

RESOLUTION NO. 18-198

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, CANCELLING THE "TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT," NO ARU46, INCLUDING RELATED AMENDMENT(S), ATTACHMENTS AND EXHIBITS, BETWEEN THE CITY AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 15-224, the City Commission approved the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46", in Resolution No. 16-181, the City Commission approved Exhibit A to the Agreement, in Resolution 16-241 an Amendment and Attachment 1 was also accepted, in Resolution 17-157 Exhibit A (2017-2018) to the Agreement was approved and in Resolution 18-170 Exhibit A (2018-2019) was approved; and

WHEREAS, implementation and compliance with the Agreement as amended is burdensome and economically unsustainable for the City and Keys Energy, which is the City's maintenance contractor; and

WHEREAS, Section 38 of "Attachment 1, Revised Terms and Conditions for the Traffic Signal Maintenance and Compensation Agreement" specifies a minimum notice period of two (2) years plus the remaining months of the Department's

fiscal year (effective cancellation date July 1, 2020), and requires endorsement by the City Commission to cancel the agreement; and

WHEREAS, City staff recommends cancellation of the Traffic Signal Maintenance Agreement, including related attachments and exhibits; and

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

Section 1: That the City Commission hereby authorizes cancellation of the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement", No. ARU46, inclusive of subsequent amendments, attachments and exhibits, in conformance with the terms specified in the Agreement (effective cancellation date of July 1, 2020).

Section 2: That the City Manager is authorized to execute any necessary documents on behalf of the City of Key West, upon consent of the City Attorney.

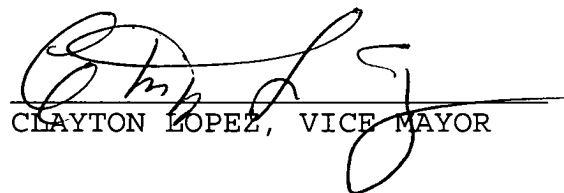
Section 3: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this 19 day of June, 2018.

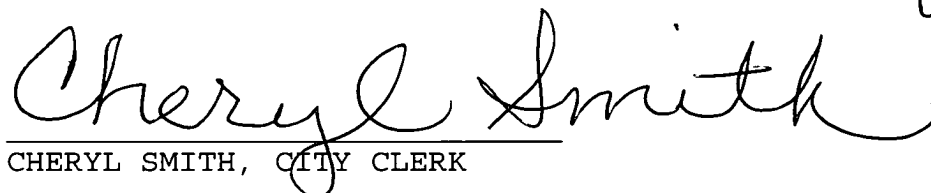
Authenticated by the Presiding Officer and Clerk of the Commission on 20 day of June, 2018.

Filed with the Clerk on June 20, 2018.

Mayor Craig Cates	<u>Absent</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>

  
CLAYTON LOPEZ, VICE MAYOR

ATTEST:

  
CHERYL SMITH, CITY CLERK

RESOLUTION NO. 18-170

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "EXHIBIT A" (2018-19) TO THE "STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT, CONTRACT ARU46"; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS, UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 15-224, the City Commission approved the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46", and in Resolution No. 16-181, the City Commission approved Exhibit A (2016-017) to the Agreement, and in Resolution 16-241 approved Amendment 1 and Attachment 1 to the Agreement; and in Resolution No. 17-157 approved Exhibit A (2017-2018) to the Agreement; and

WHEREAS, Section 10 of the Agreement requires an annual update to Exhibit A of the Agreement; and

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

Section 1: That the attached Exhibit A (2018-19) to the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46" is hereby approved.

Section 2: That the City Manager is authorized to execute any necessary documents on behalf of the City of Key West, upon consent of the City Attorney.

Section 3: 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 15th day of May, 2018.

