

**AMENDMENT FOUR
TO SUBRECIPIENT AGREEMENT BETWEEN
THE DEPARTMENT OF ECONOMIC OPPORTUNITY
AND
ST. JOHNS COUNTY, FLORIDA**

On March 1, 2018 the State of Florida, Department of Economic Opportunity (“DEO”), and St. Johns County, Florida (“Subrecipient”), entered into Grant Agreement H2338 (“Agreement”) for Forty-five million Eight hundred Thirty-seven thousands Five hundred Twenty and 00/100 cents (\$45,837,520) in Community Development Block Grant - Disaster Recovery (CDBG-DR) funds to assist with recovery efforts from storm-related damage due to Hurricanes Hermine and/or Matthew.

WHEREAS, Section (4), Modification of Agreement, provides that any amendment to the Agreement shall be in writing executed by the Parties thereto; and

WHEREAS, the Parties wish to amend the Agreement as set forth herein;

NOW THEREFORE, in consideration of the mutual covenants and obligations set forth herein, the receipt and sufficiency of which are hereby acknowledged, the Parties agree to the following:

1. Section (14) is hereby deleted in its entirety and replaced with the following:

(14) Citizen Complaints. The goal of the State is to provide an opportunity to resolve complaints in a timely manner. The subrecipient must provide a response to all inquiries and complaints within 15 working days of receipt. Following the initial response, the subrecipient will make every effort to provide a resolution to complaints within the 15-working day period. If a resolution cannot be reached within the 15-working day period, the complainant/inquirer will receive a status update on the issue(s) and, if possible, a timeframe for when a resolution can be reached. Constituent Management Services Lead will monitor response times to ensure compliance and will adjust timeframes for additional responses as needed. The response must be provided within 15 working days of the receipt of the complaint, as expected by HUD, and to provide the right to participate in the process and appeal a decision when there is reason for an applicant to believe its application was not handled according to program policies. All applications, guidelines and websites will include details on the right to file a complaint or appeal and the process for filing a complaint or beginning an appeal.

Applicants are allowed to appeal program decisions related to one of the following activities:

- (a) A program eligibility determination
- (b) A program assistance award calculation and
- (c) A program decision concerning housing unit damage and the resulting program outcome.

Citizens may file a written complaint or appeal through the Office of Disaster Recovery email at CDBG-DR@deo.myflorida.com or submit by postal mail to the following address:

Attention: Office of Long-term Resiliency
Florida Department of Economic Opportunity
107 East Madison Street
The Caldwell Building, MSC 160
Tallahassee, Florida 32399

The subrecipient will handle citizen complaints by conducting:

- (a) Investigations as necessary
- (b) Resolution or
- (c) Follow-up actions.

If the complainant is not satisfied by the Subrecipient's determination, then the complainant may file a written appeal by following the instructions issued in the letter of response. If, at the conclusion of the appeals process, the complainant has not been satisfied with the response, a formal complaint may then be addressed directly to the regional Department of Housing and Urban Development (HUD) at:

Department of Housing & Urban Development
Charles E. Bennet Federal Building
400 West Bay Street, Suite 1015
Jacksonville, FL 32202

The Florida Office of Disaster Recovery operates in Accordance with the Federal Fair Housing Law (The Fair Housing Amendments Act of 1988). Anyone who feels he or she has been discriminated against may file a complaint of housing discrimination: 1-800-669-9777 (Toll Free), 1-800-927-9275 (TTY) or www.hud.gov/fairhousing.

2. Section (16)(b) is hereby updated to read:

Paul K. Brackett
107 East Madison Street-MS 400
Tallahassee, FL 32399-6508
Telephone: (850)717-8406
Paul.Brackett@deo.myflorida.com

3. Attachment A – Sections 1.A. Housing Program-Homeowner Service Project, 1.B. Multi-Family New Construction, and 1.C. Infrastructure Program of the Project Description and Deliverables are hereby deleted in its entirety and replaced with the following:

A. Housing Program-Homeowner Service Project

1. Housing Rehabilitation and Reconstruction Program

The primary focus of the Program is to assist eligible homeowners to repair, elevate, or reconstruct their homes. The Program also allows for the repair or replacement of damaged manufactured homes or mobile home units (MHUs). This program supplements other funds the owner may have received for recovery.

The Program will provide these services to approximately 200 properties within St. Johns County. The Program will comply with HUD's cost reasonableness requirements.

