

**AMENDMENT NUMBER FIVE (5) TO THE
AGREEMENT BETWEEN FIU AND HOTEL**

This Amendment No. Five (5) to the Agreement (the “**Amendment**”) is made and entered on the last date signed below (the “**Effective Date**”), by and between **The Florida International University Board of Trustees**, a public body corporate (“**FIU**” or “**University**”), for and on behalf of its various departments and colleges (“**Department**”) and **The Graham Companies**, a Florida corporation, doing business as Shula’s Hotel & Golf Club, whose address is 6842 Main Street, Miami Lakes, FL 33041 (the “**Hotel**”).

WHEREAS, the FIU and the Hotel entered into that Master Hotel Agreement dated **February 6, 2015**, for accommodations, meeting space, and/or services for events; as amended by that Amendment Agreement dated **January 26, 2016**; as further amended by that Amendment Agreement No. Two (2) dated **January 1st, 2017**; as further amended by that Amendment Agreement No. Three (3) dated **December 27th, 2017**; as further amended by that Amendment Agreement No. Four (4) dated **November 16th, 2018** (Collectively, the “**Agreement**”);

WHEREAS, the parties desire to amend the Agreement as set forth herein.

NOW THEREFORE, for and in consideration of the covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to modify the original agreement as follows:

1. Amendment. The Maximum Rate Schedule outlined in Section 17 – Rate Schedule in the Agreement dated February 6, 2015, Amendment Agreement dated January 26, 2016, Amendment Agreement No. Two dated January 1st, 2017, Amendment Agreement No. Three (3) dated December 27th, 2017 and Amendment Agreement No. Four (4) dated November 16th, 2018, is hereby amended as follows for the period of **January 1, 2020** thru **December 31, 2020**. Blackout dates listed below shall apply for the period of January 1, 2020 through December 31, 2020. All other terms and conditions shall remain in full effect.

Single/Double Occupancy Room Type & Dates	01/01 – 04/04	04/05 – 09/06	09/07 – 12/31
Deluxe Room	\$149.00	\$115.00	\$135.00

Rate included breakfast for single occupancy

2020 Blackout Dates are as follows:

Jan.2 – 5, 2020 All American Bowl
February 1 – 2, 2020 Super Bowl
March 13 - 15, 2020 Jazz in the Gardens
March 20 – 22, 2020 Ultra Music Festival
May 8 - 9, 2020 Rolling Loud
May 15 – 16, 2020 Compa Fest

2. Ratification. Except as modified hereby, all of the terms, covenants and conditions of the Agreement

shall remain in full force and effect and are hereby ratified and affirmed.

3. Conflict. In the event of a conflict between the terms of this Amendment and the Agreement, the terms of this Amendment shall control.

4. Capitalized Terms. All capitalized terms used herein but not expressly defined herein shall have the meaning ascribed thereto in the Agreement.

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IN WITNESS WHEREOF, the duly authorized representatives of the parties have affixed their signatures, effective on the Effective Date written above.

FOR THE **HOTEL:**

**The Graham Companies
Dba Shula's Hotel & Golf Club**

BY:

DocuSigned by:
Sylvia Loesche
A013B9C09F624BC...

NAME & TITLE: Sylvia Loesche Corporate Sales Manager

DATE: 12/18/2019

BY:

NAME & TITLE:

DATE:

FOR **FIU:**

The Florida International University Board of Trustees

BY:

DocuSigned by:
Kelly Loll
3D2CBD46854541F...

NAME & TITLE: Kelly Loll, C.P.M
Executive Director of Procurement Services

DATE: 12/18/2019
