

**RESOLUTION
of the
SEMINOLE COUNTY BOARD OF COUNTY COMMISSIONERS:**

ACCEPTING AND AUTHORIZING THE CHAIRMAN TO EXECUTE A LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT NO. 1 WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, FOR THE LAKE MONROE TRAIL LOOP PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the State of Florida, Department of Transportation, and Seminole County desire to facilitate the construction of the Lake Monroe Loop Trail (from Mellonville Avenue to 343-feet east of Sipes Avenue) project (also known as: Celery/Mellonville Trail). This project consists of the construction of an 8-foot-wide concrete sidewalk along Mellonville Avenue from East Seminole Boulevard to Celery Avenue and 12-foot-wide concrete trail along Celery Avenue from Elliot Street to 343-feet east of Sipes Avenue.

WHEREAS, the State of Florida, Department of Transportation, has requested Seminole County to execute and deliver to the State of Florida, Department of Transportation, a Local Agency Program Supplemental Agreement No. 1 (Attachment 1), to decrease Federal Funding in the amount of \$644,745.00 reflecting the difference between previous Federal Funding of \$3,502,639.00 and the current Federal Funding amount of \$2,827,894.00. Local Funds will be added in the amount of \$30,000.00 to cover the cost of the required bonds in conjunction with the aforementioned project, FDOT - FPN 444628-1-58-01

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the Chairman is hereby authorized to make, execute and deliver to the State of Florida, Department of Transportation, a Local Agency Program Supplemental Agreement (Attachment 1) for the Lake Monroe Trail Loop Project. FDOT - FPN 444628-1-58-01.

ADOPTED THIS 10th DAY OF DECEMBER, 2024

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA**

GRANT MALOY, Clerk to the
Board of County Commissioners in
and for Seminole County, Florida.

Jay Zembower, Chairman

Attachment 1

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT**

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SUPPLEMENTAL NO.
1

FEDERAL ID NO. (FAIN)
D522 084 B

CONTRACT NO.
G3090

FEDERAL AWARD DATE
06/13/2024; 06/18/2024

FPN
444628-1-58-01

RECIPIENT UNIQUE ENTITY ID SAM NO.
JPJLF4QHYZ13

Recipient, (Seminole County), and the Florida Department of Transportation _____, desires to supplement the original Agreement entered into and executed on June 24, 2024 _____ 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 Lake Monroe Loop Trail Length ~2.2 miles

Termini from Mellonville Avenue to 343-feet east of Sipes Avenue

Description of Work:

The Lake Monroe Loop Trail (from Mellonville Avenue to 343-feet east of Sipes Avenue) project (also known as: Celery/Mellonville Trail), is with Seminole County (Recipient). This project consists of the construction of an 8-foot-wide concrete sidewalk along Mellonville Avenue from East Seminole Boulevard to Celery Avenue and a 12-foot-wide concrete trail along Celery Avenue from Elliot Street to 343-feet east of Sipes Avenue. The total length is approximately 2.2 miles.

This project proposes the construction of 8-foot and 12-foot-wide sidewalks and trail including type F curb and gutter, type B curb, valley gutter, handrails, driveway replacements, raised crosswalks, curb ramps, and detectable warning surfaces.

Drainage improvements include pipe culverts, ditch bottom inlets and manhole installations, and endwalls.

Signing and pavement marking improvements include the removal, relocation and installation of signs, and thermoplastic pavement markings.

Other construction elements include mobilization, maintenance of traffic, erosion control, clearing and grubbing, removal of existing concrete, valve and pull and spice box adjustments, regular excavation and embankment, type B stabilization, and sod.

The following item is ineligible for Federal reimbursement:

- Pay Item 101-1 Mobilization (Material and Workmanship Bond)

All pedestrian facilities shall adhere to current Americans with Disabilities Act (ADA) standards. Utility coordination will be required during construction and utility work schedules have been developed. The Agency has received a permit exemption from the St. Johns River Water Management District. Right-of-way acquisition is complete. The County (Recipient) shall construct the project within the limits of the existing right-of-way or easements.

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Reason for Supplement and supporting engineering and/or cost analysis:

1. Revision to scope: add Pay Item that is ineligible for Federal Reimbursement.
2. Pursuant to Paragraph 4.0 Project Cost of the Local Agency Program Agreement, the Recipient and the Department acknowledge and agree that the Schedule of Funding for Construction that includes the authorized and encumbered Federal funding on the project shall be decreased to an amount equal to the Recipient's construction contract award amount of \$2,857,894.00. This results in a decrease of total construction funding by \$644,745.00. The federal funding is to be decreased by \$644,745.00, which is the difference between previous federal funding of \$3,502,639.00 and the current federal funding of \$2,827,894.00. Local Funds will be add in the amount of \$30,000.00, which is the difference between previous local funding of \$0.00 and the current local funding of \$30,000.00.
3. Revisions to the federal and local funding amounts attributed to the amounts referenced above are reflected in the Adjusted Exhibit "B" Schedule of Financial Assistance, and in Exhibit "E", Federal Financial Assistance (Single Audit Act), attached hereto and incorporated herein.
4. The Recipient Resolution authorizing entry into this Supplemental Agreement is attached and incorporated into this Supplemental Agreement as Exhibit "D".
5. Exhibit "H", Alternative Advance Payment Financial Provisions, is attached and incorporated herein.

