

SUPPLEMENTAL NO. 1 DUNS NO. 07-986-4898	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 425854-1 CONTRACT NO. AQ244
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The City of Key West desires to supplement the original Agreement entered into and executed on September 23, 2010 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 Safe Routes to School - Poinciana Elementary School Length _____

Termini Duck Avenue from 17th Street to Glynn Archer Drive and 12th Street from Staples Avenue to Seidenberg Avenue

Description of Work:

This project proposes the construction of sidewalks, curbs, curb ramps, residential and commercial property driveway aprons and property entrances, bicycle and pedestrian crosswalks, paving, stormwater improvements, signage and pavement markings, and traffic calming devices on Duck Avenue, from Glynn Archer Drive (14th Street) to 17th Street, and 12th Street, from Staples Avenue to Seidenberg Avenue, to provide safe bicycle and pedestrian access routes to Poinciana Elementary School.

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

Based on the preliminary engineer's estimate of \$379,428.07, construction costs are estimated to exceed current Phase 58 funds of \$306,408.00. To decrease the amount of the anticipated shortfall, the Local Agency is requesting to transfer \$40,000.00 from Phase 68 to Phase 58. The Local Agency is confident that adequate CEI can be provided with the remaining balance of Phase 68 funds of \$25,659.00. The project construction budget is being increased from \$306,408.00 to \$346,408.00 and the construction, engineering & inspection budget is being decreased from \$65,659.00 to \$25,659.00. See page 2 of Supplemental LAP Agreement.

ADJUSTED EXHIBIT B SCHEDULE OF FUNDING

SUPPLEMENTAL NO. 1 DUNS NO. 07-986-4898	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 425854-1 CONTRACT NO. AQ244
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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: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Planning Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Project Development & Environment (PD&E)					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total PD&E Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Design					
FY: <u>2010 - 2011</u>	<u>\$65,659.00</u>	<u>\$0.00</u>	<u>\$65,659.00</u>	<u>\$0.00</u>	<u>\$65,659.00</u>
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Design Cost	\$65,659.00	\$0.00	\$65,659.00	\$0.00	\$65,659.00
Right-of-Way					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Right-of-Way Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Construction					
FY: <u>2011 - 2012</u>	<u>\$306,408.00</u>	<u>\$40,000.00</u>	<u>\$346,408.00</u>	<u>\$33,020.00</u>	<u>\$379,428.00</u>
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Construction Cost	\$306,408.00	\$40,000.00	\$346,408.00	\$33,020.00	\$379,428.00
Construction Engineering and Inspection (CEI)					
FY: <u>2011 - 2012</u>	<u>\$65,659.00</u>	<u>(\$40,000.00)</u>	<u>\$25,659.00</u>	<u>\$0.00</u>	<u>\$25,659.00</u>
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total CEI Cost	\$65,659.00	(\$40,000.00)	\$25,659.00	\$0.00	\$25,659.00
Total Construction & CEI Costs	\$372,067.00	\$0.00	\$372,067.00	\$33,020.00	\$405,087.00
TOTAL COST OF THE PROJECT	\$437,726.00	\$0.00	\$437,726.00	\$33,020.00	\$470,746.00

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

AGENCY City of Key West

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____
Name: Jim Scholl
Title: City Manager

By: _____
Name:
Title:

Attest: _____
Name: Cheri Smith
Title: City Clerk

Attest: _____
Name:
Title:

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
PRODUCTION SUPPORT
08/06
Page

EXHIBIT "A"

PROJECT DESCRIPTION AND RESPONSIBILITIES

FPN: 425854-1

This exhibit forms an integral part of the Agreement between the State of Florida, Department of Transportation and

The City of Key West

3140 Flagler Avenue, Key West, Florida 33041-1409

Dated _____

PROJECT LOCATION: Duck Avenue from 17th Street to Glynn Archer Drive and 12th Street from Staples Avenue to Seidenberg Avenue

The project ___ is X is not on the National Highway System.

The project ___ is X is not on the State Highway System.

PROJECT DESCRIPTION:

Duck Avenue from 17th Street to Glynn Archer Drive and 12th Street from Staples Avenue to Seidenberg Avenue - This project proposes the construction of sidewalks, curbs, curb ramps, residential and commercial property driveway aprons and property entrances, bicycle and pedestrian crosswalks, paving, stormwater improvements, signage and pavement markings, and traffic calming devices on Duck Avenue, from Glynn Archer Drive (14th Street) to 17th Street, and 12th Street, from Staples Avenue to Seidenberg Avenue, to provide safe bicycle and pedestrian access routes to Poinciana Elementary School.

SPECIAL CONSIDERATIONS BY AGENCY:

The audit report(s) required in the Agreement shall include a Schedule of Project Assistance that will reflect the Department's contract number, the Financial Project Number (FPN), the Federal Authorization Number (FAN), where applicable, the amount of state funding action (receipt and disbursement of funds), any federal or local funding action, and the funding action from any other source with respect to the project.

The Agency is required to provide a copy of the design plans for the Department's review and approval to coordinate permitting with the Department, and notify the Department prior to commencement of any right-of-way activities.

The Agency shall commence the project's activities subsequent to the execution of this Agreement and shall perform in accordance with the following schedule:

- a) Class of Action Determination Study to be completed by 12/31/11.
- b) Design to be completed by 3/31/12.
- c) Right-of-Way requirements identified and provided to the Department by 12/31/11.
- d) Right-of-Way to be certified by 12/31/11.
- e) Construction contract to be let by 7/31/12.
- f) Construction to be completed by 7/31/13.

If this schedule cannot be met, the Agency will notify the Department in writing with a revised schedule or the project is subject to the withdrawal of federal funding.

SPECIAL CONSIDERATIONS BY DEPARTMENT: