

SIXTH AMENDMENT

TO INTERLOCAL AGREEMENT PROVIDING FOR THE ESTABLISHMENT OF THE EAST VOLUSIA LOCAL GOVERNMENT FIRE-RESCUE AND EMERGENCY MEDICAL SERVICES AUTOMATIC AID AND CLOSEST UNIT RESPONSE SYSTEM

This Agreement, made and entered into the date hereafter provided pursuant to the authority contained in Chapter 163, Florida Statutes, by and between the City of Edgewater, the City of New Smyrna Beach, the City of Port Orange, the City of South Daytona, City of Daytona Beach, City of Daytona Beach Shores, City of Ormond Beach, City of Holly Hill and the Town of Ponce Inlet (herein "Parties") all being governments in the State of Florida, and constitutes the Sixth Amendment to the Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System (herein "Interlocal Agreement").

WHEREAS, the Parties entered into this Interlocal Agreement which was recorded in Official Records Book 5261, Pages 3947-3957, Public Records of Volusia County, Florida amended by First Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 5403, Pages 1170-1179, Public Records of Volusia County, Florida; and amended by the Second Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 5925, Pages 3132-3145, Public Records of Volusia County, Florida; and amended by the Third Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical

Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6346, Pages 4071-4084, Public Records of Volusia County, Florida; and amended by the Fourth Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6449, Page 501-509, Public Records of Volusia County, Florida; and amended by the Fifth Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6870, Pages 3806-3818; and

WHEREAS, the Fifth Amendment of the Interlocal Agreement extended for an additional term expiring on September 30, 2018, and

WHEREAS, the City of Edgewater, the City of New Smyrna Beach, the City of Port Orange, the City of South Daytona, City of Daytona Beach, City of Daytona Beach Shores, City of Ormond Beach, City of Holly Hill and the Town of Ponce Inlet desire to modify and continue the Interlocal Agreement to provide for an efficient service delivery model for the eastern region; and

WHEREAS, the Interlocal Agreement provides for amendments by mutual written agreement of the Parties.

NOW, THEREFORE, in consideration of the premises, mutual covenants, provisions and representations contained herein, constituting good and valuable consideration, the Parties hereto agree as follows:

1. The premises set forth above are true, correct and form a material part of this Sixth Amendment to the Interlocal Agreement.

2. The terms and conditions of the Interlocal Agreement recorded in Official Records Book 5261, Pages 3947-3957, Public Records of Volusia County, Florida, amended by First Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 5403, Pages 1170-1179, Public Records of Volusia County, Florida; and amended by the Second Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 5925, Pages 3132-3145, Public Records of Volusia County, Florida; and amended by the Third Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6346, Pages 4071-4084, Public Records of Volusia County, Florida; and amended by the Fourth Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6449, Page 501-509, Public Records of Volusia County, Florida; and amended by the Fifth Amendment to Interlocal Agreement Providing for the Establishment of the East Volusia Local Government Fire-Rescue and Emergency Medical Services Automatic Aid and Closest Unit Response System recorded in Official Records Book 6870, Pages 3806-3818; are hereby restated and incorporated as if fully set forth herein except for:

SECTION 14. This Interlocal Agreement as amended in hereby extended for an additional 4-year term expiring on September 30, 2022.

3. This Sixth Amendment shall become effective upon each of the respective government's approval and execution of this Sixth Amendment to the Interlocal Agreement. This Sixth Amendment to the Interlocal Agreement shall remain in full force and effect for those governments approval and executing this Sixth Amendment, notwithstanding the failure of any of the herein named governments to approval and execute this Sixth Amendment. This Sixth Amendment to the Interlocal Agreement shall be filed and recorded with the Clerk of Circuit Court of Volusia County, Florida.

4. All other terms and conditions of the Interlocal Agreement as amended shall remain in full force and effect except as modified by this Sixth Amendment.

IN WITNESS WHEREOF, the Parties by and through the undersigned have entered into this Sixth Amendment to the Interlocal Agreement in counterparts on the date and year hereafter written for the purpose stated above.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

ATTEST:

CITY OF EDGEWATER

Robin L. Matusick
City Clerk/Paralegal

Michael Ignasiak
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by MICHAEL IGNASIAK and ROBIN L. MATUSICK, as Mayor and City Clerk/Paralegal, respectively, of the City of Edgewater, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF NEW SMYRNA BEACH

Johnny R. Bledsoe
City Clerk

Jim Hathaway
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by JIM HATHAWAY and JOHNNY R. BLEDSOE, as Mayor and City Clerk, respectively, of the City of New Smyrna Beach, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF PORT ORANGE

Robin L. Fenwick
City Clerk

Donald O. Burnette
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by DONALD O. BURNETTE and ROBIN L. FENWICK, as Mayor and City Clerk, respectively, of the City of Port Orange, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF SOUTH DAYTONA

Debbie Fitz-Gerald
Deputy City Clerk

William C. Hall
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by WILLIAM C. HALL and DEBBIE FITZ-GERALD, as Mayor and City Clerk, respectively, of the City of South Daytona, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF DAYTONA BEACH

Letitia LaMagna
City Clerk

Derrick L. Henry
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by DERRICK L. HENRY and LETITIA LAMAGNA, as Mayor and City Clerk, respectively, of the City of Daytona Beach, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF DAYTONA BEACH SHORES

Cheri Schwab
City Clerk

Harry Jennings
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by HARRY JENNINGS and CHERI SCHWAB, as Mayor and City Clerk, respectively, of the City of Daytona Beach Shores, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF ORMOND BEACH

Scott McKee
City Clerk

Bill Partington
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by BILL PARTINGTON and SCOTT MCKEE, as Mayor and City Clerk, respectively, of the City of Ormond Beach, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

CITY OF HOLLY HILL

Valerie Manning
City Clerk

John Penny
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by JOHN PENNY and VALERIE MANNING, as Mayor and City Clerk, respectively, of the City of Holly Hill, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large

ATTEST:

TOWN OF PONCE INLET

Kim Cherbano
City Clerk

Gary L. Smith
Mayor

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by GARY L. SMITH and KIM CHERBANO, as Mayor and City Clerk, respectively, of the City of Town of Ponce Inlet, on behalf of the City. They are personally known to me or have produced _____ as identification.

Seal/Stamp

Notary Public, State of Florida at Large