

SECOND AMENDMENT TO INDIAN RIVER COUNTY CARES ACT AGREEMENT

THIS SECOND AMENDMENT TO INDIAN RIVER COUNTY CARES ACT AGREEMENT (“Amendment”) is entered into as of the ___ day of _____, 2021 by and between Indian River County, a political subdivision of the State of Florida, whose address is 1801 27th Street, Vero Beach, Florida, 32960 (“Recipient”), and City of Fellsmere, a municipality, whose address is 22 S. Orange Street, Fellsmere, FL 32948 (the “Subrecipient”).

RECITALS

WHEREAS, Recipient and Subrecipient entered into the Indian River County CARES Act Agreement, which set forth a scope of work for the use of CARES Act funds by the Subrecipient (the “Agreement”); and

WHEREAS, Recipient and Subrecipient entered into the First Amendment to Agreement, which revised the Scope of Work/Spending Plan and increased the funding from \$209,067 to \$309,067; and

WHEREAS, the Recipient and Subrecipient wish to amend the Agreement again to increase the funding in the Agreement from \$309,067 to \$520,000 and revise the revised scope of work to reflect the uses of the additional funding; and

NOW THEREFORE, in consideration of the mutual undertakings herein and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties agree, as follows:

1. **Recitals**. The above recitals are true and correct and are incorporated herein.
2. **Amendment of Section 18 (Payments)**. Section 18 of the Agreement is amended to read as follows:

“(18) PAYMENTS

- a. The Recipient will make reimbursements to Subrecipient in the maximum amount of \$520,000.”

3. **Amendment of Section 31 (Scope of Work)**. Section 31 of the Agreement is amended to read as follows:

“(31) SCOPE OF WORK

The Sub recipient shall perform the tasks as identified and set forth in the Revised Scope of Work, which is Second Revised Attachment A.”

4. Revised Attachment "A" to the Agreement shall be removed and replaced with Second Revised Attachment "A", which is attached to this Amendment.
5. All other provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, Recipient and Subrecipient have executed this instrument this ___ day of _____, 2021.

CITY OF FELLSMERE
22 S. Orange Street,
Fellsmere, Florida 32948

INDIAN RIVER COUNTY, FLORIDA

By: _____
Mark D. Mathes, City Manager

By: _____
Joseph E. Flescher, Chairman
Board of County Commissioners

ATTEST:

Approved by BCC _____

Maria Suarez-Sanchez, City Clerk

Attest:
Jeffrey R. Smith, Clerk of Circuit Court
and Comptroller

By: _____
Deputy Clerk

Approved as to Form and Legal Sufficiency

Approved as to Form and Legal Sufficiency

Warren Dill
City Attorney

Dylan Reingold
County Attorney

Jason E. Brown,
County Administrator



Fellsmere

Revised December 11, 2020

Jason Brown, Administrator
Indian River Board of County Commissioners
County Administration Office
1801 27th Street
Vero Beach, FL. 32960-3365

RE: Revised Spending Plan for CARES Act Funding

Dear Mr. Brown:

Please accept this letter as the City of Fellsmere's proposed spending plan for the CARES Act funding allocation offered by Indian River County. The City of Fellsmere is thankful for the allocation to help defray costs related to Covid-19. The City Council approved the revised funding sub-agreement at their December 10th council meeting as part of a duly noticed agenda item.

1. Provide for Pay with Hazard Bonus to Police Officers	\$210,000
2. Provide Personal Protective Equipment to Businesses	\$ 3,000
3. Conduct Public Outreach/Education on Covid-19 prevention and Mask Order	\$ 2,000
4. Install Ion Generators in AC System of City Hall and PW/PD	\$10,000
5. Provide for sealed doors/pass-throughs for Utility Cashiers	\$70,000
6. Provide for sealed doors/pass-throughs for Police Department Lobby	\$60,000
7. Renovate Council Chambers to allow for social distance seating	\$110,000
8. Council Chamber Technology	\$30,000
9. Emergency Protective Measures	\$25,000
TOTAL	\$520,000

See attached scope for additional detail.

Please let me know if any additional information or back-up is required in support of the above spending plan.

Respectfully,

Mark D. Mathes
City Manager

Spending Plan for CARES Act Funding

Provide for Pay with Hazard Bonus to Police Officers **\$210,000**

Police Officers have been responding to public emergencies throughout the Covid-19 pandemic. As allowed by CARES Act Funding guidelines, the City of Fellsmere will utilize CARES funding retroactively for base pay (\$175,000) from October 1, 2020 through December 30, 2020 and a hazard bonus (\$35,000 total) from March 1, 2020 through December 30, 2020. Pay will be provided to officers on payroll as of the effective date of the CARES Act Funding Agreement between the City of Fellsmere and Indian River County and shall be based on the front-line duty time during the pandemic.

Provide Personal Protective Equipment for Businesses **\$ 3,000**

The City of Fellsmere maintains a mask order for business employees. The City will utilize CARES funding to purchase and distribute personal protective equipment (masks and sanitizer) to all brick and mortar businesses in the City as a means to more effectively implement the mask mandate and reduce the spread of COVID.

Conduct Public Outreach/Education on Covid-19 prevention and Mask Order **\$ 2,000**

Fellsmere has seen a spike in COVID cases and has a population that has shown reluctance to mask wearing, a proven action to reduce the spread. The City will utilize a variety of means to share information on the value and benefits of wearing a mask in protecting yourself and others. Funds will be used to prepare, copy, and distribute information regarding mask wearing. Funds may also be used for community testing.

Install Ion Generators in AC System of City Hall and PW/PD **\$10,000**

Ion Generators are a proven technology for the reduction of harmful agents such as bacteria and viruses. Ion Generators will be installed in all air conditioning systems within the City of Fellsmere City Hall and Police/Public Works complexes.

Provide for sealed doors/pass-throughs for Utility Cashiers **\$70,000**

Current operations for Utility Cashiers include half partition walls in open air rooms with open pass throughs. Given the airborne nature of the Covid-19, a new wall will be constructed to provide an air-tight separation between the public and employees and will utilize intercom communication and pass-through drawers to ensure constant separation of air spaces.

Provide for sealed doors/pass-throughs for Police and Public Works Lobby **\$60,000**

Current operations for both the Police and Public Works lobbies include open air pass throughs and non-air-tight doors. Given the airborne nature of the Covid-19, a new wall will be constructed to provide an air-tight separation between the public and employees and will utilize intercom communication and pass-through drawers to ensure constant separation of air spaces.

Renovate Council Chambers to allow for social distance seating **\$110,000**

Current operations in the City Council Chambers do not allow for social distancing of council members, staff or the public. Joining Council Chambers with an un-used adjacent room would allow space to spread seating for staff and the public to maintain social distancing, a proven means to mitigate the spread of Covid-19. This would also then allow the City Council members to spread across the entire dais providing social distance for the Council members as well.

Council Technology **\$30,000**

The City of Fellsmere has utilized virtual public meetings since the onset of COVID. The City will continue to utilize this meeting format to allow public participation without the need to physically attend city meetings. The City will purchase and install technology in the Council Chambers and scanning technology to allow for virtual meetings, enhance document presentation at such meetings, and to allow document access for remote employees.

Emergency Protective Measures **\$25,000**

The City of Fellsmere responded to COVID by purchasing personal protective equipment for its employees, modifying workspaces, implementing telework and virtual public meetings. This task is to address expenses related to the implementation of emergency protective measures and continue efforts through 12/30/2020 to protect staff and the general public.