

**MODIFICATION TO SUBGRANT AGREEMENT BETWEEN
THE DIVISION OF EMERGENCY MANAGEMENT AND
THE CITY OF KEY WEST**

This Modification Number Two is made and entered into by and between the State of Florida, Division of Emergency Management ("the Division"), and the City of Key West ("the Recipient") to modify DEM Contract Number: 09HM-37-11-54-02-030, dated February 18, 2009 ("the Agreement").

WHEREAS, the Agreement expired on January 25, 2010; and

WHEREAS, the Division and the Recipient desire to reinstate the Agreement, extend the terms of the Agreement, and to increase the funding by \$6,240.00 of Federal Funds, and

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

1. The Agreement is hereby reinstated as though it had never expired.
2. Paragraph 3 of the Agreement is hereby amended to read as follows:

This Agreement shall begin June 24, 2008; the official Period of Performance ended January 25, 2010 (as stated in the FEMA approval letter); however, this modification provides an administrative extension to reinstate the Agreement and extend the period of performance until August 30, 2011, unless terminated earlier in accordance with the provisions of paragraph (12) of this Agreement.

3. The Agreement is amended to increase the maximum amount payable under the Agreement to Two Hundred Forty One Thousand Two Hundred Forty and No/100 Dollars (\$241,240.00).
4. The Budget and Scope of Work, Attachment A to the Agreement, are hereby modified as set forth in the Revised Attachment A to this Modification, a copy of which is attached hereto and incorporated herein by reference.
5. All provisions of the Agreement being modified and any attachments in conflict with this Modification shall be and are hereby changed to conform with this Modification, effective on the date of execution of this Modification by both parties.
6. All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Modification as of the dates set out below.

RECIPIENT: CITY OF KEY WEST

DIVISION OF EMERGENCY MANAGEMENT

By: _____

By: _____

Name and Title: _____

Name and Title: Bryan W. Koon, Director

Date: _____

Date: _____