

**Council**

Anne Gerwig, Mayor  
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**Manager**

Jim Barnes

April 17, 2023

Mainguy Environmental Care, Inc.  
DBA Mainguy Landscape Services  
1855 South Flamingo Road  
Davie, FL 33325  
[mail@mainguy.com](mailto:mail@mainguy.com)

RE: ITB# 202026

Dear Mr. Mainguy,

Mainguy Landscape is an awardee for contract # 20210037 for Palm Tree Pruning and Root Pruning. The contract is set to expire on July 13, 2023 and allows for two (2) additional one (1) year renewals by mutual agreement. Wellington would like to exercise the first renewal option through July 12, 2024 under the same terms and conditions as stipulated on Page 12 of the referenced ITB which is conditioned upon subsequent approval by Wellington Council.

Pursuant to sections 215.4725 and 287.135 of the Florida Statutes, by accepting this renewal, AWARDDEE certifies that it, its affiliates, suppliers, subcontractors, and consultants who will perform or benefit hereunder, are not on the Scrutinized Companies that Boycott Israel List and are not participating in a boycott of Israel. If this Agreement is valued greater than \$1 million, AWARDDEE further certifies pursuant to sections 215.473 and 287.135, Florida Statutes, that it, its affiliates, suppliers, subcontractors, and consultants who will perform or benefit hereunder, (a) have not been placed on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List; and (b) do not have business operations in Cuba or Syria. Submitting a false certification shall be deemed a material breach of this Agreement. If the Village determines, using credible information available to the public, that AWARDDEE has submitted a false certification, the Village may terminate this Agreement and pursue the remedies set forth in section 287.135, Florida Statutes, and any other available remedies.

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

If AWARDDEE violates or is a party to a violation of the Wellington, Palm Beach County or Florida Code of Ethics with respect to this Renewal, AWARDDEE may be disqualified from performing the work described in this Renewal or from furnishing the goods or services for which the AWARDDEE 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, AWARDDEE acknowledges no such conflict.

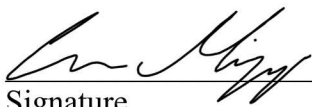
Compliance with F.S. 448.095 - Wellington requires all contractors and subcontractors to register with the U.S. Department of Homeland Security's E-Verify system to verify the work authorization status of their newly hired employees. All contractors performing work for Wellington are required to provide proof of registration with the E-Verify System and must provide an affidavit stating that each subcontractor it hires does not employ, contract with, or subcontract with an unauthorized alien.

AWARDEE shall not unlawfully discriminate against any person in its operation and activities or in its use or expenditure of funds in fulfilling its obligations under this Agreement. AWARDDEE shall affirmatively comply with all applicable provisions of the Americans with Disabilities Act (ADA) in the course of providing any services funded by this Agreement, including Titles I and II of the ADA (regarding nondiscrimination on the basis of disability), and all applicable regulations, guidelines, and standards. In addition, AWARDDEE shall take affirmative steps to ensure nondiscrimination in employment against disabled persons. Such actions shall include, but not be limited to, the following: employment, upgrading, demotion, transfer, recruitment or recruiting advertising, layoff, termination, rates of pay, other forms of compensation, terms and conditions of employment, training (including apprenticeship) and accessibility.

AWARDEE's decisions regarding the delivery of services under this Agreement shall be made without regard to or consideration of race, age, religion, color, gender, sexual orientation, gender identity, gender expression, national origin, marital status, physical or mental disability, political affiliation, or any other factor which cannot be lawfully used as a basis for service delivery.

***Please indicate acceptance of the renewal for Section B-Palm Tree Pruning as Secondary only and return to my attention by May 5, 2023.***

If you should have any questions, please contact me or anyone else in the Purchasing Department.

Accept Renewal:	<u>Chris Mainguy, Vice President</u>	<u></u>	<u>04/18/2023</u>
	Printed Name/Title	Signature	Date
Reject Renewal:	<u></u>	<u></u>	<u></u>
	Printed Name/Title	Signature	Date

Thank you,  
Maria Miserendino  
561-791-4154