

**AMENDMENT NO. 2
TO AGREEMENT NO. NF080
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
CITY OF PORT ST. LUCIE**

This Amendment to Agreement No. NF080 (Agreement), as previously amended, is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and City of Port St. Lucie (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for McCarty Ranch Extension Water Quality Restoration (Project), effective February 23, 2021; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to delays in construction; and,

WHEREAS, other changes to the Agreement are necessary.

NOW THEREFORE, the parties agree as follows:

1. Section 3. of the Standard Grant Agreement is hereby revised to change the Date of Expiration to December 31, 2023. The Department and the Grantee shall continue to perform their respective duties during this extension period pursuant to the same terms and conditions provided in the Agreement.
2. Attachment 3, Project Timeline and Budget Detail, is hereby deleted and replaced with the following:

PROJECT TIMELINE AND BUDGET DETAIL: The tasks must be completed by, and all documentation received by, the corresponding task end date. Cost reimbursable grant funding must not exceed the budget amounts as indicated below.

If at any time, this Grant Agreement is amended to extend the Grant Agreement end date, in no event shall grant project work be authorized past EPA's 319(h) 2020 grant end date of 9/30/2024, regardless of whether it is grant-funded work or match-funded work. For the 31920 grant or match funded work, the Grantee shall submit a final payment request no later than 30 days following the grant end date of 9/30/2024 to assure the availability of funds.

Note that, per Section 8.h. of Attachment 1 in the Agreement, authorization for continuation and completion of work and any associated payments may be rescinded, with proper notice, at the discretion of the Department if the Legislature reduces or eliminates appropriations. Extending the contract end date carries the risk that funds for this project may become unavailable in the future. This should be a consideration for the Grantee with this and future requests for extension.

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Task No.	Task Title	Budget Category	319 Grant Amount	Legislative Grant Amount	Match Amount	Task Start Date	Task End Date
1	Design and Permitting	Contractual Services	\$0.00	\$0.00	\$100,000	11/18/2019	01/30/2022
2	Bidding and Contractor Selection	Contractual Services	\$0.00	\$0.00	\$12,935	01/30/2021	03/30/2022
3	Project Management	Contractual Services	\$0.00	\$0.00	\$160,000	12/01/2020	03/31/2023
4	Construction	Contractual Services	\$718,950	\$1,024,862	\$305,700	02/23/2021	03/31/2023
5	Public Education	No-Cost Deliverable	\$0.00	\$0.00	\$0.00	02/23/2021	03/31/2023
6	Final Report - Draft	No-Cost Deliverable	\$0.00	\$0.00	\$0.00	02/23/2021	09/30/2023
	Final Report - Final			\$0.00			10/31/2023
Total:			\$718,950	\$1,024,862	\$578,635		
Percentage:			31%	44%	25%		

3. All other terms and conditions of the Agreement remain in effect. If and to the extent that any inconsistency may appear between the Agreement and this Amendment, the provisions of this Amendment shall control.

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The parties agree to the terms and conditions of this Amendment and have duly authorized their respective representatives to sign it on the dates indicated below.

CITY OF PORT ST. LUCIE

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

By: 
Authorized Signature

By: _____
Secretary or Designee

Jesus Merejo, City Manager
Print Name and Title

Angela Knecht, Division Director
Print Name and Title

Date: 2/22/23

Date: _____

David Ragsdale, DEP Grant Manager

Connie Becker, DEP QC Reviewer