract amendment (City Contract #71662-22, Amendment #2) through the Office of General Counsel and process by purchase order(s).

ATTACHMENTS: Recommendation Memo; Supplier Proposal; Previous Awards

ANALYST: _____ RUBEN OLA **RESPECTFULLY SUBMITTED** _____ DUSTIN FREEMAN, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Daryl Joseph, Director of Parks, Recreation and Community Services Department

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)

ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 11/9/2023

_____ _____ OTHER: _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE 11/13/2023

APPROVED _____ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

Karen Bowling
Chief Administrative Officer
For: Mayor Donna Deegan
Under Authority Of:
Executive Order No: 2023-02

Contract Purchase Agreement POA-71662-22 Change Order 4

Agreement	POA-71662-22
Agreement Date	03-MAR-2022
Change Order	4
Change Order Date	15-NOV-2023
Revision	2
Agreement Amount	1,432,145.68 USD
Solicitation Number	PSC-0344-22

Sold To

City of Jacksonville
117 West Duval Street
Suite 375
JACKSONVILLE, FL 32202
US

Supplier

Kompan, Inc.
605 West Howard Lane
Suite 101
AUSTIN, TEXAS 78753

Notes

Supplier Number	Payment Terms	Freight Terms	FOB	Shipping Method
21915	Net 30	Freight Prepaid	FOB Destination	Best Way
Start Date	**End Date**		**Contact To**	
23-Feb-2022	29-Jun-2024		Ruben Ola rubeno@coj.net	

DRAFT

This Order is subject to the General Conditions attached here to. Manufacturer's Federal excise tax exempt no 59-89-0120K Florida State sales and use tax exemption no. 85-8012621607C-8	Approved by Dustin L. Freeman, Chief of Procurement Division

SECOND AMENDMENT TO CONTRACT
(UTILIZING CITY OF CHARLOTTE/MECKLENBURG COUNTY CONTRACT #2017001135)
BETWEEN
THE CITY OF JACKSONVILLE
AND
KOMPAN, INC.
FOR
PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES
FOR
VARIOUS DUVAL COUNTY PARKS

THIS SECOND AMENDMENT to Contract for playground and outdoor fitness equipment, site accessories, surfacing, and related products and services for various Duval County parks is made and entered into in duplicate effective as of the 12 day of February, 2023, by and between the **CITY OF JACKSONVILLE**, a consolidated municipal corporation and political subdivision existing under the Constitution and laws of the State of Florida (hereinafter the "City"), and **KOMPAN, INC.**, a foreign profit corporation with principal office at 605 West Howard Lane, Suite 101, Austin, Texas 78753 (hereinafter the "Contractor").

RECITALS:

WHEREAS, on March 30, 2022, City and Contractor made and entered into City of Jacksonville Contract No. 71662-22 for the Equipment and Services (hereinafter the "Contract"); and

WHEREAS, said Contract has been amended once previously; and

WHEREAS, said Contract should be amended further by eliminating funding in the amount of $91,727.75 for Parkwood Heights Elementary Park and funding in the amount of $84,309.43 for Westside Park, and providing additional funding in an amount not to exceed $549,882.32 for additional playground equipment installation at Victory Park ($180,188.80), Charles Boobie Clark Park ($145,083.74), Henry T. Jones Park ($135,299.43), and Ryder Park ($89,310.35) due to planning changes, thereby increasing the maximum indebtedness by $549,882.32 to a new total maximum indebtedness not to exceed $1,256,108.50, with all other provisions, terms, and conditions of said Contract remaining unchanged; now therefore

IN CONSIDERATION of the premises and of the mutual covenants and agreements hereinafter contained and of other good and valuable consideration acknowledged by the parties to be sufficient, the parties agree to amend said Contract as follows:

1. The above-stated recitals are accurate, true, and correct and are made a part hereof and are incorporated herein by this reference.

2. Section 5.2 of said Contract is amended by eliminating funding in the amount of $91,727.75 for Parkwood Heights Elementary Park and funding in the amount of $84,309.43 for Westside Park, and by providing additional funding in an amount not to exceed $549,882.32 for additional playground equipment installation at Victory Park ($180,188.80), Charles Boobie Clark Park ($145,083.74), Henry T. Jones Park ($135,299.43), and Ryder Park ($89,310.35) due to planning changes, thereby increasing the maximum indebtedness by $549,882.50 to a new total maximum indebtedness not to exceed $1,256,108.50, and as amended shall read as follows:

> "5.2. Notwithstanding any contrary provision in **Exhibit A,** the maximum indebtedness of City for all fees, reimbursable items, and other costs for the Equipment and Services sold by Contractor to City pursuant to this Contract shall not exceed the sum of ONE MILLION TWO HUNDRED FIFTY-SIX THOUSAND ONE HUNDRED EIGHT AND 50/100 USD ($1,256,108.50)."

SAVE AND EXCEPT as expressly amended in and by this instrument, the provisions, terms, and conditions of said Contract shall remain unchanged and shall continue in full force and effect.

[Remainder of page left blank intentionally. Signature page follows immediately.]

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to Contract the day and year first above written.

