

LEGISLATIVE ID

#120107

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN
ALACHUA COUNTY AND THE CITY OF GAINESVILLE
FOR USE AND DISTRIBUTION OF FUNDS
GENERATED BY A CHARTER COUNTY AND REGIONAL TRANSPORTATION
SYSTEM SALES SURTAX TO BE USED FOR IMPROVEMENT AND MAINTENANCE
OF ROADS AND BRIDGES**

THIS FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT PERTAINING TO THE CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SALES SURTAX, entered into this _____ day of _____, 2012, between Alachua County, a charter county and a political subdivision of the State of Florida, by and through its Board of County Commissioners (hereinafter referred to as the “County”), and the City of Gainesville, by and through its City Commissioners, a municipal corporation of the State of Florida, (hereinafter referred to as “City”).

WITNESSETH:

WHEREAS, Alachua County and the City of Gainesville entered into an interlocal agreement dated the 22nd day of May, 2012 to provide for the distribution of sales surtax proceeds to the City and the use of the sales surtax proceeds; and

WHEREAS, the interlocal agreement prohibited the City and County from using surtax proceeds for the planning, development, construction, operation and maintenance of sidewalks; and,

WHEREAS, the County and the City desire to delete the restriction on using the surtax proceeds for the planning, development, construction, operation and maintenance of sidewalks.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, and pursuant to Section 163.01, et. seq., Florida Statutes, the Florida Interlocal Cooperation Act of 1969, and Subsection 212.055(1)(d)(4), Florida Statutes, the parties hereto agree as follows:

SECTION 1. Section 4, Use of Surtax Proceeds, is amended it its entirety to read:

4. Use of Surtax Proceeds. The surtax proceeds shall be used only for the planning, development, construction, operation and maintenance of roads and bridges in the County; and for the payment of principal and interest on bonds issued for the construction of roads or bridges.

SAVE AND EXCEPT as expressly amended herein, all other terms and provisions of the original Interlocal Agreement between the parties, dated May 22, 2012, shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this First Amendment to the Interlocal Agreement pertaining to the charter county and regional transportation system sales surtax to be executed by their duly authorized officials on the day and year first above-written.

COUNTY:

ALACHUA COUNTY, FLORIDA BOARD OF
COUNTY COMMISSIONERS

By: _____
Paula M. DeLaney, Chair

ATTEST:

J. K. Irby, Clerk

(SEAL)

APPROVED AS TO FORM

Alachua County Attorney

(City of Gainesville signatures continued on next page)

CITY:

CITY OF GAINESVILLE:

CITY OF GAINESVILLE

By: _____
Craig Lowe, Mayor

ATTEST:

Kurt Lannon, Clerk

APPROVED AS TO FORM AND
LEGALITY

(SEAL)

City Attorney