

## ***FIRST AMENDMENT***

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**THIS IS A FIRST AMENDMENT to the Agreement for Commissioned Artwork**

dated \_\_\_\_\_ between:

**CITY OF POMPANO BEACH**, a municipal corporation of the State of Florida, whose address is 100 West Atlantic Boulevard, Pompano Beach, Florida 33060, hereinafter referred to as "CITY",

and

**INNOVATIVE SCULPTURE DESIGN, LLC**, whose mailing address is 122 Orleans Drive, Maumelle, AR, USA 72113 (hereinafter "ARTIST").

**WHEREAS**, the parties entered into an Agreement for Commissioned Artwork to fabricate and install a sculpture entitled "Vivacious" on the east side of Powerline Road by the south entrance to Harrah's Pompano Beach Casiono on January 21, 2025, ("Original Agreement"), and approved by City Resolution No. 2025-40; and

**WHEREAS**, the CITY and ARTIST have mutually agreed to extend the Original Agreement for one (1) additional one-year period.

### **WITNESSETH:**

**IN CONSIDERATION** of the mutual terms, conditions, promises, covenants and payments herein set forth CITY and ARTIST agree as follows:

1. Each "WHEREAS" clause set forth above is true and correct and herein incorporated by this reference.

2. The Original Agreement for Commissioned Artwork effective January 21, 2025, approved and adopted by Resolution No. 2025-40, a copy of which is attached hereto and made a part hereof as Exhibit "A," shall remain in full force and effect for the new contract extension term except as specifically amended herein below.

3. The parties hereto agree to extend the Original Agreement for one (1) additional one-year period, ending January 21, 2027, under the same terms and conditions.

4. This Agreement shall bind the parties and their respective executors, administrators, successors and assigns and shall be fully effective as though the extension had been originally included in the Agreement.

**THE REMAINDER OF THE PAGE IS INTENTIONALLY LEFT BLANK**

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed the day and year hereinabove written.

Attest:

**CITY OF POMPANO BEACH**

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KERVIN ALFRED, CITY CLERK

By: \_\_\_\_\_  
REX HARDIN, MAYOR

(SEAL)

By: \_\_\_\_\_  
GREGORY P. HARRISON, CITY MANAGER

APPROVED AS TO FORM:

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MARK E. BERMAN, CITY ATTORNEY

ARTIST

INNOVATIVE SCULPTURE DESIGN, LLC

Witnesses:

Emmy Davis  
Emmy Davis  
(Print or Type Name)

By: Hunter Brown

Michelle Major  
Michelle Major  
(Print or Type Name)

STATE OF ~~FLORIDA~~ Arkansas  
COUNTY OF ~~Pulaski~~

The foregoing instrument was acknowledged before me, by means of  physical presence or  online notarization, this 19th day of December, 2025 by Hunter Brown, who is personally known to me or who has produced Arkansas Drivers License identification.

NOTARY'S SEAL:



Mandy Bevins  
NOTARY PUBLIC, STATE OF ARKANSAS

Mandy Bevins  
(Name of Acknowledger Typed, Printed or Stamped)

5-30-2035  
Commission Number