

**FIRST AMENDMENT  
TO  
MEMORANDUM OF AGREEMENT #19/20-143  
BETWEEN  
SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
AND  
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS**

THIS AMENDMENT is entered into upon final execution by and between the Suwannee River Water Management District, a special taxing district organized under Chapter 373, Florida Statutes, whose address is 9225 CR 49, Live Oak, Florida 32060, (hereinafter the "DISTRICT"), and the Levy County Board of County Commissioners, a political subdivision of the State of Florida, whose address is P.O. Box 310, Bronson, Florida, 32621 (hereinafter the "COOPERATOR").

**WITNESSETH:**

**WHEREAS**, on April 14, 2020, DISTRICT and COOPERATOR entered into Memorandum of Agreement SRWMD Contract #19/20-143 for the University Oaks Phase IIIa Project, (hereinafter the "MOA"); and

**WHEREAS** the COOPERATOR has indicated that on June 2, 2021 they received a low responsive bid in the amount of \$118,475, and

**WHEREAS** on June 16, 2021 the COOPERATOR after engineering evaluation of the bid has requested a time extension and additional funding to complete the project, and

**WHEREAS** DISTRICT and COOPERATOR now desire to extend the contract end date to *December 30, 2021* and provide additional funding from the Public Supply Efficiency funds to complete the project.

**NOW THEREFORE** in consideration of the terms and conditions set forth herein DISTRICT and COOPERATOR do covenant and hereby agree as follows:

The AGREEMENT is hereby amended, altered, and changed as follows:

1. MOA, paragraph 3 FUNDING OF THE PROJECT is replaced by the following:
2. **FUNDING OF THE PROJECT.** The total cost for the PROJECT shall be \$126,085 which amount shall be divided between the parties and FDEP as follows:

Funding provided by FDEP:	\$118,475
Funding provided by the DISTRICT:	\$0.00
Funding provided by the COOPERATOR	\$7,610
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Total cost of the PROJECT:	\$126,085

3. MOA, paragraph 6.c is amended to read as follows:

c. Upon verification of the matters set out in the invoice, the DISTRICT shall pay to

the COOPERATOR the verified amount. Provided that under no circumstances shall the total amount paid by the DISTRICT to the COOPERATOR under this MOA exceed \$118,475.

4. MOA, paragraph 12. a. is amended to read as follows:
  - a. This MOA shall become effective on the date of execution by both parties and shall remain in effect until the earlier of 12/30/2021, or the date the DISTRICT and COOPERATOR deem the project complete in writing.
2. EXHIBIT A PROJECT TIMELINE AND BUDGET DETAIL shall be replaced in its entirety by the following:

Task No.	Task Title	Budget Category	Budget Amount	Task Start Date	Task End Date
1	Bid and Construction	Contractual Services	\$118,475	12/9/2019	<u>12/30/2021</u>
2	County Match	Match	\$7,610	12/9/2019	<u>12/30/2021</u>
		Total:	\$126,085		

3. EXHIBIT B paragraph 3. Shall be replaced by:
  3. This agreement expires on 12/30/2021.
4. Except as expressly set out herein, all other terms and conditions of the MOA shall remain unchanged and is hereby ratified by the parties.

(The remainder of this page was intentionally left blank.)

**IN WITNESS WHEREOF**, the parties hereto have executed this Amendment, as of the day and year first specified above.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by COOPERATOR.

**LEVY COUNTY BOARD OF COUNTY COMMISSIONERS**

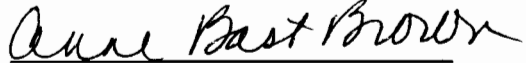
ATTEST:

\_\_\_\_\_  
Danny J. Shipp, Clerk

By: \_\_\_\_\_

John Meeks  
Chairman

APPROVED AS TO FORM:



Anne Bast Brown, County Attorney

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by DISTRICT.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

By: \_\_\_\_\_

Hugh Thomas  
As its Executive Director