

**AMENDMENT FIVE TO
REIMBURSEMENT AGREEMENT FOR
PROMOTION OF TOURISM
(RIVER-FEST REGATTA EVENT)**

THIS AMENDMENT FIVE TO REIMBURSEMENT AGREEMENT FOR PROMOTION OF TOURISM (RIVER-FEST REGATTA EVENT) (“Amendment”), is made and entered into as of August 21, 2018, by and between the **City of Bradenton**, a municipal corporation of the State of Florida (hereinafter “Sponsor”) and **Manatee County**, a political subdivision of the State of Florida (hereinafter the “County”).

WITNESSETH

WHEREAS, the County has established a Convention and Visitors Bureau for Manatee County to promote travel and tourism to, and events in, the County, through among other things, the use of proceeds of the County’s tourist development tax in the manner contemplated in Section 125.0104, Florida Statutes and other legally available funds of the County; and

WHEREAS, Sponsor and the County entered into a Reimbursement Agreement for Promotion of Tourism (as amended, hereinafter “Agreement”) for the “Bradenton Area River-Fest Regatta” (hereinafter “Event”) operated by Sponsor beginning in 2014; and

WHEREAS, the Event has served, and will continue to serve, as an attractor for travel and tourism to Manatee County; and

WHEREAS, pursuant to the Agreement, the County supports the Event to enhance travel and tourism to the County, by reimbursing Sponsor for a portion of the costs of organizing, promotion and staging of the Event in the manner set forth herein; and

WHEREAS, the parties wish to amend the Agreement as provided in this Amendment.

NOW, THEREFORE, the County and Sponsor, in consideration of the mutual covenants hereinafter set forth, the sufficiency of which is hereby acknowledged, agree as follows:

1. ADJUSTMENT OF DURATION OF AGREEMENT. The first sentence of Section 4 (“Duration and Termination”) of the Agreement is hereby amended to extend the duration of the Agreement to June 24, 2019 (reflecting the exercise of the last of the two options to extend under the original Agreement), with no additional options remaining to extend the Agreement.

2. REPLACEMENT OF EXHIBIT “B”: Exhibit “B” to the Agreement is hereby replaced with Exhibit “B” attached hereto and incorporated herein by reference.

3. ALL OTHER PROVISIONS UNAFFECTED. All provisions of the Agreement (and its exhibits) not expressly amended hereby shall remain unaffected by this Amendment, and in full force and effect as they are set forth in the Agreement.

4. **VALIDITY.** Each of the parties hereto represents and warrants to the others its respective authority to enter into this Amendment.

5. **SEVERABILITY.** The provisions of this Amendment are declared by the parties hereto to be severable. In the event any term or provision of this Amendment shall be held invalid by a Court of competent jurisdiction, such invalid term or provision should not affect the validity of any term or provision hereof; and all such terms and provisions hereof shall be enforceable to the fullest extent permitted by law as if such invalid term or provision had never been part of this Amendment; provided, however, if any term or provision of this Amendment is held to be invalid due to the scope or extent here thereof, then, to the extent permitted by law, such term or provision shall be automatically deemed modified in order that it may be enforced to the maximum scope and extent permitted by law.

6. **EFFECTIVE DATE.** This Amendment shall take effect as of the date of execution by all parties.

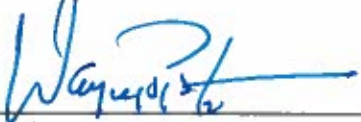
WHEREFORE, the parties hereto have executed this Amendment as of the date and year first above written.

