

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

This is the Fourth Amendment to that certain Agreement for Purchase and Sale and its addendum (the Agreement for Purchase and Sale and its addendum, as amended, is hereafter referenced as the “Purchase Agreement”) by and among, **CHARLOTTE COUNTY**, a political subdivision of the State of Florida (“County”), and **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 (“MVCRA”) (collectively, the “Sellers”), and **KOLTER GROUP ACQUISITIONS, LLC**, a Florida limited liability company (“Buyer”) dated December 14, 2021.

1. Extension of Development Approval Period; Additional Deposit. Section 7(C) is amended as follows: Buyer is granted an extension of the Development Approval Period through and including April 23, 2024. If the Development Approvals described in section 7(C) of the Agreement are not approved, the Buyer may terminate the transaction contemplated in the Agreement and the Deposit shall be paid pursuant to the Agreement’s terms. Alternatively, the Buyer may consummate the purchase of the Property thereby waiving any remaining contingencies related to section 7(C) of the Agreement. No further extensions of Development Approval Period are permitted. As consideration for the extension, Buyer shall pay to the order of the Board of County Commissioners of Charlotte County, Florida the sum of \$60,000 no later than 3 days after this amendment’s execution by County and MVCRA. The payment described is not an additional deposit and shall not result in an adjustment to the Purchase Price. The Parties expressly agree that the funds described in this paragraph shall be considered liquidated damages and not a penalty.
2. Closing. The parties agree that the closing shall occur on or before May 31, 2024. However, the County and MVCRA authorize the County Administrator to extend the closing by up to 10 days if the County Administrator and County Attorney agree that such extension is necessary and appropriate to close the transaction. Any further extension of the closing date shall require action by the Board and the MVCRA.
3. Ratification. All other terms and conditions of the Purchase Agreement not modified herein are ratified by the parties and remain in full force and effect.

Signature pages follow.

IN WITNESS WHEREOF, the parties have executed this Fourth Amendment effective on March 12, 2024.

Signed, Sealed and Delivered in the Presence of: COUNTY:

Charlotte County, a political subdivision of the State of Florida

Attest:

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

By: _____
William G. Truex, Chairman

Approved as to form and legal sufficiency:

By: _____
Deputy Clerk

By:  _____
Janette S. Knowlton, County Attorney
LR21-0761  _____

MVCRA:

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

Attest:

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

By: _____
Deputy Clerk

By: _____
William G. Truex, Chairman

Approved as to form and legal sufficiency:

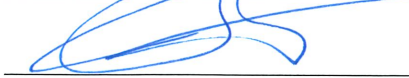
By:  _____
Janette S. Knowlton, County Attorney
LR21-0761  _____

WITNESSES:



Dana Rhodes

Print name of witness #1



Bryon T. LoPreste

Print name of witness #2

BUYER:

KOLTER GROUP ACQUISITIONS, LLC
a Florida limited liability company

By: 

Name: James P. Harvey

Title: Authorized Signatory