

REQUEST FOR PROPOSALS

15. **Approve Amendment #3 to RFP-4168-02/BJC – Collection Services for Public Defender Liens/Finance, Environmental Services Department/Utilities Division, Public Safety/Animal Control and EMS Divisions, and Library & Leisure Services Department to Merchants Association Collection Division, Inc. of Tampa, FL (Extend contract term until March 1, 2006).**

RFP-4168-02/BJC provides for a qualified firm to perform a complete review of outstanding receivables and engage in the appropriate activities required to collect the outstanding receivables for various Seminole County Departments.

RFP-4168-02/BJC was awarded on October 24, 2002 for a period of three years, expiring on October 23, 2005. Amendment #1 added Parks and Recreations collections to the contract and Amendment #2 added EMS/Fire Rescue collections to the contract. Merchants receives 18% of collected accounts. Collections were audited last September and indicated a collection rate of 22%.

Amendment #3 will extend the existing contract until March 1, 2006 (129 days) to provide continued services while a new contract is solicited and awarded.

The Public Defender's Office, Environmental Services Department, Public Safety Department, Library & Leisure Services Department and Fiscal Services Department/Purchasing & Contracts Division recommend that the Board approve Amendment #3 as prepared by the County Attorney's Office and authorize the County Manager to execute same.

**THIRD AMENDMENT TO COLLECTION AGENCY SERVICES AGREEMENT
(RFP-4168-02/BJC)**

THIS THIRD AMENDMENT is made and entered into this _____ day of _____, 20____ and is to that certain Agreement made and entered into on the 24th day of October, 2002, as amended August 25, 2003, and on March 1, 2004, between **MERCHANTS ASSOCIATION COLLECTION DIVISION, INC.**, whose address is 134 South Tampa Street, Tampa, Florida 33602, hereinafter referred to as "AGENCY," and **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter referred to as "COUNTY".

W I T N E S S E T H:

WHEREAS, the AGENCY and COUNTY entered into the above-referenced Agreement on October 24, 2002, as amended August 25, 2003, and on March 1, 2004 for collection services; and

WHEREAS, the parties desire to amend the Agreement so as to enable both parties to continue to enjoy the mutual benefits it provides; and

WHEREAS, Section 21 of the Agreement provides that any amendments shall be valid only when expressed in writing and duly signed by the parties,

NOW, THEREFORE, in consideration of the mutual understandings and agreements contained herein, the parties agree to amend the Agreement as follows:

1. Section 3 of the Agreement is hereby amended to read:

SECTION 3. TERM. This Agreement shall take effect upon its execution and shall remain in effect until March 1, 2006.

2. Except as herein modified, all terms and conditions of the Agreement shall remain in full force and effect for the term of the Agreement, as originally set forth in said Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this instrument for the purpose herein expressed.

ATTEST:

MERCHANTS ASSOCIATION
COLLECTION DIVISION, INC.

CAROL JO MEADOR, Secretary
(CORPORATE SEAL)

By: _____
RICHARD C. SWIRBUL, President

Date: _____

WITNESSES:

SEMINOLE COUNTY, FLORIDA

By: _____
J. KEVIN GRACE, County Manager

Date: _____

For the use and reliance
of Seminole County only.

Within authority of Resolution
No. 93-R-71 adopted February 23,
1993.

Approved as to form and
legal sufficiency.

County Attorney

AC/lpk
9/21/05
3am-rfp-4168