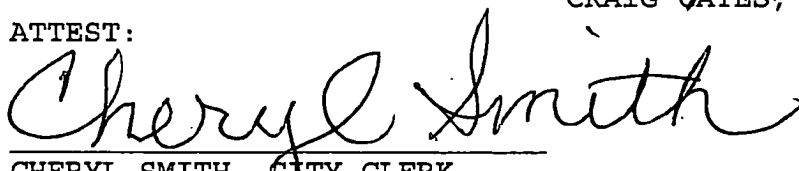
Authenticated by the Presiding Officer and Clerk of the Commission on 16th day of May, 2018.

Filed with the Clerk on May 16, 2018, 2018.

Mayor Craig Cates	<u>Yes</u>
Vice Mayor Clayton Lopez	<u>Yes</u>
Commissioner Sam Kaufman	<u>Yes</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



## THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041 (305) 809-3883

MEMORANDUM

**TO:** Jim Scholl, City Manager  
**FROM:** Jim Bouquet, P.E., Director of Engineering  
**DATE:** April 25, 2018  
**RE:** Traffic Signal Maintenance and Compensation Agreement,  
Contract No. ARU46, 2017-2018 Exhibit A.

### ACTION STATEMENT:

The City of Key West maintains traffic signals, beacons, controls, and mast arms in accordance with a Florida Department of Transportation (FDOT) *Traffic Signal Maintenance and Compensation Agreement, Contract No. ARU46*. Exhibit A of Contract No. ARU46 is updated annually and contains a list of FDOT traffic signals and devices the City is responsible for maintaining and the associated compensation. Authorize the City Manager to execute the 2018-2019 Exhibit A of the agreement.

### BACKGROUND:

The City entered into a new Maintenance and Compensation agreement with FDOT for traffic signal maintenance on August 24, 2015 (Resolution 15-224). The list of traffic signals and devices (Exhibit A) must be updated each year.

### PURPOSE AND JUSTIFICATION:

Approval of the 2018-2019 Exhibit A of the *Traffic Signal Maintenance and Compensation Agreement* is a specific example of collaboration among community partners (government agencies) to address specific concerns for the benefit of the community (Government Goal #3). Furthermore, this agreement supports and nurtures an existing source of income for the City (Economy Goal #1).

### FINANCIAL ISSUES

FDOT will compensate the City for services provided under the Agreement. The estimated annual compensation due the City based on the 2018-2019 Exhibit A schedule is \$59,363.00. Subsequent years' compensation shall be increased based on the Consumer Price Index (CPI).

Compensation is managed in Account 102-0000-369-0000 and maintenance

expenditures are managed in Account 102-4102-541-4601.

#### **RECOMMENDATION**

Staff recommends the City Manager be authorized to execute the 2018-2019 Exhibit A of the Florida Department of Transportation *Traffic Signal Maintenance and Compensation Agreement, Contract No. ARU46*.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
ATTACHMENT 1  
REVISED TERMS AND CONDITIONS FOR THE TRAFFIC SIGNAL MAINTENANCE AND  
COMPENSATION AGREEMENT

