



AGREEMENT SUMMARY

1. Other Contracting Party:

KING OCEAN SERVICES LIMITED (CAYMAN ISLANDS) INCORPORATED

2. Proposed Action:

Proposed Action: [ ] New Contract [x] Amendment, Number 1 [ ] Renewal [ ] Extension

3. Document Type (select one):

Marine Terminal Lease and Operating Agreement

4. Purpose/Description:

Lease land to King Ocean Services Limited (Cayman Islands) Incorporated to operate a marine terminal in Port Everglades.

5. Special Provisions (select if applicable):

Special Provisions: [ ] Living Wage Program [ ] SBE Sheltered Market Program [ ] Workforce Investment Pilot Program [ ] M/WBE Program [ ] Federal DBE/ACDBE program [ ] In-Kind Match Required: \$ \_\_\_ or \_\_\_ % [ ] CBE Program [ ] Cash Match Required: \$ \_\_\_ or \_\_\_ %

6.a. Effective Dates (for new agreements only):

Start: \_\_\_ End: \_\_\_

6.b. Effective Dates (amendments only):

[x] Upon the date of complete execution: 2/26/2019 [ ] End date has changed from \_\_\_ to \_\_\_ [ ] Term has from \_\_\_ to \_\_\_

7. Contract Administrator:

Name: Jorge Hernández Phone: 954-458-3501

8. Contract Type:

Contract Type: [ ] Cost reimbursement [ ] Open-end [ ] Firm fixed price [ ] Time and materials [ ] Performance-based [x] Other MARINE TERMINAL LEASE AND OPERATING AGREEMENT

9.a. Contract Value (new contracts)

Table with 2 columns: Category, Value. Rows: Actual/Estimated, Base amount, Reimbursables, Optional Services, Total contract value.

9.b. Contract Value (amendments only)

Table with 2 columns: Category, Value. Rows: No change/Actual/Estimated, Original approved contract value (\$55,958,638), Approved previous adjustments, Value of this action (\$8,564,000), Amended total contract value (\$64,522,638).

10. Payment Method

Payment Method: [ ] Lump Sum Payment [ ] Milestone or Progress-Based [x] Scheduled or Time-Based [ ] Other

11. Payment Terms

Payments will be due on the first of the month and a late fee of 10% will be charged on rent not received by the 15th of the month.

12. Cost Adjustment

Cost Adjustment: [ ] Not Applicable [ ] Fixed Percentage - \_\_\_% [ ] Actual Cost [x] CPI or other Index [ ] Fixed Amount - \$ \_\_\_ [x] Other: MAG is the lesser of CPI or 3%; Building rent is the greater of CPI or 3%

13. Equity Program Participation Summary

Equity Program Participation Summary: a. County established M/WBE, SBE, CDBE, CBE, DBE or ACDBE participation goal for this action or project: N/A b. Contractor-committed M/WBE, SBE, CDBE, CBE, DBE or ACDBE participation goal planned for this action or project: N/A c. M/WBE, SBE, CDBE, CBE, DBE or ACDBE participation to date: N/A

14. Renewal or Extension Terms:

TWO FIVE-YEAR RENEWAL OPTIONS

15. Termination and Cancellation Provisions

Termination and Cancellation Provisions: For Cause: ARTICLE 27: DEFAULT; TERMINATION FOR CAUSE (COUNTY) | ARTICLE 35: KING OCEAN'S EARLY TERMINATION RIGHTS For Convenience: N/A

16. Deliverables, milestones or scope of this action:

N/A

17. List terms, considerations or deviations from standard county form.

N/A