



Modification to Subgrant Agreement

July 6, 2023

Modification Number 1 to Subgrant Agreement Between the Florida Department of Commerce and Hernando County, Florida

This Modification Number 1 is entered into by and between the State of Florida, Department of Commerce, ("Commerce"), and Hernando County, Florida. ("the Subrecipient"), (each individually a "Party" and collectively the "Parties").

WHEREAS, Commerce and the Subrecipient entered into **Contract Number 23DB-H08, FLAIR Contract Number H2534**, on January 12, 2024 ("the Subrecipient"), pursuant to which Commerce provided a subgrant in the amount of \$750,000.00 to the Subrecipient under the Small Cities Community Development Block Grant ("CDBG") Program as set forth in the Agreement;

WHEREAS, Paragraph (4) of the Agreement provides that modifications to the Agreement shall be valid when executed in writing by both Parties;

WHEREAS, Commerce and the Subrecipient desire to modify the Agreement;

NOW, THEREFORE, in consideration of the mutual promises of the Parties contained herein, the Parties agree as follows:

☐ **Revise the Activity Work Plan**

1. Attachment __, Activity Work Plan, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment __, which is attached hereto and incorporated herein by reference.

☐ **Revise the Project Narrative**

2. Attachment __, ____, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment __, which is attached hereto and incorporated herein by reference.

☐ **Revise the Project Budget**

3. Attachment __, ____, of the Subgrant Agreement is hereby deleted and is replaced by the revised Attachment __, which is attached hereto and incorporated herein by reference.

☐ **Change the Number of Accomplishments and/or Beneficiaries**

4. Attachments ____ of the Subgrant Agreement are hereby deleted and are replaced by the revised Attachments ____, which are attached hereto and incorporated herein by reference.



Modification to Subgrant Agreement

July 6, 2023

☐ **Include an Unaddressed Need from the Application for Funding as Addressed Need**

5. Attachments _____ of the Subgrant Agreement are hereby deleted and are replaced by the revised Attachments _____, which are attached hereto and incorporated herein by reference.

☐ **Change the Participating Parties**

6. (Type in the name of firm), is removed as a Participating Party to the Subgrant Agreement.
7. (Type in the name of new firm) is added as a Participating Party to the Subgrant Agreement. A copy of the new Participating Party Agreement, containing provisions and caveats that meet or exceed the conditions agreed to in the original Participating Party Agreement, is attached.

☒ **Extend the Agreement**

8. Paragraph (3) titled Period of Agreement on page 1 of the Subgrant Agreement is hereby deleted and replaced by the following Paragraph (3):

(3) Period of Agreement

This Agreement begins on January 1, 2023, (the “Effective Date”) and ends on July 31, 2026, unless otherwise terminated as provided in this Agreement. Commerce shall not grant any extension of this Agreement unless the Subrecipient provides justification satisfactory to Commerce in its sole discretion, and Commerce's Director of the Division of Community Development approves such extension. The justification must document that project delays are due to events beyond the Subrecipient's control and include a performance plan that demonstrates the Subrecipient's capacity to perform and complete the remaining project tasks within the extension period. Commerce will also take into consideration the Subrecipient's progress and verifiable achievements at Commerce's sole and absolute discretion. Upon expiration or termination of this agreement, the Subrecipient shall follow the agreement closeout procedures set forth in Attachment H.

☒ **Other:**

9. This Agreement is hereby reinstated as though it had not expired if not approved by the expiration date.

All provisions of the Subgrant Agreement and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform to this Modification, effective as of the date of the execution of this Modification by both parties.

All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.



Modification to Subgrant Agreement

July 6, 2023

Subrecipient: Hernando County, Florida

Modification Number: 1

Contract Number: 23DB-H08

FLAIR Contract Number: H2534

IN WITNESS WHEREOF, the parties hereto have executed this document as of the dates set herein.

State of Florida
Department of Commerce

Subrecipient: Hernando County, Florida

By: _____

By: _____

Name: J. Alex Kelly

Name: Brian Hawkins

Title: Secretary

Title: Chairman

Date: _____

Date: _____

Approved as to form and legal sufficiency,
subject only to the full and proper execution
by the Parties

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Office of the General Counsel
Florida Department of Commerce

By: Melissa Tartaglia
County Attorney's Office

By: _____

Approved Date: _____