

**FIRST AMENDMENT TO AGREEMENT FOR INVESTMENT MANAGER SERVICES FOR
INTERMEDIATE FUNDS (POOL III)**

THIS FIRST AMENDMENT TO AGREEMENT FOR INVESTMENT MANAGER SERVICES FOR INTERMEDIATE FUNDS (POOL III) ("First Amendment") is entered into by and between the **CITY OF OCALA**, a Florida municipal corporation ("City"), and **SEIX INVESTMENT ADVISORS**, a division of Virtus Fixed Income Advisors, LLC a Delaware limited liability company and wholly-owned subsidiary of Virtus Partners, Inc (EIN# 26-1483110) ("Investment Manager" or "Advisors").

WHEREAS, on February 19, 2020, City, and Advisor entered into an Agreement for Investment Manager Services for Intermediate Funds (Pool III) (the "Original Agreement"), City of Ocala Contract No.: FIN/14-007, for a term of three years from February 12, 2020 through February 11, 2023; and

WHEREAS, City and Advisor, now desire to extend the Original Agreement, as written, for the sole two-year renewal period available under the Original Agreement; and

NOW THEREFORE, in consideration of each of the foregoing recitals and the following mutual covenants, conditions and other good and valuable consideration, the receipt and sufficiency of which is hereby mutually acknowledged, City and Advisor agree as follows:

1. **RECITALS.** City and Advisor hereby represent and warrant that the Recitals set forth above are true and correct.
2. **INCORPORATION OF ORIGINAL AGREEMENT.** The Original Agreement between City, and Advisor is hereby incorporated by reference as if set forth herein in its entirety and remains in full force and effect, except for those terms and conditions expressly amended by this First Amendment.
3. **RENEWAL TERM.** The Original Agreement is hereby renewed for an additional two-year term beginning **FEBRUARY 12, 2023** and terminating **FEBRUARY 11, 2025**.
4. **NOTICES.** All notices, certifications or communications required by this First Amendment shall be given in writing and shall be deemed delivered when personally served, or when received if by facsimile transmission with a confirming copy mailed by registered or certified mail, postage prepaid, return receipt requested. Notices can be concurrently delivered by email. All notices shall be addressed to the respective parties as follows:

If to Advisor:

Seix Investment Advisors, a division of Virtus Fixed Income
Advisors, LLC
Attention: Deidre A. Dillon, Chief Compliance Officer
One Maynard Drive, Suite 3200
Park Ridge, NJ 07656
E-Mail: ddillon@seixadvisors.com
PH: 201-802-2305

If to City:

Daphne Robinson, Esq., Contracting Officer
City Hall, Third Floor
110 SE Watula Avenue
Ocala, FL 34471
E-Mail: notices@ocalafl.org
PH: 352-629-8343 FAX: 352-690-2025

with copy to:

William E. Sexton, Esq. City Attorney
City of Ocala
110 SE Watula Avenue, Third Floor
Ocala, FL 34471
E-Mail: cityattorney@ocalafl.org

5. **COUNTERPARTS.** This First Amendment may be executed in counterparts, each of which shall be an original and all of which shall constitute the same instrument.
6. **ELECTRONIC SIGNATURE(S).** Advisor, if and by offering an electronic signature in any form whatsoever, will accept and agree to be bound by said electronic signature to all terms and conditions of this First Amendment. Further, a duplicate or copy of the First Amendment that contains a duplicated or non-original signature will be treated the same as an original, signed copy of this original First Amendment for all purposes.
7. **LEGAL AUTHORITY.** Each person signing this First Amendment on behalf of either party individually warrants that he or she has full legal power to execute this First Amendment on behalf of the party for whom he or she is signing, and to bind and obligate such party with respect to all provisions contained in this First Amendment.

[REMAINDER OF PAGE INTENTIONALLY BLANK. SIGNATURE PAGE TO FOLLOW.]



IN WITNESS WHEREOF, the parties have executed this Agreement on 01 / 18 / 2023.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

James P. Hilty SR

Angel B. Jacobs
City Clerk

James P. Hilty
City Council President

Approved as to form and legality:

SEIX INVESTMENT ADVISORS, A
DIVISION OF VIRTUS FIXED INCOME
ADVISORS, LLC

William E. Sexton

Deirdre A. Dillon

William E. Sexton, Esq.
City Attorney

Signature

Deirdre A. Dillon
Printed Name

Chief Compliance Officer
Title

| | |
|--------------------------------|---|
| TITLE | (REV) FOR SIGNATURE - First Amendment to Agreement for..... |
| FILE NAME | REV FOR COUNCIL S...vices Seix In.pdf |
| DOCUMENT ID | c4a1989082f513d8f7750b5b5854522f8ad4df64 |
| AUDIT TRAIL DATE FORMAT | MM / DD / YYYY |
| STATUS | ● Signed |

Document History



SENT

11 / 14 / 2022
08:46:23 UTC-5

Sent for signature to Seix Investment Advisors, LLC (ddillon@seixadvisors.com) and William E. Sexton (wsexton@ocalafl.org) from biverson@ocalafl.org
IP: 216.255.240.104



VIEWED

11 / 14 / 2022
09:04:35 UTC-5

Viewed by Seix Investment Advisors, LLC (ddillon@seixadvisors.com)
IP: 154.36.110.7



SIGNED

11 / 14 / 2022
09:06:18 UTC-5

Signed by Seix Investment Advisors, LLC (ddillon@seixadvisors.com)
IP: 216.244.101.124



VIEWED

11 / 14 / 2022
09:32:12 UTC-5

Viewed by William E. Sexton (wsexton@ocalafl.org)
IP: 216.255.240.104



SIGNED

11 / 14 / 2022
09:32:53 UTC-5

Signed by William E. Sexton (wsexton@ocalafl.org)
IP: 216.255.240.104



COMPLETED

11 / 14 / 2022
09:32:53 UTC-5

The document has been completed.

| | |
|-------------------------|---|
| Title | FOR SIGNATURES - First Amendment to Agreement for Investment..... |
| File name | (REV) FOR COUNCIL...ervices Seix .pdf |
| Document ID | 898fc85bf123d699e07bee479a9ededd52a80e4f |
| Audit trail date format | MM / DD / YYYY |
| Status | ● Signed |

Document History



SENT

01 / 18 / 2023

07:38:58 UTC-5

Sent for signature to James P. Hilty, Sr. (jhilty@ocalaf.org) and Angel Jacobs (ajacobs@ocalaf.org) from biverson@ocalaf.org
IP: 216.255.240.104



VIEWED

01 / 18 / 2023

09:30:21 UTC-5

Viewed by James P. Hilty, Sr. (jhilty@ocalaf.org)
IP: 24.250.245.57



SIGNED

01 / 18 / 2023

09:30:37 UTC-5

Signed by James P. Hilty, Sr. (jhilty@ocalaf.org)
IP: 24.250.245.57



VIEWED

01 / 18 / 2023

10:35:19 UTC-5

Viewed by Angel Jacobs (ajacobs@ocalaf.org)
IP: 216.255.240.104



SIGNED

01 / 18 / 2023

10:35:30 UTC-5

Signed by Angel Jacobs (ajacobs@ocalaf.org)
IP: 216.255.240.104



COMPLETED

01 / 18 / 2023

10:35:30 UTC-5

The document has been completed.