

**FIFTH AMENDMENT TO THE AGREEMENT
BETWEEN ALACHUA COUNTY AND
GAINESVILLE SPORTS ORGANIZING COMMITTEE, INC dba GAINESVILLE SPORTS
COMMISSION FOR A SPORTING EVENTS BID POOL**

THIS FIFTH AMENDMENT TO AGREEMENT, made and entered into this 10th day of February A.D., 2015, by and between Alachua County, a charter county and political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as "County", and GAINESVILLE SPORTS ORGANIZING COMMITTEE, INC dba GAINESVILLE SPORTS COMMISSION, hereinafter referred to as AGENCY:

WITNESSETH:

WHEREAS, the Agency provides services to promote sporting events in Alachua County by utilizing Tourist Development Tax to set up a bid process and bid pool; and

WHEREAS, the County finds that the activity is in the best interest of its citizens by providing marketing or advertising designed to increase tourist-related business activities within the County; and

WHEREAS, §125.0104, Florida Statutes provides that funding may be provided from the tourist development tax for this purpose; and

WHEREAS, the parties entered into an Amended and Restated Agreement on October 10, 2006 for the provision of services by the Agency related to the promotion of sports events in Alachua County by utilizing the Tourist Development Tax to set up a bid process and bid pool; and,

WHEREAS, the parties previously entered into the First Amendment to the Agreement on January 8, 2008;

WHEREAS, the parties previously entered into the Second Amendment to the Agreement on October 28, 2008;

WHEREAS, the parties previously entered into the Third Amendment to the Agreement on September 28, 2010;

WHEREAS, the parties previously entered into the Fourth Amendment to the Agreement on September 24, 2013;

NOW THEREFORE, the parties hereto agree to further amend agreement dated October 10, 2006 as follows:

A. Section 1, Term of the Agreement is amended in its entirety to read:

1. Term - This agreement shall commence on October 1, 2014 and continue through September 30, 2017 unless earlier terminated as provided herein. The parties may extend the term of this agreement through an amendment approved by both parties.

B. This amendment shall take effect upon execution by the Parties under the terms and specifications of the agreement currently in effect.

SAVE and EXCEPT as expressly amended herein, all other terms and provisions of the original agreement between the parties, dated October 10, 2006, shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Fifth Amendment to Agreement to be executed for the uses and purposes therein expressed on the day and year first above-written.

ALACHUA COUNTY, FLORIDA

By: Charles S. Chestnut IV
Charles S. Chestnut, IV, Chair
Board of County Commissioners

ATTEST:

J. K. Irby
J. K. Irby, Clerk
(SEAL)

APPROVED AS TO FORM

Robert J. [Signature]
Alachua County Attorney's Office

ATTEST (By Corporate Officer)

By: James DiVigilio
Print: James DiVigilio
Title: President

VENDOR

By: Joleen Cacciatore
Print: Joleen Cacciatore
Title: Executive Director



Alachua County Agenda

ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

Jack Durrance Auditorium Second Floor, Room 209 12 SE 1st Street
February 10, 2015 Regular BoCC Meeting
Agenda Item #29

Title

Gainesville Sports Organizing Committee for a Sporting Events Bid Pool, 5th Amendment to the agreement (Amended)

Amount

\$110,000.00

Description

The 5th Amendment to the agreement with the Gainesville Sports Organizing Committee for a Sporting Events Bid Pool extend the term until September 30, 2017.

Recommendation

Approve the amendment and authorize the Chair's signature

Alternative(s)

Do not approve and direct staff on how to proceed.

Requested By

John Pricher, 352-374-5260

Originating Department

Tourist Development

Attachment(s) Description

5th amendment to the agreement with the Gainesville Sports Organizing Committee

Documents Requiring Action

5th amendment to the agreement with the Gainesville Sports Organizing Committee.

Executive Summary

The 5th amendment to the agreement between Alachua County and the Gainesville Sports Commission, Inc. dba Gainesville Sports Commission (GSC) for a sporting events bid pool extends the contract until September 30, 2017. The purpose of the bid pool is to give GSC the tool it needs to recruit and or create sporting events that bring visitors to the County. Last year the GSC generated over 40,000 roomnights in the County and the bid pool was a key component of that success.

Background

On October 10, 2006 the agreement between Alachua County and the Gainesville Sports Commission for the purposes of a sports promotion bid pool utilizing Tourist Development Tax funds was amended and restated. On January 8, 2008 the parties entered into the first amendment of this contract for the purposes setting a percentage split of 85/15 for which the funds could be used for recruitment of outside events and creation of Gainesville Sports Commission events respectively. Additionally, language concerning how the Gainesville Sports Commission is to report the economic impact of events was added. The second amendment to the agreement was entered into on October 28, 2008 for the purposes of extending the contract term to the end of Fiscal Year 2013. The third amendment was entered into on September 28, 2010 giving the Sports Commission the ability to create and access fund balances. The 4th amendment was entered into on September 24, 2013 and extended the term by one year.

Issues

Removal of the bid pool will result in the GSC not being able to deliver the same level of roomnights to the County.

Fiscal Recommendation

Sufficient budget exists for this program in the FY 15 budget

Fiscal Alternative(s)

None

Funding Sources

Tourist Development Tax

Account Code(s)

004-4510-552.82-13

Attachment: [Gville Sports Organizing 5th amend final.pdf](#)