

**RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION**

**RESOLUTION 2015-01**

**RESOLUTION OF THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION ADOPTING  
THE JOINT PARTICIPATION AGREEMENT #1 FOR XU TRAFFIC OPERATIONS/ITS/SAFETY  
PROJECT FEASIBILITY STUDIES**

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**WHEREAS**, the River to Sea Transportation Planning Organization (R2CTPO) is the duly designated and constituted body responsible for carrying out the urban transportation planning and programming process for Volusia County and portions of Flagler County inclusive of the cities of Flagler Beach, Beverly Beach, and portions of Palm Coast and Bunnell; and

**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 State of Florida Department of Transportation and the River to Sea TPO desire to undertake Traffic Operations/ITS/Safety Project Feasibility Studies utilizing the R2CTPO's XU funds; and

**WHEREAS**, the State of Florida Department of Transportation has requested the River to Sea TPO execute and deliver to the State of Florida Department of Transportation the Joint Participation Agreement (JPA) Amendment #1 for conducting Traffic Operations/ITS/Safety Project Feasibility Studies (FM # 421725-3-18-01).

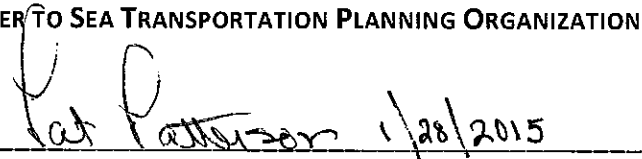
**NOW, THEREFORE, BE IT RESOLVED** by the River to Sea TPO that:

1. The Executive Director of the River to Sea TPO is hereby authorized to make and execute the Joint Participation Agreement Amendment #1 for the aforementioned project, FM # 421725-3-18-01; and
2. The Executive Director (or his designee) is authorized and directed to transmit this resolution and the Joint Participation Agreement to the:
  - a. Florida Department of Transportation;
  - b. Federal Transit Administration (through the Florida Department of Transportation);

- c. Federal Highway Administration (through the Florida Department of Transportation);
- d. East Central Florida Regional Planning Council;

**DONE AND RESOLVED** at the regular meeting of the River to Sea Transportation Planning Organization on the 28<sup>th</sup> day of January, 2015.

**RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION**

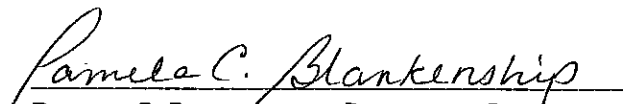
A handwritten signature in black ink that reads "Pat Patterson" followed by the date "1/28/2015". The signature is written over a horizontal line.

**VOLUSIA COUNTY COUNCIL MEMBER PAT PATTERSON  
1<sup>ST</sup> VICE CHAIRMAN, RIVER TO SEA TPO**

**CERTIFICATE:**

The undersigned duly qualified and acting Recording Secretary of the River to Sea TPO certified that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the River to Sea TPO held on January 28, 2015.

**ATTEST:**

A handwritten signature in black ink that reads "Pamela C. Blankenship". The signature is written over a horizontal line.

**PAMELA C. BLANKENSHIP, RECORDING SECRETARY  
RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION**

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**JOINT PARTICIPATION AGREEMENT**  
**AMENDMENT NUMBER 1**

**EXECUTION DATE:** \_\_\_\_\_

<b>Financial Management Number:</b> 421725-3-18-01 <b>Agency:</b> River To Sea TPO <b>Contract No:</b> AR992	<b>Fund: XU Function:</b> 215 <b>Contract Amount:</b> \$500,000.00	<b>FLAIR Approp:</b> 088704 <b>SAMAS Obj.:</b> 790018 <b>Org. Code:</b> 55300110941 <b>Vendor No.:</b> F593512405 002
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The terms of the original Joint Participation Agreement between the VOLUSIA TRANSPORTATION PLANNING ORGANIZATION, now known as the RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION for the Project described as "Conducting Traffic Operations/ITS/Safety Project Feasibility Project Studies adopted by the Volusia Transportation Planning Organization Board from the XU Traffic Ops/ITS/Safety Projects Prioritized List for the Volusia Transportation Planning Organization's Metropolitan Planning Area", executed on **December 18, 2013**, are hereby amended as follows:

REMOVED FROM THE AGREEMENT:

**3. COMPENSATION AND REIMBURSEMENT**

C. DEPARTMENT Participation: The DEPARTMENT agrees to reimburse the PUBLIC AGENCY in an amount not to exceed **\$100,000.00 (One Hundred Thousand Dollars and No/100)** for lump sum costs incurred for each feasibility study (see Exhibit "B" Schedule of Funding for feasibility study amounts), for each funded fiscal year, excluding PUBLIC AGENCY overhead. The funding for this Project is contingent upon annual appropriation by the Florida Legislature. The PUBLIC AGENCY agrees to bear all expenses in excess of the DEPARTMENT's participation. Travel costs will not be reimbursed.

ADDED TO THE AGREEMENT:

**3. COMPENSATION AND REIMBURSEMENT**

C. DEPARTMENT Participation: The DEPARTMENT agrees to reimburse the PUBLIC AGENCY in an amount not to exceed **\$100,000.00 (One Hundred Thousand Dollars and No/100)** for lump sum costs incurred for each feasibility study (see Exhibit "B" Schedule of Funding for feasibility study amounts), for each funded fiscal year, excluding PUBLIC AGENCY overhead. The funding for this Project is contingent upon annual appropriation by the Florida Legislature. The PUBLIC AGENCY understands that a local match of Ten Percent (10%) of the total amount of the funding for each Project Study in Exhibit "A", Scope of Services, is required. The DEPARTMENT will reimburse up to Ninety Percent (90%) of the total eligible expenses. The PUBLIC AGENCY agrees to bear all expenses in excess of the DEPARTMENT's participation. Travel costs will not be reimbursed.

Except as hereby modified, amended or changed, all of the terms and conditions of said original Agreement thereto will remain in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have caused these presents be executed, the day and year first above written.

**RIVER TO SEA TRANSPORTATION  
PLANNING ORGANIZATION**

**STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION**

**By:** \_\_\_\_\_  
Name:  
Title:

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

**Attest:**  
\_\_\_\_\_

**Attest:**  
\_\_\_\_\_  
Executive Secretary (Seal)

**Legal Review:**  
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