

AMENDMENT #1
MAINTENANCE AGREEMENT
BETWEEN THE CITY OF PINELLAS PARK AND
THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION
43rd Street North Extension Project

THIS AMENDMENT, made and entered into as the _____ day of _____, 20____ between the City of Pinellas Park, Florida, a municipal corporation ("City), and the State of Florida, Department of Transportation ("FDOT");

RECITALS

WHEREAS, FDOT construction project 256995-2-52-01 constructed the 43rd Street Extension from 118th Avenue North (Sta. 700+62.00) to 40th Street North (Sta. 725+60.00) and the 40th Street North Extension from the 43rd Street North Extension (Sta. 80+00.00) to 40th Street North (Sta. 83+81.85) within the City of Pinellas Park (hereafter, the "Project"); and

WHEREAS, on April 26, 2021, the City and FDOT entered into a Maintenance Agreement (the "Agreement"), which was also recorded in Book 21549, Pages 201-217, of the Official Public Records of Pinellas County, Florida setting forth the City's maintenance responsibilities for certain roadway and drainage structure improvements as depicted in Exhibit "A" Construction Plans for FPID 256995-2-52-01; and

WHEREAS, the City has requested and the FDOT has agreed to amend "Exhibit A" of the Agreement by adding "Exhibit A-3" which includes plan sheets for SMF-7 and SMF-8. "Exhibit A-3" defines the limits of the City's modified access to its ditch from 43rd Street North and around the pond berms of both SMFs; and

WHEREAS, the City has authorized its officers to execute this Amendment on its behalf.

NOW THEREFORE, for and in consideration of the premises, mutual benefits, and covenants contained herein, the CITY and FDOT agree as follows:

1. Exhibit A of the Agreement is modified as herein-above described and is attached and incorporated herein.
2. All other terms and provisions of the Agreement shall remain in full force and effect and are ratified and confirmed.

IN WITNESS HERETO, the parties herein have caused this Amendment to be executed by their authorized representatives.

THE CITY OF PINELLAS PARK,
a municipal corporation of
the State of Florida

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
Print: Bart Diebold
Title: City Manager

By: _____
Francis Lewis, P.E.
Director of Transportation,
District Seven

Date: _____

Date: _____

Attest: _____

Attest: _____

Name: Jennifer Carfagno, MMC

Name: _____

Title: City Clerk

Title: _____

Date: _____

Date: _____

Legal Review:

Legal Review:

Approved as to Form and Correctness

Name: _____

Name: _____

Title: City Attorney

Office of General Counsel, District Seven

Date: _____

Date: _____

