

**FIRST AMENDMENT TO
SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENT
WITH THE ARC TAMPA BAY (CD18ARCTS)**

THIS AMENDMENT (AMENDMENT), made and entered into this 6 day of May, 2019, by and between **Pinellas County (COUNTY)**, a political subdivision of the State of Florida, having its principal office at 315 Court Street, Clearwater, Florida 33756, and **The Arc Tampa Bay, Inc. (AGENCY)**, a Florida not-for-profit corporation, having its principal office at 1501 North Belcher Road, Suite 249, Clearwater, Florida 33765:

WITNESSETH:

WHEREAS, the **COUNTY** entered into Specific Performance and Land Use Agreement **CD18ARCTS (AGREEMENT)** with **AGENCY** to provide, through the Pinellas County Planning Department (DEPARTMENT), **\$95,500.00 (Ninety-Five Thousand, Five Hundred and NO/100 Dollars)** in Community Development Block Grant (CDBG) funds for facility improvements at 16 South Walton Avenue, Tarpon Springs, FL 34689; and

WHEREAS, the 2018-2019 Action Plan, approved by the Board in Resolution 18-35, identified funding be provided to **AGENCY** for energy efficiency improvements and the installation of photovoltaic energy systems (solar energy system) and programmable thermostats; and

WHEREAS, during the inspection for the development of the project scope of work, it was recommended that the roof be replaced before installation of the solar system, as the existing roof will not last for the useful life of the solar energy system; and

WHEREAS, the **AGENCY** has requested, and the **COUNTY** has agreed, to revise the project description to reflect the additional rehabilitation work to be completed at the PROJECT.

NOW, THEREFORE, in consideration of the mutual covenants, agreements, understandings, undertakings, representations and promises, and intending to be legally bound thereby, the parties do hereby covenant and agree that the recitals set forth above are true and accurate and are hereby incorporated in and made a part of this AMENDMENT, and further covenant and agree as follows:

1. That Section 1. PROJECT DESCRIPTION subsection a) shall be deleted and replaced with:

- a) **AGENCY** shall contract for facility renovations including roof replacement, installation of photovoltaic energy systems and programmable thermostats on the property as further described herein; hereinafter referred to as “PROJECT.” **COUNTY** shall provide funding to **AGENCY** for the PROJECT pursuant to the terms of this AGREEMENT.
2. That Section 5. SPECIFIC GRANT INFORMATION subsection (i) shall be amended and replaced with the following:

(i)	Federal Award Project Description, as required to be responsive to the Federal Funding Accountability and Transparency Act (FFATA)	Provision of funds for roof replacement, installation of photovoltaic energy systems and programmable thermostats.
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3. Except as modified by this AMENDMENT, the remaining terms and conditions of the AGREEMENT shall remain in full force and effect.

(SIGNATURE PAGE FOLLOWS)

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first above written.

Note: Two witnesses are required

ATTEST:

Della Klug

Witness #1 Signature

Della Klug

Print or Type Name

S/Christine Covais

Witness #2 Signature

Christine Covais

Print or Type Name

PINELLAS COUNTY, FLORIDA

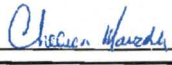
a political subdivision, by and through its
County Administrator

By: 

Barry A. Burton, County Administrator

Date: May 6, 2019

**APPROVED AS TO FORM
OFFICE OF COUNTY ATTORNEY**

By: 

Chelsea D. Hardy, Assistant County Attorney

ATTEST:



Witness #1 Signature

Carolyn Reginelli

Print or Type Name



Witness #2 Signature

Dwight Roberts

Print or Type Name

AGENCY: The Arc Tampa, Inc.

By: 

Signature

Sheldon Hashman / Executive Director

Name/Title

Date: 5/11/19