

**AMENDMENT 4 TO THE AGREEMENT BETWEEN
THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT
AND CITY OF GREEN COVE SPRINGS
FOR GREEN COVE SPRINGS HARBOR ROAD
WATER RECLAMATION FACILITY PHASE 2 PROJECT**

THIS AMENDMENT is entered into by and between the GOVERNING BOARD of the ST. JOHNS RIVER WATER MANAGEMENT DISTRICT (the "District"), whose mailing address is 4049 Reid Street, Palatka, Florida 32177-2571, and CITY OF GREEN COVE SPRINGS ("Recipient") whose address is 321 Walnut Street, Green Cove Springs, Florida, 32043, and is effective on the date the last party has executed same.

PREMISES:

The parties entered into Agreement No. 36028 on December 1, 2020, for Green Cove Springs Harbor Road Water Reclamation Facility Phase 2 Project ("Agreement") and amended the Agreement on May 22, 2022 (Amendment 1), June 24, 2022 (Amendment 2), and November 21, 2022 (Amendment 3). The parties desire to further amend the Agreement.

NOW, THEREFORE, in consideration of the above premises, which are hereby made a part of this amendment, the mutual covenants contained herein, and other good and valuable consideration, the parties hereby agree to amend the Agreement as follows:

1. Paragraph 1(a) TERM OF AGREEMENT: delete – paragraph 1(a) and replace it with the following paragraph:
 - (a) **Completion Date.** The term of this Agreement is from December 1, 2020, until September 28, 2023 ("Completion Date"). Recipient shall not commence the Project until any required submittals are received and approved. Time is of the essence for every aspect of this Agreement, including any time extensions. Any request for an extension of time beyond the Completion Date must be made before July 1, 2023. Timely requests to extend, for longer than six months, beyond the Completion Date of the Agreement for projects whose District contribution exceeds \$100,000 may only be approved by the District's Governing Board. Notwithstanding specific mention that certain provisions survive termination or expiration of this Agreement, all provisions of this Agreement that by their nature extend beyond the Completion Date survive termination or expiration hereof (e.g., delivery of a final report, will remain in full force and effect after the Completion Date as necessary to effect performance).
2. All other terms and conditions of the Agreement, including any subsequent amendments, are hereby ratified and continue in full force and effect.

IN WITNESS WHEREOF, the parties hereto have duly executed this amendment on the date set forth below.

ST. JOHNS RIVER WATER
MANAGEMENT DISTRICT

CITY OF GREEN COVE SPRINGS

By: _____
Lou Donnangelo, Bureau Chief, or Designee

By: _____

Typed Name and Title

-Date: _____

Date: _____

Attest: _____

Typed Name and Title