

**THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT #10811
BETWEEN ALACHUA COUNTY AND FOR SMITH, BRYAN, & MYERS, INC.**

THIS THIRD AMENDMENT TO AGREEMENT ("Third Amendment"), made and entered into this 2nd day of September 2020, by and between Alachua County, a charter county and political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as "County", and Smith, Bryan & Myers, Inc., a Florida for profit corporation with a principal business address located at 311 East Park Avenue, Tallahassee, Florida 32301, hereinafter referred to as "Professional." Collectively, hereinafter, the County and Professional are referred to as the "Parties."

WITNESSETH:

WHEREAS, the Parties hereto previously entered into the Agreement for Professional Services between Alachua County and Smith, Bryan, & Myers, Inc. dated January 30, 2018 (the "Agreement") for the provision of **State Lobbyist Services**; and

WHEREAS, the Parties previously entered into the First Amendment dated September 26, 2018 (the "First Amendment"), through which the term of the Agreement was extended to September 30, 2019 and the rates for the services provided were increased; and

WHEREAS, the Parties previously entered into the Second Amendment dated October 30, 2019 (the "Second Amendment"), through which the term of the Agreement was extended to September 30, 2020; and

WHEREAS, the County wishes to exercise its option to renew the term of the Agreement for an additional one year period which shall commence on October 1, 2020 and continue through September 30, 2021.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which is acknowledged by the Parties, the Parties hereby agree to further amend the Agreement as follows:

A. PARAGRAPH # 1 of the Agreement, **Term**, is amended to add the following:

This Third Amendment renews the term of the Agreement for the period commencing October 1, 2020 and continuing through September 30, 2021, unless earlier terminated as provided herein. This Agreement may be amended at the option of the County for additional one (1) year terms at the terms and conditions contained in the Agreement.

The County's performance and obligation to pay under this Agreement is contingent upon a specific annual appropriation by the Alachua County Board of County Commissioners ("Board"). The Parties hereto understand that this Agreement is not a commitment of future appropriations. Therefore, the continuation of this Agreement beyond the end of any fiscal year shall be subject to both the appropriation and the availability of funds in accordance with Chapter 129, Florida Statutes, and that the failure of the Board to do so shall not constitute a breach or default of this Agreement.

B. This Third Amendment shall take upon execution by both Parties.

C. SAVE and EXCEPT as expressly amended herein, all other terms and provisions of the Agreement, as previously amended shall be and remain in full force and effect.

IN WITNESS WHEREOF, the Parties have caused this Third Amendment to Agreement to be executed for the uses and purposes therein expressed on the day and year first above-written.

ALACHUA COUNTY, FLORIDA

DocuSigned by:
Michele Lieberman
By: _____
Michele L. Lieberman
County Manager

Date: 9/15/2020

APPROVED AS TO FORM

DocuSigned by:
David Forziano
By: _____
Alachua County Attorney's Office

PROFESSIONAL

ATTEST (By Corporate Officer)
By: *[Signature]*
Print: Jeff Hartley
Title: Partner

By: *[Signature]*
Print: Thomas Griffin
Title: Governmental Affairs Consultant
Date: 09/02/20

IF THE PROFESSIONAL IS NOT A NATURAL PERSON, PLEASE PROVIDE A CERTIFICATE OF INCUMBANCY AND AUTHORITY, OR A CORPORATE RESOLUTION, LISTING THOSE AUTHORIZED TO EXECUTE CONTRACTS ON BEHALF OF YOUR ORGANIZATION.

Certificate Of Completion

Envelope Id: 7A305DD832474B5AAE86F98061008AC6	Status: Completed
Subject: #10811 Third AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT Smith, Bryan & Myers for ATF	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 4	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelope Stamping: Enabled	Thomas (Jon) Rouse
Time Zone: (UTC-05:00) Eastern Time (US & Canada)	trouse@alachuacounty.us
	IP Address: 35.196.167.22

Record Tracking

Status: Original 9/2/2020 2:28:35 PM	Holder: Thomas (Jon) Rouse trouse@alachuacounty.us	Location: DocuSign
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Alachua County	Location: DocuSign

Signer Events

David Forziano
dforziano@alachuacounty.us
Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

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Signature Adoption: Pre-selected Style
Using IP Address: 216.194.144.254

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Viewed: 9/2/2020 2:35:27 PM
Signed: 9/2/2020 2:36:21 PM

Electronic Record and Signature Disclosure:

Accepted: 9/2/2020 2:02:38 PM
ID: 64124040-3dd9-4e93-9b56-757b83b044a0

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

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Certified Delivered	Security Checked	9/2/2020 2:35:27 PM
Signing Complete	Security Checked	9/2/2020 2:36:21 PM
Completed	Security Checked	9/2/2020 2:36:21 PM

Payment Events

Status

Timestamps

Electronic Record and Signature Disclosure

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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.

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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.

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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

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 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.

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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 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..

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- 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.

Certificate Of Completion

Envelope Id: 6F99DA4CAC5C411AA1DFED4CF32386C1	Status: Completed
Subject: Please DocuSign: #10811 Third AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT with Smith Bryan and...	
Source Envelope:	
Document Pages: 6	Signatures: 1
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Thomas (Jon) Rouse
Time Zone: (UTC-05:00) Eastern Time (US & Canada)	trouse@alachuacounty.us
	IP Address: 216.194.144.254

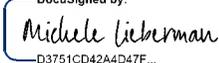
Record Tracking

Status: Original 9/9/2020 10:52:35 AM	Holder: Thomas (Jon) Rouse trouse@alachuacounty.us	Location: DocuSign
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Alachua County	Location: DocuSign

Signer Events

Michele Lieberman
mlieberman@alachuacounty.us
County Manager
Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

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Signature Adoption: Pre-selected Style
Using IP Address: 216.194.144.254

Timestamp

Sent: 9/9/2020 11:14:58 AM
Viewed: 9/15/2020 11:20:04 AM
Signed: 9/15/2020 11:20:15 AM

Electronic Record and Signature Disclosure:
Accepted: 9/15/2020 11:20:04 AM
ID: 3eecbda7-7d34-4970-a367-4e5419571fd5

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

Brandy Woodard
bwoodard@alachuacounty.us
Security Level: Email, Account Authentication (None)

VIEWED
Using IP Address: 216.194.144.254

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Viewed: 9/9/2020 11:14:57 AM

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Carbon Copy Events

Status

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Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events

Status

Timestamps

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Certified Delivered	Security Checked	9/15/2020 11:20:04 AM

Envelope Summary Events	Status	Timestamps
Completed	Security Checked	9/15/2020 11:20:15 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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