

2021 XT 000082

STATE OF FLORIDA     )  
                                  )  
COUNTY OF POLK     )

I, Stacy M. Butterfield, Polk County Clerk and Comptroller, hereby certify that attached is the Interlocal Agreement Amendment #2 between Polk County and the City of Auburndale to extend the Agreement for a three-year period commencing on March 18, 2020. This Interlocal Agreement was approved by the Polk County, Board of County Commissioners on April 20, 2021

WITNESS my hand and official seal on this 22 day of April, 2021



STACY M. BUTTERFIELD  
County Clerk and Comptroller

By: Assuncion Nieves  
Deputy Clerk

**JOINT PLANNING AREA AND INTERLOCAL AGREEMENT  
AMENDMENT #2**

This Amendment #2 is hereby entered into as of the Amendment Effective Date, defined in Section 4 below, by and between Polk County, a political subdivision of the State of Florida (the "County"), and the City of Auburndale, a Florida municipal corporation (the "City"). The County and City shall collectively be referred to as the "Parties."

**WITNESSETH:**

**WHEREAS**, the Parties entered into that certain Joint Planning Area and Interlocal Agreement effective on March 19, 2019 (the "Agreement"); and

**WHEREAS**, the original term of the Agreement was for a one year period ending on March 18, 2020; and

**WHEREAS**, on March 18, 2020, Amendment #1 to the Agreement became effective for a one-year period ending on March 18, 2021; and

**WHEREAS**, a public hearing with due public notice has been held by the City and County prior to the approval of this Amendment #2 as set forth in Section 163.3171(3), Florida Statutes; and

**WHEREAS**, the parties have mutually agreed to amend the Agreement and extend the term of the Agreement for a three-year period commencing on March 18, 2021, as further set forth below.

**NOW, THEREFORE**, the Parties hereby agree to the following:

1. The recitals stated above are true and correct and are fully incorporated herein.
2. Section 12, TERM OF AGREEMENT, is hereby deleted and replaced with the following:

The term of this Agreement shall commence on the Effective Date and shall continue for one (1) year (the "Initial Term"). Thereafter, it may be extended for succeeding periods of three (3) years each (the "Subsequent Terms") by mutual written agreement of the Parties. Failure to renew the Agreement at the end of the Initial Term or Subsequent Terms shall be deemed a termination of the Agreement. This Agreement may also be terminated by either Party by delivery of written notice at least six (6) months prior to the termination of the Initial Term or Subsequent Terms.

3. The term of the Agreement is hereby extended for a three (3) year period commencing on March 18, 2021.
4. The Agreement, as amended by this Amendment #2, continues in full force and effect.

5. Pursuant to Section 163.01(11), Florida Statutes, this Amendment #2 shall become effective upon the County filing a fully executed Amendment with the Clerk of the Circuit Court of Polk County, Florida (the "Amendment Effective Date").

(THE REMAINDER OF THE PAGE LEFT INTENTIONALLY BLANK)

IN WITNESS WHEREOF, the parties hereto have executed this Amendment #2.

ATTEST:

POLK COUNTY, FLORIDA, a  
political subdivision of the State of  
Florida

Stacy M. Butterfield, Clerk

Stacy M. Butterfield, Clerk of Circuit Court

Alison Holland  
Deputy Clerk

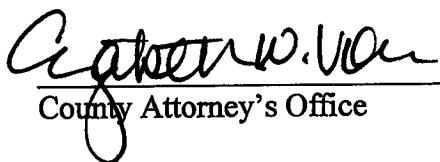
By: 

Rick Wilson, Chairman

Date: 4/20/21

REVIEWED AS TO FORM AND LEGAL  
SUFFICIENCY:

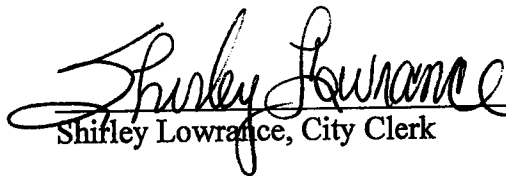


 4/20/21  
County Attorney's Office Date

ATTEST:

CITY OF AUBURNDALE,  
FLORIDA, a municipal corporation

APPROVED:

  
Shirley Lowrance, City Clerk

By: 

Timothy J. Pospichal, Mayor

Date: 3-15-2021

APPROVED AS TO FORM AND  
LEGALITY:

  
City Attorney