



DEPARTMENT OF PURCHASING & CONTRACT COMPLIANCE

CONTRACT RENEWAL AGREEMENT

DEPARTMENT: Public Works

BID/RFP NUMBER: 23ITB139005A-JWT

BID/RFP TITLE: Standby Utility Pavement Patching & Paving Services

ORIGINAL APPROVAL DATE: September 20, 2023

RENEWAL EFFECTIVE DATES: January 1, 2025

RENEWAL OPTION #: 2 OF 2

NUMBER OF RENEWAL OPTIONS: Zero renewal option remains

RENEWAL AMOUNT: \$600,000.00

COMPANY'S NAME: The K&E Group USA LLC

ADDRESS: 3137 Daleview Way

CITY: Atlanta

STATE: GA

ZIP: 30331

This Renewal Agreement No. 2 was approved by the Fulton County Board of Commissioners on BOC DATE: October 2, 2024 BOC NUMBER: 24-0641

CERTIFICATE OF INSURANCE: The Contractor/Vendor is required to maintain insurance during the entire term of this Agreement, including any contract renewals. Upon request, the Contractor/Vendor must furnish the County a Certificate of Insurance showing the required coverage as specified in the Contract Agreement and any renewals. A current COI must be provided before the commencement of work on this project under this Contract Renewal. The cancellation of any policy of insurance required by this Agreement shall meet the requirements of notice under the laws of the State of Georgia as presently set forth in the Georgia Code.

SIGNATURES: SEE NEXT PAGE

SIGNATURES:

Contractor/Vendor agrees to accept the renewal option and abide by the terms and conditions set forth in the contract and specifications as referenced herein:

FULTON COUNTY, GEORGIA

Signed by:

Robert L. Pitts

Robert L. Pitts, Chairman
Fulton County Board of Commissioners

ATTEST:

DocuSigned by:

Tonya R. Grier

Tonya R. Grier
Clerk to the Commission

(Affix County Seal)

AUTHORIZATION OF RENEWAL:

DocuSigned by:

David Clark

David Clark, Director
Public Works

The K&E Group USA LLC

Signed by:

Kemi Inegbedion

Kemi Inegbedion
President

ATTEST:

**Secretary/
Assistant Secretary**

(Affix Corporate Seal)

ATTEST:

Felicia E Manker
Notary Public

County: Fulton

Commission Expires: 8-27-27

(Affix Notary Seal)



ITEM#: <u>24-0641</u>	RCS: <u>10/2/2024</u>	ITEM#: _____	RM: _____
REGULAR MEETING		SECOND REGULAR MEETING	

CERTIFICATE OF INSURANCE



CERTIFICATE OF LIABILITY INSURANCE

 DATE (MM/DD/YYYY)
01-11-2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Berkshire Hathaway Direct Insurance Company 1314 Douglas Street Omaha NE, 68102	CONTACT NAME: PHONE 800-507-4495 (A/C, No. Ext): FAX: 800-589-7316 (A/C, No): E-MAIL ADDRESS: service@threeinsurance.com INSURER(S) AFFORDING COVERAGE INSURER A: Berkshire Hathaway Direct Insurance Company INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
INSURED The K&E Group USA, LLC 250 Robinson Dr Ste D Fayetteville, GA 30214-6939	NAIC # 10391

COVERAGES		CERTIFICATE NUMBER:		REVISION NUMBER:			
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.							
INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUB R WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	X		CP140203400P2024	01/11/2024	01/11/2025	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COMP/OP AGG \$ SEE GENERAL AGGREGATE
A	AUTOMOBILE LIABILITY ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/>	X		CP140203400P2024	01/11/2024	01/11/2025	COMBINED SINGLE LIMIT (Per accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ HIRED AND NON-OWNED \$2,000,000/5,000,000
	UMBRELLA LIAB EXCESS LIAB DLD <input type="checkbox"/> RETENTION \$	X					EACH OCCURRENCE \$ AGGREGATE \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE Y/N OFFICER/MEMBER EXCLUDED? <input checked="" type="checkbox"/> (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A		CP140203400P2024	01/11/2024	01/11/2025	X PER STATUTE X OTHER E.L. EACH ACCIDENT \$ 2,000,000 E.L. DISEASE - EA EMPLOYEE \$ 2,000,000 E.L. DISEASE - POLICY LIMIT \$ 5,000,000
A	ERRORS & OMISSIONS <input checked="" type="checkbox"/> CYBER <input checked="" type="checkbox"/>	X		CP140203400P2024	01/11/2024	01/11/2025	PerOccur/Aggregate \$2,000,000 / 5,000,000 PerOccur/Aggregate \$2,000,000 / 5,000,000
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) The certificate holder is named an additional insured.							

