

SECOND AMENDMENT  
TO AGREEMENT BETWEEN THE  
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT  
AND  
CITY OF NORTH PORT  
FOR  
AQUIFER STORAGE AND RECOVERY (ASR) PERMANENT FACILITIES (N833)

This SECOND AMENDMENT entered into and effective the 30<sup>th</sup> day of September 2020, 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 the CITY OF NORTH PORT, a municipal corporation of the State of Florida, whose address is 4970 City Hall Boulevard, North Port, Florida, 34286 hereinafter referred to as the "COOPERATOR."

WITNESSETH:

WHEREAS, the DISTRICT and the COOPERATOR entered into an agreement effective October 1, 2016, as amended December 11, 2017, (Agreement No. 17CF0000449) that expired on September 30, 2020, hereinafter referred to as the "Existing Agreement," for design, permitting, construction, and start-up of permanent Aquifer Storage and Recovery (ASR) well facilities at the COOPERATOR'S Myakkahatchee Creek Water Treatment Plant; and

WHEREAS, the parties hereto wish to amend the Existing Agreement to extend the contract period.

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. Except as otherwise provided herein, the terms, covenants and conditions of the Existing Agreement are incorporated herein by reference, are hereby ratified, approved and confirmed, and are binding upon the parties.
2. The Contract Period Paragraph is hereby amended to extend the expiration date of September 30, 2020 to September 30, 2021.
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.

The remainder of this page intentionally left blank.

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

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

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

CITY OF NORTH PORT

By: \_\_\_\_\_  
Debbie McDowell Date  
Mayor

Approved as to Form and Correctness: Attest:

By: \_\_\_\_\_ By: \_\_\_\_\_  
Amber L. Slayton Heather Taylor, CMC  
City Attorney City Clerk

SECOND AMENDMENT  
TO AGREEMENT BETWEEN THE  
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT  
AND  
CITY OF NORTH PORT  
FOR  
AQUIFER STORAGE AND RECOVERY (ASR) PERMANENT FACILITIES (N833)