

FIRST AMENDMENT  
TO AGREEMENT BETWEEN THE  
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT  
AND  
PINELLAS COUNTY  
FOR  
PINELLAS TRAIL AT 54TH AVENUE STORMWATER IMPROVEMENTS (N788)

This FIRST AMENDMENT effective the 28<sup>th</sup> day of February 2019, by and between the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT, a public corporation of the State of Florida whose address is 2379 Broad Street, Brooksville, Florida 34604-6899, hereinafter referred to as the "DISTRICT," and PINELLAS COUNTY, a political subdivision of the State of Florida, whose address is 315 Court Street, Clearwater, Florida 33756, hereinafter referred to as the "COOPERATOR."

WITNESSETH:

WHEREAS, the DISTRICT and the COOPERATOR entered into an agreement effective October 1, 2016, (Agreement No. 17CF0000399) hereinafter referred to as the "Existing Agreement," for construction of stormwater improvement Coastal Low Impact Development (LID) Best Management Practices (BMPs) in the area of the Pinellas Trail at 54th Avenue; and

WHEREAS, the parties hereto wish to amend the Existing Agreement to extend the contract period and modify the Project Schedule and update contract language applicable to the DISTRICT'S cooperatively funded projects.

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained herein, the parties hereby mutually agree to amend the Existing Agreement as follows:

1. The Project Contacts and Notices Paragraph is hereby amended to replace the DISTRICT'S Contract Manager with Ahmed Hamed.
2. The Contract Period Paragraph is hereby amended to extend the expiration date of February 28, 2019 to June 1, 2021.
3. The Scrutinized Companies Paragraph is hereby replaced in its entirety with the following:
  22. SCRUTINIZED COMPANIES. Pursuant to Section 287.135, F.S., a company that, at the time of submitting a bid or proposal for a new contract or renewal of an existing contract, is on the Scrutinized Companies that Boycott Israel List, or is engaged in a boycott of Israel, is ineligible to, and may not bid on, submit a proposal for, or enter into or renew a contract with an agency or local governmental entity for goods or services in any amount. If the goods or services are in the amount of \$1 million dollars or more, the company must also not be on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran

Petroleum Energy Sector List, or be engaged in business operations in Cuba or Syria.

By signing this Agreement, the COOPERATOR certifies that it is not on any of the lists or engaged in any of the prohibited activities identified above, as applicable based upon the amount of this Agreement. The COOPERATOR agrees to notify the DISTRICT if it is placed on any of the applicable lists or engages in any of the prohibited activities during the term of this Agreement. The DISTRICT may immediately terminate this Agreement at its option if the COOPERATOR is found to have submitted a false certification, is placed on any of the applicable lists or engages in any prohibited activities.

4. The Project Schedule section set forth in Exhibit "A" is hereby replaced in its entirety with the following:

DESCRIPTION	COMMENCE	COMPLETE
Bidding & Contract Award	02/22/2019	06/28/2019
Construction & Construction Engineering & Inspection (CEI)	07/28/2019	07/28/2020
As-Built Survey, Record Drawings & Completion Certification	08/28/2020	01/04/2021

Additional task deadlines contained in the performance schedules of the consultant and contractor contracts will be incorporated herein by reference.

5. The terms, covenants and conditions set forth in the Existing Agreement that have not been specifically amended herein, will continue in existence, are hereby ratified, approved and confirmed, and will remain binding upon the parties hereto.

The remainder of this page intentionally left blank.

IN WITNESS WHEREOF, the parties hereto, or their lawful representatives, have executed this FIRST AMENDMENT on the day and year set forth next to their signatures below.

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

By: Jennette Seachrist 2-6-19  
Jennette M. Seachrist, P.E. Date  
Director, Resource Management Division

PINELLAS COUNTY

By: Barry Burton 2/1/2019  
Name: Barry A. Burton Date  
Title: County Administrator  
Authorized Signatory

APPROVED AS TO FORM  
OFFICE OF COUNTY ATTORNEY

By [Signature]  
Attorney

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