

Tracking Number CM1353

AGREEMENT

THIS AGREEMENT made and entered into this 19th day of November, 2008, by and between the County of Nassau, a political subdivision of the State of Florida, hereinafter referred to as COUNTY, and the Nassau County Council on Aging, 1367 South 18th Street, Fernandina Beach, Florida 32034, hereinafter referred to as COUNCIL.

WITNESSETH

WHEREAS, it is in the best interest of the citizens of Nassau County that there be a Council on Aging, and

WHEREAS, the COUNCIL provides many services for the aging residents of Nassau County;

NOW, THEREFORE, the parties hereto agree as follows:

1. For and in consideration of the sum of \$300,000.00, which shall be paid in quarterly installments, during the month of November, February, May and August, the COUNCIL does hereby agree to perform services that will benefit the residents of Nassau County. Appropriations necessary for the funding of this Agreement beyond 2009 shall be subject to the budget and appropriation by the Board of County Commissioners during the regular budget process. Said services to include but not be limited to the following:
 - a. Continuing the present level of services provided for the aging at the COUNCIL'S main center.
2. The COUNCIL shall make their financial records available to the Clerk of the Courts on behalf of the COUNTY for purposes of an audit, if requested by the COUNTY or the Clerk. The COUNTY shall require an audit of previous fiscal year's financial records to be performed by an independent accounting firm. The audit report must be presented to the COUNTY and accepted by the Clerk of Courts before the May distribution will be made.
3. All facilities, programs and services shall be compliant with the Florida Accessibility Code and the federal Americans with Disabilities Act (ADA). Failure to provide facilities, programs, and services that are compliant with both the Florida Accessibility Code and the federal Americans with Disabilities Act (ADA) shall be considered a breach of the contract.

IN WITNESS WHEREOF, the effective date of this Agreement shall be the date of its being signed by the Chair of the Board of County Commissioners of Nassau County, Florida this 19th day of November, 2008.

SIGNED, SEALED & DELIVERED
IN THE PRESENCE OF:

Connie Oatman

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

[Signature]
~~MARIANNE MARSHALL~~ BARRY HOLLOWAY
ITS: CHAIR

ATTEST as to Chair's
Signature:

[Signature]
JOHN A. CRAWFORD
ITS: EX-OFFICIO CLERK

Contract approved as to form:

[Signature]
DAVID A. HALLMAN
County Attorney

THE NASSAU COUNTY
COUNCIL ON AGING, INC.

[Signature]
AL RIZER
ITS: EXECUTIVE DIRECTOR

**FIRST AMENDMENT TO AGREEMENT WITH THE NASSAU COUNTY
COUNCIL ON AGING**

THIS AGREEMENT made and entered into this 11th day of March, 2009, by and between the County of Nassau, a political subdivision of the State of Florida, hereinafter referred to as COUNTY, and the Nassau County Council on Aging, 1367 South 18th Street, Fernandina Beach, Florida 32034, hereinafter referred to as COUNCIL.

WHEREAS, it is in the best interest of the citizens of Nassau County that there be a Council on Aging, and

WHEREAS, the COUNCIL provides many services for the aging residents of Nassau County; and

WHEREAS, the County desires to revise Section 2 of the Agreement dated November 19, 2008, regarding the audit requirements of this agreement; and

NOW, THEREFORE, for and in consideration of the promises and mutual covenants and understanding contained herein, the parties hereto do mutually agree as follows:

1. Section 2 shall now read: The Nassau County Council on Aging shall submit simultaneously to the County Coordinator and the Clerk an annual accounting acceptable to the Clerk on or before May 1st of each fiscal year in which the Nassau County Council on Aging received funding from the County. Additionally, the Nassau County Council on Aging shall make its books available for inspection by a designee of the County upon reasonable notice. Failure of the Nassau County Council on Aging to provide the annual accounting record by the time specified shall result in the revocation of granting of

further funds and reimbursement of funds distributed during the year for which no report was submitted.

- 2. This Agreement shall be amended in writing from time to time by mutual consent of parties.

IN WITNESS WHEREOF, the effective date of this Agreement shall be the date of its being signed by the Chair of the Board of County Commissioners of Nassau County, Florida this 11th day of March, 2009.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

[Signature]
BARRY V. HOLLOWAY
CHAIRMAN

ATTESTATION: ONLY TO AUTHENTICITY
AS TO CHAIRMAN'S SIGNATURE:

~~ATTEST as to Chairman's
Signature:~~

[Signature]
JOHN A. CRAWFORD
EX-OFFICIO CLERK *3/13/09*

Approved as to form by the
Nassau County Attorney:

[Signature]
DAVID A. HALLMAN

SIGNED, SEALED, & DELIVERED
IN THE PRESENCE OF:

[Signature]

THE NASSAU COUNTY COUNCIL ON
AGING, INC.

[Signature]
Its: EXECUTIVE DIRECTOR

