

**SECOND AMENDMENT TO
AGREEMENT FOR PURCHASE AND SALE**

This **SECOND AMENDMENT TO AGREEMENT FOR PURCHASE AND SALE** (the "Amendment") is dated April, 14, 2020 and is entered into by and between: the **Murdock Village Community Redevelopment Agency**, a public body corporate and politic under the laws of the State of Florida, established pursuant to Part III of Chapter 163, Florida Statutes, (the "MVCRA" or "Seller"); and, **Lost Lagoon Development, LLLP**, a Florida limited liability limited partnership, ("Lost Lagoon" or "Buyer"); and, **Charlotte County**, a political subdivision of the State of Florida ("County"); and, collectively, the parties to this agreement shall be referred to as the "**parties.**"

RECITALS

A. MVCRA, Lost Lagoon and County entered into that certain **AGREEMENT FOR PURCHASE AND SALE** dated October 24, 2017, as amended by that certain **FIRST ADDENDUM AND AMENDMENT TO PURCHASE AND SALE** dated March 24, 2020 (collectively, the "Agreement"); and

B. The Agreement was approved by the MVCRA and the County at duly noticed meetings on or about October 24, 2017 and amended on March 24, 2020, and the parties have been implementing the Agreement's terms since that date.

C. The parties desire to extend certain deadlines set forth in the Agreement by ninety (90) days, without cost or penalty to any party to the Agreement.

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth in the Agreement and this Amendment, and other good and valuable consideration, the receipt of which are hereby acknowledged, the parties agree as follows:


1. The Recitals above are incorporated into this Amendment by this reference.
2. The parties agree to extend each of the Agreement's pending dates to a date that is ninety (90) calendar days after the date required by the Agreement. If the last day of any deadlines extended by this Amendment fall on a Saturday, Sunday, or legal holiday, such deadline shall be extended to the next day that is not a Saturday, Sunday, or legal holiday. The parties intend for this Second Amendment to the Agreement for Purchase and Sale to apply to all of the Agreement's relevant, pending dates, including but not limited to the date of adoption of the Development Agreement.
3. This Second Amendment shall not extend the closing dates for Phase II, which shall be on or before October 25, 2021, Phase III, which shall be on or before April 24, 2023, and, Phase IV, which shall be on or before April 24, 2024.

4. The parties intend this Amendment to supplement and amend the Agreement. Where one or more provisions of this Amendment or the Agreement may be read to fulfill the intent of both documents, the parties intend that the Amendment and the Agreement be interpreted to give each document its fullest meaning. Where the provisions of this Amendment and those of the Agreement directly conflict, the parties intend that this Amendment prevail. The parties intend that all other provisions of the Agreement not in conflict with this Amendment remain undisturbed.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed on the respective dates set forth below.


WITNESSES:

LOST LAGOON/BUYER:

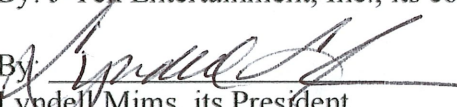

Printed Name: Yanicka J. Mims-McBee

Lost Lagoon Development, LLLP, a Florida limited liability limited partnership

By: Manatee Lost Lagoon Management, LLC, its general partner


Printed Name: ALFONSO L. WHITE

By: J-Tek Entertainment, Inc., its co-manager

By: 
Lyndell Mims, its President

Date: April 10, 2020

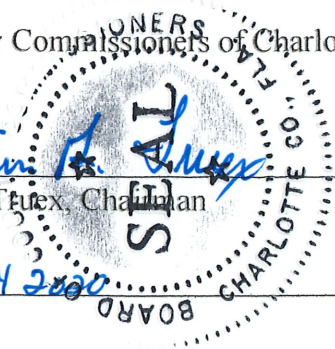
[ADDITIONAL SIGNATURES FOLLOW ON NEXT PAGE]

Signed, Sealed and Delivered in the Presence of:

COUNTY:
Board of County Commissioners of Charlotte County, Florida

By: William G. Truex
William G. Truex, Chairman

Date: April 14, 2020



Attest:

Roger D. Eaton, Clerk of Circuit Court
And Ex-Officio Clerk of the Board of
County Commissioners

By: Michelle DiBeadoro
Deputy Clerk A. AGE 2017-098

MVCRA/SELLER:

Board of County Commissioners of Charlotte County, Florida, a Political Subdivision of the State of Florida, as Ex-Officio of Murdock Village Community Redevelopment Agency

By: William G. Truex
William G. Truex, Chairman

Date: April 14, 2020



Approved as to form and legal sufficiency:

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney

LR16-0749 JR