

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT is made and entered into as of this _____ day of _____, 2019, by and between

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

(hereinafter referred to as "SBBC"),
a body corporate and political subdivision of the State of Florida,
whose principal place of business is
600 Southeast Third Avenue, Fort Lauderdale, Florida 33301

and

PARTNER ASSESSMENT CORPORATION

d/b/a ECO ADVISORS, LLC

(hereinafter referred to as "Partner"),
a foreign corporation for profit authorized to do business in the State of Florida,
having its principal place of business at
611 Industrial Way West
Eatontown, New Jersey 07724

WHEREAS, Eco Advisors, LLC submitted a proposal in response to RFP 16-158C issued by SBBC and the parties entered into an Agreement dated November 1, 2016 (hereafter "Agreement"); and

WHEREAS, the Agreement's term is from December 1, 2016 through November 30, 2019; and

WHEREAS, the interests of Eco Advisors, LLC in the Agreement have been acquired by Partner which desires to obtain SBBC's consent to the assignment of said interests to Partner; and

WHEREAS, the parties mutually desire to amend certain provisions of the Agreement including the substitution of Partner for Eco Advisors, LLC for the remainder of the Agreement's term through this First Amendment to Agreement (hereafter "Amendment").

NOW, THEREFORE, in consideration of the premises and of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1.01 **Recitals.** The Parties agree that the foregoing recitals are true and correct and that such recitals are incorporated herein by reference.

1.02 **Agreement Assignment.** Pursuant to Section 3.16 of the Agreement, SBBC consents to the assignment to Partner of all rights, duties and obligations of Eco Advisors, LLC under the Agreement. All such rights, duties and obligations of Eco Advisors, LLC are hereby assigned to Partner Assessment Corporation DBA Eco Advisors, LLC.

1.03 **Order of Precedence among Agreement Documents.** In the event of conflict between the provisions of the Agreement and the provisions contained herein, the provisions of the following documents shall take precedence in this order:

- a) this First Amendment to Agreement; then
- b) the Agreement; then
- c) Addendum 2; then
- d) Addendum 1; then
- e) RFP 16-158C – Miscellaneous Environmental Consulting Services; then
- f) The proposal submitted by Eco Advisors, LLC in response to RFP 16-158C.

1.04 **Other Provisions Remain in Force.** Except as expressly provided herein, all other portions of the Agreement remain in full force and effect.

1.05 **Authority.** Each person signing this First Amendment to Agreement on behalf of either party individually warrants that he or she has full legal power to execute this First Amendment to Agreement on behalf of the party for whom he or she is signing, and to bind and obligate such party with respect to all provisions contained in this First Amendment to Agreement.

IN WITNESS WHEREOF, the Parties hereto have made and executed this First Amendment to Agreement on the date first above written.

[THIS SPACE INTENTIONALLY LEFT BLANK; SIGNATURE PAGES FOLLOW]

FOR SBBC:

(Corporate Seal)

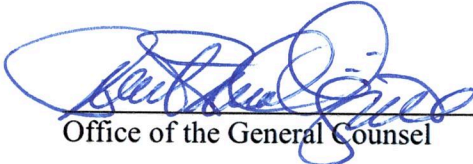
THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

ATTEST:

By _____
Heather P. Brinkworth, Chair

Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:

 05/22/19

Office of the General Counsel

[THIS SPACE INTENTIONALLY LEFT BLANK; SIGNATURE PAGE FOLLOWS]

FOR PARTNER



_____, Secretary

-or-

EM
Witness

Core S.P.
Witness

PARTNER ASSESSMENT
CORPORATION
d/b/a ECO ADVISORS, LLC

By [Signature]
Signature

Printed Name: Frank S. Romeo, Jr.

Title: President

STATE OF New Jersey

COUNTY OF Monmouth

The foregoing instrument was acknowledged before me this 20th day of May, 2019 by Frank S. Romeo Jr. of

Name of Person

Partner Assessment Corporation on behalf of the corporation/agency. He/She is personally

known to me or produced K.T.M. as identification and did/did not first take an oath. Type of Identification

My Commission Expires: 12/9/20

Candice Katz
Signature – Notary Public

Candice Katz
Printed Name of Notary

CANDICE A. KATZ
NOTARY PUBLIC OF NEW JERSEY

ID: # 2402932
Notary's Commission No. My Commission Expires 12/9/2020

(SEAL)

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