Exhibit A Page 1 of 1

Reimbursement for Maintenance and Operation

EXHIBIT A												
Compensation for Maintaining Traffic Signals and Devices for FY 2018-2019												
Effective Date: July 1, 2018, To: June 30, 2019												
Intersection Location	Traffic Signals (TS)	Traffic Signal - Interconnected & Monitored (IMTS)	Intersection Control Beacon (ICB)	Pedestrian Flashing Beacon (PFB)	Emergency Fire Dept. Signal (FDS)	Speed Activated Warning Display (SAWD) or Blank Out Sign (BOS)	Traffic Warning Beacon (TWB)	Travel Time Detector	Uninterruptible Power Supplies (UPS)	FY 2017/18 Rates	FY 2018/19 Inflation Adj Factor 2.80%	FY 2018/19 Compensation Amount (using Unit Rates from Exhibit B)
(US-1) Whitehead St. at Fleming St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Whitehead St. at Southard St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Whitehead St. at Truman Ave.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. at Duval St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. at Slosson St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. between Slosson St. and Windsor Ln.				1						\$ 643	1.028	\$ 662
(US-1) Truman Ave. at Windsor Ln.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. at White St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. at Florida St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) Truman Ave. at Eisenhower Drive and Jose Marti Drive	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at Fire Station Emergency Fire Department Signal (FDS)					1					\$ 1,128	1.028	\$ 1,158
(US-1) N. Roosevelt Blvd. at Palm Ave.	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at MacMillan St./5th St.	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at Overseas Market	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at Kennedy Drive	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at Seastown	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at S. Roosevelt Blvd. (the "Triangle")	1									\$ 3,218	1.028	\$ 3,307
(US-1) US-1/Overseas Hwy. at College Rd.	1									\$ 3,218	1.028	\$ 3,307
(US-A1A) S. Roosevelt Blvd. at Flagler Avenue	1									\$ 3,218	1.028	\$ 3,307
(US-1) N. Roosevelt Blvd. at the former Radisson (3820 N. Roosevelt Blvd.)				1						\$ 643	1.028	\$ 662
(US-1) N. Roosevelt Blvd. at Key Plaza (2900 N. Roosevelt Blvd.)				1						\$ 643	1.028	\$ 662
* Amount paid shall be the Total Lump Sum (minus any retainage or forfeiture).										Total Lump Sum FY 2018/19 Amount*		
										\$ 59,363		

I certify that the above Traffic Signals and Devices will be maintained and operated in accordance with the requirements of the Traffic Signal Maintenance and Compensation Agreement. For satisfactory completion of all services detailed in this Agreement for this time period, the Department will pay the Maintaining Agency a Total Lump Sum (minus any retainage or forfeiture) of:

\$ 59,363

AKS 0.00  
Maintaining Agency: City of Key West

16 MAY 2018  
Date

District Traffic Operations Engineer

Date



RESOLUTION NO. 17-157

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "EXHIBIT A" (2017-18) TO THE "STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT, CONTRACT ARU46"; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS, UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution 15-224, the City Commission approved the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46", and in Resolution No. 16-181, the City Commission approved Exhibit A (2016-017) to the Agreement, and in Resolution 16-241 approved Amendment 1 and Attachment 1 to the Agreement; and

WHEREAS, Section 10 of the Agreement requires an annual update to Exhibit A of the Agreement; and

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

Section 1: That the attached Exhibit A (2017-18) to the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46" is hereby approved.

Section 2: That the City Manager is authorized to execute any necessary documents on behalf of the City of Key West, upon consent of the City Attorney.

Section 3: 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 6th day of June, 2017.

Authenticated by the Presiding Officer and Clerk of the Commission on 7th day of June, 2017.

Filed with the Clerk on June 7, 2017.

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

  
CRAIG CATES, MAYOR

ATTEST:

  
CHERYL SMITH, CITY CLERK

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
ATTACHMENT 1  
REVISED TERMS AND CONDITIONS FOR THE TRAFFIC SIGNAL MAINTENANCE AND  
COMPENSATION AGREEMENT

Exhibit A Page 1 of 1

Reimbursement for Maintenance and Operation

EXHIBIT A												
Compensation for Maintaining Traffic Signals and Devices for FY 2017-2018												
Effective Date: <u>July 1, 2017</u> To: <u>June 30, 2018</u>												
Intersection Location	Traffic Signals (TS)	Traffic Signal Interconnected & Monitored (IMTS)	Intersection Control Beacon (ICB)	Pedestrian Flashing Beacon (PFB)	Emergency Fire Dept. Signal (FDS)	Speed Activated Warning Displays (SAWD) or Blank Out Sign (BOS)	Traffic Warning Beacon (TWB)	Travel Time Detector	Uninterruptible Power Supplies (UPS)	FY 2016/17 Rates	FY 2017/18 Inflation Adj Factor 2.7%	FY 2017/18 Compensation Amount
(US-1) Whitehead St. at Fleming St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Whitehead St. at Southard St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Whitehead St. at Truman Ave.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at Duval St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at Simonton St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at Windsor Lane	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at White St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at Florida St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) Truman Ave. at Eisenhower Drive and Jose Mari Drive	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at Fire Station Emergency Fire Department Signal (FDS)					1					\$ 1,098	1.027	\$ 1,128
(US-1) N. Roosevelt Blvd. at Palm Ave.	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at MacMillan St./5th St.	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at Overseas Market	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at Kennedy Drive	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at Searstown	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at S. Roosevelt Blvd. (the "Triangle")	1									\$ 3,131	1.027	\$ 3,216
(US-1) US-1/Overseas Hwy. at College Rd.	1									\$ 3,131	1.027	\$ 3,216
(US-A1A) S. Roosevelt Blvd. at Flagler Avenue	1									\$ 3,131	1.027	\$ 3,216
(US-1) N. Roosevelt Blvd. at the former Radisson (3820 NRB)				1						\$ 626	1.027	\$ 643
(US-1) N. Roosevelt Blvd. at Key Plaza (2900 NRB)				1						\$ 626	1.027	\$ 643
(US-1) N. Roosevelt Blvd. at 3rd St. (2000 NRB)				1						\$ 626	1.027	\$ 643
* Amount paid shall be the Total Lump Sum minus any retainage or forfeiture.										Total Lump Sum Amount*		\$ 57,718

