

## **AMENDMENT (2<sup>nd</sup> AMENDMENT) TO AGREEMENT**

**THIS AMENDMENT** to Agreement dated this \_\_\_\_\_ day of \_\_\_\_\_ 2018, is entered into by and between the Board of County Commissioners for Monroe County, on behalf of the Tourist Development Council, and **The City of Key West** a Government agency organized and operating under the laws of the state of Florida (Grantee).

**WHEREAS**, there was an Agreement entered into on April 20, 2016 between the parties, awarding \$225,000 to Grantee for the **Smathers Beach Restroom Facility Project ("Agreement")**; and

**WHEREAS**, there was an amendment to Agreement on May 17, 2017 to revise the termination date of the agreement to March 31, 2018 to allow for completion of the project, and

**WHEREAS**, it has become necessary to revise the termination date of the agreement to September 30, 2018 due to delays in the design process and delays due to hurricane Irma, and

**NOW, THEREFORE**, in consideration of the mutual covenants contained herein the parties agree to the amend Agreement as follows:

1. Paragraph 1 of the agreement shall be revised to read as follows: This Agreement is for the period of **April 20, 2016 to September 30, 2018**. This Agreement shall remain in effect for the stated period unless one party gives to the other written notification of termination pursuant to and in compliance with paragraphs 7, 12 or 13 of the original Agreement dated April 20, 2016.

2. Any references to termination date and submission of invoices shall be revised to read September 30, 2018.

3. The remaining provisions of the agreement dated April 20, 2016 shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have set their hands and seal on the day and year first above written.

(SEAL)

Attest: Kevin Madok, Clerk

Board of County Commissioners  
of Monroe County

\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Mayor/Chairman

**The City of Key West**

**Attest:**

By. \_\_\_\_\_  
City Clerk

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Print Name

Date: \_\_\_\_\_

Date: \_\_\_\_\_