

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number One

725-030-07
 PUBLIC TRANSPORTATION
 12/14

Page 1 of 4

Financial Project No(s): 43503519401 _____ (item-segment-phase-sequence) Contract No.: <u>ARJ38</u>	Fund: <u>PORT</u> Function: <u>215</u> Federal No.: _____ DUNS No.: <u>80-939-7102</u>	FLAIR Category: <u>088794</u> Object Code: <u>750005</u> Org. Code: <u>55062020629</u> Vendor No.: <u>F596000346036</u>
Catalog of Federal Domestic Assistance Number: _____ CFDA Title: _____		Catalog of State Financial Assistance Number: <u>55005</u> CSFA Title: <u>MALLORY SQUARE & BERTHING DOLPHINS</u>

THIS AGREEMENT, made and entered into this 19th day of July, 2017,
 by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida,
 hereinafter referred to as the Department, and Port of Key West, City of Key West
P.O. Box 1409, Key West, FL 33041-1409
 hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 25th day of September, 2014,
 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 \$762,000.00

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
 Provide additional scope in the project to cover for the design, construction and construction engineering & inspection
 (CEI) to replace all attachment bolts on three bollards, refurbish/replace bollards, replace mooring hardware on the
 southern section of the T-pier and three berthing dolphins and repair ladders, platforms and railings as required.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased/ decreased by \$0.00
bringing the revised total cost of the project to \$1,237,500.00

Paragraph 4.00 of said Agreement is increased/ decreased by \$0.00
bringing the Department's revised total cost of the project to \$762,000.00

3.00 Amended Exhibits:

Exhibit(s) N/A of said Agreement is amended by Attachment "A".

4.00 Contract Time:

Paragraph 16.00 of said Agreement December 31st, 2018

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.

43503519401

Financial Project No(s)

Contract No. ARJ38

Agreement Date July 19th, 2017

Except as hereby modified, amended or changed, all other terms of said Agreement dated September 25th, 2014 and any subsequent supplements shall remain in full force and effect.

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

AGENCY

Port of Key West, City of Key West

AGENCY NAME

James K. Scholl

SIGNATORY (PRINTED OR TYPED)



SIGNATURE

City Manager

TITLE

FDOT

See attached Encumbrance Form for date of Funding Approval by Comptroller



LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION



Harold Desdunes

DEPARTMENT OF TRANSPORTATION

Director of Transportation Development

TITLE

43503519401

Financial Project No(s)

Contract No. ARJ38

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 Port of Key West, City of Key West
P.O. Box 1409, Key West, FL 33041-1409

dated _____.

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

I. Project Cost:	As Approved	As Amended	Net Change
	\$1,237,500.00	\$1,237,500.00	\$0.00
Total Project Cost	\$1,237,500.00	\$1,237,500.00	\$0.00
II. Fund Participation:	As Approved	As Amended	Net Change
Department:	\$762,000.00	\$762,000.00	\$0.00
Agency:	\$475,500.00	\$475,500.00	\$0.00
Total Project Cost	\$1,237,500.00	\$1,237,500.00	\$0.00

Comments:

RESOLUTION NO. 17-186

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "PUBLIC TRANSPORTATION SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT" (SJPA) BETWEEN THE CITY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO ADD ADDITIONAL SCOPE TO THE MALLORY T-PIER PROJECT (PROJECT FM 43503519401/CONTRACT #ARJ38); AUTHORIZING NECESSARY BUDGET TRANSFERS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED SJPA, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 14-266 the City Commission approved a JPA for the Mallory Square T-Pier project; and

WHEREAS, upon completion of the original scope of work, to improve mooring structures and fenders at Mallory T-Pier, FDOT approved additional tasks including the rehabilitation of the existing mono-pile mooring dolphin between Pier A and Mallory Square, and subsequent to completion of those tasks, there remains some unspent grant funding; and

WHEREAS, City Staff requested authorization from FDOT to expand the project scope, by using remaining grant funds to support design, construction, construction engineering and inspection (CEI) to replace all attachment bolts on three bollards, refurbish/replace three bollards, replace mooring hardware on the

southern section of the T-Pier and three berthing dolphins and repair ladders, platforms and railings as required; and

WHEREAS, FDOT grant funding pursuant to this SJPA in the amount of up to \$147,000.00, is already budgeted, the required 25% City cost share, plus the balance of costs not funded by the grant is anticipated to total \$93,000.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the attached SJPA (Project FM 43503519401/Contract #ARJ38) is hereby approved for expanded scope at the Mallory T-Pier Project.

Section 2: That funds will be budgeted in FY 2017-18 in Account 101-4302-543-6300, and necessary budget amendments or transfers to accept the funding are hereby approved.

Section 3: That the City Manager is authorized to execute the attached SJPA.

Section 4: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this 5th day of July, 2017.

Authenticated by the presiding officer and Clerk of the Commission on July 6, 2017.

Filed with the Clerk July 6, 2017.

Mayor Craig Cates	<u>Yes</u>
Vice Mayor Clayton Lopez	<u>Yes</u>
Commissioner Sam Kaufman	<u>Absent</u>
Commissioner Richard Payne	<u>Yes</u>
Commissioner Margaret Romero	<u>Yes</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>



CRAIG CATES, MAYOR

ATTEST:



CHERYL SMITH, CITY CLERK