CERTIFICATE HOLDER Fulton County Government Purchasing & Contract Compliance Dept. 130 Peachtree St, SW Ste 1168 Atlanta, GA 30303	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

© 1988-2015 ACORD CORPORATION. All rights reserved.

ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

ACORDs provided by Forms Boss. www.FormsBoss.com; (c) Impressive Publishing 800-208-1977

Certificate Of Completion

Envelope Id: 5BF06B628B794B2F96B4C561A8AF1E42		Status: Completed
Subject: Complete with DocuSign: Standby Utility Pavement Patching & Paving Services - Renewal 2.pdf		
Parcel ID:		
Employee Name:		
Source Envelope:		
Document Pages: 4	Signatures: 3	Envelope Originator:
Certificate Pages: 6	Initials: 0	Janelle Walker
AutoNav: Enabled		141 Pryor Street
Envelopeld Stamping: Enabled		Purchasing & Contract Compliance, Suite 1168
Time Zone: (UTC-05:00) Eastern Time (US & Canada)		Atlanta, GA 30303
		janelle.walker@fultoncountyga.gov
		IP Address: 73.184.132.220

Record Tracking

Status: Original	Holder: Janelle Walker	Location: DocuSign
10/4/2024 9:23:22 AM	janelle.walker@fultoncountyga.gov	
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Fulton County Government	Location: DocuSign

Signer Events	Signature	Timestamp
---------------	-----------	-----------

David Clark	<div>DocuSigned by: <i>David Clark</i> 65CE1C9FDD834B8...</div>	Sent: 10/4/2024 9:26:35 AM
david.clark@fultoncountyga.gov		Viewed: 10/4/2024 1:43:50 PM
Director		Signed: 10/4/2024 1:43:56 PM
Public Works		
Security Level: Email, Account Authentication (None)	Signature Adoption: Pre-selected Style	
	Using IP Address: 68.208.197.4	

Electronic Record and Signature Disclosure:
Accepted: 11/13/2017 1:07:14 PM
ID: 62e0a41e-60ea-4640-a1cb-69bfc2cfa732

Nikki Peterson	Completed	Sent: 10/4/2024 1:43:57 PM
nikki.peterson@fultoncountyga.gov		Viewed: 10/7/2024 10:14:25 AM
Chief Deputy Clerk to the Board of Commissioners		Signed: 10/7/2024 10:16:50 AM
Fulton County Government	Using IP Address: 68.208.197.4	
Security Level: Email, Account Authentication (None)		

Electronic Record and Signature Disclosure:
Accepted: 11/27/2017 1:39:37 PM
ID: b7ce88ee-0c66-4f3a-bfee-705e0af602d8

Robert L. Pitts	<div>Signed by: <i>Robert L. Pitts</i> 14E1B4AA5F6A44A...</div>	Sent: 10/7/2024 10:16:52 AM
harriet.thomas@fultoncountyga.gov		Viewed: 10/7/2024 2:47:53 PM
Chairman		Signed: 10/7/2024 2:48:01 PM
Security Level: Email, Account Authentication (None)	Signature Adoption: Pre-selected Style	
	Using IP Address: 68.208.197.4	

Electronic Record and Signature Disclosure:
Accepted: 10/7/2024 2:47:53 PM
ID: bd279bd2-ab44-4e08-85df-aff92c479065

