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**AMENDMENT ONE**  
*to*  
**INTERLOCAL AGREEMENT**  
*regarding*  
**BRADENTON BEACH BRIDGE STREET PIER**  
**FLOATING DOCK PROJECT**

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MANATEE COUNTY, FLORIDA  
CITY OF BRADENTON BEACH, FLORIDA

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THIS AMENDMENT (“Amendment”), is made and entered into as of March 26, 2019 by and between **Manatee County**, a political subdivision of the State of Florida, hereinafter referred to as the “County”, and the **City of Bradenton Beach**, a municipal corporation created and existing under the laws of the State of Florida, hereinafter referred to as the “City”.

**W I T N E S S E T H**

**WHEREAS**, pursuant to and in accordance with Section 125.0104, *Florida Statutes* (the “Act”) and Article II of Chapter 2-29 of the Manatee County Code of Ordinances (the “Code”) the County levies and collects a five percent (5%) tourist development tax, a portion of the proceeds of which are legally authorized to be used to pay the cost of remodeling, repair and improvement of publicly-owned fishing piers within the meaning of the Act; and

**WHEREAS**, the City owns and operates a publicly-owned fishing pier known as the Bradenton Beach Pier, and intends to remodel, repair and replace the pier by constructing a new floating dock that is a component of the pier, within the meaning of the Act; and

**WHEREAS**, the County and the City entered into an INTERLOCAL AGREEMENT, dated as of December 13, 2016 (the “Agreement”), to establish their mutual rights and obligations with respect to joint participation in the funding of the remodeling, repair and improvement of publicly-owned Bradenton Beach Bridge Street Pier Floating Dock Project; and

**WHEREAS**, the County and the City wish to amend the Agreement as provided in this Amendment.

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

**1. AMENDMENT OF AGREEMENT.** The Agreement is hereby amended as follows:

A. Adjustment of Duration of Agreement. Article IV 4.2 of the Agreement is hereby amended to extend the duration of the Agreement to December 31, 2019.

**2. ALL OTHER PROVISIONS UNAFFECTED.** All provisions of the Agreement not expressly amended hereby shall remain unaffected by this Amendment and in full force and effect as they are set forth in the Amendment.

**3. VALIDITY.** Each of the County and the City represents and warrants to the other its respective authority to enter into this Agreement.

**4. 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.

**5. EFFECTIVE DATE.** This Amendment shall take effect as of the date set forth above.

*WHEREFORE, the County and the City have executed this Amendment as of the date and year first above written.*

**MANATEE COUNTY, FLORIDA**

By: Board of County Commissioners

By: \_\_\_\_\_  
County Administrator

**CITY OF BRADENTON BEACH,  
FLORIDA**

By: \_\_\_\_\_  
Mayor/Pro Tem