

DUNS No.: 80-939-7102
CSFA No.: 55.026

Contract No.: G0G33
FM No: 438070-1-94-01
Vendor No: VF 596-000-531

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
BROWARD COUNTY
TRANSPORTATION REGIONAL INCENTIVE PROGRAM (TRIP) AGREEMENT
AMENDMENT NUMBER ONE

THIS Amendment, made and entered into this _____ day of _____, 20_____, by and between the State of Florida Department of Transportation, an agency of the State of Florida, hereinafter called the DEPARTMENT, and BROWARD COUNTY, a political subdivision of the State of Florida, 1850 Eller Drive, Fort Lauderdale, Florida 33316, hereinafter called the AGENCY, collectively referred to as the "Parties".

WITNESSETH

WHEREAS, on September 29th, 2016, the Parties entered into an Transportation Regional Incentive Program (TRIP) Agreement, hereinafter referred to as the "Agreement", wherein the AGENCY Agreed to provide certain improvements in connection with Financial Management (FM) No. 438070-1-94-01 for design and construction of an additional lane at McIntosh Road in Southport, at Port Everglades, and hereinafter referred to as the "Project"; and

WHEREAS, the Parties desire to further amend the Agreement; and

WHEREAS, the Parties hereto mutually agree that this Amendment is in their best interest;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations herein, the Parties agree to amend the Agreement as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. Paragraph 3.A) of the Agreement is amended to read as follows:
Except as otherwise set forth herein, this Agreement shall continue in effect and be binding to both the COUNTY and the DEPARTMENT until the Project is completed as evidenced by the written acceptance of the DEPARTMENT or **June 30, 2019**, whichever occurs first, or unless terminated earlier in accordance with the terms of Paragraph 8.
3. The Scope of Services (**Exhibit A**) of the Agreement are unchanged and shall remain in full force and effect.
4. The Deliverables (**Exhibit A**) of the Agreement are unchanged and shall remain in full force and effect.

All provisions, covenants, terms and conditions of the Agreement between the Parties theretofore entered on September 29th, 2016, as originally set forth therein, which are not hereby expressly amended or modified and not in conflict with the terms hereof, are hereby ratified and confirmed and shall remain the same and be unaffected by these presents.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Amendment: BROWARD COUNTY, through its BOARD OF COUNTY COMMISSIONERS, signing by and through its Mayor or Vice-Mayor, authorized to execute same by Board action on the _____ day of _____, 2018, and the DEPARTMENT, signing by and through its Acting Dir. of Transportation Dev., duly authorized to execute same.

COUNTY

ATTEST:

BROWARD COUNTY, by and through its
BOARD OF COUNTY COMMISSIONERS

Broward County Administrator, as
Ex-officio Clerk of the Broward
County Board of County Commissioners

By _____
Mayor

____ day of _____, 2018

Approved as to form by
Andrew J. Meyers
Broward County Attorney
Port Everglades Department
1850 Eller Drive, Suite 502
Fort Lauderdale, Florida, 33316
Telephone: (954) 523-3404
Telecopier: (954) 468-3690

By Al DiCalvo
Al DiCalvo (3/27/18)
Assistant County Attorney

By Russell J. Morrison
Russell J. Morrison (3/27/18)
Senior Assistant County Attorney

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

ATTEST:

BY: _____
EXECUTIVE SECRETARY (SEAL)

BY: _____
ACTING DIRECTOR OF TRANSPORTATION DEVELOPMENT
DISTRICT 4

Print Name (Date)

MARK PLASS, P.E.
Print Name (Date)

LEGAL REVIEW

BY: _____
OFFICE OF THE GENERAL COUNSEL (Date)