CDBG-DR funds are intended to principally benefit low- and moderate-income (LMI) persons. Funds are allocated to programs in a manner that ensures that at least 70 percent of the grant amount awarded is expended for activities that benefit such persons. Funds will be used to address remaining unmet housing needs and to support the long-term recovery and restoration of housing in the most impacted and distressed areas. This directly addresses the national objective to benefit Low- and Moderate-Income Persons.

The primary objective of this Program is to address the unmet housing recovery needs of Low- and Moderate-Income (LMI) households. LMI households are defined as households having an income at or below 80% of the Area Median Income, adjusted for family size, for St Johns County.

Assistance will be provided under a variety of housing activities including:

- Home repair
- Home reconstruction
- Home elevation
- Homeowner mobile home unit (MHU) repair and/or replacement

The Program also provides optional relocation assistance, including storage of personal property, on a limited basis for those forced to move from their homes due to construction.

Rehabilitation may be offered to applicants based on the extent of damage to the home. Replacement of MHUs will be limited to situations where local zoning/building permits, or federal requirements, such as environmental regulations, will allow the replacement of the original, hurricane-damaged structure with a like structure.

The Program will offer standard, basic amenities to make a home decent, safe and sanitary. Luxury items, including but not limited to, granite (or other high-end) countertops, high-end appliances, stone flooring, garage door openers, security systems, swimming pools, fences, and television satellite dishes are not eligible under the Housing Program.

Construction must adhere to green building standards and Resilient Home Standards. All improvements are required to meet minimum housing construction standards as evidenced by compliance with local building codes.

Awards will be determined based on the estimated construction cost of the scope of work based on a standard grade of building materials. Assistance will be provided under a variety of housing activities including: repair and elevation; reconstruction of properties, replacement of manufactured houses, new construction, temporary relocation of homeowners.

2. Voluntary Buyout Program

At the request of St. Johns County and with the approval of DEO, this part of the Housing Program is terminated. The remaining funds from the Voluntary Buyout Program will be transferred to the Housing Rehabilitation and Reconstruction Program.

B. Multi-Family New Construction

San Marcos Heights CDBG-DR Multi-Family Affordable Housing Facilities

St. Johns County will invest CDBG-DR funds to develop four (4) residential apartment buildings with approximately 132 total units of new construction rental housing, serving people who earn low-income, which is located at a 170 Hometown Lane, St. Augustine, FL. The rental housing project will also include associated parking, sidewalks, park, open space areas and storm water ponds. The project will meet the LMI household National Objective. The eligible activity is Housing Construction.

The facility shall include a flexible community space of no less than 5000 square feet for use in serving residents and other community members. Each flexible community space may include a clubhouse with leasing office, laundry facilities, "well-care" center, business center, etc. Each flexible community space shall be built to American Red Cross 4496 Standards and the Hurricane Evacuation Shelter Selection Standard.

Victoria Crossing CDBG-DR Multi-Family Affordable Housing Facilities

St. Johns County will invest CDBG-DR funds to develop residential apartment buildings with approximately 96 total units of new construction rental housing, serving people who earn low-income, which is located at a 13.53-acre site accessed directly from State Road 207. The rental housing project will also include associated parking, sidewalks, park, open space areas and storm water ponds. The project will meet the LMI household National Objective. The eligible activity is Housing Construction.

The facility shall include a flexible community space of no less than 5000 square feet for use in serving residents and other community members. Each flexible community space may include a clubhouse with leasing office, laundry facilities, "well-care" center, business center, etc. Each flexible community space shall be built to American Red Cross 4496 Standards and the Hurricane Evacuation Shelter Selection Standard.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i.Environmental Assessment
 - ii.Appraisal of proposed site
 - iii.Acquisition of property
 - iv.Site control through procurement
 - v.Selection of Design-Build-Manage firm for design, construction, and operation of the Supportive Housing complex
 - vi.Construction of facility
 - vii.Certification of occupancy
 - viii.Project Close-out

C. Infrastructure Program

St. Johns County will mobilize and launch an Infrastructure Recovery Program to assist in the recovery from storm related damage due to Hurricanes Hermine and/or Matthew. As part of the Infrastructure Program launch, the Subrecipient will complete the following schedule of projects:

a. Armstrong Road Stormwater Improvements

Armstrong Road is located in Elkton off of State Road 207 near the County Fairgrounds. Project will occur along the length of Armstrong Road, and portions of Harvey Avenue and Moccasin Creek Lane. Armstrong Road is the only access road to residents in the immediate project benefit area. It is the only way residents can access the emergency evacuation route (SR 207).

