

TAB 10



City of Palmetto Agenda Item

Meeting Date

3/1/10

Presenter: Allen R. Tusing, Director

Department: Public Works

Title:

**Resurfacing Project: 10th Street West from 8th Avenue to 14th Avenue West
COP Job # 09- 597 FPID # 426728-1-58-01
Local Agency Program Supplemental Agreement (LAP Funding)**

The Public Works Department was originally awarded \$96,873 to surface approximately 2,640 linear feet along 10th Street from 8th Avenue West to 14th Avenue West. This project will be coordinated with the 10th Street West and 14th Avenue West project.

The funding for this project is being reduced from \$96,873 to \$76,106 per Exhibit X of the original LAP Agreement executed on June 26, 2009, the Agency acknowledges and agrees that funding for this project or any American Recovery and Reinvestment Act (ARRA) project shall be reduced upon determination of the award amount and execution of a LAP Supplemental Agreement.

Budgeted Amount: \$0.00 **Budget Page No(s):** **Available Amount:** \$0.00 **Expenditure Amount:** \$0.00

Additional Budgetary Information:

Funding Source(s): **Sufficient Funds Available:** Yes No **Budget Amendment Required:** Yes No **Source:**

City Attorney Reviewed: Yes No N/A **Advisory Board Recommendation:** For Against N/A **Consistent With:** Yes No N/A

Potential Motion/ Direction Requested: Authorize the Mayor to execute the LAP Supplemental Funding Agreement to receive reimbursement from FDOT.

Staff Contact: Allen R. Tusing, Director

Attachments: -Resolution 2010- 08
- LAP Supplement Agreement
- Exhibit X

RESOLUTION 2010- 08

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALMETTO, FLORIDA, AUTHORIZING THE EXECUTION OF A STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT TO PROVIDE FOR THE FLORIDA DEPARTMENT OF TRANSPORTATION'S PARTICIPATION IN THE RESURFACING OF 10TH STREET WEST FROM 8TH AVENUE WEST TO 14TH AVENUE WEST.

WHEREAS, the City of Palmetto and the Florida Department of Transportation have the authority to enter into Local Agency Program Agreements ("LAPs") to undertake transportation system projects; and

WHEREAS, the Florida Department of Transportation has approved modification of the LAP for FPN No. 426728-1-58-01 in the original amount of \$96,873 approved by City Commission on June 15, 2009 by Resolution No. 09-28, and entered into and executed on June 26, 2009, with reduction in project funds of \$20,767; and

WHEREAS, the City of Palmetto now desires to enter into a Local Agency Program Supplemental Agreement to amend Section 3.01, page 2 of 18 of the original LAP Agreement to modify and reflect the revised funding amount of \$76,106 regarding the Department's participation in the resurfacing of 10th Street West from 8th Avenue West to 14th Avenue West in Manatee County.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Palmetto, Florida:

SECTION 1. The LAP for FPN No. 426728-1-58-01 relating to the Department's participation in the City's Resurfacing of 10th Street West from 8th Avenue West to 14th Avenue West, revised to a new amount of \$76,106, is hereby approved.

SECTION 2. The Mayor of the City of Palmetto is authorized to execute the above referenced LAP Supplemental Agreement with the Florida Department of Transportation, as well as any other documents necessary to finalize said Agreement.

PASSED AND DULY ADOPTED, in regular session, by the City Commission of the City of Palmetto, with a quorum present and voting, this 1st day of March, 2010.

CITY OF PALMETTO, FLORIDA BY AND THROUGH THE CITY COMMISSION OF THE CITY OF PALMETTO

BY:

Shirley Groover Bryant, Mayor

ATTEST:

James R. Freeman, City Clerk

SUPPLEMENTAL NO. 001 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 426728-1 CONTRACT NO. AP K05
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The CITY OF PALMETTO desires to supplement the original Agreement entered into and executed on 06/26/2009 as identified above. All provisions in the original Agreement and supplements, if any, remain in effect except as expressly modified by this supplement.

The changes to the Agreement and supplements, if any, are described as follows:

PROJECT DESCRIPTION

Name Resurfacing Length approx 2,640 LF

Termini 10th Street West from 14th Avenue West to 8th Avenue West

Description of Work:

The LAP Agreement is amended as follows:

- 1) Section 3.01, page 2 of 18 of the LAP Agreement will be modified to reflect the revised funding. The new total amount is \$76,106.
- 2) Exhibit B, page 16 of 18 of the LAP Agreement will be modified to reflect the funding changes as shown on "FUNDING" page, which is attached hereto on page 2 of 3 of this supplemental.

Reason for Supplement:

Decreasing the LAP Agreement amount as per Exhibit X (Supplemental number 001).

SUPPLEMENTAL NO. 001 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 426728-1 CONTRACT NO. AP K05
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TYPE OF WORK By Fiscal Year	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL AGENCY FUNDS	(5) TOTAL STATE & FEDERAL FUNDS
Planning 2007-2008 2008-2009 2009-2010 2010-2011 Total Planning Cost					
Project Development & Environment (PD&E) 2007-2008 2008-2009 2009-2010 2010-2011 Total PD&E Cost					
Design 2007-2008 2008-2009 2009-2010 2010-2011 Total Design Cost					
Right-of-Way 2007-2008 2008-2009 2009-2010 2010-2011 Total Right-of-Way Cost					
Construction 2007-2008 2008-2009 2009-2010 2010-2011 Total Construction Cost					
Construction Engineering and Inspection (CEI) 2007-2008 2008-2009 2009-2010 2010-2011 Total CEI Cost					
Total Construction & CEI Costs	\$96,873.00	(\$20,767.00)	\$76,106.00	\$0.00	\$76,106.00
TOTAL COST OF THE PROJECT	\$96,873.00	(\$20,767.00)	\$76,106.00	\$0.00	\$76,106.00

SUPPLEMENTAL NO. 001 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 426728-1 CONTRACT NO. AP K05
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IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

AGENCY CITY OF PALMETTO

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____
Name:
Title: City Mayor or designee

By: _____
Name: Dick Combs
Title: Director of Transportation Development

Attest: _____
Name:
Title: Clerk

Attest: _____
Name: Geraldyn McCants
Title: Executive Secretary

Date: _____

Date: _____

As to form:

As to form:

Attorney

District Attorney

EXHIBIT "X"

PROJECT ESTIMATE AND DISBURSEMENT SCHEDULE

FPN: 426728-1

This exhibit forms an integral part of the Agreement between the State of Florida, Department of Transportation (Department) and
City of Palmetto

Dated _____

SPECIAL CONSIDERATIONS BY AGENCY:

The following paragraph replaces Section 4.00 Project Estimate and Disbursement Schedule of the Local Agency Program Agreement executed between the Department and
City of Palmetto

Dated _____

Prior to the execution of this Agreement, a project schedule of funding shall be prepared by the Agency and approved by the Department. The Agency shall maintain said schedule of funding, carry out the project, and shall incur obligations against and make disbursements of project funds only in conformity with the latest approved schedule of funding for the project. The schedule of funding may be revised by execution of a LAP Supplemental Agreement between the Department and the Agency. The Agency acknowledges and agrees that funding for this project or any American Recovery and Reinvestment Act (ARRA) project shall be reduced upon determination of the award amount and execution of a LAP Supplemental Agreement. If a LAP Supplemental Agreement is executed, a copy of the LAP Supplemental should be forwarded to the Department's Federal-Aid Management Office. There shall be no increase on any ARRA project.