

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
CITY OF POMPANO BEACH
JOINT PARTICIPATION AGREEMENT
AMENDMENT NUMBER ONE

THIS Amendment Number One made and entered into this _____ day of _____, 20____, by and between the State of Florida Department of Transportation hereinafter called the DEPARTMENT, and City of Pompano Beach, located at 100 W. Atlantic Blvd., Pompano Beach, Florida 33060, hereinafter referred to as the PARTICIPANT.

WITNESSETH

WHEREAS, on June 4, 2021 the parties entered into a Joint Participation Agreement, hereinafter referred to as the Agreement, wherein the PARTICIPANT agreed to provide certain improvements in connection with Financial Management (FM) Number 441628-2-58-01 for the roadway improvements along SR-A1A from Sunset Lane to S.E. 1st Street in Broward County, Florida, hereinafter referred to as Project; and

WHEREAS, the parties desire to further amend the Agreement; and

WHEREAS, the parties hereto mutually agree that this Amendment is in their best interest;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations herein, the parties agree to amend that certain Joint Participation Agreement dated June 4, 2021, as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. This Amendment extends the term of the Agreement. Paragraph 5 of the Original Agreement is deleted in its entirety and replaced with the following:

Except as otherwise set forth herein, this Agreement shall continue in effect and be binding to both the PARTICIPANT and the DEPARTMENT until the Project is completed as evidenced by the written acceptance of the DEPARTMENT or December 31, 2023, whichever occurs first.

All provisions, covenants, terms and conditions of the Agreement between the parties theretofore entered on June 4, 2021, as originally set forth therein, which are not hereby expressly amended or modified and not in conflict with the terms hereof, are hereby ratified and confirmed and shall remain the same and be unaffected by these presents.

IN WITNESS WHEREOF, this Agreement is to be executed by the parties below for the purposes specified herein. Authorization has been given to enter into and execute this Agreement by Resolution Number _____, hereto attached.

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

CITY OF POMPANO BEACH:

BY: _____
REX HARDIN, MAYOR

BY: _____
NAME: STEVEN C. BRAUN, P.E.
DIRECTOR OF TRANSPORTATION DEVELOPMENT

BY: _____
GREG HARRISON, CITY MANAGER

Witnesses:

(SEAL)

ATTEST:

LEGAL REVIEW:

ASCELETA HAMMOND, CITY CLERK

BY: _____
OFFICE OF THE GENERAL COUNSEL

APPROVED AS TO FORM:

APPROVED:

BY: _____
MARK E. BERMAN, CITY ATTORNEY

BY: _____
DISTRICT PROGRAM MGMT ADMINISTRATOR