

**SECOND AMENDMENT OF A FIXED UNIT PRICE
AGREEMENT FOR CONSTRUCTION SERVICES**

THIS AMENDMENT is made as of the 28th day of November 2022, between **THE CITY OF LEESBURG, FLORIDA** a Florida Municipal Corporation, whose address is 501 West Meadow Street, Post Office Box 490630, Leesburg, Florida 34749-0630 (hereinafter referred to as the “CITY”), and **DANUS UTILITIES, INC.** whose address is 2320 Beardall Avenue, Sanford, FL 32771 (hereinafter referred to as the “CONTRACTOR”).

WHEREAS, on October 26, 2020, the CITY and CONTRACTOR entered into a fixed unit price agreement for construction services whereby the CONTRACTOR agreed to provide Lift Station Rehabilitation Services to the CITY (hereinafter referred to as the “Agreement”).

WHEREAS, on October 25, 2021, the CITY and CONTRACTOR executed Amendment One to extend the term of the Agreement to September 30, 2024.

WHEREAS, the parties wish to extend the term of the Agreement and have entered into this Amendment for that purpose.

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties to this Agreement and from other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. **Recitals.** The above recitals are true and correct and are incorporated by reference herein and made a part hereof.
2. **Amendment.** The parties agree to amend the agreement as follows:
 - a. The term of the Agreement is extended through September 30, 2024.
3. **Modification.** Except as specifically modified by this Amendment, all terms and conditions of the prior agreement shall continue in full force and effect as originally executed. Nothing herein shall be deemed or construed to amend or modify any other contract or undertaking between the CITY and CONTRACTOR other than as defined above.
4. **Counterparts.** This Agreement may be executed in multiple counterparts, each of which may be considered an original, but all of which together shall constitute but one and the same instrument. This Agreement when signed by a party may be delivered by electronic mail or facsimile transmission with the same force and effect as if the same were an executed and delivered original, manually-signed counterpart.

[Signature page follows]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to the Agreement on the date stated in the preamble.


DANUS UTILITIES, INC.

By: *Dan J Pardus*
Dan J Pardus (Nov 14, 2022 14:48 EST)

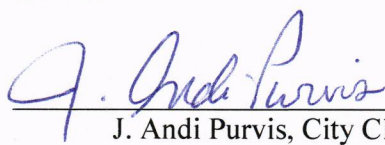
Printed: Dan J Pardus

Its: President
(Title)

CITY OF LEESBURG, FLORIDA


Mike Pederson, Mayor

ATTEST:


J. Andi Purvis, City Clerk










Amendment2-DanusUtilitiesInc

Final Audit Report

2022-11-14

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