The remainder of this page intentionally left blank.

**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT
ADJUSTED EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE**

RECIPIENT NAME & BILLING ADDRESS: Seminole County
100 East 1st Street
Sanford, Florida, 32771

FINANCIAL PROJECT NUMBER: 444628-1-58-01

PHASE OF WORK By Fiscal Year	FUNDING					
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL LOCAL FUNDS	(5) TOTAL STATE FUNDS	(6) TOTAL FEDERAL FUNDS
Design FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Design Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Right-of-Way FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Right-of-Way Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Construction FY: 2023-2024 (LAP) FY: 2024-2025 (LAP) FY: (Insert Program Name) Total Construction Cost	\$3,502,639.00 \$0.00	\$0.00 (\$644,745.00)	\$3,502,639.00 (\$644,745.00)	\$0.00 \$30,000.00	\$0.00 \$0.00	\$3,502,639.00 (\$674,745.00)
Construction Engineering and Inspection (CEI) FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total CEI Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
(Insert Phase) FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Phase Costs	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
TOTAL COST OF THE PROJECT	\$3,502,639.00	(\$644,745.00)	\$2,857,894.00	\$30,000.00	\$ 0.00	\$2,827,894.00

COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, F.S. Documentation is on file evidencing the methodology used and the conclusions reached.

Precious L. Lewis
District Grant Manager Name

Signature Date

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
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IN WITNESS WHEREOF, the parties have executed this Agreement on the date last ascribed herein.

RECIPIENT SEMINOLE COUNTY

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____

JAY ZEMBOWER, Chairman

By: _____

Name: C. Jack Adkins

Title: Director of Transportation Development

Date: _____

Date: _____

As authorized for execution by the Board of County
Commissioners at its December 10, 2024
regular meeting.

Legal Review:

Attest:

GRANT MALOY, Clerk to the Board of County
Commissioners of Seminole County, Florida

For the use and reliance of Seminole County only.

Approved as to form and legal sufficiency.

County Attorney

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM AGREEMENT

EXHIBIT D
RECIPIENT RESOLUTION

The Recipient's Resolution authorizing entry into this Agreement is attached and incorporated into this Agreement.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM AGREEMENT**EXHIBIT E****FEDERAL FINANCIAL ASSISTANCE (SINGLE AUDIT ACT)****FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:**

CFDA No.: 20.205
CFDA Title: Highway Planning and Construction
Federal-Aid Highway Program, Federal Lands Highway Program
CFDA Program Site: https://beta.sam.gov/fal/1093726316c3409a8e50f4c75f5ef2c6/view?keywords=20.205&sort=-relevance&index=cfd&is_active=true&page=1
Award Amount: \$2,827,894.00
Awarding Agency: Florida Department of Transportation
Award is for R&D: No
Indirect Cost Rate: N/A

FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE SUBJECT TO THE FOLLOWING:

2 CFR Part 200 – Uniform Administrative Requirements, Cost Principles & Audit Requirements for Federal Awards

<http://www.ecfr.gov/cgi-bin/text-idx?node=2:1.1.2.2.1>

FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT MAY ALSO BE SUBJECT TO THE FOLLOWING:

Title 23 – Highways, United States Code

<http://uscode.house.gov/browse/prelim@title23&edition=prelim>

Title 49 – Transportation, United States Code

<http://uscode.house.gov/browse/prelim@title49&edition=prelim>

Infrastructure Investment and Jobs Act (IIJA) (Public Law 117-58, also known as the “Bipartisan Infrastructure Law”)

<https://www.congress.gov/117/bills/hr3684/BILLS-117hr3684enr.pdf>

Federal Highway Administration – Florida Division

<http://www.fhwa.dot.gov/fldiv/>

Federal Funding Accountability and Transparency Act (FFATA) Sub-award Reporting System (FSRS)

<https://www.fsr.gov/>

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM AGREEMENT

EXHIBIT H

ALTERNATIVE ADVANCE PAYMENT FINANCIAL PROVISIONS

If payments are authorized by the Chief Financial Officer of the State of Florida under Chapters 215 and 216, Florida Statutes or the Department's Comptroller under Section 334.044(29), Florida Statutes:

1. The invoiced amount to the Department for contractor(s) and consultant(s) cannot exceed the amount of the invoice received from the Recipient's contractor(s) or consultant(s).
2. All of the Recipient's costs must have been incurred and paid prior to the date of the invoice.
3. All invoices received from the Recipient shall clearly separate the cost of the contractor(s) or consultant(s) from the Recipient's costs billed to the Department.
4. All invoices submitted to the Department must provide complete documentation, including a copy of the contractor's or consultant's invoice(s), to substantiate the cost on the invoice.
5. The Recipient must certify on each invoice that the costs from the contractor(s) or consultant(s) are valid and have been incurred by the contractor(s) or consultant(s).
6. Each monthly invoice subsequent to the first invoice from the Recipient must contain a statement from the Recipient that the previous month's cost incurred by the contractor(s) or consultant(s) has been paid by the Recipient to the contractor(s) or consultant(s).