

**FIRST AMENDMENT
TO COMPREHENSIVE BANKING SERVICES AGREEMENT**

THIS FIRST AMENDMENT (the “First Amendment”) to the Comprehensive Banking Services Agreement is made and entered into this **18st day of April, 2007** by and between the CITY OF NAPLES, a Florida Municipal Corporation (the “City”), and Fifth Third Bank, (“the Contractor”).

WITNESSETH

WHEREAS, the City and the Contractor entered into that certain Agreement to furnish Comprehensive Banking Services **dated the 1st day of June, 2002 (Resolution 02-9709)** (the “Original Agreement”) **to provide comprehensive banking services**; and

WHEREAS, First National Bank of Naples merged with Fifth Third Bank in 2005 and this contract was assigned to Fifth Third Bank on the **2nd day of February, 2005 (Resolution 05-10735)**.

WHEREAS, the parties desire to amend the Original Agreement by this First Amendment so that the Contractor will provide services pursuant to the terms and conditions contained herein.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and in consideration of the mutual covenants, promises and conditions herein set forth, it is hereby acknowledged and agreed as follows:

1. The above recitals are true and correct and are incorporated herein by this Reference.
2. The length of the agreement shall be amended to provide two additional months of service past the May 31, 2007 expiration date.
3. The terms of this First Amendment shall control and take precedence over any and all terms, provisions and conditions of Original Agreement which might vary, contradict or otherwise be inconsistent with the terms and conditions hereof. All of the other terms, provisions and conditions of Original Agreement, except as expressly amended and modified by this First Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.
4. This First Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any part whose signature appears thereon and all of which shall together constitute one and the same instrument.

IN WITNESS WHEREOF, the City and the Contractor have caused this First Amendment to be duly executed by their duly authorized officers, all as of the day and year first above written.

CITY:

ATTEST:

CITY OF NAPLES, FLORIDA

By: _____
Tara Norman, City Clerk

By: _____
Dr. Robert E. Lee, City Manager

Approved as to form and legal sufficiency:

By: _____
Robert D. Pritt, City Attorney

Fifth Third Bank

witness

By: _____

Name: _____

Title: _____