ATTEST:

By _____
James R. McCain, Jr.
Corporation Secretary

CITY OF JACKSONVILLE:

By _____
Donna Deegan, Mayor

Karen Bowling
Chief Administrative Officer
For: Mayor Donna Deegan
Under Authority Of:
Executive Order No: 2023-02

WITNESS:

By _____
Signature

Jennifer Linzmeier
Type/Print Name

Sr. AR Coordinator
Title

KOMPAN, INC.:

By _____
Signature

Eric Lewis
Type/Print Name

Treasurer
Title

Form Approve:

_____
Office of General Counsel

Encumbrance and funding information for internal City use:

Account: 32124.167101.565051.000963.00000000.00000.000000
Amount: ..... $180,188.80 (Victory Park)
Amount: ..... $145,083.74 (Charles Boobie Clark Park)
Amount: ..... $135,299.43 (Henry T. Jones Park)
Amount: ..... $89,310.35 (Ryder Park)
Total Amount: $549,882.32

Maximum Indebtedness: $1,256,108.50

The above-stated amount is the maximum fixed monetary amount of the foregoing contract. It shall not be encumbered by the foregoing contract. It shall be encumbered by one or more subsequently issued purchase orders that must reference the foregoing Contract. All financial examinations and funds control checking will be made at the time such purchase orders are issued.

In accordance with Section 24.103(e), *Ordinance Code*, I do hereby certify that there is an unexpended, unencumbered, and unimpounded balance in the appropriation sufficient to cover the foregoing Contract; provided however, this certification is not nor shall it be interpreted as an encumbrance of funding under this Contract. Actual encumbrances shall be made by subsequently issued purchase orders, as specified in said Contract.

Anna Broche

Director of Finance
City Contract No. 71662-22, 2nd Amendment

GC-#1600711-v1-Kompan_71662-22_Amd#2_Mecklenburg_Parks_PO.doc

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SUBJECT: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES – Various Duval Parks

BID #: PSC-0344-22 **OPEN DATE: 03/16/2017**

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: PIGGYBACK CONTRACT – INITIAL TERM OF FIVE (5) YEARS BEGINNING JULY 1, 2017 THROUGH JUNE 30, 2022, WITH THE FIRST OF TWO (2) TWO-YEAR RENEWAL TERMS TO EXPIRE ON JUNE 30, 2024.

AGENCY: PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT

BASIS OF AWARD: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES

NUMBER OF BIDS INVITED: ( ) NUMBER RECEIVED: ( ) OTHER ( )

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:
Recommend approval to increase the award by $75,596.92 for PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES, with KOMPAN, INC. for additional playground equipment installation at Justina Park and Northshore Park. The revised total award expenditure not-to-exceed $882,263.36.

Funding Source: 32124.167101.565051.010422.00000000.00000.0000000. To be executed by formal contract amendment (City Contract #71662-22, Amendment #1) through the Office of General Counsel and process by purchase order(s).

ATTACHMENTS: Recommendation Memo; Vendor Proposal; Previous Award

ANALYST: _____ RUBEN OLA **RESPECTFULLY SUBMITTED** _____ DUSTIN FREEMAN, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Daryl Joseph, Director of Parks, Recreation and Community Services Department

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE
MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 3/2/2023

OTHER: _____

ACTION OF AWARDING AUTHORITY DATE 3/2/23

APPROVED ✓ DISAPPROVED _____

OTHER _____

OVER

SIGNATURE OF AUTHENTICATION _____

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02

SUBJECT: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES – Various Duval Parks

BID #: PSC-0344-22

OPEN DATE: 03/16/2017

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: PIGGYBACK CONTRACT – INITIAL TERM OF FIVE (5) YEARS BEGINNING JULY 1, 2017 THROUGH JUNE 30, 2022, WITH TWO (2) ADDITIONAL TWO-YEAR TERMS RENEWAL OPTION

AGENCY: PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT

BASIS OF AWARD: PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES

NUMBER OF BIDS INVITED: ( ) NUMBER RECEIVED: ( ) OTHER ( )

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:
Recommend approval to PIGGYBACK Contract No. 2017001135 STATE OF NORTH CAROLINA COUNTY OF MECKLENBURG FOR PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES, with KOMPAN, INC. for Various Duval Parks as listed below. This is a one-time purchase. The total requested expenditure not-to-exceed $806,666.44.

Justina Road Park	$158,139.06
Parkwood Heights	$ 91,727.75
Westside Park	$ 84,309.43
Northshore Park	$138,811.03
Marion Park	$ 86,277.05
Thomas Jefferson	$120,044.23
Cesary Park	$125,357.89

Funding Source: 32111.167101.565051.010422.00000000.00000.0000000- $806,666.44
To be executed by formal contract through the Office of General Counsel and process by purchase order(s).

ATTACHMENTS: Recommendation Memo; Vendor Proposal; Risk Approval; Contract

ANALYST: _____
RUBEN OLA

RESPECTFULLY SUBMITTED _____
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: Daryl Joseph, Director of Parks, Recreation and Community Services Department

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(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 2/24/2022

Susan R. Eibner _____ OTHER: _____

Lulu J. Reed _____

_____ _____

ACTION OF AWARDING AUTHORITY

DATE 2/25/2022

APPROVED ✓ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02