



Interoffice Memorandum

October 24, 2022

TO: Mayor Jerry L. Demings
-AND-
County Commissioners

FROM: Roseann Harrington, Mayor's Chief of Staff on behalf of
the Office of Economic, Trade & Tourism Development

A handwritten signature in black ink, appearing to read "RHA", is written over the "FROM" line.

SUBJECT: **November 29, 2022 – Consent Agenda Item**
University of Central Florida Research Foundation, Inc.
Amendment to the FY 2021-22 Grant Agreement Extension

On October 26, 2021, the Board approved funding grant agreements for the period of October 1, 2020 through September 30, 2021 with University of Central Florida Research Foundation, Inc. to position the National Entrepreneur Center as a regional hub for entrepreneurial assistance and for the UCF Technology Startup Acceleration Program.

In order to complete the scope of work both agreements need to be extended to December 31, 2022.

The amendments to the agreements has been reviewed by the County Attorney's Office.

ACTION REQUESTED: Approval and execution of Orange County, Florida and University of Central Florida Research Foundation, Inc. Amendment to FY2021-22 Grant Agreement to extend the terms of the FY21-22 grant agreements to December 31, 2022.

**ORANGE COUNTY, FLORIDA
AND
UNIVERSITY OF CENTRAL FLORIDA RESEARCH FOUNDATION, INC.
AMENDMENT TO FY 2021-22 GRANT AGREEMENT**

THIS AMENDMENT TO FY 2021-22 GRANT AGREEMENT (“Amendment”) is made and entered into this 29th day of November 2022, by and between ORANGE COUNTY, FLORIDA, a charter county and political subdivision of the State of Florida, hereinafter referred to as the “County,” and UNIVERSITY OF CENTRAL FLORIDA RESEARCH FOUNDATION, INC., a direct support organization and instrumentality acting for the benefit of and on behalf of The University of Central Florida Board of Trustees (“UCF”), hereinafter referred to as “UCFRF”.

WITNESSETH:

WHEREAS, the County and UCFRF entered into that FY 2021-22 Grant Agreement (“Agreement”) dated October 1, 2021, pursuant to the terms and conditions of which the County provides grant funds to UCFRF to position the NEC as the regional hub for entrepreneurial assistance through marketing, programming, and resource enhancements; and

WHEREAS, section 3.1 of the Agreement authorizes the parties to extend the term of the Agreement by mutual, written agreement; and

WHEREAS, the County and UCFRF desire to amend the Agreement to extend the term of the Agreement and to incorporate a revised Exhibit “A” and “B” as set forth herein.

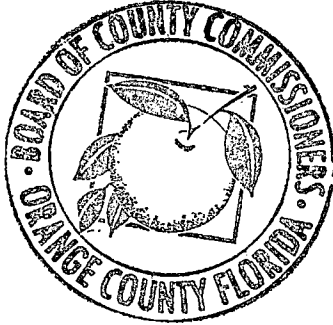
NOW THEREFORE, in consideration of the premises and mutual covenants herein contained, the Agreement is hereby amended as follows:

Section 1. Term of the Agreement. The term of the Agreement is hereby extended and shall terminate on December 31, 2022 and UCFRF shall have until then to spend or encumber the County Contribution.

Section 2. Revision to Exhibit “A” and Exhibit “B.” The date in Exhibit “A” shall be modified to December 31, 2022. The date for the final non-quarterly summary report in Exhibit “B” shall be modified to December 31, 2022.

Section 3. Remaining Terms and Conditions. Any terms and conditions of the Agreement not expressly modified by this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment on the dates set below.



ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: *Jerry L. Demings*
Jerry L. Demings
for Orange County Mayor

Date: *30 November 2022*

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Heidi Ry*
for Deputy Clerk

Date: *NOV 29 2022*

**UNIVERSITY OF CENTRAL FLORIDA RESEARCH
FOUNDATION, INC.**

By: *A Coveney*
Amanda Coveney, Assistant Director

Date: *10/31/2022*

BCC Mtg. Date: November 29, 2022

UNIVERSITY OF CENTRAL FLORIDA RESEARCH FOUNDATION, INC.
12201 Research Parkway, Suite 501
Orlando, FL 32826-3246

Modification ("Modification") to FY 2022 Grant Agreement ("Agreement")
Between
University of Central Florida Research Foundation, Inc.
And
Orange County, Florida
Effective Date: October 1, 2021

Principal Investigator: Svetlana Shtrom
Modification No.: 1
UCF ID: SRA00001226 / AWD00001491

Type of Modification:

- | | | | |
|-------------------------------------|-----------------------------|--------------------------|------------------------------|
| <input checked="" type="checkbox"/> | Change in Agreement Period | <input type="checkbox"/> | Change in Special Conditions |
| <input type="checkbox"/> | Change in Budget Categories | <input type="checkbox"/> | Change in Payment Schedule |
| <input type="checkbox"/> | Change in Scope of Work | <input type="checkbox"/> | Other: [Describe change.] |

WHEREAS, the Agreement expired by its own terms on September 30, 2022. The Parties never intended for the Agreement to expire but desired for the Agreement to continue and continued to act in accordance thereto. This Modification #1 memorializes the understanding between the Parties to extend the agreement period end date to December 31, 2022.

The parties to this Modification hereby agree to the following revisions to the Agreement. Only the articles, paragraphs, and sections referenced below are hereby modified, and all other provisions of the Agreement remain unchanged.

Description:

Section 1. County's Obligation.

This article is hereby deleted and replaced with the following:

1.1 The County has appropriated for the period commencing October 1, 2021 and ending September 30, 2022, the total sum of Two Hundred Thousand and 00/100 Dollars (\$200,000.00) ("County Contribution") to be administered and disbursed by the UCFRF solely for the purposes set forth in Exhibit "A". Any funds not spent or encumbered by **December 31, 2022** for the designated purpose set forth in Exhibit "A", shall be returned to the County. Upon receipt of a written request from the UCFRF, the County Administrator, or designee, may grant an extension for the UCFRF to spend or encumber the County Contribution. The County Contribution shall be made in four (4) equal installments of Fifty Thousand and no/100 Dollars (\$50,000.00) on the following dates and contingent upon the County's receipt of a fully-executed Agreement, as well as an invoice, and then three (3) performance and financial reports of the UCFRF's activities/programs/services as described in Exhibit "A." Each report is due to Orange County Office of Economic, Trade & Tourism Development no later than 30 days after the end of the quarters ending December 31; March 31; and June 30 as described in Exhibit "B",

attached hereto and incorporated herein by this reference. The first installment payment will be paid by the end of November or within 30 days after the execution date of this Agreement and receipt of invoice. The three remaining installment payments shall be paid within 30 days of receipt of each prior report. The first report is due no later than January 31; the second report is due by no later than April 30; and, the final report is due by no later than July 31. A final report, to include progress on remaining months not covered by quarterly reports, is due **December 1** with required outline explained in Appendix "B". This final report will determine compliance for future funding. Failure to comply with the County's request for submission of such reports shall constitute grounds for termination of this Agreement.

Section 3. Term and Termination.

This section is hereby deleted and replaced with the following:

3.1 Term and Termination. The term of this Agreement shall begin on October 1, 2021 and shall continue until **December 31, 2022**, unless extended by written modification to the Agreement, signed by both parties. However, this Agreement can be terminated by either party at any time, with or without cause, upon no less than fifteen (15) days notice in writing to the other party. Said notice shall be delivered by certified mail or in person to the business address of the party upon whom such notice is served.

IN WITNESS WHEREOF, the parties hereto have executed this Modification as of the last date of signature below.

REVIEWED AND ACCEPTED:

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

[Signature]

Name: Jerry L. Demings
Title: County Mayor

30 November 2022

Date

UNIVERSITY OF CENTRAL FLORIDA RESEARCH
FOUNDATION, INC.

[Signature]

Name: Amanda Coveney
Title: Assistant Director

11/16/22

Date

ATTEST:

Phil Diamond, CPA, County Comptroller
As Clerk to the Board of County Commissioners

[Signature]

Deputy Clerk

NOV 29 2022

Date

