

AMENDMENT NO. 1 TO FUNDING AGREEMENT BETWEEN THE CITY OF DELRAY BEACH AND THE COMMUNITY CHILD CARE CENTER OF DELRAY BEACH, INC.

THIS AMENDMENT NO. 1 to the Funding Agreement dated December 9, 2016 by and between the **CITY OF DELRAY BEACH**, a Florida municipal corporation (hereinafter referred to as "**CITY**"), and **COMMUNITY CHILD CARE CENTER OF DELRAY BEACH, INC., D/B/A ACHIEVEMENT CENTERS FOR CHILDREN AND FAMILIES**, a Florida not-for-profit corporation, (hereinafter referred to as **ACCF**) is made this _____ day of _____, 2018.

WITNESSETH:

WHEREAS, the City entered into an agreement to provide ACCF an annual funding amount of \$77,000.00 for a period of five years ("Funding Agreement"); and

WHEREAS, the City desires to dedicate \$52,000.00 of this funding amount to be used for solely for funding and operation of programs at Pine Grove Elementary School and Village Academy; and

WHEREAS, as these programs are governed by a triparty agreement between the City, the School Board of Palm Beach County, and ACCF, the City desires to provide for this funding under a separate agreement with the ACCF.

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

1. **Recitations**. The recitations set forth above are true and correct and incorporated herein by reference.

2. **Revisions**. The CITY and ACCF agree to amend Paragraph 3 of the Funding Agreement, as follows:

3. The CITY shall provide funding to ACCF on an annual basis, in an amount not to exceed ~~Seventy-Seven~~ Twenty Five Thousand and 00/100 Dollars (~~\$77,000.00~~ \$25,000.00) per year (the "Funding Amount") for the term of this agreement. The Funding Amount is to be used by ACCF to provide programming services that support the mission of ACCF in accordance with the Performance Standards described in Exhibit "A". Payment of the annual amount for the initial year of this Agreement shall be made within 90 days of execution of this Agreement. Payment of the Funding Amount for subsequent years of this Agreement shall be made in accordance with Paragraph 5.

3. **Full Force and Effect.** All other terms and conditions of the Funding Agreement not expressly modified by this Amendment No. 1 thereto remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 1 to be duly executed on the day and year first above written.

ATTEST:

CITY OF DELRAY BEACH, FLORIDA

Katerri Johnson, City Clerk

By: _____

Shelly Petrolia, Mayor

Approved as to form and legal sufficiency:

R. Max Lohman, City Attorney



COMMUNITY CHILD CARE CENTER OF
DELRAY BEACH, INC., D/B/A
ACHIEVEMENT CENTERS FOR CHILDREN
AND FAMILIES

By: Stephanie Seibel

Print Name: Stephanie Seibel

Title: CEO

(SEAL)

STATE OF FLORIDA

COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 20 day of June, 2018, by Stephanie Seibel as CEO (name of officer or agent), of Community Child Care Center of Delray Beach, Inc. d/b/a Achievement Centers for Children and Families (name of corporation acknowledging), a Florida (state or place of incorporation) corporation, on behalf of the corporation. He/She is personally known to me or has produced N/A (type of identification) as identification.

Gayla D. Jones
Notary Public – State of Florida