**MANATEE COUNTY, a political subdivision
of the State of Florida**

By: Board of County Commissioners

By: _____
Ed Hunzeker, County Administrator

**CITY OF BRADENTON, a municipal
corporation of the State of Florida**

By: 

Mayor/Pro Tem

ATTEST: Sharon Beauchamp, City Clerk

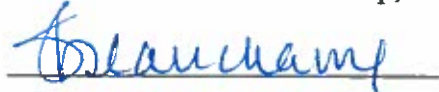


EXHIBIT "A"
DESCRIPTION OF EVENT

2019 BRADENTON AREA RIVERWALK REGATTA
SATURDAY, FEBRUARY 9, 2019

7 a.m. to 10:00 a.m.	DeSoto Little Anglers Fishing Tournament <i>Palmetto Pier</i>
8 a.m. to 11:00 a.m.	St. Stephen's 5K Run <i>Starts Downtown Bradenton to Palmetto and back</i>
10 a.m. to 6:30 p.m.	<u>BRADENTON RIVERWALK FESTIVITIES</u> World Champion Frisbee Dogs Show World Champion BMX Stunt Show World Champion "XPOGO" Show Family Fun Zone – Bright House/Pittsburgh Pirates Area Food Festival Riverwalk Art Gallery Row- Manatee County Arts Center
11 a.m. to 6:30 p.m.	<u>RIVERWALK CONCERTS- TBA</u> <i>At Main Stage behind Riverwalk Splash Pad</i>
11 a.m. to 6 p.m. Noon to 1:00 p.m. 1:00 p.m. to 2:00 p.m. 2 p.m. to 3:30 pm	<u>MANATEE RIVER FESTIVITIES</u> Formula 2 PowerBoat Qualifying Formula 2 PowerBoat Division 2 Races HydroCross Jet Ski - Qualifying Florida Winter Championship/Mayor's Cup
3:30 to 5 p.m.	Formula 2 PowerBoat Division 1 Races Formula 2 PowerBoat Florida Championship
6:30 p.m. 7 p.m. to 10pm	Zambelli International Fireworks Spectacular Main Street Bradenton Awards/Activity
7a.m. to 6:30pm 11a.m. to 5 p.m.	<u>PALMETTO FESTIVITIES</u> HydroCross Jet Ski...Demos/Stunts/Races Florida Winter Championship/Mayor's Cup Guinness World Records <i>At Palmetto Pier</i>
10 a.m. to 6 p.m.	PowerBoat Superleague Official "Dry Pit" <i>PowerBoat Viewing/Open Lawn Access Across from Riverside Boat Ramp</i> Launching of PowerBoats Before qualifying Runs/Riverside Boat Ramp <i>At Regatta Pointe Marina</i> Food Festival Row <i>At Riverside West Park</i> Extreme Sports Zones – Locations TBD Family Fun Zones – Locations TBD Art Gallery Row – Locations TBD
11a.m. to 6:30 p.m.	<u>SUTTON PARK CONCERTS - TBA</u>

**The above activities are an anticipated list, which can be changed with mutual agreement between the Executive Directors of the Bradenton Area CVB and the Sponsor without amending the exhibit.*

EXHIBIT "B"

DESCRIPTION OF REIMBURSABLE COSTS:

Examples of Reimbursable Costs are as follows, but are not limited to:

Development, Coordination, Planning

- Logistics of the event programming
- Crowd control plan/venue layout
- City and government event approval meeting
- Marketing, advertising, promotions and social media planning
- Meeting with all permit agencies and government officials to produce event.

Installment Payments

- To various contractors to hold the event such as Zambelli International, Powerboat Super League, show promoters, and concert promoters/talent.
- Schedule of Installment Payments totaling \$200,000:
 - July 1, 2018 \$50,000
 - Planning/Operations/Public Safety
 - Contracting Deposit – Powerboat Super League (1st Deposit)
 - September 1, 2018 \$50,000
 - Planning/Operations/Public Safety
 - Contracting Deposit – Zambelli International
 - November 1, 2018 \$50,000
 - Planning/Operations/Public Safety
 - National Concert Talent Deposit
 - National BMX Show Deposit
 - National Dog Show Deposit
 - International XPOGO Deposit
 - Powerboat Super League (2nd Deposit)
 - December 1, 2018 \$50,000
 - Planning/Operations/Public Safety (\$30,000)
 - Advertising/Promotions (\$20,000) **Outside of Manatee County**