

**THIRD AMENDMENT TO  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM SUBAWARD  
SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENT  
WITH THE ARC TAMPA BAY, INC.  
(Agreement No.: CD21ARCTS)**

THIS THIRD AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM SUBAWARD SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENT (hereinafter THIRD AMENDMENT), is made and entered into by and between Pinellas County (hereinafter 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. (hereinafter AGENCY), a not-for-profit corporation organized under the laws of the State of Florida, having its principal office 1501 North Belcher Road, Suite 249, Clearwater, Florida 33765:

WITNESSETH:

WHEREAS, the COUNTY entered into a Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, Agreement No.: CD21ARCTS (hereinafter AGREEMENT), with AGENCY on October 28, 2021 to provide, through the Pinellas County Housing and Community Development Department (hereinafter DEPARTMENT), \$75,900.00 (Seventy-Five Thousand, Nine Hundred and NO/100 Dollars) in Community Development Block Grant (hereinafter CDBG) funds to AGENCY for facility improvements, as recorded in Official Records Book 21786, Pages 95-124; and

WHEREAS, the COUNTY executed a First Amendment to AGREEMENT with the AGENCY on October 10, 2022, wherein the COUNTY extended the term of the specific performance period and restricted period, as recorded in Official Records Book 22227, Pages 1102-1104; and

WHEREAS, the COUNTY executed a Second Amendment to AGREEMENT with the AGENCY on April 3, 2023, wherein the COUNTY revised the scope of the project to include window replacement for the project and additional improvements, provided an additional \$41,234.00 (Forty-One Thousand, Two Hundred Thirty-Four and No/100 Dollars) for a total CDBG investment of \$117,134.00 (One Hundred Seventeen Thousand, One Hundred Thirty Four and NO/100 Dollars), and extended the term of the specific performance period and restricted period, as recorded in Official Records Book 22488, Pages 1752-1755; and

WHEREAS, the AGREEMENT states that PROJECT activities shall be completed by the AGREEMENT expiration date of September 30, 2023; and

WHEREAS, the AGENCY will not be able to complete the PROJECT on or before the AGREEMENT expiration date of September 30, 2023; and

WHEREAS, additional time is required for the completion of the project, the COUNTY will extend the AGREEMENT expiration date six (6) months to **March 31, 2024**; and

WHEREAS, as a result of the extension of the term of the AGREEMENT for the PROJECT, the restricted period of the land use restriction will be extended six (6) months to **April 1, 2033**.

NOW, THEREFORE, in consideration of the promises and mutual covenants, contained herein and for other good and valuable considerations, the receipt and sufficiency of which are hereby mutually acknowledged, the parties agree as follows:

**Article 1. Recitals.** The above recitals are true and correct and are incorporated herein by reference.

**Article 2. Amended Terms and Conditions.** The terms and conditions of the AGREEMENT are hereby amended and restated as follows:

**3. TERM OF SPECIFIC PERFORMANCE AGREEMENT; EFFECTIVE DATE**

This Agreement shall become valid and binding upon proper execution by the parties hereto, and unless terminated pursuant to the term herein, shall continue in full force and effect until **March 31, 2024**, or until COUNTY'S full and complete disbursement of funding to AGENCY, whichever comes first. AGENCY may use funds provided herein to cover eligible PROJECT expenses incurred by the AGENCY between **October 1, 2021 and March 31, 2024**.

Notwithstanding the termination of the AGREEMENT, the use restrictions referenced in section 7. Reversion of Assets; Land Use Restrictions, shall remain in full force and effect, restricting the use of the PROPERTY to the use outlined herein, from the Effective Date of this AGREEMENT until the end of the Restricted Period referenced in section 7. Reversion of Assets; Land Use Restrictions.

**5. SPECIFIC GRANT INFORMATION**

(d)	Federal Award Date	11/24/2021
(e)	Subaward Period of Performance Start and End Date	10/01/2021 – 3/31/2024

**7. REVERSION OF ASSETS; LAND USE RESTRICTIONS**

**b) Restricted Period:** Notwithstanding the termination of the AGREEMENT, the land use restrictions referenced herein shall remain in full force and effect, restricting the use of the PROPERTY to the use outlined herein, from the Effective Date of this AGREEMENT until **April 1, 2033 (RESTRICTED PERIOD)**.

**Article 3. Terms and Conditions.** Except as otherwise stated herein, the 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 on the last date of execution as shown below.

ATTEST:

PINELLAS COUNTY, FLORIDA

a political subdivision of the State of Florida

Della Klug  
\_\_\_\_\_  
Witness #1 Signature

By:   
Barry A. Burton, County Administrator

Della Klug  
\_\_\_\_\_  
Print or Type Name

August 18, 2023  
\_\_\_\_\_  
Date

s/Jo Lugo  
\_\_\_\_\_  
Witness #2 Signature

APPROVED AS TO FORM  
By: Derrill McAtieer  
Office of the County Attorney

Jo Lugo  
\_\_\_\_\_  
Print or Type Name

ATTEST:

AGENCY: The Arc Tampa Bay, Inc.

\*Note: Two witnesses are required\*

  
\_\_\_\_\_  
Witness #1 Signature

By: 

Carolyn Reginaldi  
\_\_\_\_\_  
Print or Type Name

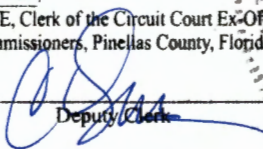
Brian Syracuse Executive Director  
\_\_\_\_\_  
Name/Title

  
\_\_\_\_\_  
Witness #2 Signature

8/14/2023  
\_\_\_\_\_  
Date

Patricia Bell  
\_\_\_\_\_  
Print or Type Name

I, Kenneth P. Burke, Clerk of the Circuit Court and Clerk Ex-Officio, Board of County Commissioners, do hereby certify that the above and foregoing is a true and correct copy of the original as it appears in the official files of the Board of County Commissioners of Pinellas County, Florida. Witness my hand and seal of said County FL this 21 day of August, 20 23.  
KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida.

By:   
Deputy Clerk

