

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Addendum to Contract 03-055-FF3 Jetta Point Project with the Florida Communities Trust

DEPARTMENT: Planning & Development **DIVISION:** Community Resources

AUTHORIZED BY: Donald S. Fisher **CONTACT:** Craig Shadrix **EXT.** 7343

Agenda Date <u>05/25/04</u> Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Work Session <input type="checkbox"/> Briefing <input type="checkbox"/>
Public Hearing – 1:30 <input type="checkbox"/> Public Hearing – 7:00 <input type="checkbox"/>

MOTION/RECOMMENDATION:

Approve and authorize the Chairman to execute the enclosed addendum to the Jetta Point Contract with the Florida Communities Trust.

(District 2 – Morris)

BACKGROUND:

Seminole County received a 2003 Florida Communities Trust (FCT) matching grant for acquisition of the Jetta Point Property as part of the Natural Lands Program. The grant, which provides for reimbursement up to \$2,000,000, requires the County to comply with State guidelines for acquisition, and requires submittal of a property management plan for FCT staff approval prior to funding authorization. The addendum extends the contract to July 6, 2004, which will allow additional time for the completion of the final set of approvals.

Staff recommends Board approval of the attached Grant Contract with the Florida Communities Trust.

Attachments: Addendum I to Contract

Reviewed by:	<u>[Signature]</u>
Co Atty:	<u>[Signature]</u>
DFS:	<u>[Signature]</u>
Other:	<u>[Signature]</u>
DCM:	<u>[Signature]</u>
CM:	<u>[Signature]</u>
File No.	<u>-cpdc05</u>

FCT Contract Number 04-CT-9S-03-F3-A1-055
FLORIDA COMMUNITIES TRUST
FF3 Award Number 03-055-FF3
PROJECT NAME: JETTA POINT

ADDENDUM I TO GRANT CONTRACT

THIS ADDENDUM I is entered into by and between the FLORIDA COMMUNITIES TRUST (FCT), a nonregulatory agency within the State of Florida Department of Community Affairs, and SEMINOLE COUNTY, a local government of the State of Florida (RECIPIENT), this _____ day of _____, 2004.

NOW THEREFORE, FCT and Recipient mutually agree as follows:

WHEREAS, the parties hereto entered into a Grant Contract which sets forth the conditions of conceptual approval that must be satisfied by Recipient prior to the receipt of the FCT Florida Forever award and the restrictions that are imposed on the Project Site subsequent to its acquisition with the FCT Florida Forever award;

WHEREAS, the initial term of the Grant Contract expires April 3, 2004;

WHEREAS, the FCT Recipient in accordance with GENERAL CONDITIONS paragraph 2 of the Grant Contract and in compliance with Rule 9K-7.009(5), F.A.C., has timely submitted to FCT a written request for extension of the April 3, 2004, deadline;

WHEREAS, GENERAL CONDITIONS paragraph 14 of the Grant Contract states that the agreement may be amended at any time prior to FCT giving final project plan approval to the Recipient. Any agreement must be set forth in a written instrument and agreed to by both the Recipient and FCT;

WHEREAS, the parties hereto desire to extend the term of the Grant Contract as provided by Rule 9K-7.009(5), F.A.C.;

NOW THEREFORE, the FCT and RECIPIENT mutually agree as follows:

1. Notwithstanding the language of Section I. GENERAL CONDITIONS, paragraph 3., the parties hereby agree to revive it nunc pro tunc as though it had not lapsed in accordance with paragraph 2.

00-000-FF0
DATE
GCAMD.1

2. In every respect, this amendment is to be construed and applied as though the parties had both signed it before April 3, 2004.
3. The Grant Contract by and between FCT and Recipient is hereby extended until July 6, 2004.

This Addendum I, and the Grant Contract embody the entire agreement between the parties. All other terms and conditions not specifically referenced in this agreement remain the same and unchanged.

IN WITNESS WHEREOF, the parties hereto have duly executed this Addendum I.

SEMINOLE COUNTY

FLORIDA COMMUNITIES TRUST

By: _____

By: _____

Print Name: _____

Kathy Baughman McLeod

Title: _____

Community Program Manager

Date: _____

Date: _____

Approved as to Form and Legality:

Approved as to Form and Legality:

By: _____

By: _____

Print Name: _____

Kristen L. Coons, Trust Counsel

00-000-FF0
DATE
GCAMD.1