

VOLUSIA TRANSPORTATION PLANNING ORGANIZATION

RESOLUTION 2012-02

RESOLUTION OF THE VOLUSIA TRANSPORTATION PLANNING ORGANIZATION ADOPTING THE SUPPLEMENTAL LOCAL AGENCY PROGRAM AGREEMENT FOR XU ITS/TRAFFIC OPS/SAFETY FEASIBILITY STUDIES

WHEREAS, Florida Statutes 339.175; 23 U.S.C. 134; and 49 U.S.C. 5303 require that the urbanized area, as a condition to the receipt of federal capital or operating assistance, have a continuing, cooperative, and comprehensive transportation planning process that results in plans and programs consistent with the comprehensively planned development of the urbanized area; and

WHEREAS, the Volusia Transportation Planning Organization (TPO) is the duly designated and constituted body responsible for carrying out the urban transportation planning and programming process for Volusia County and the cities of Beverly Beach and Flagler Beach in Flagler County; and

WHEREAS, the State of Florida Department of Transportation and the Volusia TPO desire to undertake ITS/Traffic Ops/Feasibility Feasibility Studies utilizing the Volusia TPO's XU funds; and

WHEREAS, the State of Florida Department of Transportation has requested the Volusia TPO to execute and deliver to the State of Florida Department of Transportation the Supplemental Local Agency Program Agreements for the aforementioned project (ITS/Traffic Ops/Feasibility Studies, FPN 421725-1-28-01).

NOW, THEREFORE, BE IT RESOLVED by the Board of the Volusia Transportation Planning Organization that:

1. Mr. Karl D. Welzenbach, Executive Director, is hereby authorized to make and execute the Supplemental Local Agency Program Agreement for the aforementioned projects, FPN 421725-1-28-01.

2. The Executive Director is authorized to forward a copy of the Supplemental Local Agency Program Agreements to the Florida Department of Transportation.

DONE AND RESOLVED at the regular meeting of the Volusia Transportation Planning Organization on the 24th day of January, 2012.

VOLUSIA TRANSPORTATION PLANNING ORGANIZATION




City of DeLand, Mayor Pro Tem Leigh Matusick
Chairperson, Volusia TPO

CERTIFICATE:

The undersigned duly qualified and acting Recording Secretary of the Volusia TPO, certified that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the Volusia TPO held on January 24, 2012.

ATTEST:



Pamela C. Blankenship, Recording Secretary

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 421725-1-28-01 CONTRACT NO. AP 052
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The Florida Department of Transportation and the Volusia Transportation Planning Organization desire to supplement the original Agreement entered into and executed on February 5, 2008 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 Traffic Operations Project Studies Length N/A

Termini Volusia TPO Planning Area

Description of Work:

Development of Traffic Operations Project Studies as defined in the "Scope of Services: Traffic Operations Project Scope," a copy of which is attached to the original Local Agency Program Agreement (LAP).

Reason for Supplement and Supporting Engineering and/or Cost Analysis:

The Volusia TPO requested the funding that was unencumbered in the Supplemental No. 1 Agreement be added back to the contract. Said revision is reflected in the attached **ADJUSTED EXHIBIT "B" SCHEDULE OF FUNDING.**

To confirm the LAP Agreement has been extended until March 31, 2016.

ADJUSTED EXHIBIT "B" SCHEDULE OF FUNDING

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 421725-1-28-01 CONTRACT NO. AP 052
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TYPE OF WORK By Fiscal Year	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL AGENCY FUNDS	(5) TOTAL STATE & FEDERAL FUNDS
Planning					
FY: 2006-2010	\$ 58,546.00		\$ 58,546.00	\$ 5,815.00	\$ 52,731.00
FY: 2010-2011					
FY: 2011-2012		\$ 90,965.00	90,965.00		90,965.00
FY: 2012-2013		90,965.00	90,965.00		90,965.00
FY: 2013-2014		90,965.00	90,965.00		90,965.00
FY: 2014-2015		90,965.00	90,965.00		90,965.00
Total Planning Cost	\$ 58,546.00	\$ 363,860.00	\$ 422,406.00	\$ 5,815.00	\$ 416,591.00
Project Development & Environment (PD&E)					
FY: 2009-2010					
FY: 2010-2011					
FY: 2011-2012					
FY: 2012-2013					
FY: 2013-2014					
Total PD&E Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Design					
FY: 2009-2010					
FY: 2010-2011					
FY: 2011-2012					
FY: 2012-2013					
FY: 2013-2014					
Total Design Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Right-of-Way					
FY: 2009-2010					
FY: 2010-2011					
FY: 2011-2012					
FY: 2012-2013					
FY: 2013-2014					
Total Right-of-Way Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Construction					
FY: 2009-2010					
FY: 2010-2011					
FY: 2011-2012					
FY: 2012-2013					
FY: 2013-2014					
Total Construction Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Construction Engineering and Inspection (CEI)					
FY: 2009-2010					
FY: 2010-2011					
FY: 2011-2012					
FY: 2012-2013					
FY: 2013-2014					
Total CEI Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Total Construction & CEI Costs	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
TOTAL COST OF THE PROJECT	\$ 58,546.00	\$ 363,860.00	\$ 422,406.00	\$ 5,815.00	\$ 416,591.00

