

**FIRST AMENDMENT AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH
UTILITY SPECIAL DISTRICT AND THE TOWN OF MANGONIA PARK, FLORIDA,
FOR PROVISION OF WATER SERVICE**

THIS Amendment to the Intergovernmental Utility Service Agreement is entered into between the City of Riviera Beach Utility Special District, a Special District existing under the laws of the State of Florida, hereinafter referred to as the "District", and the Town of Mangonia Park, Florida, a Florida municipal corporation existing under the laws of the State of Florida, hereinafter referred to as the "Town".

WITNESSED:

WHEREAS, the City entered into an Intergovernmental Utility Service Agreement, hereinafter "Agreement," with the **TOWN OF MANGONIA PARK, FLORIDA** on March 10th, 2018 to provide the Water Service to the Town; and

WHEREAS, section 9.3 of the Agreement established a 10 year term with an a provision for renewal with an additional term of ten (10) years, upon mutual agreement of the parties, at least twelve (12) months prior to the expiration of the original term. Either party may terminate this Agreement at any time if required by law, administrative order or otherwise required by a governmental agency with jurisdiction over the party. Further, either party may terminate this Agreement by providing twelve (12) month notice to the other party. Notice shall be sent as set out in section 7, above; and

WHEREAS, the **TOWN OF MANGONIA PARK** desires to amend the provision for renewal notice from a at least twelve (12) months prior to the expiration of the original term to at least 6 months prior to the expiration of the original term.

NOW, THEREFORE, in consideration of the mutual promises contained herein, the City and TOWN agree as follows:

Section 1. That Section 9.3 of the Agreement is hereby amended to read as follows:

A. This Agreement shall have a term of ten (10) years. The Agreement maybe renewed for an additional term of ten (10) years, upon mutual agreement of the parties, at least ~~twelve (12)~~ **six (6)** months prior to the expiration of the original term. Either party may terminate this Agreement at any time if required by law, administrative order or otherwise required by a governmental agency with jurisdiction over the party. Further, either party may terminate this Agreement by providing twelve (12) month notice to the other party. Notice shall be sent as set out in section 7, above.

Section 2. In all other respects, the terms of the Agreement shall remain in full force and effect, and the parties agree to perform all duties and obligations as set forth therein.

IN WITNESS WHEREOF, the Parties unto this Amendment have set their hands and seals on the day and date first written above.

CITY OF RIVIERA BEACH

TOWN OF MANGONIA PARK, FLORIDA.

BY: _____
TERENCE DAVIS
CHAIRPERSON

BY: _____
WILLIAM ALBURY, III
MAYOR

ATTEST:

BY: _____
CLAUDENE L. ANTHONY, CMC
DISTRICT CLERK

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT
DISTRICT ATTORNEY

DATE: _____