

Exhibit "D"

MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

Office of the City Manager
Tel: 305-673-7010

Via e-mail to jorge.zuluaga@1stclassparking.systems
and Via Overnight Delivery

March 27, 2020

Mr. Jorge Zuluaga, Director
First Class Parking, LLC
12550 Biscayne Boulevard, Suite 207
Miami, FL 33181

Re: **Concession Agreement dated November 27, 2018 ("Agreement"), between the City of Miami Beach, Florida and First Class Parking, LLC ("Concessionaire") to provide Valet parking Services at the Fillmore, Miami Beach Convention Center and other City Properties.**

Dear Mr. Zuluaga:

In light of the COVID-19/novel Coronavirus pandemic, the State, County and City of Miami Beach have declared a State of Emergency. As such, there is a "Safer at Home" emergency order in place. Pursuant to the force majeure clause contained in Section 10.6 of the Agreement, the parties have hereby agreed that effective April 1, 2020 ("Suspension Date"), all services under the Agreement are hereby suspended, until such time as the City, through the Parking Department Director, advises, in writing, when and if Services may resume under this Agreement (the "Suspension Period"). Written notification may be provided by the City to Concessionaire through e-mail to the above referenced e-mail address.

The following sums due and owing as of the Suspension Date shall be paid on or before March 31, 2020.

\$8,140.56	for percentage of gross revenues for November 1, 2018 through October 31, 2019;
\$2,818.38	Public Benefits
<u>\$12,068.50</u>	February Excess Transaction Fee
\$23,027.42	Total Due March 31, 2020

During the Suspension Period, Contractor, at its own cost, will be responsible for storing all of its equipment.

Except as amended in this Letter Agreement, all other terms and conditions of the Agreement shall remain in full force and effect (unless amended, in writing, and executed by the parties, at a future date).


City of Miami Beach, Florida



Jimmy L. Morales, City Manager

Date: 4/2/2020

First Class Parking, LLC



Name/Title: Jorge Blugger / Partner

Date: 3/31/2020

Copy Via E-Mail:

- Eric Carpenter, Assistant City Manager
- Saul Francis, Director
- Raul J. Aguila, City Attorney
- Gisela Nanson Torres, Senior Assistant City Attorney
- Alex Denis, Procurement Department Director
- Javier Fernandez, Attorney for Concessionaire