

07-EC-33-04-55-01-504

MODIFICATION #2 TO SUBGRANT AGREEMENT
BETWEEN DIVISION OF EMERGENCY MANAGEMENT
AND
NASSAU COUNTY

This Modification is made and entered into by and between the State of Florida, Division of Emergency Management, ("the Division"), and Nassau County ("Recipient") to modify Contract Number 07-EC-33-04-55-01-504, dated June 21, 2007 ("the Agreement").

WHEREAS, the Division and the Recipient have entered into the Agreement, pursuant to which the Division has provided a sub grant of \$761,455 to Recipient; and

WHEREAS, the Agreement expires on June 30, 2009, and

WHEREAS, the Division and the Recipient desire to modify the Agreement by extending it.

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

1. Paragraph (3) of the Agreement is hereby deleted in its entirety, and the following paragraph substituted in its place and stead for all intents and purposes:

This Agreement shall begin January 24, 2007 and shall end August 29, 2009, unless terminated earlier in accordance with the provisions of paragraphs (9) of this Agreement. Final requests for reimbursement should be submitted no later than fifteen (15) days after the termination date of the contract. **However, availability of funds after June 30, 2009, is contingent upon legislative appropriation beyond June 30, 2009.** Any requests received after September 15, 2009 may, at the discretion of the Division, not be reimbursed from this Agreement. Reimbursement requests shall not be submitted by facsimile transmission.

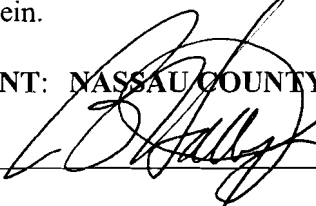
2. By July 15, 2009, the Recipient shall provide final project cost estimate data as set forth in Table SW-2, certificate of occupancy, close-out documentation and final payment invoice.

3. All provisions of the Agreement being modified and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform with this Modification, effective as of the date of the last execution of this Modification by both parties.

4. 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 document as of the dates set out herein.

RECIPIENT: NASSAU COUNTY

BY: 

NAME & TITLE: Barry V. Holloway, Chairman, Board of County Commissioners

DATE: June 22, 2009

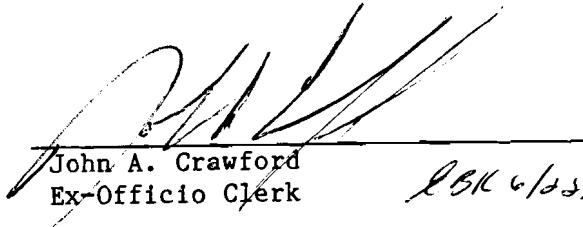
STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT

BY: 

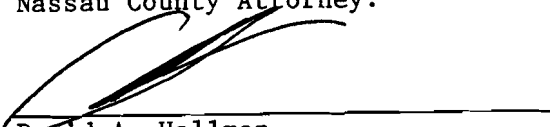
NAME & TITLE: Ruben D. Almaguer,
Interim
Director of the Division of Emergency Management

DATE: 6-25-09

Attest as to Chairman's Signature:


John A. Crawford
Ex-Officio Clerk *LBK 6/22/09*

Approved as to form by the
Nassau County Attorney:


David A. Hallman



STATE OF FLORIDA
DIVISION OF EMERGENCY MANAGEMENT

CHARLIE CRIST
Governor

RUBEN D. ALMAGUER
Interim Director

June 25, 2009

**RETURN RECEIPT
CERTIFIED MAIL**

Nassau County Emergency Management
96161 Nassau Place
Yulee, Florida 32907
Attn: Tom Kochheiser

Re: 07-EC-33-04-55-01-504

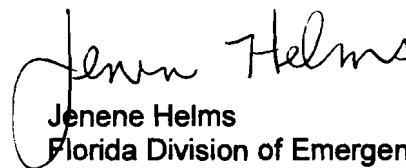
2009 JUN 30 AM 11:28
NASSAU COUNTY
EMERGENCY MANAGEMENT

Dear Mr. Kochheiser,

Enclosed is your copy of the fully executed modification to change the above referenced agreement with Nassau County. Please make this modification a part of your agreement file.

If you have any questions in this regard, please contact me at 850-413-9920 or by e-mail: jenene.helms@em.myflorida.com

Sincerely,


Jenene Helms
Florida Division of Emergency Management

Enclosure