



AMENDMENT NO.: 1
Contract Renewal
Contract No.: 25100000-19-1
Contract Name: Motor Vehicles

This Amendment ("Amendment"), effective as of November 17, 2020, to the Motor Vehicles Contract No. 25100000-19-1 ("Contract"), is made by and between the State of Florida, Department of Management Services ("Department") and Alan Jay Nissan, Inc. ("Contractor"), collectively referred to herein as the "Parties." All capitalized terms used herein have the meanings assigned to them in the Contract unless otherwise defined herein.

WHEREAS, the Department entered into the above-referenced Contract with the Contractor for the provisions of motor vehicles on November 17, 2019;

WHEREAS, pursuant to Section 6.9 of Exhibit A: Special Contract Conditions, the Contract may be amended by mutual agreement; and

WHEREAS, the Parties agree to renew the Contract in accordance with Section II, Renewal Term, of the Contract.

THEREFORE, in consideration of the mutual promises contained below, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree to the following:

I. Contract Amendment

This Contract is amended as follows:

- A. The following sentences are added to the end of Section 3.20, Price Adjustments, of Exhibit C: Scope of Work:

Notwithstanding Paragraph III of the Contract and Section 6.9 of Exhibit A: Special Contract Conditions, a price adjustment does not constitute a change to the Contract requiring an amendment executed by both Parties. After the Department approves a price adjustment in a written communication to the Contractor, it will incorporate the price adjustment onto the price sheet listed on the State Purchasing Contract website.

- B. Section 13.2, E-verify, of Exhibit A: Special Contract Conditions is hereby removed in its entirety and replaced with the following:

Section 13.2 E-Verify

The Contractor (and its subcontractors) have an obligation to utilize the U.S. Department of Homeland Security's (DHS) E-Verify system for all newly hired employees. By executing this Contract, the Contractor certifies that it is registered with, and uses, equ the E-Verify system for all newly hired employees. The Contractor must obtain an affidavit from its subcontractors in accordance with paragraph (2)(b) of section 448.095, F.S., and maintain a copy of such affidavit for the duration of the Contract. In order to implement this



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provision, the Vendor shall provide a copy of its DHS Memorandum of Understanding (MOU) to the Contract Manager within five days of Contract execution.

This section serves as notice to the Contractor regarding the requirements of section 448.095, F.S., specifically sub-paragraph (2)(c)1, and the Department's obligation to terminate the Contract if it has a good faith belief that the Contractor has knowingly violated section 448.09(1), F.S. If terminated for such reason, the Contractor will not be eligible for award of a public contract for at least one year after the date of such termination. The Department reserves the right to order the immediate termination of any contract between the Contractor and a subcontractor performing work on its behalf should the Department develop a good faith belief that the subcontractor has knowingly violated section 448.095(1), F.S.

II. Contract Renewal. Pursuant to section II, Renewal Term, of the Contract, the Contract is renewed for a period of one (1) year pursuant to the same terms and conditions, as amended herein, with a new Contract expiration date of November 16, 2021.

III. Conflict. To the extent any of the terms of this Amendment conflict with the terms of the Contract, the terms of this Amendment shall control.

IV. Warranty of Authority. Each person signing this Amendment warrants that he or she is duly authorized to do so and to bind the respective party.

V. Effect. Unless otherwise modified by this Amendment, all terms and conditions contained in the Contract shall continue in full force and effect.

State of Florida:
Department of Management Services

Contractor:
Alan Jay Nissan, Inc.

By:  _____
DocuSigned by:
2EEF8C7BA0D34CA...

By:  _____
DocuSigned by:
1E6391CA18A548E...

Name: Jonathan Satter or delegate

Name: Chris Wilson

Title: Secretary

Title: Fleet Sales Manager

Date: 9/22/2020 | 9:21 AM EDT

Date: 9/21/2020 | 1:42 PM PDT