The road, homes, and adjoining lots flooded during Hurricane Matthew. The activity proposed in this service area involves design of stormwater system improvements (new pipes, inlets/manholes appropriately located and sized, new detention pond), and roadway reconstruction as needed. These proposed activities will greatly alleviate flooding by of the storm sewer system and more efficiently direct stormwater runoff.

ii. Task List/Scope: The scope of work to be carried out in the project area are as follows:

- i. Planning
 - a. Contractor Procurement
 - b. Environmental Review
 - c. Verify current storm water collection system information
- ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
- iii. Construction
 - a. Increase storm water channel capacity
 - b. Replace failing culverts
 - c. Mill and resurface roads on either side of the culvert replacements, regrade roads as needed
 - d. Construction of new conveyance system to direct storm water
 - e. Constructing of new storm water pond

b. Hastings Phase I, II, and III Sewer

During Hurricane Matthew the wastewater treatment system including pipes and treatment plant suffered severe damage due to excessive flooding. Much of the existing pipe network is made up of Vitrified Clay Pipe (VCP). The increased flooding from the storm events caused groundwater inflow and infiltration which overloaded the sanitary sewer system. Wastewater Treatment Facility (WWTF) pump reports indicated the system far surpassed its functional capacity during Hurricane Matthew causing severe stress and overflow to the

entire system (see figure 1, WWTP flow rates). Any funds not expended on any individual Hastings phase will be transferred to any Hastings phase that requires additional funds to finish the project.

- The project is broken into three phases:
 - i. Phase I involves inspecting the existing sanitary sewer and applying cured in place pipe (CIPP) liner.
 - ii. Phase II involves the repair and rehabilitation of three lift stations.
 - iii. Phase III involves expanding the surge capacity of the WWTF.
- These proposed activities will alleviate sanitary sewer system overflows by improving the condition of the sanitary sewer system.
- All phases will:
 - i. Complete environmental review of the project area
 - ii. Procure a design contractor to develop project plans
 - iii. Procure a contractor to perform the construction
 - iv. Obtain permits as needed for construction
- Phase I Specifics:
 - i. Clean and inspect approximately 36,982 LF of sanitary sewer
 - ii. Install Cast In-Place liner (CIPP) on approximately 14,943 LF of vitrified clay sewer (VCP)
 - iii. Restore approximately 50 manholes within the collection system
- Phase II Specifics:
 - i. Repair and rehabilitate three sanitary sewer lift stations
- Phase III Specifics:
 - i. To provide additional capacity to handle large storm events and raise critical equipment above the flood stage.
 - ii. The County will evaluate several alternatives to identify the most efficient method of construction that provides the required capacity and reliability while taking into account the site conditions, resiliency, and flood plain requirements.

c. North Rodriguez Street Drainage Improvements

Project will take place in the Oyster Creek watershed, near North Rodriguez Street and West King Street in St. Augustine, FL.

The existing drainage system along Cathedral Place to N. Rodriguez Street and continuing east to the railroad tracks cannot be impacted by Hurricane Matthew in October 2016. Stormwater bypassed and overtopped the system flooding single-family homes along the way. This drainage improvement project proposes to perform an engineering study of the area, design and build improvements and/or modifications to the existing drainage system to alleviate flooding and provide proper drainage of the area.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Planning
 - a. Contractor Procurement

- b. Environmental Review
 - c. Verify current storm water collection system information
 - ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
 - iii. Construction
 - a. Increase storm water channel capacity
 - b. Replace failing culverts
 - c. Mill and resurface roads on either side of the culvert replacements, regrade roads as needed
 - d. Construction of new conveyance system to direct storm water in accordance with plans
 - e. Constructing of new storm water pond in accordance with plans

d. South Orange Street Drainage Improvements

Project will take place along South Orange Street in St. Johns County.

During Hurricane Matthew, South Orange Street and the lots along the street flooded. The drainage improvement project proposes construction of a stormwater collection system along the roadway to capture runoff from the roadway and adjacent properties. The runoff will be conveyed to an existing pond located at the southernmost end of South Orange Street. The drainage area associated with this improvement project incorporates approximately 40 residential properties along South Orange Street and the intersecting roadways.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Planning
 - a. Contractor Procurement
 - b. Environmental Review
 - c. Verify current storm water collection system information
 - ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
 - iii. Construction
 - a. Increase storm water channel capacity
 - b. Replace failing culverts
 - c. Mill and resurface roads on either side of the culvert replacements, regrade roads as needed
 - d. Construction of new conveyance system to direct storm water in accordance with plans
 - e. Constructing of new storm water pond in accordance with plans

e. Avenue D, Tart Road, and Big Oak Road Drainage Improvements

Project will take place along Avenue D, Tart Road, and Big Oak Road. The project is located just west of Route 1 near the Northeast Florida Regional Airport.

