

**THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN
THE CITY OF DELRAY BEACH AND THE
DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY
FOR FUNDING CONSTRUCTION/PROFESSIONAL SERVICES
FY 2016-2017**

THIS THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT FOR FUNDING OF CONSTRUCTION/PROFESSIONAL SERVICES ("THIRD AMENDMENT") is made this _____ day of _____, 2017, by and between the **CITY OF DELRAY BEACH**, a Florida municipal corporation, (hereinafter referred to as "**CITY**"), and the **DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY**, a public body corporate and politic, duly created and operated pursuant to Chapter 163, Florida Statutes (hereinafter referred to as the "**CRA**").

WITNESSETH:

WHEREAS, the **CITY** and the **CRA** entered into an Interlocal Agreement for the Funding of Construction/Professional Services for Fiscal Year 2016-2017, on November 1, 2016 (the "Original Agreement"), which provided for funding for construction and professional services for projects within the Community Redevelopment Area; and

WHEREAS, on March 3, 2017, the **CRA** and the **CITY** entered into the First Amendment to the Original Agreement to provide for changes in the amount of funding for the projects listed in **Exhibit "A"** of the Original Agreement; and

WHEREAS, the **CRA** and the **CITY** previously entered into the Second Amendment to the Original Agreement to provide for changes in the amount of funding for the projects listed in **Exhibit "A"** of the Original Agreement; and

WHEREAS, the **CRA** and the **CITY** desire to enter into this Third Amendment to the Original Agreement (the "Third Amendment") in order to further amend **Exhibit "A"** to the Original Agreement, to provide for changes in the amount of funding for various projects listed in **Exhibit "A"** of the Original Agreement, as amended.

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 **CRA** and the **CITY** agree to amend **Exhibit "A"** to the Original Agreement, as amended by the First Amendment and Second Amendment to reflect the changes in the amount of funding provided by the **CRA** for Fiscal Year 2016-17 for the projects listed in **Exhibit "A"** to the Original Agreement, as amended. The **CRA** will ensure revisions to **Exhibit "A"**, are consistent with the **CRA**'s FY 2016-17 Budget, as amended.
3. Subject to the availability of funds, and annual budgeting and appropriation by the **CRA**, the **CRA** will provide funding for the projects listed in **Exhibit "A"**, which is attached hereto and incorporated herein by reference, in Fiscal Year 2016-17.

4. The **CITY** and the **CRA** agree that **Exhibit "A"** to the Original Agreement, as amended by the First Amendment and Second Amendment, is hereby further amended as provided in **Exhibit "A"** to this Third Amendment, which is attached hereto and incorporated herein by reference.

5. All other terms and conditions of the Original Agreement, as amended by the First Amendment and Second Amendment, not in conflict with this Third Amendment 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: _____
CARY D. GLICKSTEIN, MAYOR

Approved as to Form:

R. MAX LOHMAN, CITY ATTORNEY

ATTEST:

DELRAY BEACH COMMUNITY
REDEVELOPMENT AGENCY

Jeff Costello
JEFF COSTELLO,
EXECUTIVE DIRECTOR

By: Reginald A. Cox
REGINALD A. COX, CHAIR

(SEAL)

STATE OF FLORIDA)
) SS:
COUNTY OF PALM BEACH)

The foregoing instrument was acknowledged before me this 22nd day of June, 2017, by Reginald Cox, as Chairman (name of officer or agent, title of officer or agent), of Delray CRA Board (name of corporation acknowledging), a FL (state or place of incorporation) corporation, on behalf of the corporation. He/She is personally known to me or has produced _____ (type of identification) as identification.



Susan B. Shaw
Commission # FF070388
Expires: Nov. 13, 2017
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Susan B. Shaw
NOTARY PUBLIC – STATE OF FLORIDA

EXHIBIT "A"

Fiscal Year 2016-2017 Projects			
	City Project #	Project Name	Amount of CRA Funding
1.	2014-002	Block 8 Alley (South of W Atlantic Ave - SW 10 th /11 th Aves)	\$ 230,000.00
2.	2016-596	Old School Square Park Upgrades	\$ 500,000.00
3.	2016-004	Old School Square Building Maintenance	\$ 463,300.00
4.	2013-022	S Swinton Ave & SW/SE 1st Street (Mast Arm Traffic Signal)	\$ 250,000.00
5.	2014-008	Parking Study Implementation (E. Atlantic Avenue Crosswalk Upgrades - Venetian/Gleason)	\$ 440,000.00
6.	2016-676	SW 2 nd Street Beautification (Phase II)	\$ 210,000.00
7.	2015-610	Block 63 Alley	\$ 265,000.00
8.	2015-620	SW Neighborhood Alleys (5 Alleys)	\$ 910,000.00
9.	2013-020	SE 2 nd St/Ave/Alleys/Parking Lot (Osceola Business Area)	\$ 1,510,376.00
10.	2014-006	Sidewalks – NW/SW Neighborhoods	\$ 630,000.00
11.	2011-024	NE 3 rd St/Ave Streetscape & Alley Improvements	\$1,600,000.00* \$ 14,000.00**
12.	2015-040	NW 5 th Ave Alleys (3 Alleys)	\$ 400,000.00
13.	2009-006	Block 20 Alley Improvements	\$ 75,000.00
14.	2016-101	Hilltopper Stadium Elevator	\$ 45,000.00
15.	2016-500	SW 4 th St/SW 6 th St/SW 7 th Ave Reconstruction	\$ 580,700.00
16.	2016-095	Osceola Neighborhood Improvements (Design)	\$ 837,870.00
17.	2016-102	Pompey Park Master Plan	\$ 800,000.00*
18.	2017-127	W Atlantic Beautification/I-95 Interchange Modification	\$ 142,681.33
19.	2016-096	Veteran's Park Seawall and Dock Repair	\$ 643,700.00

*City Financed – CRA to pay debt service annually

**CRA to provide additional funds for design costs