

**INDIAN RIVER COUNTY BOARD OF COUNTY COMMISSIONERS
RENEWAL OF CASH MANAGEMENT MASTER AGREEMENT
FOR BANKING SERVICES**

This Renewal extending the Cash Management Agreement for Banking Services (Agreement) is made and entered into this 9th day of November, 2021 by and between the Indian River County Board of County Commissioners, Indian River County, Florida, a county government existing under the laws of the State of Florida, hereinafter referred to as the “County”, whose mailing address is 1801 27th Street, Vero Beach, Florida and TD Bank, N.A., authorized to do business in the State of Florida, whose mailing address is 2130 Centrepark West, West Palm Beach, Florida, 33404.

WHEREAS, the County entered into an Agreement with TD Bank, N.A. on November 15, 2016, to provide banking services for a period of three years with an option for two two-year renewals, and

WHEREAS, the County and TD Bank, N.A. exercised the first renewal option on November 12, 2019, extending the Agreement’s expiration date from December 31, 2019 to December 31, 2021.

WHEREAS, the County and TD Bank, N.A. desire to exercise the second and final renewal option, extending the Agreement’s expiration date from December 31, 2021 to December 31, 2023.

NOW THEREFORE, in consideration of the mutual promises contained herein, the County and TD Bank, N.A. agree as follows:

SECTION 1. The Cash Management Agreement for Banking Services is hereby extended for two additional years and will expire on December 31, 2023 unless otherwise extended or terminated under the terms of the Agreement.

SECTION 2. In all other respects, the terms of the Agreement shall remain in full force and effect, and the parties agree to perform all duties and obligations as set forth therein.

SECTION 3. TERMINATION IN REGARDS TO F.S. 287.135: TD Bank, N.A. certifies that it and those related entities of TD Bank, N.A. as defined by Florida law are not on the Scrutinized Companies that Boycott Israel List, created pursuant to s. 215.4725 of the Florida Statutes, and are not engaged in a boycott of Israel. In addition, if this agreement is for goods or services of one million dollars or more, TD Bank, N.A. certifies that it and those related entities of TD Bank, N.A. as defined by Florida law are not on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, created pursuant to Section 215.473 of the Florida Statutes and are not engaged in business operations in Cuba or Syria.

The County may terminate this Contract if TD Bank, N.A. is found to have submitted a false certification as provided under section 287.135(5), Florida Statutes, been placed on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or been engaged in business operations in Cuba or Syria, as defined by section 287.135, Florida Statutes.

The County may terminate this Contract if TD Bank, N.A., including all wholly owned subsidiaries, majority-owned subsidiaries, and parent companies that exist for the purpose of making profit, is found to have been placed on the Scrutinized Companies that Boycott Israel List or is engaged in a boycott of Israel as set forth in section 215.4725, Florida Statutes.

SECTION 4. TD Bank, N.A. is registered with and will use the Department of Homeland Security's E-Verify system (www.e-verify.gov) to confirm the employment eligibility of all newly hired employees for the duration of this agreement, as required by Section 448.095, F.S. TD Bank, N.A. is also responsible for obtaining proof of E-Verify registration and utilization for all subcontractors.

In witness whereof, the Parties unto this Renewal have set their hand and seals on the days and date first written above.

TD BANK N.A

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

BY: _____
ROBERT WILKINS, JR. MBA, CCM
VICE PRESIDENT, SENIOR
GOVERNMENT BANKING MANAGER

BY: _____
JOSEPH FLESCHER, CHAIRMAN

ATTEST: Jeffrey R. Smith, Clerk
of Court and Comptroller

By: _____
Deputy Clerk

Approved as to form and legal sufficiency:

By: _____
Dylan Reingold
County Attorney

By: _____
Jason Brown
County Administrator