I certify that the above traffic signals will be maintained and operated in accordance with the requirements of the Traffic Signal Maintenance and Compensation Agreement. For satisfactory completion of all services detailed in this Agreement for this time period, the Department will pay the Maintaining Agency a Total Lump Sum (minus any retainage or forfeiture) of:

\$ 57,718

J. S. [Signature] 07 JUNE 2017  
Maintaining Agency- City of Key West

Date

District Traffic Operations Engineer

Date



## THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041 (305) 809-3883

MEMORANDUM

**TO:** Jim Scholl, City Manager

**FROM:** Jim Bouquet, P.E., Director of Engineering

**DATE:** May 10, 2017

**RE:** Traffic Signal Maintenance and Compensation Agreement,  
Contract No. ARU46, 2017-2018 Exhibit A.

### ACTION STATEMENT:

The City of Key West maintains traffic signals, beacons, controls, and mast arms in accordance with a Florida Department of Transportation (FDOT) *Traffic Signal Maintenance and Compensation Agreement, Contract No. ARU46*. Exhibit A, containing a list of FDOT traffic signals and devices the City is responsible for maintaining and the associated compensation, is required to be updated annually and formally amended to the agreement. Authorize the City Manager to execute the 2017-2018 Exhibit A of the agreement.

### BACKGROUND:

The City entered into a Maintenance and Compensation agreement with FDOT for traffic signal maintenance on August 24, 2015 (Resolution 15-224). The list of traffic signals and devices (Exhibit A) must be updated each year and formally amended to the agreement.

### PURPOSE AND JUSTIFICATION:

Approval of the 2017-2018 Exhibit A of the *Traffic Signal Maintenance and Compensation Agreement* is a specific example of collaboration among community partners (government agencies) to address specific concerns for the benefit of the community (Government Goal #3). Furthermore, this agreement supports and nurtures an existing source of income for the City (Economy Goal #1).

### FINANCIAL ISSUES

FDOT will compensate the City for services provided under the Agreement. The estimated annual compensation due the City based on the 2017-2018 Exhibit A schedule is \$57,718.00. Subsequent years' compensation shall be increased based on an inflation schedule established by FDOT.

*Key to the Caribbean - Average yearly temperature 77°*

The City currently has an agreement with KEYS Energy Services, Inc. (KEYS) for maintenance and periodic inspection of traffic signals. The KEYS agreement is consistent with the new FDOT *Traffic Signal Maintenance and Compensation Agreement*. The average cost to the City for these services has historically been below the scheduled FDOT compensation. Compensation is managed in Account 102-0000-369-0000 and KEYS maintenance costs are managed in Account 102-4102-541-4601.

#### **RECOMMENDATION**

Staff recommends amending the 2017-2018 Exhibit A to the Florida Department of Transportation *Traffic Signal Maintenance and Compensation Agreement, Contract No. ARU46* and authorizing the City Manager to execute the Exhibit.