

RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION

RESOLUTION 2016-16

RESOLUTION OF THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION AUTHORIZING THE TERMINATION OF THE TRANSPORTATION PLANNING (PL) FUNDS JOINT PARTICIPATION AGREEMENT

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 designated urbanized area; and

WHEREAS, pursuant to 23 U.S.C. 134, 49 U.S.C. 5303, 23 CFR 450.310, and Florida Statutes 339.175, the River to Sea Transportation Planning Organization is the duly designated and constituted body responsible for carrying out the urban transportation planning and programming process for Volusia County and a portion of Flagler County as defined by the Metropolitan Planning Area; and

WHEREAS, pursuant to 23 U.S.C. 134, 23 CFR 450, and Florida Statutes 339.175, require the River to Sea Transportation Planning Organization (TPO) and the Florida Department of Transportation enter into an agreement clearly identifying the responsibilities for cooperatively carrying out the Federal Highway Administration (FHWA) portion of the Metropolitan Planning Process and accomplishing the transportation planning requirements of state and federal law; and

WHEREAS, the River to Sea TPO is to be the recipient of metropolitan planning funds (PL Funds) authorized under 23 USC 104(f); and

WHEREAS, the River to Sea TPO has the authority to execute and terminate agreements that support the planning responsibilities as required by federal and state law;

NOW, THEREFORE, BE IT RESOLVED by the River to Sea Transportation Planning Organization that the Chairperson of the TPO (or his/her designee) is hereby authorized to terminate the existing Transportation Planning Funds Joint Participation Agreement effective June 30, 2016 provided that a superseding planning agreement will take immediate effect and submit copies of this resolution and the executed agreement to the:

- a. Florida Department of Transportation;
- b. Federal Transit Administration (through the Florida Department of Transportation); and the
- c. Federal Highway Administration (through the Florida Department of Transportation).

DONE AND RESOLVED at the regularly convened meeting of the River to Sea TPO held on the 25th day of May, 2016.

RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION



VOLUSIA COUNTY COUNCIL MEMBER PAT PATTERSON
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 May 25, 2016.

ATTEST:



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

**AMENDMENT TO THE TRANSPORTATION PLANNING FUNDS
JOINT PARTICIPATION AGREEMENT**

Financial Project No.: _____ (item-segment-phase-sequence)	Fund: _____ Function: _____ Federal No.: _____ DUNS No.: _____	FLAIR Approp.: _____ FLAIR Obj.: _____ Org. Code: _____ Vendor No.: _____
Contract No.: _____	CFDA Number & Title: _____	CSFA Number & Title: _____

THIS AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT (Amendment) made and entered into on this [enter date] day of [enter month] [enter year], by and between the STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION (Department), an agency of the State of Florida, whose address is Office of the District Secretary, [enter address] and the [enter name of Metropolitan Planning Organization (MPO)], whose address is [enter address].

RECITALS

WHEREAS, the Department and the MPO on [enter date] entered into a Transportation Planning Funds Joint Participation Agreement, hereinafter called the "Agreement", whereby the Department passed through Federal funds to the MPO to assist the MPO in performing transportation planning activities set forth in its Unified Planning Work Program (UPWP).

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. The duration of the Agreement is modified. The Agreement will expire on June 30, 2016.
2. Any remaining services within the UPWP for the Agreement that have not been completed prior to June 30, 2016, will be included in the UPWP for the forthcoming Metropolitan Planning Agreement between the Department and the MPO that is expected to commence on July 1, 2016.
3. The total amount for services performed under the Agreement must be decreased by \$ _____.
4. The final invoice for the Agreement must be submitted by the MPO to the Department no later than September 30, 2016.
5. Other than as expressly set forth above, the terms and conditions of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the undersigned parties have executed this Amendment on behalf of the referenced legal entities.

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Signed, Sealed and Delivered in the presence of:

MPO

Florida Department of Transportation

River to Sea Transportation Planning Organization

MPO Name

Pat Patterson

Signatory (Printed or Typed)

Department of Transportation

Signature

Signature

River to Sea TPO Chairman

Title

Title

Pamela Blankenship

Witness

Witness

Signature

Signature

Legal Review

Department of Transportation