

**NINTH AMENDMENT TO AGREEMENT FOR
DEVELOPMENT AND DISPOSITION OF PROPERTY**

This Amendment to the Agreement for Development and Disposition of Property is made and entered into by the City of Gainesville, Florida (“CITY”), the Gainesville Community Redevelopment Agency (“AGENCY”) and Gainesville Commerce Center Limited Partnership (“DEVELOPER”).

WHEREAS, the CITY, AGENCY and AMJ Inc. of Gainesville entered into an Agreement for Development and Disposition of Property (“the AGREEMENT”) on March 19, 1999 for the Commerce Building Project and the Residential Project described in the AGREEMENT; and

WHEREAS, the CITY, AGENCY and AMJ, Inc. of Gainesville entered into a first amendment to the AGREEMENT on May 4, 2000; and

WHEREAS, the CITY, AGENCY and AMJ, Inc. of Gainesville entered into a second amendment to the AGREEMENT on April 24, 2001; and

WHEREAS, on July 13, 2000 AMJ, Inc. of Gainesville assigned its rights and obligations under the AGREEMENT to the Developer of which AMJ, Inc. of Gainesville is general partner; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a third amendment to the AGREEMENT on July 30, 2001; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a fourth amendment to the AGREEMENT on March 5, 2002; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a fifth amendment to the AGREEMENT on October 15, 2002; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a sixth amendment to the AGREEMENT on May 30, 2003; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a seventh amendment to the AGREEMENT on July 20, 2004; and

WHEREAS, the CITY, AGENCY AND DEVELOPER entered into a eighth amendment to the AGREEMENT on December 18, 2004; and

WHEREAS, the AGREEMENT as amended contains dates by which certain actions must be completed; and

WHEREAS, the DEVELOPER has requested an extension to some of the dates; and

WHEREAS, the CITY and the AGENCY have agreed to the extension;

NOW, THEREFORE, the parties agree to amend the AGREEMENT as follows:

Adjustment of Timeline

The timeline for development of the Commerce Building Project and the Residential Project is extended. To accomplish this, the following dates are expressly changed:

Paragraph	Description	From	To
15.01(c)	Commence construction of second Residential Project phase	8/01/2005	2/01/2006
	Complete construction of second Residential Project phase	1/31/2007	8/01/2007

Except as expressly modified by this NINTH AMENDMENT, or the amendment of May 4, 2000, or the amendment of April 24, 2001, or the amendment of July 30, 2001, or the amendment of March 5, 2002, or the amendment of October 15, 2002, or the amendment of May 30, 2003, or the amendment of July 20, 2004, or the amendment of December 14, 2004 the terms and conditions of the AGREEMENT remain in full force and effect.

This NINTH AMENDMENT together with the original AGREEMENT and the amendments of May 4, 2000, April 24, 2001, July 30, 2001, March 5, 2002, October 15, 2002, May 30, 2003, July 20, 2004, and December 14, 2004 form the entire contract among the parties for the Commerce Building Project and the Residential Project, and is effective as of _____.

IN WITNESS WHEREOF, the parties have signed this agreement this ___ day of _____, 2004.

ATTEST:

CITY OF GAINESVILLE

Kurt M. Lannon,
Clerk of the Commission

Pegeen Hanrahan
Mayor

Approved as to form and legality:

Marion J. Radson, City Attorney

WITNESSES:

GAINESVILLE COMMUNITY
REDEVELOPMENT AGENCY

Barbara Lipscomb,
Interim Executive Director

Approved as to form and legality:

Charles L. Hauck, CRA Attorney

WITNESSES:

DEVELOPER

Michael Warren
President