## FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING CONSTRUCTION/PROFESSIONAL SERVICES FY 2024-2025

| THIS            | <b>FIRST</b> | <b>AMENDMENT</b>  | TO      | THE         | INTERLO      | CAL A        | <b>GREEM</b> | ENT     | <b>FOR</b>    |
|-----------------|--------------|-------------------|---------|-------------|--------------|--------------|--------------|---------|---------------|
| FUNDING         | OF           | CONSTRUCT         | ON/P    | <b>ROFE</b> | SSIONAL      | SER          | VICES        | ("FI    | RST           |
| <b>AMENDMEN</b> | IT") is m    | ade this          |         |             | _ day of     | , 20         | 25, by aı    | nd betv | veen          |
| the CITY OF     | <b>DELRA</b> | Y BEACH, a Flo    | orida ı | municip     | oal corporat | tion, (he    | reinafter    | referre | ed to         |
| as "CITY"), a   | and the I    | DELRAY BEAC       | H CO    | MMUN        | IITY REDE    | <b>VELOP</b> | MENT A       | GENC    | <b>:Y</b> , a |
| public body     | corporate    | e and politic, du | ly cre  | ated a      | nd operate   | d pursua     | ant to Cl    | napter  | 163,          |
| Florida Statu   | tes (here    | inafter referred  | to as   | the "CF     | RA").        |              |              |         |               |

## WITNESSETH:

**WHEREAS**, the **CITY** and the **CRA** entered into an Interlocal Agreement for the Funding of Construction/Professional Services for Fiscal Year 2024-2025, dated January 7, 2025 (the "Original Agreement"), which provided for funding for construction and professional services for projects within the Community Redevelopment Area; and

**WHEREAS**, the **CITY** and the **CRA** desire to enter into this First Amendment in order to amend **Exhibit "A"** to the Original Agreement to provide for further adjustments to reflect actual project costs; and

**WHEREAS**, the **CITY** and the **CRA** find that this First Amendment serves a municipal and public purpose, is consistent with the Community Redevelopment Plan, and the requirements of Chapter 163. Florida Statutes.

**NOW, THEREFORE**, in consideration of the mutual covenants and promises herein contained, the parties hereby agree as follows:

- 1. The recitations set forth above are hereby incorporated herein.
- 2. The **CITY** and the **CRA** agree to amend **Exhibit** "**A**" to the Original Agreement to provide for adjustments to project costs.
- 3. **Exhibit "A"** to the Original Agreement is hereby amended as provided in **Exhibit "A" (as amended)**, which is attached to this First Amendment, and incorporated herein by reference.
- 4. All other terms and conditions of the Original Agreement are ratified and confirmed and shall remain in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed on the day and year first above written.

| ATTEST:                                      | CITY OF DELRAY BEACH, FLORIDA                  |
|--|--|
| City Clerk                                   | By:<br>Thomas F. Carney, Jr., Mayor            |
| Approved as to Form and Legal Sufficiency:   |  |
| Lynn Gelin, City Attorney                    |  |
|  | DELRAY BEACH COMMUNITY<br>REDEVELOPMENT AGENCY |
|  | By:<br>Angela D. Burns, CRA Board Chair        |
| ATTEST:                                      |  |
| Renée A. Jadusingh, Esq., Executive D        | Director                                       |
| I HEREBY APPROVE THIS AGREEMI<br>AS TO FORM: | ENT  |
| CRA Legal Counsel                            | -  |

## **EXHIBIT "A"**

|            |                   | Fiscal Year 2024-2025 Projects  |              |  |
|------------|-------------------|---|--------------|--|
| CRA<br>GL# | City<br>Project # | Project Name  | CRA Funding  |  |
| 5661       |                   | Pompey Park Construction  | \$45,000,000 |  |
| 5622       |                   | NW Neighborhood Improvements  | \$8,435,007  |  |
| TBD        |                   | SW 8th Ave and SW 2nd St Intersection Improvements                        | \$211,000    |  |
| 5510       |                   | Osceola Park Infrastructure Improvements – Certified Engineering Services | \$62,000     |  |
| 5201       |                   | Implementation of Old School Square Master Plan                           | \$500,000    |  |
| TBD        |                   | Crest Theatre Historic Preservation Improvements – Architectural Services | \$500,000    |  |
| 5525       | 23-007            | Currie Commons Restrooms  | \$600,000    |  |
| 5625       |                   | Artist Alley Project  | \$324,000    |  |
| 5621       |                   | Merritt Park Shade Structure  | \$150,000    |  |
| 5364       |                   | Carver Square Park  | \$360,000    |  |