



**A GREAT HOMETOWN**

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Paul Schofield

September 20, 2016

Mr. Michael Tyson  
A Cut Above Landscape & Maintenance, Inc.  
1686 D Road  
Loxahatchee, FL 33470

RE: Contract Renewal / ITB #042-13/JWV

Dear Mr. Tyson:

Wellington awarded Bid #042-13/JWV to A Cut Above Landscape & Maintenance, Inc. for Supply, Delivery and Installation of Landscape Materials for Sections A through D against the referenced ITB. The first renewal option to the contract is set to expire on January 28, 2017. The contract provided for two (2) additional (1) one year renewal options. Wellington would like to exercise the second and final renewal option to renew for a period of one (1) year through January 28, 2018, under the same terms and conditions.

Upon the anniversary date of each renewal period, the awarded vendor may submit a requested price increase per individual item unit cost to the Purchasing Division in writing 90 days prior to the renewal period. Wellington will consider such price increase based on the most recent Consumer Price Index and/or proof of a manufacturer's price increase. If the most recent CPI or market reflects a de-escalation of prices, the successful bidder will extend such prices.

Wellington reserves the right to accept or reject the price increase and may choose to re-bid the contract if it is deemed to be in the best interest of Wellington. The contract will be extended 90 days beyond the contract expiration date, if needed. Bidders agree to this extension when they sign their bid document for the initial period.

Orders will be placed to the successful bidder(s) on an as-needed when-needed basis to meet Wellington's usage requirements. Wellington reserves the right to order as and when required. No delivery shall become due to be acceptable without a purchase order by Wellington.

In accordance with Palm Beach County ordinance number 2011-009, the vendor understands that any Contract that results from an RFP/ITB may be subject to investigation and/or audit by the Palm Beach County Inspector General. The offeror has reviewed Palm Beach County ordinance number 2011-009 and is aware of its rights and/or obligations under such ordinance.

The award is subject to provisions of State Statutes, Palm Beach County Commission on Ethics and Code of Ethics, and Wellington policies. All Proposers must disclose with their Proposal/Renewal the name of any officer, director, or agent who is also a Wellington employee. Further, all Proposers must disclose the name of any Wellington employee who is employed in the Proposer's firm or any of its branches.

If any Proposer violates or is a party to a violation of the Wellington, Palm Beach County or Florida Code of Ethics with respect to this Proposal, such Proposer may be disqualified from performing the work described in this Proposal or from furnishing the goods or services for which the Proposal is submitted and shall be further disqualified from bidding on any future Proposals/Bids for work or for goods or services for Wellington. A copy of the Wellington, Palm Beach County Commission on Ethics and Code of Ethics and State Ethics Codes is available at the Wellington Clerk's Office, 12300 Forest Hill Boulevard, Wellington, FL 33414. By signing this renewal agreement proposer acknowledges no such conflict.

#### Public Records:

**IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, OR TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS, RACHEL CALLOVI AT 561-791-4000, [RCALLOVI@WELLINGTONFL.GOV](mailto:RCALLOVI@WELLINGTONFL.GOV), 12300 FOREST HILL BLVD. WELLINGTON, FL 33414.**

Please indicate acceptance or rejection of the renewal, as indicated below, and return to my attention. If you should have any questions, please contact me or anyone else in the Purchasing Department.

Sincerely,

Jim Goodwin, Contract Compliance  
Village of Wellington  
Ph: 561-791-4112  
E-Mail: [jgoodwin@wellingtonfl.gov](mailto:jgoodwin@wellingtonfl.gov)

|                 |                             |                                                                                             |                        |
|-----------------|-----------------------------|---------------------------------------------------------------------------------------------|------------------------|
| Accept Renewal: | <u><i>Damon Rockett</i></u> | <u></u> | <u><i>10/17/16</i></u> |
|                 | Printed Name                | Signature                                                                                   | Date                   |
| Reject Renewal: | _____                       | _____                                                                                       | _____                  |
|                 | Printed Name                | Signature                                                                                   | Date                   |