

## **EXHIBIT D**

### **FIRST AMENDMENT TO PUBLIC SERVICE AGREEMENT**

This First Amendment to the Public Service Agreement, as defined below, (“Amendment”) is made and entered on \_\_\_\_\_, 2020 (the “Effective Date”) by and between the City of Lee’s Summit, Missouri (the “City”), and Lee’s Summit Economic Development Council, (the “Provider”).

#### **RECITALS:**

WHEREAS, the City and Provider entered into a Public Service Agreement with an effective date on July 1, 2017 (“Agreement”); and

WHEREAS, the term of the Agreement expires June 30, 2020 and the parties wish to continue the services outlined in the Agreement, but due to the current public health crisis known as COVID-19, the parties need additional time and information to draft new agreements; and

WHEREAS, the parties desires to extend the term of the Agreement until December 31, 2020 in accordance with the terms and conditions set forth herein.

NOW THEREFORE, for good and valuable consideration, the parties agree as follows:

1. Modification to Agreement Term. The Term of the Agreement is hereby extended until December 31, 2020.
2. Modification to Compensation. The City hereby agrees to compensate Provider for the Services specified in the Agreement fifty percent (50%) of the annual amount specified in Section IV of the Agreement titled “Compensation and Method of Payment”, which is equal to an amount of \$137,500, and such amount shall be paid monthly installments for six (6) months. All other terms of Section IV of the Agreement shall remain the same and are in full force and effect.
3. Nature of Amendment. Except for the modifications set forth in this Amendment, the Agreement remains in full force and effect. This Amendment shall be deemed a contract in accordance with the laws of the State of Missouri and is subject to the general terms and conditions set forth in the Agreement.

*[signatures on the following page]*

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed as of the Effective Date written above.

**City of Lee's Summit**

**Lee's Summit Economic Development Council**

\_\_\_\_\_  
Stephen A. Arbo, City Manager

\_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Printed Name and Title

ATTEST

Date: \_\_\_\_\_

\_\_\_\_\_  
Trisha Fowler Arcuri, City Clerk

APPROVED AS TO FORM

\_\_\_\_\_  
Daniel R. White,  
Chief Counsel of Management and Operations