

**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 Town of Orchid, a municipality, whose address is 7707 US Highway 1, Suite 1, Vero Beach, Florida 32967 (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, the Recipient and Subrecipient intended on amending the Agreement to increase the funding in the Agreement from \$15,871 to \$16,871 and to revise the initial scope of work to reflect the uses of the additional funding; and

WHEREAS, due to a scrivener’s error the amendment indicated an increase from \$15,871 to \$63,471 while the revised scope of work reflected the requested \$16,871; and

WHEREAS, the Recipient and Subrecipient wish to amend the Agreement to increase the funding in the Agreement from \$23,871, which will be distributed between the programs described in the Revised Scope of Work;

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 \$23,871.”
3. 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.

TOWN OF ORCHID
7707 US Highway 1, Suite 1
Vero Beach, Florida 32967

INDIAN RIVER COUNTY, FLORIDA

By: _____
Noah Powers, Town Manager

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

ATTEST:

Approved by BCC _____

Cherry Stowe, CMC, Town 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
Town Attorney

Dylan Reingold
County Attorney

Jason E. Brown,
County Administrator