

THIRD AMENDMENT

to

INTERLOCAL AGREEMENT

Between

BROWARD COUNTY

and

CITY OF FORT LAUDERDALE

to

PROVIDE COST SHARE SUPPORT FOR THE C-12/C-13 INTERCONNECT  
PROJECT FOR PROVIDING INCREASED WATER CONSERVATION, RECHARGE  
OF THE C-12 CANAL AND IMPROVED WATER QUALITY IN  
THE NORTH FORK OF THE NEW RIVER

This is a Third Amendment to that certain Agreement between: BROWARD COUNTY, a political subdivision of the state of Florida, hereinafter referred to as "COUNTY",

AND

CITY OF FORT LAUDERDALE, an independent political subdivision of the State of Florida, hereinafter referred to as "CITY".

WHEREAS, COUNTY and CITY entered into an Interlocal Agreement which was approved by COUNTY on April 27<sup>th</sup>, 2010, and amended on December 6, 2011, and on March 28, 2013, providing for water conservation and improvements to the conveyance and management of surface waters for Integrated Water Resource Plan (IWRP) related projects which will improve the effective and efficient use of local water resources; and

WHEREAS, the parties are desirous of amending the terms of the agreement to provide for an extension of time with no changes in funding from COUNTY or CITY. The amendment is therefore deemed a no-cost amendment to the Agreement;

NOW, THEREFORE, in consideration of the mutual terms and conditions, promises, covenants and payments hereinafter set forth, COUNTY and CITY agree as follows:

1. The above recitals and representations are true and correct and are incorporated herein.
2. Article 4, Term and Time of Performance of Agreement, Section 4.1 is hereby amended as follows:

4.1 This Agreement shall become effective upon execution by COUNTY and CITY and shall continue in full force and effect until midnight on ~~December 31, 2013~~ December 31, 2015. In addition, the County Administrator is authorized to execute any amendments extending the term of this Agreement with the appropriate amendment prepared with the same or similar formality.

3. Exhibit A, SCOPE OF WORK, C-12/C-13 Interconnect Project, is hereby amended as follows:

**Project Schedule and Deliverables:**

The project will be completed according to the following timeframe:

Project Design – Complete in February 2010

Permitting – Complete in December 2012

Construction – Complete in ~~December 2013~~ December 2015

4. Except as amended herein, all other terms and conditions of the Agreement, as incorporated herein, shall remain in full force and effect.

- REMAINDER OF PAGE INTENTIONALLY LEFT BLANK -

IN WITNESS WHEREOF, the parties hereto have made and executed this Third Amendment: BROWARD COUNTY through its COUNTY ADMINISTRATOR, authorized by Board action on the \_\_\_\_\_ day of \_\_\_\_\_, 2013, and CITY OF FORT LAUDERDALE, signing by and through its MAYOR, authorized to execute same.

COUNTY

WITNESSES:

BROWARD COUNTY, through its COUNTY ADMINISTRATOR

\_\_\_\_\_  
Print Name:

By \_\_\_\_\_  
BERTHA HENRY

\_\_\_\_\_  
Print Name:

\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Insurance requirements  
Approved by Broward County  
Risk Management Division

Approved as to form by  
Joni Armstrong Coffey  
Broward County Attorney  
Governmental Center, Suite 423  
115 South Andrews Avenue  
Fort Lauderdale, Florida 33301  
Telephone: (954) 357-7600  
Telecopier: (954) 357-6968

By \_\_\_\_\_

By \_\_\_\_\_  
Michael C. Owens (Date)  
Senior Assistant County Attorney

Date \_\_\_\_\_

MCO/tlr  
Fort Lauderdale C12\_C13 Amendment 3.doc  
09/26/2013  
#13-058.06

THIRD AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND CITY OF FORT LAUDERDALE TO PROVIDE COST SHARE SUPPORT FOR THE C-12/C-13 INTERCONNECT PROJECT FOR PROVIDING INCREASED WATER CONSERVATION, RECHARGE OF THE C-12 CANAL AND IMPROVED WATER QUALITY IN THE NORTH FORK OF THE NEW RIVER

WITNESSES:

CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida:

\_\_\_\_\_

By \_\_\_\_\_  
JOHN P. "JACK" SEILER, Mayor

\_\_\_\_\_  
Witness Print Name

\_\_\_\_\_

By \_\_\_\_\_  
LEE R. FELDMAN, City Manager

\_\_\_\_\_  
Witness Print Name

(CORPORATE SEAL)

ATTEST:

\_\_\_\_\_  
JONDA K. JOSEPH, City Clerk

Approved as to form:

\_\_\_\_\_  
CARRIE L. SARVER  
Assistant City Attorney