

SECOND AMENDMENT TO
BEACH EQUIPMENT CONCESSION AGREEMENT

THIS SECOND AMENDMENT TO SALTWATER DESTINATION BEACH EQUIPMENT
CONCESSION AGREEMENT

("Second Amendment") is hereby entered into by and between the **CITY OF MADEIRA BEACH**, a Florida municipal corporation, hereinafter referred to as "City," and, **SALTWATER DESTINATION, LLC.**, a Florida corporation, hereinafter referred to as "Concessionaire."

RECITALS

WHEREAS, the City and Concessionaire entered into that certain Saltwater Destination Beach Equipment Concession Agreement, hereinafter referred to as "Agreement," dated October 22, 2019; and

WHEREAS, the City and Concessionaire entered into that certain First Amendment to Saltwater Destination Beach Equipment Concession Agreement referred to as "1st Amended Agreement," dated April 28, 2021; and

WHEREAS, City and Concessionaire wish to address:

1. The extension of the Agreement for an additional five (5) year period beginning October 22, 2024 and ending October 21, 2029.

2. All other agreement terms are to remain unchanged;

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained herein, the parties mutually agree that:

1. The Term of the Agreement shall be extended for an additional five (5) year period beginning October 22, 2024 and ending on October 21, 2029, unless terminated sooner pursuant to the terms of the Agreement.
2. Except as expressly set forth herein, all of the terms, covenants and conditions of the Agreement are hereby ratified and confirmed by City and Concessionaire, and each, by the execution of this Amendment, hereby signifies their intent to be bound thereby.

IN WITNESS WHEREOF the Parties hereto have executed this Amendment on the day and year set forth next to their signatures below.

CITY OF MADEIRA BEACH
a Florida municipal corporation

By: _____
Robin I. Gomez, City Manager

Dated:

ATTEST:

Clara VanBlargan, City Clerk

SALTWATER DESTINATION, LLC
a Florida corporation,

By: _____
Tyler J. Morris, Manager

Dated: _____