

FOURTH AMENDMENT TO JOINT USE AGREEMENT

THIS FOURTH AMENDMENT TO JOINT USE AGREEMENT ("Fourth Amendment") is entered into this 31 day of May, 2017, between the DUVAL COUNTY SCHOOL BOARD, a body politic and corporate ("School Board"), and the CITY OF JACKSONVILLE, a consolidated government under the laws of the state of Florida ("City").

School Board and City entered into a Joint Use Agreement dated January 20, 1998, as amended January 22, 2002, December 16, 2015 and December 7, 2016 (collectively, the "Agreement") to provide for the joint use of certain properties by the City and the School Board to provide greater access to, and use of the properties by, the community.

School Board and City wish to modify and amend the Joint Use Agreement to add property to the Agreement.

In consideration of the mutual promises of the Agreement, the Agreement is amended as follows:

1. Paragraph 8 of the Agreement is amended to provide that the Memoranda of Understanding between the parties as required by Section 5.B. of the Agreement shall include the parties' agreement as to which party shall be responsible for utilities for the property addressed by the Memorandum of Understanding or how the utilities shall be shared between the parties as to the subject property.
2. Paragraph 9 of the Agreement is revised to provide that notwithstanding the requirement that recreational areas on School Board property be designated by the name of the nearest school, the San Souci Baseball Park may continue to be known as such notwithstanding the nearest school to the baseball park is known as Hogan Spring Glen Elementary School.
3. Exhibit A-3 to the Agreement is amended to add A. Phillip Leath to the list of schools under the Agreement.
4. Exhibit B-3 to the Agreement is amended to add Brentwood Golf Course to the list of parks under the Agreement.
5. Except as herein modified and amended, all terms and conditions of the Agreement remain unchanged and in full force and effect.

IN WITNESS WHEREOF pursuant to delegation granted in the Agreement as authorized by City of Jacksonville Resolution 97-657-A and ALA, School Board and City have cause this Fourth Amendment to be executed as of the date first above written.

DUVAL COUNTY SCHOOL BOARD

By: 
Don Nelson
Assistant Superintendent, Operations,
Duval County School Board

CITY OF JACKSONVILLE

By: 
Daryl Joseph
As Director, Department of Parks
Recreation and Community Services,
City of Jacksonville