

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

725-030-07
PUBLIC TRANSPORTATION
06/11
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Number 8

Financial Project No.: <u>407704-1-94-01</u> (Item-segment-phase-sequence) Contract No.: <u>AP652</u>	Fund: <u>DS,DPTO,DIS,DDR,GMR</u> Function: <u>637</u> Federal No.: _____ DUNS No.: <u>80-939-7102</u>	FLAIR Category: <u>088719</u> Object Code: <u>750004</u> Org. Code: <u>55042010429</u> Vendor No.: <u>VF596000531107</u>
Catalog of Federal Domestic Assistance Number: _____ Catalog of State Financial Assistance Number: <u>55004</u>		

THIS AGREEMENT, made and entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida, hereinafter referred to as the Department, and Broward County BOCC

hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 19th day of June, 2008, entered into a Joint Participation Agreement; and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment "A" for a total Department Share of \$128,948,115.00.

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended and supplemented as follows:

1.00 Project Description: The project description is amended

N/A

2.00 Project Cost:

Paragraph 3.00 of said Agreement is ☐ increased / ☐ decreased by \$0.00
bringing the revised total cost of the project to \$507,896,230.00.

Paragraph 4.00 of said Agreement is ☐ increased / ☐ decreased by \$0.00
bringing the Department's revised total cost of the project to \$128,948,115.00.

3.00 Amended Exhibits:

Exhibit(s) B, D, & F of said Agreement is amended by Attachment "A".

4.00 Contract Time:

Paragraph 18.00 of said Agreement December 31st, 2018.

5.00 E-Verify:

Vendors/Contractors:

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Contractor during the term of the contract; and

2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

Financial Project No. 407704-1-94-01

Contract No. AP652

Agreement Date _____

Except as hereby modified, amended or changed, all other terms of said Agreement dated 6/19/2008
and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first
above written.

AGENCY

FDOT

Broward County BOCC
AGENCY NAME

See attached Encumbrance Form for date of Funding
Approval by Comptroller

SIGNATORY (PRINTED OR TYPED)

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

SIGNATURE

DEPARTMENT OF TRANSPORTATION

TITLE

TITLE

Approved as to form by the
Office of the County Attorney,
Broward County, Florida



By: _____
Robert L. Teitler
Assistant County Attorney

Financial Project No. 407704-1-94-01

Contract No. AP652

Agreement Date _____

ATTACHMENT "A"
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

This Attachment forms an integral part of that certain Supplemental Joint Participation Agreement between the State of Florida, Department of Transportation and Broward County BOCC

dated 8/26/2013.

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):
Change the available funding total and redefine when deferred reimbursement will begin.

I. Project Cost:	As Approved	As Amended	Net Change
	\$507,896,230.00	\$507,896,230.00	\$0.00
Total Project Cost	\$507,896,230.00	\$507,896,230.00	\$0.00
II. Fund Participation:	As Approved	As Amended	Net Change
Department:	\$128,948,115.00	\$128,948,115.00	\$0.00
Agency:	\$128,949,115.00	\$128,948,115.00	\$0.00
Other:	\$250,000,000.00	\$250,000,000.00	\$0.00
Total Project Cost	\$507,897,230.00	\$507,896,230.00	\$0.00

Comments:

See Exhibit F for breakdown of deferred reimbursement payments.

III. MULTI-YEAR OR DEFERRED REIMBURSEMENT PROJECT FUNDING

If a project is a multi-year or prequalified project subject to paragraphs 4.10 and 17.20 of this agreement, funds are programmed in the Department's Work program in the following fiscal year(s):

FY 2008	\$960,607.00	FY 2018	\$6,062,820.00
FY 2009	\$13,542,000.00	FY	
FY 2010	\$8,550,000.00	FY	
FY 2011	\$8,301,882.00	FY	
FY 2012	\$28,025,000.00	FY	
FY 2013	\$0.00	FY	
FY 2014	\$10,500,000.00	FY	
FY 2015	\$15,858,323.00	FY	
FY 2016	\$20,137,445.00	FY	
FY 2017	\$17,010,038.00	FY	

Project years may be advanced or deferred subject to Legislative appropriation or availability of funds.

EXHIBIT "F"

Schedule of Deferred Reimbursement Payments

Financial Project No.: 407704-1-94-01

Contract No.: AP652

Date: _____

Upon project completion (estimated 9/18/2014):

Upon completion of the project, the PARTICIPANT will submit all invoices and properly supported documentation to the Project Manager for review and approval. The PARTICIPANT agrees to give the project manager 90 business days to approve the services.

The DEPARTMENT will submit to DEPARTMENT OF FINANCIAL SERVICES (DFS) all invoices and properly supported documentation for total cost incurred on the project, for their review and approval. The DEPARTMENT OF FINANCIAL SERVICES authorization of the first deferred payment will be considered acceptance of ALL invoices, supported documentation and cost. DEPARTMENT OF FINANCIAL SERVICES payment of the first deferred payment is, henceforth considered acceptance of the invoices, supported documentation and cost. After the first deferred payment, PARTICIPANT will only be required to submit an invoice requesting reimbursement based on the schedule set forth in EXHIBIT "F" herein

2008	2009	2010	2011	2012	2013	2014	2015	Total
\$960,607	\$13,542,000	\$8,550,000	\$8,301,882	\$28,025,000	0	\$10,500,000	\$15,858,323	\$85,737,812

During the project, invoices will continually be submitted and processed for payment up to the current funding \$85,737,812. Once the cost incurred and paid reaches the established funding of \$85,737,812, all future payment requests will be paid based on the agreed deferred reimbursement schedule.

In 2016, begin deferred reimbursement of programmed funds up to project total - not to exceed \$128,948,115.

FY 2016 **Four quarterly lump sum payments totaling up to \$20,137,445**

Date	\$ Amount
7/31/2015	5,034,361.25
10/31/2015	5,034,361.25
1/31/2016	5,034,361.25
4/30/2016	5,034,361.25
Sum	20,137,445

FY 2017 **Four quarterly lump sum payments totaling up to \$17,010,038**

Date	\$ Amount
7/31/2016	4,252,509.50
10/31/2016	4,252,509.50
1/31/2017	4,252,509.50
4/30/2017	4,252,509.50
Sum	17,010,038

FY 2018 **Four quarterly lump sum payments totaling up to \$6,062,820**

Date	\$ Amount
7/31/2017	1,515,705.00
10/31/2017	1,515,705.00
1/31/2018	1,515,705.00
4/30/2018	1,515,705.00
Sum	6,062,820

Total DOT amount \$128,948,115