

**AMENDMENT NO. 3
TO AGREEMENT NO. LP06243
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
CITY OF POMPANO BEACH**

This Amendment to Agreement No. LP06243 (Agreement), as previously amended, is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and City of Pompano Beach (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for Pompano Beach Drinking Water Interconnects Rehabilitation (Project), effective March 14, 2018; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to supply chain issues.

NOW THEREFORE, the parties agree as follows:

1. Section 3. of the Standard Grant Agreement is hereby revised to change the Date of Expiration to February 28, 2024. The Department and the Grantee shall continue to perform their respective duties during this extension period pursuant to the same terms and conditions provided in the Agreement.
2. Attachment 3, Grant Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-3, Revised Grant Work Plan, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to Attachment 3 shall hereinafter refer to Attachment 3-3, Revised Grant Work Plan.
3. All other terms and conditions of the Agreement remain in effect. If and to the extent that any inconsistency may appear between the Agreement and this Amendment, the provisions of this Amendment shall control.

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The parties agree to the terms and conditions of this Amendment and have duly authorized their respective representatives to sign it on the dates indicated below.

CITY OF POMPANO BEACH

STATE OF FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION

By: _____
Authorized Signature

By: _____
Secretary or Designee

Rex Hardin, Mayor
Print Name and Title

Angela Knecht, Division Director
Print Name and Title

Date: _____

Date: _____

Kayla Brunson, DEP Grant Manager

Mitch Holmes, DEP QC Reviewer

List of attachments/exhibits included as part of this Amendment:

<u>Specify Type</u>	<u>Letter/ Number</u>	<u>Description</u>
Attachment	3-3	Revised Grant Work Plan

ATTACHMENT 3-3 REVISED GRANT WORK PLAN

PROJECT TITLE: Pompano Beach Drinking Water Interconnects Rehabilitation

PROJECT LOCATION: The Project will have four project locations. Three of the locations will be in the City of Pompano Beach in Broward County, Florida; and one of the locations will be in the City of Fort Lauderdale in Broward County, Florida. The project locations and coordinates will be 5450 N. Ocean Blvd, Fort Lauderdale, FL (26.203342, -80.094931) and at the intersections of: NE 22nd Ave and NE 25th St (26.262694, -80.093166), McNab Rd and NE 20th Terrace (26.210634, -80.118816), and McNab Rd and SW 46th Ave (26.20962, -80.18809).

PROJECT BACKGROUND: The City of Pompano Beach (Grantee) provides water supply services for Pompano Beach, Lighthouse Point, and Lauderdale by the Sea, and maintains interconnects with several neighboring area utilities. The four proposed interconnect improvements will connect the Grantee's drinking water system to the water systems of the City of Coconut Creek, the City of Fort Lauderdale, and the Broward County Water and Wastewater Services. The interconnects are outdated and lack accessibility for operation and maintenance, and will require relocation and infrastructure improvements to resolve these issues. The interconnects allow for the use of alternative water supplies in the event of water demand or quality emergencies.

PROJECT DESCRIPTION: The Grantee will upgrade the existing infrastructure of four interconnects in the City of Pompano Beach. The proposed interconnects improvements will consist of one or more of the following: 1) relocating the interconnect valve(s) to a more accessible location, 2) moving interconnects valve(s) and other components above ground or in precast concrete vaults, 3) adding additional design features such as flow meter(s), automatic pressure sustaining valve(s), check valves, backflow preventer, etc., and 4) adding two-way metered flow capability. The project will improve the capabilities for operation and maintenance of the interconnects and will provide an increased ability for using neighboring water supplies in the event of water demand or quality emergencies.

TASKS: All documentation should be submitted electronically unless otherwise indicated.

Task 1: Design and Permitting

Deliverables: The Grantee will complete the design of the Pompano Beach Drinking Water Interconnects Rehabilitation and obtain all necessary permits for construction of the project.

Documentation: The Grantee will submit: 1) a signed acceptance of the completed work to date, as provided in the Grantee's Certification of Payment Request; and 2) a summary of design activities to date, indicating the percentage of design completion for the time period covered in the payment request. For the final documentation, the Grantee will also submit a copy of the design completed with the funding provided for this task and a list of all required permits identifying issue dates and issuing authorities.

Performance Standard: The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

Payment Request Schedule: The Grantee may submit a payment request for cost reimbursement no more frequently than monthly.

Task 2: Construction

Deliverables: The Grantee will construct the Pompano Beach Drinking Water Interconnects Rehabilitation in accordance with the construction contract documents.

Documentation: The Grantee will submit: 1) a signed acceptance of the completed work to date, as provided in the Grantee's Certification of Payment Request; and 2) a signed Engineer's Certification of Payment Request.

Performance Standard: The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

Payment Request Schedule: The Grantee may submit a payment request for cost reimbursement no more frequently than monthly.

PROJECT TIMELINE & BUDGET DETAIL: The tasks must be completed by, and all deliverables received by, the corresponding task end date.

Task No.	Task Title	Budget Category	Budget Amount	Task Start Date	Task End Date
1	Design and Permitting	Contractual Services	\$74,400	07/01/17	8/31/2023
2	Construction	Contractual Services	\$213,100	07/01/17	8/31/2023
Total:			\$287,500		

Note that, per Section 8.h. of Attachment 1 in the Agreement, authorization for continuation and completion of work and any associated payments may be rescinded, with proper notice, at the discretion of the Department if the Legislature reduces or eliminates appropriations. Extending the contract end date carries the risk that funds for this project may become unavailable in the future. This should be a consideration for the Grantee with this and future requests for extension.