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 421725-1-28-01 CONTRACT NO. AP 052
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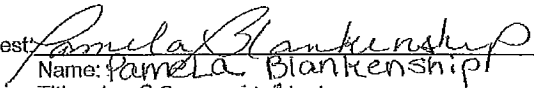
IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

AGENCY (Volusia Transportation Planning Organization)

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: 
Name: Karl D. Weizenbach
Title: Executive Director

By: _____
Name: Frank J. O'Dea, P.E.
Title: Director of Transportation Development

Attest: 
Name: Pamela Blankenship
Title: Office Manager

Attest: _____
Name: _____
Title: Administrative Assistant

Date: _____

Date: _____

Legal Review:

See attached Encumbrance Form for date of funding approval by Comptroller.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM AGREEMENT

525-010-40
PROJECT MANAGEMENT OFFICE
08/06
Page 4

EXHIBIT "1"

SINGLE AUDIT ACT

Federal Resources Awarded to the Recipient Pursuant to This Agreement Consist of the Following:

Federal Agency: Federal Highway Administration Highway
Catalog of Federal Domestic Assistance: 20.205 Highway Planning and Construction
Amount: \$ 407,603.00

State Resources Awarded to the Recipient Pursuant to This Agreement Consist of the Following:

Matching Resources for Federal Programs:

State Agency: Florida Department of Transportation District Dedicated Revenue (DDRF)
Catalog of Federal Domestic Assistance: 20.205 Highway Planning and Construction
Amount: \$ 9,528.00

Compliance Requirement:

Allowable Activities: To be eligible, most projects must be located on public roads that are not functionally classified as local. The major exceptions are the Highway Bridge Replacement and Rehabilitation Program, which provides assistance for bridges on and off the federal-aid highways, highway safety activities, bicycle and pedestrian projects, transportation enhancement activities, the recreational trails program, and planning, research, development, and technology transfer. Proposed projects meeting these and other planning, design, environmental, safety, etc., requirements can be approved on the basis of state and local priorities within the limit of the funds apportioned or allocated to each state.

Allowable Costs: Eligible activities and allowable costs will be determined in accordance with Title 23 and Title 49 C.F.R. and the OMB cost principles applicable to the recipient/sub-recipient.

Eligibility: By law, the federal-aid highway program is a federally assisted state program that requires each state to have a suitably equipped and organized transportation department. Therefore, most projects are administered by or through state Departments of Transportation (State DOTs). Projects to be funded under the federal-aid highway program are generally selected by State DOTs or Metropolitan Planning Organizations (MPOs), in cooperation with appropriate local officials, as specified in 23 U.S.C. and implementing regulations. Territorial highway projects are funded in the same manner as other federal-aid highway projects, with the territorial transportation agency functioning in a manner similar to a state DOT. Most Florida Land Highway Program (FLHP) projects are administered by the Federal Highway Administration (FHWA) Office of Federal Lands Highway and its Divisions or by the various Florida Land Management Agencies (FLMAs). Under the FLHP, projects in the Indian Reservation Road (IRR) Program are selected by Tribal Governments and are approved by the Bureau of Indian Affairs (BIA) and the FHWA. Due to recent legislation, Tribal Governments meeting certain requirements may now administer various IRR projects on behalf of the BIA and FHWA. The Fish and Wildlife Service (FWS) and the National Park Service (NPS) select projects in the Refuge Road and Park Roads and Parkways Programs, respectively. For the Forest Highway Program, the Forest Service, the States and the FHWA jointly select projects.

Compliance Requirements Applicable to the Federal Resources Awarded Pursuant to This Agreement Are As Follows: The recipient of Local Agency Program (LAP) funding must comply with the statutory requirements in Sections 112.061, 215.422, 339.12, and 339.135, Florida Statutes, and Title 23 and Title 49, C.F.R.