

**AMENDMENT NO. 2
TO AGREEMENT NO. LPF2701
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
HERNANDO COUNTY**

This Amendment to Agreement No. LPF2701 (Agreement), as previously amended, 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 Hernando County Septic Upgrade Incentive Program (Project), effective August 29, 2022; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to high participation in the program and backlog of septic upgrades awaiting installation; 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 October 31, 2025. 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 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.

3. Attachment 3-1, Revised Grant Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-2, 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 3-2, Revised Grant Work Plan.
4. 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.
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.

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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

Elizabeth Naverud, BOCC Chairman
Print Name and Title

Angela Knecht, Division Director
Print Name and Title

Date: _____

Date: _____

Approved as to Form
and Legal Sufficiency

Jillian Bates, DEP Grant Manager

By: Victoria Anderson
County Attorney's Office

Nathan Jagoda, 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	3-2	Revised Grant Work Plan
Exhibit	A-1	Progress Report Form

ATTACHMENT 3-2 REVISED GRANT WORK PLAN

PROJECT TITLE: Hernando County Septic Upgrade Incentive Program

PROJECT LOCATION: The Project will be located in Hernando County; Lat/Long (28.5158, -82.5625), in the Weeki Wachee Priority Focus Area (PFA).

PROJECT BACKGROUND: Pursuant to the Florida Springs and Aquifer Protection Act (2016) and resulting Basin Management Action Plans (BMAPs) the Grantee will complete a Wastewater Feasibility Analysis to determine when central sewer is the appropriate solution, and where connecting to central sewer is not indicated, will determine a solution to reduce nutrients to the springshed areas.

PROJECT DESCRIPTION: Based on the results of the Wastewater Feasibility Analysis performed by Hernando County, the Grantee will develop a Septic Upgrade Incentive Program to encourage homeowners to voluntarily remediate existing conventional Onsite Sewage Treatment and Disposal Systems (OSTDS) to include nitrogen reducing enhancements. Where connection to sewer is not indicated by the Feasibility Analysis, the incentive program is intended to offset a portion of homeowner costs by providing certified septic system installers and licensed plumbers with up to \$7,500 after the installation of enhanced nitrogen-reducing features to existing septic systems located in targeted areas within the County that are pre-approved by the Department.

This project includes funding for personnel, grant administration, and overhead costs.

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

Task 1: Septic Upgrade Incentives

Deliverables: The Grantee will provide incentive payments to eligible recipients of up to \$7,500 per installation to encourage homeowners to voluntarily remediate existing conventional Onsite Sewage Treatment and Disposal Systems (OSTDS) to include nitrogen reducing enhancements within parts of the county approved by the Department.

Documentation: The Grantee will submit: 1) a signed acceptance of the completed work to date, as provided in the Grantee's Certification of Payment Request; 2) a list of addresses and type of septic upgrade completed; and 3) copies of invoices for the upgrades by a registered septic installer or licensed plumber.

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 2: Grant Administration

Deliverables: The Grantee will provide grant administration services related to Task 1, to include review of documents and forms, budget oversight, preparation and submittal of quarterly progress reports, processing of payment requests and related documentation, and overall project coordination and supervision.

Documentation: The Grantee will submit a summary of activities for the current payment period. 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.

PROJECT TIMELINE & 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	Grant Amount	Task Start Date	Task End Date
1	Septic Upgrade Incentives	Miscellaneous/ Other Expenses	\$3,501,422.22	03/01/2021	04/30/2025
2	Grant Administration	Contractual Services	\$405,800.00	03/01/2021	04/30/2025
Total:			\$3,907,222.22		

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.

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Exhibit A-1
Progress Report Form**

The current **Exhibit A, 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.