

FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN ALACHUA COUNTY AND THE SCHOOL BOARD OF ALACHUA COUNTY FOR EMERGENCY SHELTERS

THIS First AMENDMENT (“Amendment”) is made by and between Alachua County, Florida, a political subdivision and charter county of the State of Florida, by and through its Board of County Commissioners (the “County”) and the School Board of Alachua County (“SBAC”), which are collectively referred to as the “Parties”.

WITNESSETH:

WHEREAS, the Parties previously entered an Interlocal Agreement (ILA) dated June 23, 2015 for Emergency Shelters (the “Agreement”); and

WHEREAS, the Parties desire to extend the term of the original ILA to allow the SBAC to continue to provide emergency shelter locations while allowing the Parties to negotiate a new ILA for emergency shelter locations and for the SBAC to provide emergency shelter staffing; and

WHEREAS, the Parties desires to amend the Agreement to extend the term and to do as otherwise provided herein.

NOW, THEREFORE, the County and Contractor agree to amend the Agreement as follows:

A. Amendment. Section #11 is amended to read as follows:

This Amendment extends the term of the Agreement through December 31, 2025, upon execution by both Parties.

B. Amendment. Section #20, of the Agreement is added to read as follows:

20. **Sovereign Immunity** The Parties intend to avail themselves of the benefits of §768.28 and §163.01(9)(a), Florida Statutes, and of other statutes and the common law governing sovereign immunity to the fullest extent possible. In accordance with §163.01(5)(o), Florida Statutes, therefore, one party shall not be jointly liable for the torts committed by the officers, employees, agents, representative or contractors of the other party. Each party shall be solely responsible for the negligent acts and omissions of its officers, employees, agents, representative and contractors, and then only to the extent of the limited waiver of sovereign immunity or limitation of liability specified in §768.28, Florida Statutes. Nothing in this Interlocal Agreement is intended to inure to the benefit of any third party for the purposes of allowing any claim that would otherwise be barred under the doctrine of sovereign immunity or by operation of law.

C. Original Agreement. Unless expressly amended herein, all other terms and provisions of the original Agreement between the Parties shall be and remain in full force and effect.

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IN WITNESS WHEREOF, the Parties have caused this First Amendment to be executed on the day and year below written.

ALACHUA COUNTY, FLORIDA

SCHOOL BOARD OF ALACHUA COUNTY

By: _____

Charles Chestnut, IV, Chair

Board of County Commissioners

Date: _____

By: Sarah Rockwell

Sarah Rockwell Ph.D.

Board Chair

Date: 6/3/25

ATTEST

ATTEST

J.K. "Jess" Irby, Esq., Clerk

(SEAL)

Kamela Patton

Dr. Kamela Patton, Superintendent

APPROVED AS TO FORM

APPROVED AS TO FORM

Alachua County Attorney's Office

William F. Spillia
General Counsel