The roads in the area of Tart Road, Avenue D and Big Oak Road flooded during Hurricane Matthew, causing flooding in homes and residential lots area. The homes in the project area are lower than the roads, therefore significantly impacting homes during the storm. This project includes replacing Corrugated Metal Pipes (CMPs) with Reinforced Concrete Pipes (RCPs), increasing pipe sizes, adjusting inverts, and reshaping conveyance swales and ditches to provide a positive continuous flow. These proposed activities will greatly alleviate flooding to roads and homes by improving the capacity and efficiency of the storm sewer system and more efficiently directing stormwater runoff.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Planning
 - a. Contractor Procurement
 - b. Environmental Review
 - c. Verify current storm water collection system information
 - ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
 - iii. Construction
 - a. Increase storm water channel capacity
 - i. Replace Corrugated Metal Pipes (CMPs) with Reinforced Concrete Pipes (RCPs)
 - ii. Mil and resurface roads on either side of the culvert replacements, regrade roads as needed
 - iii. Reshaping conveyance swales and ditches
 - b. Tart Road
 - i. Replace Corrugated Metal Pipes (CMPs) with Reinforced Concrete Pipes (RCPs)
 - ii. Mil and resurface roads on either side of the culvert replacements, regrade roads as needed
 - iii. Reshaping conveyance swales and ditches

f. Lake Maria Sanchez Flood Mitigation Project

At the request of St. Johns County and with the approval of DEO, this project is cancelled. The funding for this project will be disbursed to the remaining Infrastructure projects.

g. Cypress Road Stormwater Drainage Improvements

Project will be located in the area of the intersection of St. Augustine Boulevard and Cypress Road. This is located approximately 0.4 miles east of the Moultrie Creek crossing at State Road 207. The area is also known as Fox Creek.

The roads and adjoining lots in this area flooded during Hurricane Matthew. The drainage improvement project proposes construction of a stormwater collection system along the roadway to capture runoff from the roadway and adjacent properties.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Planning
 - a. Contractor Procurement
 - b. Environmental Review
 - c. Verify current storm water collection system information
 - ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
 - iii. Construction
 - a. Increase storm water channel capacity
 - b. Replace failing culverts
 - c. Mill and resurface roads on either side of the culvert replacements, regrade roads as needed
 - d. Construction of new conveyance system to direct storm water in accordance with plans

h. South Holmes Drainage Improvements

The proposed improvements consist of increasing the capacity of the storm water drainage system within portions of several neighborhoods of the service benefit area. The roads and adjoining lots within the service benefit area were flooded during Hurricane Matthew. Therefore, the proposed project will reduce flooding by increasing the capacity flow of storm water. The project will improve approximately 11,714 linear feet within the storm water drainage system. In addition, approximately 1,280 linear feet of pond improvements is proposed to collect and disperse storm water runoff. Then improvements include: improve the drainage between South Holmes Boulevard and Smith Street south of West King Street. Improving the drainage between South Holmes Boulevard and South Volusia Street along W 15th Street, Collier Boulevard, and Puryear Street. Improving the drainage between Volusia Street and Duval Street between 7th and 13th Streets. The construction of the project is broken down into four phases: College Park, Clark Addition, Collier Heights, and Spanish Trail.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Planning
 - a. Contractor Procurement

- b. Environmental Review
 - c. Verify current storm water collection system information
 - ii. Design
 - a. Develop topographic survey
 - b. Drainage calculation
 - c. Obtain permits
 - d. Develop Construction Plans
 - iii. Construction
 - a. Increase storm water channel capacity
 - b. Replace the existing Elliptical Corrugated Metal Pipe (ECMP) with double 48" Elliptical Reinforced Concrete Pipe (ERCP)
 - c. Mill and resurface roads on either side of the culvert replacements, regrade roads as needed
 - d. Construction of new conveyance system to direct storm water in accordance with plans
 - e. Expanding the existing pond and constructing a new storm water conveyance system to the pond
 - f. Constructing a new storm water pond and new piped drainage system (The new storm water pond will be approximately 1.5 acres)

i. Big Sooeey Drainage and Conveyance Improvements

Project will be located near East St. Johns Avenue in Hastings, FL.

