

## **SECOND AMENDMENT**

**THIS IS A SECOND AMENDMENT TO THE AGREEMENT** dated the \_\_\_\_\_ day  
of \_\_\_\_\_ 2017, 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

**RIGHT CHOICE VENDING/COFFEE, LLC.**, a Florida Limited  
Liability Company, having its office and place of business at 1440  
SW 31<sup>st</sup> Avenue, Pompano Beach, Florida 33069 hereinafter referred  
to as "RCV."

**WHEREAS**, the CITY and P-Americas, LLC., hereinafter referred to as "P-Americas,"  
entered into an Agreement dated April 14, 2014, which was authorized by City of Pompano Beach  
Resolution No. 2014-190, (the "Vending Agreement") wherein P-Americas was to supply vending  
services to the CITY; and

**WHEREAS**, the parties entered into a Consent to Assignment and First Extension of  
vending agreement with Right Choice Vending/Coffee, LLC on March 25<sup>th</sup>, 2016, approved by City  
Resolution No. 2016-148; and

**WHEREAS**, the CITY and RCV have 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 RCV agree as follows:

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

2. The original Agreement between CITY and RCV, dated April 14, 2014, a copy of which is attached hereto and made a part hereof as Exhibit "A," subsequently amended on March 25<sup>th</sup> 2016, shall remain in full force and effect except as specifically amended hereinbelow.

3. The parties hereto agree to extend the original Agreement for one (1) additional one-year period, ending April 13, 2018.

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

**IN WITNESS OF THE FOREGOING**, the parties have set their hands and seals the day and year first above written.

**"CITY":**

Witnesses:

CITY OF POMPANO BEACH

\_\_\_\_\_

By: \_\_\_\_\_  
LAMAR FISHER, MAYOR

\_\_\_\_\_

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

Attest:

\_\_\_\_\_  
MARY L. CHAMBERS, CITY CLERK

(SEAL)

Approved by:

\_\_\_\_\_  
MARK E. BERMAN, CITY ATTORNEY

STATE OF FLORIDA  
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017 by **LAMAR FISHER** as Mayor, **GREGORY P. HARRISON** as City Manager, and **MARY L. CHAMBERS** as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who is personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

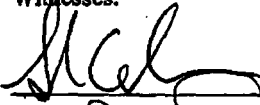

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

"RCV":

RIGHT CHOICE VENDING/COFFEE, LLC.

Witnesses:

By:

  
Michael Cascione, Authorized Member


STATE OF FLORIDA

COUNTY OF ~~BROWARD~~ <sup>WEST PALM BEACH</sup>

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of MARCH, 2017 by Michael Cascione as an authorized member of RIGHT CHOICE VENDING/COFFEE, a Florida LLC., on behalf of the corporation. He/She is personally known to me or who has produced Drives license - NY State.  
(type of identification) as identification.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

  
(Name of Acknowledger Typed, Printed or Stamped)

#4973309  
Commission Number

NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in West Palm Beach County  
Commission Expires March 15, 2018