FIRST AMENDMENT
TO AGREEMENT BETWEEN THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AND
MANATEE COUNTY
FOR
PEARCE DRAIN/GAP CREEK WATERSHED MANAGEMENT PLAN (N759)

This FIRST AMENDMENT effective the 22nd day of May 2018, by and between the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT, a public corporation of the State of Florida whose address is 2379 Broad Street, Brooksville, Florida 34604-6899, hereinafter referred to as the "DISTRICT," and MANATEE COUNTY, a political subdivision of the State of Florida, whose address is 1112 Manatee Avenue West, Bradenton, Florida 34205, hereinafter referred to as the "COOPERATOR."

WITNESSETH:

WHEREAS, the DISTRICT and the COOPERATOR entered into an agreement effective March 2, 2017 (Agreement No. 17CF0000380/2017REV0010), hereinafter referred to as the "Existing Agreement," for completion of the Watershed Evaluation element and the Watershed Management Plan element, including computer modeling and floodplain analysis; and

WHEREAS, the parties hereto wish to amend the Existing Agreement to extend the contract period, modify the Project Schedule, and replace the Project Plan due to scope changes.

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained herein, the parties hereby mutually agree to amend the Existing Agreement as follows:

1. The Contract Period Paragraph is hereby amended to extend the expiration date of March 31, 2020 to December 31, 2020.

2. Exhibit "A," Project Plan, is hereby replaced in its entirety with Exhibit "A" (Revised 05/22/2018), Project Plan, attached hereto.

3. The terms, covenants and conditions set forth in the Existing Agreement that have not been specifically amended herein, will continue in existence, are hereby ratified, approved and confirmed, and will remain binding upon the parties hereto.

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IN WITNESS WHEREOF, the parties hereto, or their lawful representatives, have executed this Agreement on the day and year set forth next to their signatures below.

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

By:_______________________________  Date
Amanda Rice, P.E.
Assistant Executive Director

MANATEE COUNTY, a political subdivision of the State of Florida
By: its Board of County Commissioners

By:_____________________________
Chairperson

Date:_____________________________

ATTEST:  ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By:_____________________________

FIRST AMENDMENT (TYPE 4)
TO AGREEMENT BETWEEN THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
AND
MANATEE COUNTY
FOR
PEARCE DRAIN/GAP CREEK
WATERSHED MANAGEMENT PLAN (N759)

Page 2 of 2
PROJECT DESCRIPTION

This is a multi-year funded PROJECT to develop a watershed management plan (WMP) for the Pearce Drain/Gap Creek watershed (Watershed), which covers an area of approximately 14 square miles located in southwestern Manatee County, Florida. This WMP will identify flood prone issues in the Watershed through a comprehensive assessment including data analysis and modeling. Currently, flood analysis models are not available, and the Watershed includes regional or intermediate storm water systems. The information developed from the PROJECT will assist the COUNTY with floodplain management as well as planning and development decisions. It will also support the DISTRICT’S Resource Management and Environmental Resource Permitting programs. The following elements of the DISTRICT’S Watershed Management Program will be performed: (1) Watershed Evaluation, and (2) Watershed Management Plan. These elements are defined under the Project Tasks section below. Project Tasks are to be accomplished according to the Project Schedule and Project Budget sections listed below.

RESOURCE BENEFIT

The resource benefit of this flood protection project is to analyze flooding problems that exist in the Watershed. Currently, flood analysis models are not available, or are over 10 years old, and the Watershed includes regional or intermediate storm water systems.

PROJECT TASKS

All work related to this PROJECT will be performed in accordance with the DISTRICT’S Watershed Management Program Guidance documents, effective as of the date of the execution of this Agreement. A list of these Guidance documents can be found at: http://ftp.swfwmd.state.fl.us/pub/GWIS/WMP_Guidance_Documents (WMP_Guidance.zip).

1.1 Watershed Evaluation – The systematic acquisition and assessment of Watershed data through desktop and field reconnaissance and survey; and development of Geographic Watershed Information System (GWIS) database, or a Geographical Information System (GIS) database in a format approved by the DISTRICT, for the Watershed features. Watershed Evaluation defines the Watershed’s natural conveyance and storage features as well as storm water infrastructure. It also establishes the complexity of preliminary model features of the Watershed. To provide additional quality assurance, the deliverables will be peer reviewed by an independent and qualified consultant.

1.2 Watershed Management Plan – Consists of tasks related to the management of surface water resources. These tasks include developing a Watershed model and identifying associated floodplains. The Watershed model and floodplain results will be peer reviewed by an independent and qualified consultant. A preliminary floodplain open house will be held to solicit public comments. Upon approval of the Watershed model and floodplain results, subsequent tasks include identifying drainage improvement projects through alternatives analysis and prioritization of best management practices (BMPs) to address flood protection concerns of the Watershed.

Page 1 of 2
DELIVERABLES

- Monthly Status Reports
- Project Development Document
- Watershed Evaluation Report
- Watershed Model
- WMP Geodatabase
- Watershed Management Plan
- Floodplain Justification Report
- Peer Review Report
- Comments Geodatabase
- Drainage Improvement Alternatives Analysis Report
- BMP Alternatives Analysis Report

PROJECT SCHEDULE

Additional milestones for the following tasks will be completed within the timeframes set forth in Task Work Assignments (TWAs) issued to the DISTRICT'S consultant. The DISTRICT will issue a notice to proceed to its consultant no later than 6 months from the execution of this Agreement.

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PROJECT BUDGET

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December 11, 2019

Thomas Gerstenberger
Manatee County
1022 26th Avenue East
Bradenton, Florida 34208

Subject: Pearce Drain/Gap Creek Watershed Management Plan
Project No. N759
Agreement No. 17CF0000380/2017REV0010
Amendment No. 1

Dear Thomas Gerstenberger:

Enclosed are two originals of Amendment 1 to the agreement between the Southwest Florida Water Management District (District) and Manatee County, for the subject project. Please have all originals signed and dated, then return them to my attention at our Brooksville office. One fully executed original will be sent to you for your files after the District’s executive director or designee has signed the agreements.

If you have any questions, please contact me at the Brooksville office, extension 4106.

Sincerely,

[Signature]

Rachelle Jones
Procurement Specialist
Procurement Section
Finance Bureau

Enclosures (2)
cc: Jezabel Pagan Garcia
S. Tarokh, PAB
Records (Contract File)