

**LOW INCOME HOME ENERGY ASSISTANCE PROGRAM
ENERGY PROVIDER PAYMENT AGREEMENT**

MODIFICATION ONE

ENTERED

THIS MODIFICATION ONE is entered into this 11th day of February, 2010 by and between the Agricultural and Labor Program, Incorporated, located at 300 Lynchburg Rd., Lake Alfred, FL 33850-2576 (ALPI) and City of Bartow, PO Box 1069, Bartow, FL 33831 (Energy Provider).

WITNESSETH:

WHEREAS, ALPI and the herein identified "Energy Provider" entered into an Energy Provider Payment Agreement which provided for annual renewals upon the written consent of both parties; and,

WHEREAS, both parties desire to modify the Agreement to allow for automatic renewals.

NOW THEREFORE:

For and in consideration of the mutual covenants and agreements of both parties, the Energy Provider Payment Agreement, previously entered into on or around June 1, 2008, is hereby modified as follows:

1. The provision located on page 3 that states "This Agreement may be renewed on an annual basis upon the mutual written consent of both parties." is deleted in its entirety and replaced by the following new provision - "This Agreement will be automatically renewed, on an annual basis, unless terminated by either party in accordance with the termination provisions contained herein."
2. All other terms and conditions of said Payment Agreement not changed by this Modification One shall remain in full force and effect.

This Agreement is entered into the date first written above.

City of Bartow

By: Kenny Helser

Witness: Shawn E. Rothrock

ALPI

By: Deloris Johnson

Deloris Johnson, CEO

Witness: W. Smith