

**FOURTH AMENDMENT TO
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM SUBAWARD
SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENT
(Agreement No.: CD20SHNFC)**

THIS FOURTH AMENDMENT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM SUBAWARD SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENT (FOURTH AMENDMENT), is made and entered into 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 Safety Harbor Neighborhood Family Center, Inc., d/b/a Mattie Williams Neighborhood Family Center (AGENCY), a Florida not-for-profit corporation, having its principal office at 1003 Dr. Martin Luther King Street North, Safety Harbor, Florida 34695:

WITNESSETH:

WHEREAS, the COUNTY entered into a Community Development Block Grant Subaward Specific Performance and Land Use Restriction Agreement No.: CD20SHNFC with AGENCY on September 18, 2020 (AGREEMENT), to provide, through the Pinellas County Housing and Community Development Department (DEPARTMENT), \$84,305.00 in Community Development Block Grant (CDBG) funds to AGENCY for facility renovations at 1001 Dr. Martin Luther King Street North, Safety Harbor, Florida 34695, as recorded in Official Records Book 21175, Pages 1956-1985 (PROJECT); and

WHEREAS, the COUNTY executed a First Amendment to AGREEMENT with the AGENCY on March 3, 2021, wherein the COUNTY revised the project description to include the AGENCY'S second property location, 1003 Dr. Martin Luther King Street North, Safety Harbor, Florida 34695, as a project site where rehabilitation activities are also being performed, as recorded in Official Records Book 21415, Pages 2177-2179; and

WHEREAS, the COUNTY executed a Second Amendment to AGREEMENT with the AGENCY on September 15, 2021, wherein the COUNTY extended the term of the specific performance period and restricted period, as recorded in Official Records Book 21725, Pages 1470-1472; and

WHEREAS, the COUNTY executed a Third Amendment to AGREEMENT with the AGENCY on December 7, 2021, wherein the COUNTY provided an additional \$18, 347.75 in funding for a total CDBG investment of \$102,652.75, for the purchase and installation of solar panels for the second building of the facility and extended the term of the specific performance period and restricted period, as recorded in Official Records Book 21843, Pages 2016-201; and

WHEREAS, the AGREEMENT states that PROJECT activities shall be completed by the AGREEMENT expiration date of March 31, 2022; and

KEN BURKE, CLERK OF COURT
AND COMPTROLLER PINELLAS COUNTY, FL
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WHEREAS, due to material shortages, the AGENCY will not be able to complete the PROJECT on or before the AGREEMENT expiration date of March 31, 2022; and

WHEREAS, the AGENCY has requested, and the COUNTY has agreed, to extend the AGREEMENT expiration date; and

WHEREAS, providing an extension to the term of the AGREEMENT requires that the restricted period of the land use restriction also be extended; and

WHEREAS, the AGENCY and the COUNTY have agreed to extend the AGREEMENT expiration date six (6) months to September 30, 2022 and the Restricted Period six (6) months to October 1, 2030.

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 **September 30, 2022**, 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, 2020 and September 30, 2022**.

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

(e)	Subaward Period of Performance Start and End Date	October 1, 2020 - September 30, 2022
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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 **October 1, 2030 (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.

IN WITNESS WHEREOF, the Parties hereto have caused this Third Amendment to be executed, on the last date of execution as shown below.

ATTEST:

Note: Two witnesses are required

s/Jo Lugo
Witness #1 Signature

Jo Lugo
Print or Type Name

Sandra L. Shields
Witness #2 Signature

Sandra L. Shields
Print or Type Name

PINELLAS COUNTY, FLORIDA

a political subdivision, of the State of Florida

By: 
Barry A. Burton, County Administrator

Date: 03/28/2022

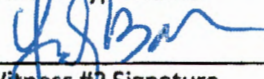
APPROVED AS TO FORM
16-00117-0000
Office of the County Attorney

ATTEST:

Note: Two witnesses are required

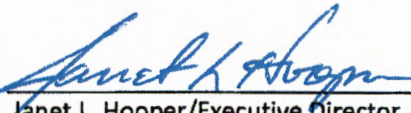
Cary Devins
Witness #1 Signature

Cary Devins
Print or Type Name


Witness #2 Signature

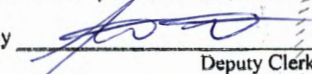
Joey Barrios
Print or Type Name

AGENCY: Safety Harbor Neighborhood Family Center, Inc. d/b/a Mattie Williams Neighborhood Family Center

By: 
Janet L. Hooper/Executive Director

Date: 3/28/2022

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 29 day of March, 2022
KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida.

By: 
Deputy Clerk

