

RESOLUTION NO. 2016-___

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY (THE "AGENCY") APPROVING THE SECOND MODIFICATION TO THE MARINA UPLANDS FUNDING INTERLOCAL AGREEMENT BETWEEN THE CITY OF RIVIERA BEACH (THE "CITY"), THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT (THE DISTRICT") AND THE AGENCY; PROVIDING AN EFFECTIVE DATE.

* * * * *

WHEREAS, the Agency, the City and the District entered into the Marina Uplands Funding Interlocal Agreement, dated October 1, 2014 ("the Original Agreement"); and

WHEREAS, the Agency approved the first amendment to the Original Agreement, on October 28, 2015 (the "First Amendment"); and

WHEREAS, the City approved the First Amendment , on November 18, 2015 (the Original Agreement and the First Amendment will be referred to as the "Agreement"); and

WHEREAS, the City, District, and the Agency, desire to amend the Agreement, as provided herein, to address the duties and responsibilities for the payment of certain CAM expenses relating to the operation of the Public Improvements and the allocation and payment of additional Public Improvements; and

WHEREAS, the purpose of the Second Amendment is to: (i) amend the Interlocal Agreement to provide that the City shall be responsible for the payment to the Agency of all CAM Costs, as that term is defined in the Marina Uplands Ground Lease Agreement between the City and the Agency, for Bicentennial Park and all Common Areas of the City Marina Property which are not collected from subleases of Agency for the Marine Uplands; and (ii) amend the Agreement to provide that the City shall allocate and pay for specific additional public improvement costs for the reconstruction of Avenue "C" within the Marina District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY THAT:

SECTION 1. The Agency hereby approves the form of the Second Amendment to the Interlocal Funding Agreement attached hereto as Exhibit "A" and approves the execution and delivery of the Amendment in substantially the form approved subject to such changes as may be approved by the Chairperson subject to advice of counsel, with the execution of the 2nd Amendment by the Chairperson conclusive evidence of the approval of such changes.

SECTION 2. The resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED this ___ day of March 2016.

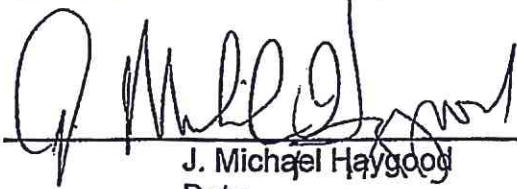
RIVIERA BEACH COMMUNITY
REDEVELOPMENT AGENCY

By: _____
Name: Dawn Pardo
Title: Chairperson

ATTEST:

Executive Director

Approved as to form and legal sufficiency



J. Michael Haygood

MOTION BY: _____

Date _____

SECONDED BY: _____

General Counsel to CRA

- D. PARDO _____
- T. DAVIS _____
- C. THOMAS _____
- B. GUYTON _____
- K. MILLER-ANDERSON _____