



CITY OF DELRAY BEACH  
100 NW 1<sup>st</sup> AVENUE, DELRAY BEACH, FL 33444

AMENDMENT NO. 4 TO

DELRAY BEACH MUNICIPAL TENNIS CENTER AND DELRAY SWIM AND  
TENNIS CLUB MANAGEMENT AGREEMENT

DUBIN & ASSOCIATES, INC.

CITY OF DELRAY BEACH  
AMENDMENT NO. 4 TO DELRAY BEACH MUNICIPAL TENNIS CENTER AND DELRAY SWIM  
AND TENNIS CLUB MANAGEMENT AGREEMENT

THIS AMENDMENT NO. 4 to the Delray Beach Municipal Tennis Center and Delray Swim and Tennis Club Management Agreement dated September 25<sup>th</sup>, 2004, by and between City of Delray Beach, a municipal corporation of the State of Florida (City), and Dubin & Associates, Inc. organized and existing under the laws of the State of Florida and authorized to do business in the State of Florida (Second Party), is entered into this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

WITNESSETH:

**WHEREAS**, on September 25, 2004, City entered into the Agreement with Second Party for the Consulting Services for the City of Delray Beach Tennis Center, Management Agreement;

**WHEREAS**, on August 15, 2008 the Agreement term was renewed through September 30, 2012; and

**WHEREAS**, on August 1, 2011 the Agreement term was renewed through September 30, 2016; and

**WHEREAS**, on September 22, 2016 the Agreement term was renewed through December 31, 2016; and

**WHEREAS**, Second Party agrees to extend the services to City in accordance with the terms and conditions of the Agreement for an additional sixty days.

**NOW, THEREFORE**, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, the parties do agree that the Agreement is amended as follows:

1. The above recitals are true and correct and are incorporated herein.
2. This Amendment No. 4 extends the Agreement, under the same terms and conditions, for the period of sixty days.
3. Paragraph 3 of the Agreement is amended to reflect that this Agreement shall terminate on February 28, 2017.
4. Except as provided herein, all other terms and conditions of the Agreement remain in full force and effect and are hereby confirmed. The Agreement, Amendment No. 1, Amendment No.2, Amendment No. 3 and this Amendment No. 4 represent the entire understanding between the parties on the issues contained herein, either written or oral, and may only be amended by written instrument signed by both parties.

IN WITNESS WHEREOF, the parties hereto have set their hands and corporate seals on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

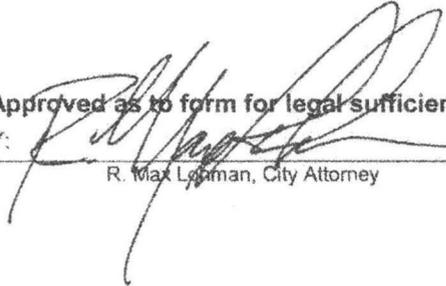
**CITY OF DELRAY BEACH**

ATTEST: \_\_\_\_\_  
City Clerk

BY: \_\_\_\_\_  
Donald B. Cooper, City Manager

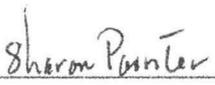
Address: 100 N.W. 1<sup>st</sup> Ave.  
Delray Beach, FL

Approved as to form for legal sufficiency::

BY:   
R. Max Leiman, City Attorney

**DUBIN & ASSOCIATES, INC.**

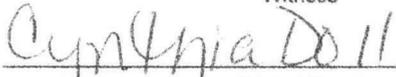
Signed in the Presence of:

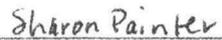
BY:   
Signature

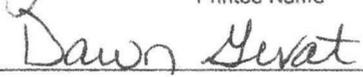
CEO

Title

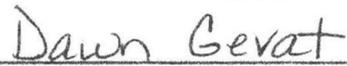
  
Witness

  
Printed Name

  
Printed Name

  
Witness

1300 Park of Commerce Suite 272  
Printed Address

  
Printed Name

Delray Beach FL 33445  
City/State/Zip