

**AMENDMENT NO. 3
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 the 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 Water Quality, Restoration and Storage Project - Area 4, effective February 23, 2021; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to delays in collecting the essential data required for completing the Final Report; and,

WHEREAS, other changes to the Agreement are necessary; and,

WHEREAS, the parties have agreed to amend the Agreement as set forth herein.

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 August 31, 2024. 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. The following is hereby added to Attachment 1 as Section 8.f.:
State Funds Documentation. Pursuant to section 216.1366, F.S., if Contractor meets the definition of a non-profit organization under section 215.97(2)(m), F.S., Contractor must provide the Department with documentation that indicates the amount of state funds:
 - i. Allocated to be used during the full term of the contract or agreement for remuneration to any member of the board of directors or an officer of Contractor.
 - ii. Allocated under each payment by the public agency to be used for remuneration of any member of the board of directors or an officer of the Contractor.The documentation must indicate the amounts and recipients of the remuneration. Such information must be posted on the State's contract tracking system and maintained pursuant to section 215.985, F.S., and must be posted on the Contractor's website, if Contractor maintains a website.
3. 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.

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	06/30/2023
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	06/30/2023
5	Public Education	No-Cost Deliverable	\$0.00	\$0.00	\$0.00	02/23/2021	04/30/2023
6	Final Report - Draft	No-Cost Deliverable	\$0.00	\$0.00	\$0.00	02/23/2021	09/30/2023
	Final Report - Final			\$0.00			03/31/2024
Total:			\$718,950	\$1,024,862	\$578,635		
Percentage:			31%	44%	25%		

4. 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.
5. 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.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

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: _____

Date: _____

Arianna Kolesar, DEP Grant Manager

Amanda Peck, DEP QC Reviewer