



FOURTH AMENDMENT TO AGREEMENT BETWEEN BROWARD COUNTY AND THE SCHOOL BOARD OF BROWARD COUNTY FOR A NATURESCAPE PROGRAM IN SUPPORT OF ENVIRONMENTAL STEWARDSHIP WITHIN THE SCHOOL BOARD OF BROWARD COUNTY

This is the Fourth Amendment to the Agreement ("Fourth Amendment"), made and entered into by and between Broward County, a political subdivision of the State of Florida ("County"), and The School Board of Broward County, Florida, a political subdivision of the State of Florida ("SBBC"), (collectively referred to as "Parties").

RECITALS

- A. County and SBBC entered into an Agreement dated December 12, 2017 ("Agreement"), providing for the implementation of a partnership in support of water conservation, including the NatureScape Broward principles, for an Initial Term of one (1) year with SBBC able to renew the Agreement for up to four (4) additional one (1) year terms.
- B. The Parties amended the Agreement on December 4, 2018, through a First Amendment to Agreement that aligned the Agreement's term consistent with SBBC's fiscal year, thereby providing for a term ending on June 30, 2019, with SBBC able to elect up to three (3) additional one (1) year renewal terms.
- C. The Parties amended the Agreement on June 11, 2019, through a Second Amendment to Agreement, recognizing SBBC's desire to exercise the second renewal term option in the Agreement, extending the term of the Agreement through June 30, 2020.
- D. Parties amended the Agreement on June 16, 2020, through a Third Amendment to Agreement, recognizing SBBC's desire to exercise the third renewal term option in the Agreement, extending the term of the Agreement through June 30, 2021.
- E. The Parties desire to enter into this Fourth Amendment to exercise the fourth renewal term option in the Agreement, extending the expiration date to June 30, 2022.

Now, therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

ARTICLE 1: AMENDMENTS

1.1 The Parties agree that the foregoing recitals are true and correct and that such recitals are incorporated herein by reference.

1.2 The Parties agree to exercise the fourth renewal term and extend the Agreement, as amended, through June 30, 2022.

ARTICLE 2: ORDER OF PRECEDENCE

2.1 In the event of conflict between the provisions of the Agreement and the provisions contained herein, the provisions of the following documents shall take precedence in this order:

- a. This Fourth Amendment to Agreement; then
- b. The Third Amendment to Agreement; then
- c. The Second Amendment to Agreement; then
- d. The First Amendment to Agreement; then
- e. The Agreement.

ARTICLE 3: OTHER PROVISIONS REMAIN IN FORCE

3.1 Except as expressly provided herein, all other portions of the Agreement remain in full force and effect.

[THIS SPACE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement: BROWARD COUNTY through its BOARD OF COUNTY COMMISSIONERS, signing by and through its County Administrator, authorized to execute same by Board action on the _____ day of _____, 2021, and The School Board of Broward County, signing by and through its Chair, duly authorized to execute same.

COUNTY

WITNESS:

BROWARD COUNTY, by and through
its County Administrator

(Signature)

By _____
County Administrator

(Print Name of Witness)

____ day of _____, 2021

(Signature)

Approved as to form by
Andrew J. Meyers
Broward County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-7641

(Print Name of Witness)

By _____
Michael C. Owens (Date)
Senior Assistant County Attorney

By _____
Maite Azcoitia (Date)
Deputy County Attorney

MCO/gmb
Broward County - SBBC Naturescape 4th Amendment.docx
04/16/2021
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THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

(Seal)

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ATTEST:

By _____
Dr. Rosalind Osgood, Chair

Robert W. Runcie,
Superintendent of
Schools

Approved as to Form and Legal Content:


Digitally signed by Kathelyn Jacques-Adams
Reason: Broward County - NatureScape Broward Program - Fourth Amendment
Date: 2021.04.22 11:35:55 -04'00'

Office of the General Counsel