

## **AMENDMENT (2nd AMENDMENT) TO AGREEMENT**

**THIS AMENDMENT** to Agreement dated this \_\_\_\_ day of \_\_\_\_\_ 2023, 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 March 17, 2021 between the parties, awarding \$167,890 to Grantee for the **Mallory Square Sunshades (Public Facilities Category) ("Agreement")**; and

**WHEREAS**, there was an amendment to Agreement on March 16, 2022 to revise the termination date of the Agreement to April 30, 2023; and

**WHEREAS**, it has become necessary to revise the termination date of the project to March 31, 2024 to allow for the project to be incorporated into the Mallory Square Master Plan, 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 **March 17, 2021 to March 31, 2024**. 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 March 17, 2021 and Amended on March 16, 2022..

2. Reimbursement request for Segment 2 of the project, in an amount not to exceed \$155,890, may not be submitted until October 1, 2023.

3. Any references to termination date and submission of invoices shall be revised to read March 31, 2024.

4. The remaining provisions of the Agreement dated March 17, 2021 and amended on March 16, 2022 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

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

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

**The City of Key West**

**Attest:**

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

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

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

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

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

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