

**AMENDMENT NO. 1
TO AGREEMENT NO. WG024
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
HERNANDO COUNTY**

This Amendment to Agreement No. WG024 (Agreement) is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and the Hernando County (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for The Hut Pumping Station and Force Main (Project), effective October 21, 2022; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to project delays; 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 December 31, 2027. 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. Section 6. of the Standard Grant Agreement is hereby revised to the following:

Department's Grant Manager
Name: Kyleigh Revis
Address: 3900 Commonwealth Blvd.
Tallahassee, FL 32399
Phone: 850-245-2198
Email: Kyleigh.Revis@FloridaDEP.gov

3. The following is hereby added to Attachment 1 in Section 8:

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.

4. Attachment 3, Grant Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-1, Revised Grant Work Plan, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to Attachment 3 shall hereinafter refer to Attachment 3-1, Revised Grant Work Plan.

5. Exhibit A, Progress Report Form, is hereby deleted in its entirety and replaced with Exhibit A-1, attached hereto and made a part of the Agreement. All references in the Agreement to Exhibit A shall hereinafter refer to Exhibit A-1.
6. 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.

HERNANDO COUNTY

STATE OF FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION

By: _____
Authorized Signature

By: _____
Secretary or Designee

Brian Hawkins, Chairman
Print Name and Title

Angela Knecht, Division Director
Print Name and Title

Date: _____

Date: _____

Kyleigh Revis, DEP Grant Manager

Mitch Holmes, DEP QC Reviewer

List of attachments/exhibits included as part of this Amendment:

<u>Specify Type</u>	<u>Letter/ Number</u>	<u>Description</u>
Attachment	3-1	Revised Grant Work Plan
Exhibit	A-1	Progress Report Form

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY [Signature]
County Attorney's Office

**ATTACHMENT 3-1
REVISED GRANT WORK PLAN**

PROJECT TITLE: The Hut Pumping Station and Force Main

PROJECT LOCATION: The Project will be located in the City of Brooksville within Hernando County; Lat/Long (28.4796, -82.4883).

PROJECT BACKGROUND: This project is needed to get the maximum benefit from other Total Nitrogen (TN) reducing projects that are currently. These projects include Glen Water Reclamation Facility (WRF) Denitrification Upgrades LPA0109 and Airport WRF Full Expansion LPA0016. These projects are all located with the Weeki Wachee Basin Management Action Plan (BMAP) and Priority Focus Area (PFA). The Hut Pumping Station and Force Main project will facilitate TN reduction through these projects.

PROJECT DESCRIPTION: Hernando County (Grantee) will install approximately 1400 feet of 12-inch diameter force main to bypass the gravity sewer upstream of the Hut Pumping Station (PS), which is currently over capacity. The Grantee will construct approximately 4400 feet of 16-inch force main (FM) downstream of the Hut PS, to replace the existing 12-inch FM. This new 16-inch FM will connect to the existing 16-inch FM at the corner of Spring Hill Dr. and Aerial Way. The PS will be upgraded as needed to convey additional flow to the Airport WRF currently under expansion and upgrade to achieve 3 mg/l TN effluent.

TASKS: All documentation should be submitted electronically unless otherwise indicated.

Task 1: Commitment to Basin Management Action Plan (BMAP)

Deliverables: The Grantee will submit an official letter to the Department's Division of Environmental Assessment and Restoration indicating its commitment to completing this project and requesting this project be included in the Weeki Wachee BMAP.

Documentation: The Grantee will submit a signed copy of this letter to the Department's Grant Manager.

Performance Standard: The Department's Grant Manager will review the copy of the letter to ensure it indicates the Grantee's commitment to completing this project and contains a request for this project to be included in the appropriate BMAP. Approval by the Department will be indicated by written acceptance by the Department's Grant Manager.

Financial Consequences: The Grantee may not proceed with any other tasks in this Agreement until written acceptance of the deliverable is provided by the Department's Grant Manager.

Additional Financial Consequences: The Department's Grant Manager must receive and accept the official letter prior to the processing of reimbursement requests for any other tasks.

Payment Request Schedule: There is no reimbursement specifically for this task

Task 2: Construction

Deliverables: The Grantee will construct a wastewater pumping station, force mains, and improvements in accordance with the construction contract documents.

Documentation: The Grantee will submit: 1) a copy of the final design; 2) a signed summary of activities completed for the period of work covered in the payment request, using the format provided by the Department's Grant Manager. Upon request by the Department's Grant Manager, the Grantee will provide additional supporting documentation relating to this task.

Performance Standard: The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

Payment Request Schedule: The Grantee may submit a payment request for cost reimbursement no more frequently than monthly.

Task No.	Task Title	Budget Category	Grant Amount	Match Amount	Task Start Date	Task End Date
1	Commitment to Basin Management Action Plan	No-Cost Deliverable	\$0	\$0	07/01/2023	09/30/2022
2	Construction	Contractual Services	\$1,500,000	\$1,500,000	07/01/2023	06/30/2027
Total:			\$1,500,000	\$1,500,000		

Note that, per Section 8 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.

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Exhibit A-1
Progress Report Form**

The current **Exhibit A-1, Progress Report Form** for this grant can be found on the Department's website at this link:

<https://floridadep.gov/wra/wra/documents/progress-report-form>

Please use the most current form found on the website, linked above, for each progress report submitted for this project.