**RESOLUTION NO. 2018-**

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RESOLUTION OF THE BOARD OF COUNTY OF BROWARD COUNTY. COMMISSIONERS FLORIDA. TRANSPORTATION APPROVING PUBLIC JOINT PARTICIPATION AGREEMENT SUPPLEMENTAL WITH NUMBER THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR FINANCIAL PROJECT NO. 437970-1-94-01; INCREASING THE TOTAL COST OF PROJECT NO. 437970-1-94-01 AND EACH PARTY'S SHARE OF SUCH COSTS; AUTHORIZING THE VICE-MAYOR **EXECUTE** TO MAYOR OR AUTHORIZING THE COUNTY ADMINISTRATOR TO TAKE THE NECESSARY ADMINISTRATIVE AND BUDGETARY ACTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2018, the State of Florida Department of Transportation ("FDOT") and Broward County ("County") entered into a Public Transportation Joint Participation Agreement for Financial Project No. 437970-1-94-01 ("JPA") to fund the Rehab N. Runway 10L-28R Taxiway Pavement Project at Fort Lauderdale-Hollywood International Airport ("Project"), with FDOT contributing a maximum of Four Million Five Hundred Thousand Dollars (\$4,500,000) to the Project, and the County contributing a minimum amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) to the Project, for a total Project cost of Nine Million Dollars (\$9,000,000) ("Project Cost"); and

WHEREAS, FDOT and the County desire to amend the JPA pursuant to Supplemental Joint Participation Agreement Number 1 ("Supplement 1") to increase the Project Cost to Eleven Million Dollars (\$11,000,000) and proportionally increase each party's share of the total, Project Cost as follows: FDOT's share of the Project Cost increased to a maximum of Five Million Five Hundred Thousand Dollars (\$5,500,000); and the County's share of the Project Cost increased to a minimum of Five Million Five Hundred Thousand Dollars (\$5,500,000), NOW, THEREFORE,

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF 2 **BROWARD COUNTY, FLORIDA:** 3 Section 1. The Broward County Board of County Commissioners hereby approves Supplement 1 between FDOT and the County, and authorizes the Mayor or 4 5 Vice-Mayor to execute Supplement 1 (attached hereto as Exhibit 1), which increases 6 FDOT's share of the Project Cost from a maximum of Four Million Five Hundred 7 Thousand Dollars (\$4,500,000) to a maximum of Five Million Five Hundred Thousand 8 Dollars (\$5,500,000), and increases the County's share of the Project Cost from a 9 minimum of Four Million Five Hundred Thousand Dollars (\$4,500,000) to a minimum of 10 Five Million Five Hundred Thousand Dollars (\$5,500,000). 11 The County Administrator is hereby authorized to take the 12 necessary administrative and budgetary actions to implement Supplement 1. 13 Section 3. **EFFECTIVE DATE.** 14 This Resolution is effective upon adoption. 15 16 ADOPTED this \_\_\_\_ day of \_\_\_\_\_ 17 Approved as to form and legal sufficiency: Andrew J. Meyers, County Attorney 18 19 By /s/ Carlos A. Rodriguez-Cabarrocas 07/06/18 Carlos A. Rodriguez-Cabarrocas 20 **Assistant County Attorney** 21 By /s/ Alexander J. Williams, Jr. 07/06/18 22 Alexander J. Williams, Jr. (date) Senior Assistant County Attorney 23 CRC/ch 07/06/18 24 Reso Approving JPA w/FDOT 437970-1-94-01

# STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

## **PUBLIC TRANSPORTATION**

725-030-07 PUBLIC TRANSPORTATION
6/11
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## SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

Number 1

## **EXHIBIT 1 TO RESOLUTION**

| Financial Project No.:  437970-1-94-01  (item-segment-phase-sequence)  Contract No.:  CFDA Number: | Fund: <u>DPTO</u> Function: <u>215</u> Federal No.: | FLAIR Approp.: 088719,088809  FLAIR Obj.: 751000,750098  Org. Code: 55042010429  Vendor No.: VF596000531107  55.004,55.014 |  |
|--|---|--|--|
| THIS AGREEMENT, made and entered into t  |   | N, an agency of the State of Florida,  |  |
| hereinafter referred to as the Department, and Broward County                                      |   |  |  |
| 2200 Southwest 45th Street Suite 101 Dani  | a Beach, FL 33312                                   |  |  |
| hereinafter referred to as Agency.   |   |  |  |
|  | WITNESSETH:   |  |  |
| WHEREAS, the Department and the Age  | ency heretofore on the <u>8 th</u> day of <u>M</u>  | ay . 2018  |  |
| entered into a Joint Participation Agreement;  | and   |  |  |
| WHEREAS, the Agency desires to accomplis   | sh certain project items as outlined in             | the Attachment "A" appended  |  |
| hereto; and  |   |  |  |
| WHEREAS, the Department desires to partic  | pate in all eligible items for this proje           | ect as outlined in Attachment  |  |
| "A" for a total Department Share of \$ <u>5,500</u> ,  | 000.00  |  |  |
| NOW, THEREFORE THIS INDENTURE WIT  | NESSETH: that for and in considerate                | tion of the mutual benefits to flow  |  |
| from each to the other, the parties hereto agre  | ee that the above described Joint Pa                | rticipation Agreement is to be amended   |  |
| and supplemented as follows:   |   |  |  |
|  |   |  |  |

