

**FIRST AMENDMENT TO
SERVICE AGREEMENT FOR SHELTER ADMINISTRATION AND ANIMAL CARE**

THIS FIRST AMENDMENT to the Service Agreement for Shelter Administration and Animal Care is made, entered into, and effective this 4th day of October 2022, by and between the City of Fort Pierce, a municipal corporation of the State of Florida (the “City”) and Sunrise Humane Society, Inc., a not-for-profit corporation under the laws of the State of Florida (the “Sunrise Humane Society”).

RECITALS

WHEREAS, the City and Sunrise Humane Society (the “Parties”) entered into a Service Agreement for Shelter Administration and Animal Care (the “Service Agreement”) effective March 1, 2021, relating to the operation of the animal shelter complex owned by the City and located at 100 Savannah Road, Fort Pierce, Florida (the “shelter” or the “Savannah Shelter”); and

WHEREAS, Article 12.0 of the Service Agreement provides for termination of said agreement upon a minimum of sixty (60) days’ notice for cause and one hundred twenty (120) days’ notice without cause; and

WHEREAS, the Parties agree that is in the best interest of the animals housed at the Savannah Shelter to terminate the Service Agreement earlier and effective on October 4, 2022; and

WHEREAS, the Parties agree to amend the Service Agreement to provide for said early termination; and

WHEREAS, by mutual agreement of the Parties, shelter operations were transferred to the City effective October 1, 2022;

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

1. The foregoing recitals are true and are incorporated herein by reference.
2. Article 12.0 of the Service Agreement is deleted in its entirety and replaced with the following Article 12.0:

ARTICLE 12.0 TERMINATION.

The Service Agreement shall terminate on October 4, 2022 (the “Termination Date”). After the Termination Date, neither party shall have any duty or obligation to the other under the Service Agreement.

IN WITNESS WHEREOF, the parties hereto have caused the execution hereof by their duly authorized officers effective as of the date first stated above.

ATTEST:

CITY OF FORT PIERCE

By: _____
Linda Cox, City Clerk

By: _____
Linda Hudson, Mayor

Date: _____

**APPROVED AS TO FORM
AND CORRECTNESS:**

By: _____
Tanya Earley, City Attorney

SUNRISE HUMANE SOCIETY, INC.

BY: _____
Julie Kittams, DVM, President

**STATE OF FLORIDA
COUNTY OF ST. LUCIE**

I hereby certify that on this day, before me, an officer duly authorized by the State and County aforesaid, to take acknowledgements, personally appeared **Julie Kittams, President of Sunrise Humane Society, Inc.**, who executed the foregoing instrument and produced _____ as identification and who did take an oath.

WITNESS MY HAND AND SEAL in the County and State aforesaid this _____ day of _____, 2022.

Notary Public signature

Print name

My commission expires: _____

