

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN  
ALACHUA COUNTY AND THE CITY OF GAINESVILLE  
REGARDING PROCEEDS OF LOCAL OPTION GAS TAX**

THIS FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT REGARDING PROCEEDS OF LOCAL OPTION GAS TAX is entered into this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2007, between Alachua County, a charter county and 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, a municipal corporation of the State of Florida, hereinafter referred to as the "City", for the purpose of providing for the division and distribution of the proceeds of the local option gas tax imposed by the County pursuant to Subsection 336.025,(1)(b), Florida Statutes;

**WITNESSETH:**

WHEREAS, Alachua County and the City of Gainesville entered into an interlocal agreement dated May 22, 2007, to provide for the distribution of the proceeds of the local option gas tax among Alachua County and all municipalities within Alachua County; and

WHEREAS, the parties agree to amend the interlocal agreement to restrict the use of proceeds distributed to the County.

NOW, THEREFORE, in consideration of the mutual covenants contained hereinafter set forth, and other good and valuable consideration, the CITY and COUNTY do hereby agree as follows:

1. Paragraph 3, Use of Gas Tax Revenues, is amended to read:

3. **USE OF GAS TAX REVENUES.** Funds distributed to the County pursuant to this interlocal agreement shall be allocated according to the following formula: ~~used only for unpaved road alternative surface treatments, bicycle pedestrian facilities, resurfacing and reconstruction projects, and roadway safety improvements.~~

<u>Item</u>	<u>%</u>
<u>Bicycle pedestrian facilities</u>	10%
<u>Unpaved road alternative surface treatments</u>	15%
<u>Resurfacing/reconstruction projects, in the following order of priority:</u>	75%
<u>NW 16<sup>th</sup> &amp; 23<sup>rd</sup> Avenues</u>	
<u>SW 63<sup>rd</sup> Blvd &amp; SW 62<sup>nd</sup> Avenue</u>	
<u>NW County Road 235</u>	
<u>NW 43<sup>rd</sup> Street</u>	
<u>NW County Road 231</u>	

The County shall fund the resurfacing of NW 16<sup>th</sup> Avenue/NW 23<sup>rd</sup> Avenue and 43<sup>rd</sup> Street within the city limits within 15 years of the imposition of this tax. Funds distributed to the County shall not be used for the construction of new roads or new travel lanes.

SAVE AND EXCEPT as expressly amended herein, all other terms and provisions of the original Interlocal Agreement between the parties, dated May 22, 2007, shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this First Amendment to Interlocal Agreement to be executed for the uses and purposes therein expressed on the day and year first above-written.

ALACHUA COUNTY, FLORIDA

By: \_\_\_\_\_  
Paula M. DeLaney, Chair

ATTEST:

\_\_\_\_\_  
J. K. "Buddy" Irby, Clerk

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Alachua County Attorney

(SEAL)

CITY OF GAINESVILLE

By: \_\_\_\_\_  
Peegen Hanrahan, Mayor

ATTEST:

\_\_\_\_\_  
Kurt Lannon, Clerk

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City of Gainesville Attorney

(SEAL)