

**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

<b>Agenda Date</b> <u>07/27/04</u> <b>Regular</b> <input type="checkbox"/> <b>Consent</b> <input checked="" type="checkbox"/> <b>Work Session</b> <input type="checkbox"/> <b>Briefing</b> <input type="checkbox"/> <b>Public Hearing – 1:30</b> <input type="checkbox"/> <b>Public Hearing – 7:00</b> <input type="checkbox"/>
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**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. Addendum I extended the contract to July 6, 2004. Addendum II extends the contract until October 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: _____ Co Atty: <u>[Signature]</u> DFS: _____ Other: <u>[Signature]</u> DCM: <u>[Signature]</u> CM: <u>[Signature]</u> File No. <u>-cpdc06</u>
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FCT Contract Number \_\_\_\_\_  
FLORIDA COMMUNITIES TRUST  
PROJECT # 03-055-FF3  
JETTA POINT PROPERTY

### ADDENDUM II TO GRANT CONTRACT

THIS ADDENDUM II 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 the 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, Addendum I to the Grant Contract extended the Grant Contract expiration date to July 6, 2004;

WHEREAS, the 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 July 6, 2004 deadline;

WHEREAS, GENERAL CONDITIONS paragraph 14 of the Grant Contract states that the Grant Contract 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; and

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 FCT RECIPIENT mutually agree as follows:

1. Notwithstanding the language of Section I. GENERAL CONDITIONS, paragraph 3., the parties hereby agree to revive the Grant Contract nunc pro tunc as though it had not lapsed in accordance with paragraph 2.
2. In every respect this Addendum is to be construed and applied as though the parties

03-055-FF3  
July 13, 2004

had both signed it before July 6, 2004.

3. The Grant Contract by and between FCT and the Recipient is hereby extended until October 6, 2004.

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

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

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: \_\_\_\_\_

Kelly A. Martinson

Trust Counsel