

FIRST AMENDMENT TO VENUE NAMING RIGHTS AGREEMENT

This First Amendment is made and entered this _____ day of _____, 2022 (“Effective Date”), by and between the CITY OF PORT ST. LUCIE, a Florida municipal corporation (“CITY”) and MIDFLORIDA CREDIT UNION (“MIDFLORIDA”) (hereinafter referred to collectively as the “Parties”).

RECITALS:

WHEREAS, on or about December 5, 2019, CITY and MIDFLORIDA entered into a venue naming rights agreement to give MIDFLORIDA exclusive naming rights and ancillary benefits at CITY’s event center located at 9221 SE Event Center Place in Port St. Lucie, Florida (“Agreement”); and

WHEREAS, the Parties now mutually desire to exercise the option to extend the Agreement for an additional five (5) year period upon expiration of the initial Term; and

NOW THEREFORE, in consideration of the mutual terms, conditions, promises, covenants and other good and valuable consideration of which is hereby acknowledged, the Parties agree as follows:

1. **RECITALS.** The foregoing recitations are true and correct and are incorporated herein by reference and as forming the intent of this Amendment.
2. **TERM.** The initial Term will expire December 31, 2024. Upon expiration of the Term, the Term shall be extended for an additional five (5) year period which shall commence December 31, 2024, and continue in full force and effect until December 31, 2029, unless otherwise terminated as stated in the Agreement.
3. Except as otherwise set forth herein, the terms and conditions of the Agreement, shall remain in full force and effect between the Parties. In the case of a perceived conflict between the terms of the Agreement and this Amendment, this Amendment shall govern.
4. The Parties agree for purposes of this Amendment, the Amendment may be executed in several counterparts, each of which shall be deemed an original and all of which shall constitute one and the same instrument and shall become effective when counterparts have been signed by each of the Parties and delivered to the other Parties; it being understood that all Parties need not sign the same counterparts. Facsimile and electronic mail copies in “portable document format” (“.pdf”) form are acceptable and shall constitute effective execution and delivery of this Amendment as to the Parties and may be used in lieu of the original Amendment for all purposes. Signatures of the Parties transmitted by facsimile shall be deemed to be their original signatures for all purposes.

IN WITNESS WHEREOF, the Parties have caused this First Amendment to be executed on the date(s) set forth below:

MIDFLORIDA CREDIT UNION:

By: _____ Date: _____
Authorized Representative

Print Name: _____

CITY OF PORT ST. LUCIE:

By: _____ Date: _____
Jesus Merejo, City Manager