

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT is made and entered into as of this _____ day of _____, 2016, 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

PUBLIC FINANCIAL MANAGEMENT, INC.

(hereinafter referred to as "PFM"),
whose principal place of business is
300 South Orange Avenue, Suite 1170
Orlando, Florida 32801

WHEREAS, under RFP 14-008V regarding Financial Advisory Consultant Services, the Agreement term is from July 23, 2013 through June 30, 2016, and may be extended for two additional one-year periods and, if needed, 180 days beyond the expiration date of the renewal period.

WHEREAS, SBBC and PFM entered into an Agreement dated July 23, 2013 (hereinafter referred to as "Agreement"); under RFP 14-008V, for the term of July 23, 2013 through June 30, 2016, and allowed for an extension of two additional one-year periods and, if needed, 180 days beyond the expiration date of renewal period; and

WHEREAS, SBBC wishes to exercise its first of two (2) options to renew the Agreement for a period of one (1) additional year.

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:

ARTICLE 1 - RECITALS

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

2. The Agreement regarding Financial Advisory Consultant Services is hereby renewed for one year beginning July 1, 2016 through June 30, 2017.

3. Section 2.02 of the Agreement is hereby amended, by interlineation, as follows:

2.02 **Priority of Documents.** In the event of a conflict between documents, the following priority of documents shall govern.

First: This First Amendment to Agreement, then;
Second: Agreement, then;
Third: Addendum No. 2
Fourth: Addendum No. 1
Fifth: RFP 14-008V – Financial Advisory Consultant Services
Seventh: Proposal submitted in response to the RFP 14-008V and PFM’s transmittal letter.

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

5. **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 have made and executed this First Amendment to the Agreement on the date first above written.

FOR SBBC

(Corporate Seal)

THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

ATTEST:

By _____
Dr. Rosalind Osgood, Chair

Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:

Office of the General Counsel

FOR PFM

(Corporate Seal)

PUBLIC FINANCIAL MANAGEMENT, INC.

ATTEST:

By *[Signature]*

_____, Secretary

-or-

[Signature]

Witness

[Signature]

Witness

The Following Notarization is Required for Every Agreement Without Regard to Whether the Party Chose to Use a Secretary's Attestation or Two (2) Witnesses.

STATE OF FLORIDA

COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 27th day of April, 2016 by David M. Moore, Managing Director of _____
Name of Person

Public Financial Management, Inc., on behalf of the corporation/agency.
Name of Corporation or Agency

He/She is personally known to me or produced _____ as identification and did/did not first take an oath. _____
Type of Identification

My Commission Expires: April 18, 2020

[Signature]

Signature – Notary Public

(SEAL)

Dorrena B. Davis
Printed Name of Notary

FF 952441
Notary's Commission No.

