

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

Number 1

Financial Project No.: <u>433300-1-94-01</u> (Item-segment-phase-sequence) Contract No.: <u>G0S41</u>	Fund: <u>PORT</u> Function: <u>215</u> Federal No.: <u>N/A</u> DUNS No.: <u>80-939-7102</u>	FLAIR Category: <u>088794</u> Object Code: <u>751000</u> Org. Code: <u>55042010429</u> Vendor No.: <u>VF596000531022</u>
Catalog of Federal Domestic Assistance Number: <u>N/A</u> Catalog of State Financial Assistance Number: <u>55.005</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, a political subdivision of the State of Florida, 1850 Eller Drive, Fort Lauderdale, FL 33316, hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 8th day of December, 2017, 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 \$9,400,000.00.

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

To provide funding for the design, permitting, fabrication/manufacturing, transport/delivery and final commissioning of three (3) low profile Post Panamax Crane for Port Everglades. The three (3) cranes have a total cost of approximately \$45,000,000 (approximately \$15,000,000 each) of which the Department is contributing \$9,400,000 with an Agency match of \$9,400,000.

**2.00 Project Cost:**

Paragraph 3.00 of said Agreement is  increased /  decreased by \$6,800,000.00  
bringing the revised total cost of the project to \$18,800,000.00.

Paragraph 4.00 of said Agreement is  increased /  decreased by \$3,400,000.00  
bringing the Department's revised total cost of the project to \$9,400,000.00.

**3.00 Amended Exhibits:**

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

**4.00 Contract Time:**

Paragraph 18.00 of said Agreement No Change.

**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.

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Except as hereby modified, amended or changed, all other terms of said Agreement dated 12/8/2017 and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have made and executed this Supplemental Joint Participation Agreement Number 1: 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 State of Florida Department of Transportation, signing by and through its Director of Transportation Development, duly authorized to execute same.

**AGENCY**

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 \_\_\_\_\_, 20\_\_

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 A DiCalvo 10/17/18  
Assistant County Attorney Date

By Russell J. Morrison 10/17/18  
Senior Assistant County Attorney Date

**DEPARTMENT**

ATTEST:

By \_\_\_\_\_  
Executive Secretary Date

By \_\_\_\_\_  
Director of Transportation Date  
Development, District 4

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Print Name

Seal

LEGAL REVIEW

By \_\_\_\_\_  
Office of the General Counsel Date

Financial Project No. 433300-1-94-01

Contract No. G0S41

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  
1850 Eller Drive, Fort Lauderdale, FL 33316  
dated \_\_\_\_\_

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

To supplement contract with FY 2018/2019 funds:  
FDOT (50%) - \$3,400,000.00  
Broward County (50%) - \$3,400,000.00

I. Project Cost:	As Approved	As Amended	Net Change
	\$12,000,000.00	\$18,800,000.00	\$6,800,000.00
Total Project Cost	\$12,000,000.00	\$18,800,000.00	\$6,800,000.00
II. Fund Participation:	As Approved	As Amended	Net Change
Department:	\$6,000,000.00	\$9,400,000.00	\$3,400,000.00
Agency:	\$6,000,000.00	\$9,400,000.00	\$3,400,000.00
Other:	\$0.00	\$0.00	\$0.00
Total Project Cost	\$12,000,000.00	\$18,800,000.00	\$6,800,000.00

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Comments:



## EXHIBIT D

### STATE FINANCIAL ASSISTANCE (FLORIDA SINGLE AUDIT ACT)

#### THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

##### SUBJECT TO SECTION 215.97, FLORIDA STATUTES:

**Awarding Agency:** Florida Department of Transportation  
**State Project Title:** SEAPORT GRANTS  
**CSFA Number:** 55.005  
**\*Award Amount:** \$9,400,000

\*The state award amount may change with supplemental agreements

Specific project information for CSFA Number 55.005 is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

#### COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:

State Project Compliance Requirements for CSFA Number 55.005 are provided at:  
<https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>