

DOCUMENT ROUTING FORM

P5 ✓ 12/13/13 (D)

NAME OF DOCUMENT: **THIRD AMENDMENT TO INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR WATER SERVICE INTERCONNECTION OF C-12 AND C-13 CANAL SYSTEMS - EXTENDING THE TERM TO DECEMBER 31, 2015.**

1/8/14 Processed original

Approved Comm. Mtg. on **DECEMBER 3, 2013** CAM# **13-1492** ITEM: **M-6**

Route of origin: CAO ENG. COMM. DEV. OTHER _____

Also attached: copy of CAR copy of document ACM Form 3 originals

On 12/4/13, Linda B. forwarded to: **SHANNON GRAHAM, PUBLIC WORKS ENGINEERING**

1.) Approved as to Content: Hardeep Arora
Department Director

Capital Improvements defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, fixtures) that add value and/or extend useful life, inc. major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, real.

Please Check the proper box: CIP FUNDED YES NO
Capital Improvement Projects

2.) Approved as to Funds Available: by Doug Osterool Date: 12.10.13
Finance Director

Amount Required by Contract/Agreement \$ NO FISCAL IMPACT THIS AMENDMENT Funding Source: PI1586.454
Dept./Div. PBS/ENG Index/Sub-object N/A Project # PI1586.454

3.) City Attorney's Office: Approved as to Form: 5 Originals of each to City Mgr. By: CARRIE SARVER

CS
Carrie Sarver

4.) Approved as to content: Assistant City Manager:

By: _____ By: _____
Stanley Hawthorne, Assistant City Manager Susanne Torriente, Assistant City Manager

5.) Acting City Manager: Please sign as indicated and forward 5 originals of each to Mayor.

6.) Mayor: Please sign as indicated and forward 5 originals of each to Clerk.

7.) To City Clerk for attestation and City seal.

INSTRUCTIONS TO CLERK'S OFFICE

8.) City Clerk: retains one copy of document and forwards 5 original documents of each to:
TODD HITESHEW, ENVIRONMENTAL SERVICES MANAGER

Original Route form to Linda Blanco, CAO

2013 DEC 10 PM 5:06
CITY ATTORNEY'S OFFICE
CITY MANAGER

RUSH

12/13

THIRD AMENDMENT
to
INTERLOCAL AGREEMENT
Between
BROWARD COUNTY
and
CITY OF FORT LAUDERDALE
to

2014 JAN - 8 PM 6:30

CITY CLERK

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 27th, 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:

12-3-13
m-l
13-1492

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~~ on 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 ~~April 2012~~ December 2012

Construction – Complete in ~~October 2012~~ 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 27th day of April, 2010, and CITY OF FORT LAUDERDALE, signing by and through its MAYOR, authorized to execute same.

RP
12/10/13

COUNTY

WITNESSES:

Susan Seferian

Print Name: SUSAN SEFERIAN

Jodi Gardner

Print Name: JODI GARDNER

BROWARD COUNTY, through its COUNTY ADMINISTRATOR

By Bertha Henry
for BERTHA HENRY

27th day of December, 2013

Insurance requirements
Approved by Broward County
Risk Management Division

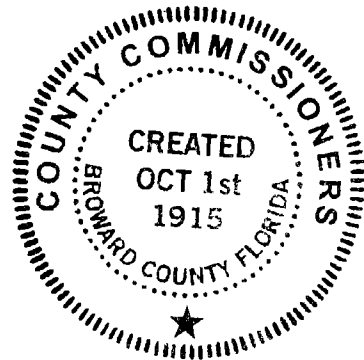
Approved as to form by
Joni Armstrong Coffey
Broward County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-6968

By Jacqueline A. Binns 12/16/13
Risk Management Division

By Michael C. Owens 12/19/13
Michael C. Owens (Date)
Senior Assistant County Attorney

Date Jacqueline A. Binns
Risk Insurance and
Contracts Manager

MCO/gb
C12-C13 Amendment 2 for Extension to 12-31-2013.doc
1/4/13
#13-058.06



138
10/21/13

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

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first above written.

WITNESSES:

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

Jeannette A. Johnson
Jeannette A. Johnson
Witness Print Name

Donna M. Samuda
DONNA M. SAMUDA
Witness Print Name

By [Signature]
JOHN P. "JACK" SEILER, Mayor

By [Signature]
LEE R. FELDMAN, City Manager

(CORPORATE SEAL)

ATTEST:

[Signature]
JONDA K. JOSEPH, City Clerk

Approved as to form:

[Signature]
CARRIE L. SARVER
Assistant City Attorney