

**FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING
BETWEEN SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING
COOPERATIVE AND PORT CONSOLIDATED, INC.**

This First Amendment to Memorandum of Understanding (the "First Amendment") is entered into this 10th day of January 2012, by and between Southeast Florida Governmental Purchasing Cooperative and Port Consolidated, Inc.

RECITALS

WHEREAS, the parties entered into a Memorandum of Understanding dated November 13, 2009 (the "MOU") related to the provision of unleaded gasoline and diesel fuel; and

WHEREAS, under Section 5 of the MOU, the initial contract term is January 1, 2010 through March 31, 2012 with two (2) additional two (2) year renewals available; and

WHEREAS, the parties mutually desire to renew the MOU for an additional (2) year period, which shall extend the contract term to March 31, 2014.

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

1. The term of the MOU between the parties shall be extended to March 31, 2014.
2. All terms, provisions and conditions of the MOU not inconsistent with this First Amendment shall remain in full force and effect.
3. Should any part, term or provision of this Second Amendment be by the courts decided to be illegal or in conflict with any law of the State, the validity of the remaining portions or provisions shall not be affected thereby.

4. This First Amendment shall be effective upon the approval of the City Commission.

FOR CONTRACTOR

BY: *Donald R. Carlton Jr*

PRINT NAME: Donald R. Carlton Jr

TITLE: President

On this, the 10 day of JANUARY, 2012, before me, the undersigned Notary Public of the State of FLORIDA, the foregoing instrument was acknowledged by DONALD R. CARLTON JR (name), PRESIDENT (title) PORT CONSOLIDATED, INC., a FLORIDA (state of corporation) corporation on behalf of the corporation.

WITNESS my hand
and official seal

Brenda J. Ayers
Notary Public State of FLORIDA



Printed, typed, or stamped name
of Notary Public exactly as commissioned

Personally known to me, or

Produced identification:

(Type of identification produced)

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