



AMENDMENT 2
To State Term Contract 21100000-15-1
Agriculture and Lawn Equipment

This Amendment 2 ("Amendment"), effective as of July 1, 2020, to the Agriculture and Lawn Equipment Contract, Contract No. 21100000-15-1 ("Contract"), is made by and between the State of Florida, Department of Management Services ("Department"), and Clark Equipment Company, d/b/a Bobcat Company ("Contractor"). The Department and Contractor are collectively referred to herein as the "Parties."

WHEREAS, the Contract was entered into by the Parties on September 1, 2015, for an initial term of two years, through June 30, 2017; and

WHEREAS, the Contract was subsequently renewed on July 1, 2017, for a period of three years and is now set to expire on June 30, 2020; and

WHEREAS, in accordance with section 287.057(12), Florida Statutes, upon mutual agreement, the Parties may extend the Contract for a period not to exceed 6 months; and

WHEREAS, the Contractor's name listed in the Contract must be amended to reflect the Contractor's corporate name registered with the Florida Department of State, Division of Corporations.

NOW THEREFORE, for the mutual covenants contained herein, and pursuant to Contract section Q, the Parties agree to amend the Contract as follows:

- 1.0 Contract Extension.** The Contract is extended for a period of six (6) months, effective July 1, 2020, through December 31, 2020.
- 2.0 Contractor.** The Contract is hereby amended to remove the reference in the Contractor's name to the d/b/a "Bobcat Company." Following the effective date of this Amendment, the term "Contractor" as used in the Contract shall refer to Clark Equipment Company. Clark Equipment Company agrees to be bound by and fully perform all obligations, duties, and responsibilities, and to abide by all terms and conditions specified in the Contract as awarded to "Clark Equipment Company d/b/a Bobcat Company" including the assumption of all liabilities and claims.
- 3.0 Scrutinized Companies.** Attachment I to ITB 20-21100000-C, Section 4, Contract Conditions, subsection 4.21, Contractor Certification, is deleted in its entirety and replaced with the following:

4.21 Scrutinized Company List


The Department may, at its option, terminate the Contract if the Contractor is found to have: submitted a false certification as provided under section 287.135(5), F.S., been placed on the

Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, been engaged in business operations in Cuba or Syria, been placed on the Scrutinized Companies that Boycott Israel List, or been engaged in a boycott of Israel.

- 4.0 **Conflict.** To the extent any of the terms of this Amendment conflict with the terms of the Contract, the terms of this Amendment shall control.
- 5.0 **Warrant of Authority.** Each person signing this Amendment warrants that he or she is duly authorized to do so and to bind the respective party.
- 6.0 **Effect.** Unless otherwise modified by this Amendment, all terms and conditions contained in the Contract, as previously amended, shall continue in full force and effect.

State of Florida:
Department of Management Services

Contractor: Clark Equipment Company

DocuSigned by:


By: _____
Name: Jonathan Satter
Title: Secretary
Date: 6/9/2020 | 3:18 PM EDT

By: *Randy L. Fuss* _____
Name: Randy L. Fuss
Title: Director, Government Accounts
Date: 06/04/2020