1.00 Project Description: The project description is amended

Rehab N. Runway 10L-28R-Taxiway Pavement

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#### 2.00 Project Cost:

Paragraph 3.00 of said Agreement is ● increased O decreased by \$ 2,000,000.00 bringing the revised total cost of the project to \$ 11,000,000.00

Paragraph 4.00 of said Agreement is • increased • decreased by \$ 1.000,000.00 bringing the Department's revised total cost of the project to \$ 5,500,000.00

#### 3.00 Amended Exhibits:

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

#### 4.00 Contract Time:

Paragraph 16.00 of said Agreement \_\_12/31/2020\_.

### 5.00 E-Verify:

Vendors/Contractors:

- 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.

Exhibit 2
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|  | Financial Project No. 43/9/0-1-94-01                    |  |  |
|--|---|--|--|
|  | Contract No.  |  |  |
|  | Agreement Date  |  |  |
|  |   |  |  |
|  |   |  |  |
|  |   |  |  |
|  |   |  |  |
| Except as hereby modified, amended or changed, all oth       | er terms of said Agreement dated                        |  |  |
| and any subsequent supplements shall remain in full force an | d effect.   |  |  |
|  |   |  |  |
| IN WITNESS WHEREOF, the parties hereto have cause            | d these presents to be executed, the day and year first |  |  |
| above written.   |   |  |  |
|  |   |  |  |
|  |   |  |  |
|  |   |  |  |
| AGENCY   | FDOT  |  |  |
| Provinced County   | See attached Encumbrance Form for date of Funding       |  |  |
| Broward County   | Approval by Comptroller                                 |  |  |
| AGENCY NAME  |   |  |  |
|  | _   |  |  |
| SIGNATORY (PRINTED OR TYPED)                                 | LEGAL REVIEW  |  |  |
|  | DEPARTMENT OF TRANSPORTATION                            |  |  |
|  | Stacy L. Miller, P.E.                                   |  |  |
| SIGNATURE  | DEPARTMENT OF TRANSPORTATION                            |  |  |
|  | Director of Transportation Development                  |  |  |
| TITLE  | TITLE   |  |  |
|  |   |  |  |

\$1,000,000.00

\$2,000,000.00

\$0.00

| Financial Project No. | 437970-1-94-01 |
|-----------------------|----------------|
| Contract No           |                |
| Agreement Date        |                |

# ATTACHMENT "A" SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

| This Attach  | ment forms an integral part of that certain | in Supplemental Joint Participat | ion Agreement between |                |
|--------------|---|----------------------------------|-----------------------|----------------|
| the State of | f Florida, Department of Transportation a   | and Broward County               |                       |                |
| 2200 Sou     | thwest 45th Street Suite 101 Dania Bead     | ch, FL 33312                     |                       |                |
| dated        |   |                                  |                       |                |
| DESCRIPT     | TION OF SUPPLEMENT (Include justification)  | ation for cost change):          |                       |                |
| 2nd year of  | funding                                     |                                  |                       |                |
|              |   |                                  |                       |                |
|              |   | As Approved                      | As Amended            | Net Change     |
| I.           | Project Cost                                | \$9,000,000.00                   | \$11,000,000.00       | \$2,000,000.00 |
|              |   |                                  |                       |                |
| II.          |   | As Approved                      | As Amended            | Net            |
| 11.          | Fund  | DPTO                             | DPTO                  | DPTO           |
|              | Department:                                 | \$4,500,000.00                   | \$5,500,000.00        | \$1,000,000.00 |

\$4,500,000.00

\$9,000,000.00

\$0.00

\$5,500,000.00

\$11,000,000.00

\$0.00

Comments:

Agency:

Federal:

**Total Project Cost** 

# ATTACHMENT "A" SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

### III. MULTI-YEAR OR PREQUALIFIED 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   | Amount         |
|------|----------------|
| 2018 | \$4,500,000.00 |
| 2019 | \$1,000,000.00 |