

FIRST AMENDMENT TO AGREEMENT FOR ARTWORK LOAN AND DISPLAY

THIS FIRST AMENDMENT TO AGREEMENT FOR ARTWORK LOAN AND DISPLAY ("First Amendment") is entered into by and between the **CITY OF OCALA**, a Florida municipal corporation ("City"), and **CARA VAN LEUVEN** ("Artist").

WHEREAS, on December 16, 2022, City and Artist entered into an Agreement for Artwork Loan and Display for the public display and sale of certain artwork, City of Ocala Contract No. REC/230051 (the "Original Agreement"); and

WHEREAS, the parties now desire to amend the Original Agreement, specifically Exhibit A – Artwork, to reflect a modified selection of artwork to be displayed; 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 Artist agree as follows:

1. **RECITALS.** City and Artist 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 Artist 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. **AMENDMENT TO EXHIBIT A – ARTWORK.** The document attached to the Original Agreement as Exhibit A – Artwork is hereby deleted and replaced, in its entirety, with the document attached to this First Amendment as **Amended Exhibit A – Artwork**.
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 e-mail. All notices shall be addressed to the respective parties as follows:

If to Artist:

Cara Van Leuven
414 W. Gallatin St.
Vandalia, Illinois 62471
Phone: 618-606-0155
E-mail: caravanleuven@gmail.com



If to City of Ocala:

Daphne M. Robinson, Esq. - Contracting Officer
City of Ocala
110 SE Watula Avenue, 3rd Floor
Ocala, Florida 34471
E-mail: notices@ocalafl.org

Copy to:

William E. Sexton, Esq. – City Attorney
City of Ocala
110 SE Watula Avenue, 3rd Floor
Ocala, Florida 34471
E-mail: cityattorney@ocalafl.org

6. **EFFECT OF AGREEMENT.** In the event of any inconsistency between this First Amendment and a prior version of the Original Agreement, this First Amendment shall govern. Except as expressly set forth herein, the Original Agreement shall remain in full force and effect and is not amended or modified.
7. **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.
8. **ELECTRONIC SIGNATURE(S).** Artist, 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.
9. **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 First Amendment on 01 / 27 / 2023.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Ken Whitehead

Angel B. Jacobs
City Clerk

Ken Whitehead
Assistant City Manager

Approved as to form and legality:

CARA VAN LEUVEN

William E. Sexton

William E. Sexton, Esq.
City Attorney

Signature

Cara Van Leuven

Name

Self

Title

Amended Exhibit A – Artwork

CONTRACT# REC/230051

CARA VAN LEUVEN / JANUARY 5, 2023 – APRIL 3, 2023



(1)

Handy Horse
Oil on canvas
72"x72"
\$14,999



(2)

Mares Greeting
Oil on canvas
72"x72"
\$13,999



(3)

Dirty Cotton Candy
Oil on panel
17"x14"
\$1,149

CARA VAN LEUVEN / JANUARY 5, 2023 – APRIL 3, 2023



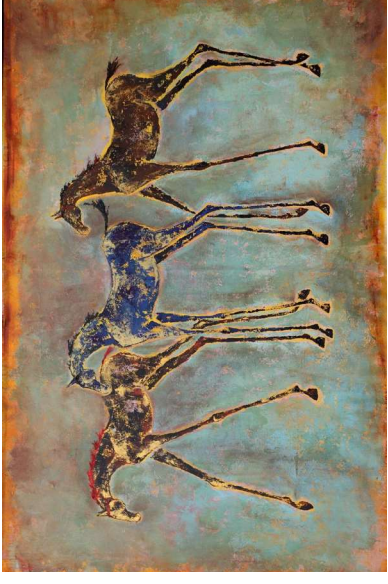
(4)

Pas de Deux
Oil on panel
25" x 39"
\$1,400



(5)

Penthouse
Oil on hand-stretched linen
30" x 18"
\$1,200



(6)

To the Start Gate on a Windy Day
Oil on canvas
48" x 72"
\$9,999

Amended Exhibit A – Artwork

CONTRACT# REC/230051

CARA VAN LEUVEN / JANUARY 5, 2023 – APRIL 3, 2023



(7)

Haze
Oil on masonite
11.75"x79"
\$3,600



(8)

Untitled Tiles
Painted ceramic on wood
12"x16"
\$850



(9)

Untitled Tiles 2
Painted ceramic on wood
12"x8"
\$600



(10)


Untitled Tile
Painted ceramic on wood
3"x4"
\$85

Title	FOR SIGNATURES - First Amendment to Agreement for Artwork...
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Audit trail date format	MM / DD / YYYY
Status	● Signed


Document History


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Sent for signature to William E. Sexton (ws Sexton@ocalaf l.org), Cara Van Leuven (caravanleuven@gmail.com), Ken Whitehead (kwhitehead@ocalaf l.org) and Angel Jacobs (ajacobs@ocalaf l.org) from biverson@ocalaf l.org
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
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01 / 27 / 2023
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 SIGNED

Signed by William E. Sexton (ws Sexton@ocalaf l.org)
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01 / 27 / 2023
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Viewed by Cara Van Leuven (caravanleuven@gmail.com)
 IP: 107.119.65.46


01 / 27 / 2023
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 SIGNED

Signed by Cara Van Leuven (caravanleuven@gmail.com)
 IP: 107.119.65.46

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Document History



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01 / 27 / 2023
17:51:45 UTC-5

Signed by Ken Whitehead (kwhitehead@ocalaf.org)
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01 / 28 / 2023
12:43:13 UTC-5

Viewed by Angel Jacobs (ajacobs@ocalaf.org)
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01 / 28 / 2023
12:43:24 UTC-5

Signed by Angel Jacobs (ajacobs@ocalaf.org)
IP: 98.180.28.209



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The document has been completed.