

**AMENDMENT NUMBER THREE TO
THE PARKING AGREEMENT BETWEEN THE CITY OF ANN ARBOR AND THE
DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF ANN ARBOR**

This Amendment Number Three, dated _____ is to the "Parking Agreement" between the City of Ann Arbor, ("City") and the Downtown Development Authority of the City of Ann Arbor ("DDA"), effective July 1, 2011 ("Agreement"), and subsequently amended in 2017 and 2018. City and DDA agree to amend the Agreement as follows:

- 1) Section 9(b) (requiring an annual joint working session of the parties) is eliminated in its entirety.
- 2) Section 2(k) is amended to read as follows (new language underlined):

Subject to Article 8, applicable law, and City permitting regulations, and after consultation with the City Administrator, City Council, and downtown stakeholders, which may from time to time be identified by either the City or the DDA, the DDA shall determine the rates and hours of parking in the Municipal Parking System and file such rates and hours with the City Clerk and otherwise publish such rates in the same manner as City ordinances, which rates and hours shall take effect thirty (30) days after said filing. Consultation with City Council may be accomplished through a joint meeting of the DDA and City Council or through DDA staff consultation with the City Administrator, who will act as liaison between the DDA and City Council.

All terms, conditions, and provisions of the Agreement, unless specifically amended above, shall apply to this amendment and are made a part of this amendment as though expressly rewritten, incorporated, and included herein.

City and DDA agree that for this amendment and any documents related to the Agreement: 1) signatures may be delivered electronically in lieu of an original signature; 2) to treat electronic signatures as original signatures that bind them; and 3) signatures may be executed and delivered by facsimile and upon such delivery, the facsimile signature will be deemed to have the same effect as if the original signature had been delivered to the other party.

This amendment to the Agreement shall be binding on the parties' heirs, successors, and assigns.

DDA

City of Ann Arbor

Maura Thompson, Director

Christopher Taylor, Mayor

Jacqueline Beaudry, City Clerk

Milton Dohoney Jr., City Administrator

Atleen Kaur, City Attorney