

**AMENDMENT NUMBER TWO (2) TO THE AGREEMENT BETWEEN
THE STATE OF FLORIDA, DEPARTMENT OF STATE
AND
COTTON CLUB MUSEUM AND CULTURAL CENTER, INC.**

Grantee # 16-9, 200.583

- 1. Grant Purpose.** This grant shall be used exclusively for the "Cotton Club Main Building Phase II" project, the public purpose for which these funds were appropriated.

The Grantee shall perform the following **Scope of Work:** Phase II, the following will be completed:

- Installation of fire sprinkler system
- Installation of fire alarm system
- Installation of power, electrical lighting, public address system
- Installation of HVAC systems
- Installation of building insulation
- Installation of drywall
- Complete interior painting
- Installation of flooring
- Complete interior finishes, non-painting
- Installation of interior doors, windows, and hardware
- Installation of cabinetry and countertops
- Installation of stage
- Installation of handicapped ramp
- Structural Reinforcement

All tasks associated with the renovation, as outlined in the Project Description (See Attachment A), will be performed by December 31, 2017. All project work will be completed under the supervision of a licensed architect or licensed contractor.

- 2. Length of Agreement.** This Agreement shall begin on July 1, 2015, and shall end December 31, 2017, unless terminated in accordance with the provisions of Section 37 of this Agreement. Contract extensions will not be granted unless Grantee is able to provide substantial written justification and the Division approves such extension. The Grantee's written request for such extension must be submitted to the Division no later than thirty (30) days prior to the termination date of this Agreement.

11. Grant Reporting Requirements. The Grantee must submit the following reports to the Division, using the Cultural Facilities Progress Report form. The Cultural Facilities Progress Report form is available on the Division's website at

<http://dos.myflorida.com/media/31252/culturalfacilitiesreportform.pdf>

d) Fourth Project Progress Report is due by July 31, 2017, for the period ending June 30, 2017.

e) Final Report. The Grantee must submit a Final Report to the Division by February 15, 2018.

13. Grant Completion Deadline. The grant completion deadline is December 31, 2017. The Grant Completion Deadline is the date when the project is 100% complete and all grant and matching funds have been paid out in accordance with the work described in the Scope of Work, detailed in the Estimated Project Budget. If the Grantee finds it necessary to request an extension of the Grant Completion Deadline,

the extension may not exceed 60 days, unless the Grantee can demonstrate extenuating circumstances as described in Section 14 of this Agreement.

16. Non-allowable Grant Expenditures. The Grantee agrees to expend all grant funds received under this agreement solely for the purposes for which they were authorized and appropriated. Expenditures shall be in compliance with the state guidelines for allowable project costs as outlined in the Department of Financial Services' Reference Guide for State Expenditures, which are incorporated by reference and are available online at http://www.myfloridacfo.com/aadir/reference_guide/. In addition, the following are not allowed as grant or matching expenditures:

- a) Costs that are paid prior to the execution of the Grant Award Agreement and for which reimbursement is requested, or after December 31, 2017.

REASON FOR AMENDMENT: Upon inspection, RGM Engineering, Inc. structurally reviewed the existing structure from the floor through the roof trusses and found:

1. The existing truss bottom chord was sagging under its own weight. The lumber used was over spanned and spliced incorrectly.
2. The bottom chord has "kickers" at each side to help support the member. The load from the support was deflecting the exterior wall. The lumber at each load point is under sized.
3. The front entry concrete room is creating some deflection in the existing floor. It appears the footers are inadequate to support the walls.
4. The mechanical equipment along with a wet fire suppression system is proposed to be within the existing roof truss system. The existing bottom chord will not be adequate to support the proposed loads.

Since structural issues were not in the original application and agreement, the agreement had to be amended to delete some deliverables and add the structural deliverable. The changes required a budget amendment before a payment could be processed. The previous request for changes in the deliverables and budget held up the project, so the Grantee is requesting a six (6) month extension.

Department of State:

By: [Signature]
Sandy Shaughnessy, Division Director

Witness: [Signature]

Date: 2/27/2017

Grantee: [Signature]
By: Vivian Filer
Authorizing Official for the Grantee*

Vivian Filer, Chairman of Cotton Club Board
Print name and title

Witness: [Signature]

Date: Feb 29, 2017

→ Karen Cole-Smith