Hurricane Matthew delivered sever impacts to the area of Hastings. Many roads and homes flooded during the storm. The roads impacted lead to the only emergency evacuation route for the area (SR 207). East St Johns Avenue does not have an existing drainage system and was built below the mean annual peak stage of the adjacent wetland to the East. The area south of St. Johns Street drains into a large low area which then has water conveyed north to ultimately discharge under St Johns Avenue into the St. Johns River. The storm water is conveyed along the Big Sooeey ditch North towards St. Johns River.

This project will involve improvements to the drainage ditches and conveyance structures which feed into the Big Sooeey Drainage ditch. Improvements will help relieve flooding that impact residents of the Hastings area. Improvements will also be made to the hydraulic capacity of the culvert crossings and the Big Sooeey ditch to alleviate flooding in the area. It will also increase the hydraulic capacity of the Big Sooeey channel between North Main Street and East Ashland Avenue.

Since Hurricane Matthew, the town of Hastings was dissolved. The County is responsible for all aspects of health, safety, and quality of life for residents. St. Johns County Fire Rescue operates a fire station within the area of Big Sooeey. Drainage improvements will ensure first responders are able to effectively serve the health and safety needs of the community by improving accessibility to the area during storm events with flooding potential.

- Task List/Scope: The scope of work to be carried out in the project area are as follows:
 - i. Complete an Environmental Review of the project area

- ii. Procure a design contractor to develop project plans
- iii. Procure a contractor to perform the construction
- iv. Obtain permits as needed for construction of storm water system improvements
- v. Raise the roadway on E St. Johns Avenue and N. Orange Street south of E St. Johns Avenue
- vi. Construct a new roadway drainage system under the raised roadways
- vii. Replace the existing culvert under North Main Street and Wilson Road
- viii. Replace Corrugated Metal Pipe (CMP) with triple Elliptical Reinforced Concrete Pipe (ERCP)
- ix. Mill and resurface damaged roadways on either side of the replaced culverts
- x. Widen the Big Soeey channel

j. Kings Road and Kings Estate Road Drainage Improvements

At the request of St. Johns County and with the approval of DEO, this project is cancelled. The funding for this project will be disbursed to the remaining Infrastructure projects.

k. Santa Rosa Stormwater Drainage Improvements

Project will be located in the area of the Santa Rosa subdivision along Murillo Avenue, Estrada Avenue down through Masters Drive in St Augustine, FL.

The existing storm water infrastructure is undersized and inadequate, which caused the roads and adjoining lots to flood. This project proposes to relieve flooding issues in the drainage basin south of SR 16, improve the conveyance along Murillo Avenue and Estrada Avenue, and create conveyance capacity improvements at the Masters Drive outfall. This project will help alleviate flooding issues that would potentially inhibit access to a primary emergency evacuation route (SR 16).


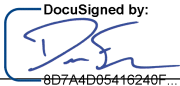
- Task List/Scope: The scope of work to be carried out in the project area are as follows:

- i. Planning
 - a. Complete an Environmental Review of the project area
 - b. Procure a design contractor to develop project plans
 - c. Procure a contractor to perform the construction
- ii. Design
 - a. Obtain permits as needed for construction of storm water system improvements
- iii. Construction
 - a. Construct a new system to direct storm water toward the San Sebastian River
 - b. Add new culverts along Arthur Street
 - c. Replace the existing 15" and 18" culverts with 24" RCP along Abbey Avenue, Varella Avenue, El Rey Avenue, and Menecal Avenue
 - d. Construct a new Reinforced Concrete Pipe (RCP) system along Estrada Avenue from El Ray Avenue to Murillo Avenue
 - e. Upsize the existing RCP outfall to the San Sebastian River
 - f. Construct additional RCP along Murillo Avenue

- g. Replace the existing culverts with double box culverts. The new culverts will have headwalls that are out of the clear zone.

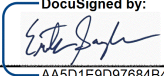
4. All other terms and conditions remain in effect.

IN WITNESS HEREOF, by signature below, the Parties agree to abide by the terms, conditions, and provisions of Agreement H2338 as amended. This Amendment is effective on the date the last Party signs this Amendment.

ST. JOHNS COUNTY, FL	DEPARTMENT OF ECONOMIC OPPORTUNITY
SIGNED: 	SIGNED: 
HUNTER CONRAD	DANE EAGLE
COUNTY ADMINISTRATOR ST. JOHNS COUNTY, FL	SECRETARY
DATE: 03/31/2022	DATE: 3/15/2022

Approved as to form and legal sufficiency, subject only to full and proper execution by the Parties.

**OFFICE OF GENERAL COUNSEL
DEPARTMENT OF ECONOMIC OPPORTUNITY**

By:  _____
AA5D1E9D97684B4...

Approved Date: 3/7/2022 _____