Signer Events	Signature	Timestamp
<div>Tonya R. Grier</div> <div>Tonya.Grier@fultoncountyga.gov</div> <div>Clerk to the Commission</div> <div>Fulton County</div> <div>Security Level: Email, Account Authentication (None)</div> <div>Electronic Record and Signature Disclosure:<div>Accepted: 3/16/2018 10:54:59 AM</div><div>ID: f3f241e8-3027-4447-9476-6cf20ae25dd4</div></div>	<div><div>DocuSigned by:</div><div>Tonya R. Grier</div><div>EEC476C4837648D...</div></div> <div>Signature Adoption: Pre-selected Style</div> <div>Using IP Address: 68.208.197.4</div>	<div>Sent: 10/7/2024 2:48:03 PM</div> <div>Viewed: 10/7/2024 3:14:57 PM</div> <div>Signed: 10/7/2024 3:15:04 PM</div>
In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
<div>Dian DeVaughn</div> <div>Dian.DeVaughn@fultoncountyga.gov</div> <div>Security Level: Email, Account Authentication (None)</div> <div>Electronic Record and Signature Disclosure:<div>Not Offered via DocuSign</div></div>	<div>COPIED</div>	<div>Sent: 10/7/2024 3:15:06 PM</div> <div>Viewed: 10/7/2024 6:38:22 PM</div>
<div>Andrenette Whitlow</div> <div>andrenette.whitlow@fultoncountyga.gov</div> <div>Security Level: Email, Account Authentication (None)</div> <div>Electronic Record and Signature Disclosure:<div>Accepted: 3/9/2023 3:21:00 PM</div><div>ID: ad58dfa7-b842-4576-bfdc-d4bd40584d8f</div></div>	<div>COPIED</div>	<div>Sent: 10/7/2024 3:15:07 PM</div>
<div>Shandha Read</div> <div>shandha.read@fultoncountyga.gov</div> <div>Security Level: Email, Account Authentication (None)</div> <div>Electronic Record and Signature Disclosure:<div>Not Offered via DocuSign</div></div>	<div>COPIED</div>	<div>Sent: 10/7/2024 3:15:08 PM</div>
<div>Kemi Inegbedion</div> <div>kemi@thekegroup.us</div> <div>Security Level: Email, Account Authentication (None)</div> <div>Electronic Record and Signature Disclosure:<div>Accepted: 10/3/2024 3:10:54 PM</div><div>ID: d47089e7-72a2-4021-bf8f-3ba669601875</div></div>	<div>COPIED</div>	<div>Sent: 10/7/2024 3:15:09 PM</div>
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
<div>Envelope Sent</div>	Hashed/Encrypted	10/4/2024 9:26:35 AM
<div>Certified Delivered</div>	Security Checked	10/7/2024 3:14:57 PM

Envelope Summary Events	Status	Timestamps
Signing Complete	Security Checked	10/7/2024 3:15:04 PM
Completed	Security Checked	10/7/2024 3:15:09 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

CONSUMER DISCLOSURE

From time to time, Carahsoft OBO Fulton County, Georgia (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign, Inc. (DocuSign) electronic signing system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to these terms and conditions, please confirm your agreement by clicking the 'I agree' button at the bottom of this document.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after signing session and, if you elect to create a DocuSign signer account, you may access them for a limited period of time (usually 30 days) after such documents are first sent to you. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign 'Withdraw Consent' form on the signing page of a DocuSign envelope instead of signing it. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Carahsoft OBO Fulton County, Georgia:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: glenn.king@fultoncountyga.gov

To advise Carahsoft OBO Fulton County, Georgia of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at glenn.king@fultoncountyga.gov and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

In addition, you must notify DocuSign, Inc. to arrange for your new email address to be reflected in your DocuSign account by following the process for changing e-mail in the DocuSign system.

To request paper copies from Carahsoft OBO Fulton County, Georgia

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to glenn.king@fultoncountyga.gov and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Carahsoft OBO Fulton County, Georgia

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to glenn.king@fultoncountyga.gov and in the body of such request you must state your e-mail, full name, US Postal Address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

Operating Systems:	Windows® 2000, Windows® XP, Windows Vista®; Mac OS® X
Browsers:	Final release versions of Internet Explorer® 6.0 or above (Windows only); Mozilla Firefox 2.0 or above (Windows and Mac); Safari™ 3.0 or above (Mac only)
PDF Reader:	Acrobat® or similar software may be required to view and print PDF files
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	Allow per session cookies

** These minimum requirements are subject to change. If these requirements change, you will be asked to re-accept the disclosure. Pre-release (e.g. beta) versions of operating systems and browsers are not supported.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were

able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the 'I agree' button below.

By checking the 'I agree' box, I confirm that:

- I can access and read this Electronic CONSENT TO ELECTRONIC RECEIPT OF ELECTRONIC CONSUMER DISCLOSURES document; and
- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify Carahsoft OBO Fulton County, Georgia as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by Carahsoft OBO Fulton County, Georgia during the course of my relationship with you.