

DEP CONTRACT NO. SP297
AMENDMENT NO. 1

THIS AGREEMENT as entered into on the 7th day of December, 1993, between the DEPARTMENT OF ENVIRONMENTAL PROTECTION (hereinafter referred to as the "DEPARTMENT") and the TOWN OF LONGBOAT KEY (hereinafter referred to as the "CONTRACTOR") is hereby amended as follows:

- The completion date of the contract is hereby extended for a period of six (6) months and the TERM OF AGREEMENT section is hereby revised to read as follows:

This contract is effective on the date of execution and shall remain in effect until November 7, 1995, by which date all requirements shall have been completed.

- Under the PAYMENTS Section, the first sentence in the 4th paragraph on Page 4 of the contract is hereby deleted in its entirety and replaced by the following:

Pursuant to Florida Statutes, the DEP's Project Manager shall have 5 working days, unless otherwise specified herein, to inspect and approve the services for payment; the DEP must submit a request for payment to the Florida Department of Banking and Finance within 20 days; and the Department of Banking and Finance is given 15 days to issue a warrant. Days are calculated from the latter date the invoice is received or services received, inspected, and approved. Invoice payment requirements do not start until a proper and correct invoice is received. Invoices which have to be returned to a contractor for correction(s) will result in a delay in the payment.

In accordance with Section 215.422, Florida Statutes, the DEP shall pay the CONTRACTOR interest at a rate as established by Section 55.03(1), Florida Statutes on the unpaid balance, if a warrant in payment of an invoice is not issued within 40 days after receipt of a correct invoice and receipt, inspection, and approval of the goods and services. Interest payments of less than \$1 will not be enforced unless a contractor requests payment. The interest rate established pursuant to Section 55.03(1), by Comptroller's Memorandum No. 9 (1994-95) dated December 1, 1994, has been set at 8.0% per annum or .02192% per day. The revised interest rate for each calendar year beyond 1995 for which the term of this agreement is in effect can be obtained by calling the Department of Banking and Finance, Vendor Ombudsman at the telephone number provided above in this section.

- Attachment B, Chapter 215.422, F.S., is hereby deleted in its entirety.

In all other respects, the Agreement of which this is an Amendment, and attachments relative thereto, shall remain in full force and effect.

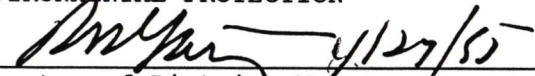
IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed this 27th day of April, 19 95.

TOWN OF LONGBOAT KEY



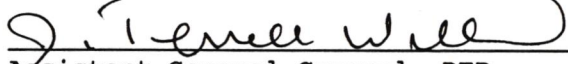
Town Manager
Griff Roberts

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

 4/27/95

Director of District Management,
Southwest District Office or Designee

APPROVED as to form and legality:



Assistant General Counsel, DEP



DEP Contracts Administrator