

**AMENDMENT NO. 5
TO AGREEMENT NO. 15DA2
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
CITY OF CORAL GABLES**

This Amendment to Agreement No. 15DA2, as previously amended, (Agreement) is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and City of Coral Gables (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for City of Coral Gables Waterway Bank Stabilization, effective November 3, 2014; and,

WHEREAS, the Grantee has requested an extension of the Agreement due to design plan modifications causing permitting delays; and,

WHEREAS, certain provisions of the Agreement need revision.

NOW THEREFORE, the parties agree as follows:

1. The Agreement is effective until December 31, 2022. The reimbursement period for this Agreement begins on July 1, 2014 and ends at the expiration of the Agreement. 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 A-4, Revised Grant Work Plan**, is hereby deleted in its entirety and replaced with **Attachment A-5, Revised Grant Work Plan**, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to **Attachment A-4** shall hereinafter refer to **Attachment A-5, 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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IN WITNESS WHEREOF, the parties have caused this amendment to Agreement No. 15DA2 to be duly executed, the day and year last written below.

CITY OF CORAL GABLES

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

By: _____
City Manager

By: _____
Secretary or Designee

Print Name of Authorized Person

Print Name and Title of Authorized Person

Date: _____

Date: _____

Elena Estrada, DEP Grant Manager

Sandra Waters, DEP QC Reviewer

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

Specify Type Attachment	Letter/ Number	Description (include number of pages)
	A-5	Revised Grant Work Plan (2 Pages)

ATTACHMENT A-5 GRANT WORK PLAN

PROJECT TITLE: City of Coral Gables Waterway Bank Stabilization

PROJECT LOCATION: The Project will be located in the Coral Gables waterway C-3 just downstream of flood control structure G-93 within the City of Coral Gables in Miami-Dade County.

PROJECT DESCRIPTION: The City of Coral Gables (Grantee) will complete the needed stabilization of waterway C-3 just downstream of flood control structure G-93 to mitigate erosion of the bank, which causes sedimentation that ultimately reduces the effectiveness of the control structure and also causes severe scouring of bridge pilings.

TASKS:

All deliverables should be submitted electronically unless otherwise indicated.

Task 1: Design and Permitting

Deliverables: The Grantee will complete the design of bank stabilization and obtain all necessary permits for construction of the project.

Documentation: The Grantee will submit a signed acceptance of the completed work by the Grantee and a summary of design activities to date, indicating the percentage of design completion of the time period covered in the payment request. For the final documentation, Grantee will also submit a copy of the final design 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 are provided as described above. Upon review and written acceptance by the Department's Grant Manager of all deliverables under this task, 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 bank stabilization in accordance with the construction contract documents.

Documentation: The Grantee will submit with each payment request a signed acceptance of the completed work to date by the Grantee and the Engineer's Certification of Payment Request.

Performance Standard: The Department's Grant Manager will review the documentation to verify that the deliverables are provided as described above. Upon review and written acceptance by the Department's Grant Manager of all deliverables under this task, 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 documentation 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	\$42,000	07/01/2015	6/30/2022
2	Construction	Contractual Services	\$158,000	07/01/2015	6/30/2022
Total:			\$200,000		

Note that, per paragraph 4 of 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.