

RESOLUTION 2020 - 01

WHEREAS, the City of DeFuniak Springs (City) and the State of Florida Department of Transportation (FDOT) entered into a memorandum of agreement for roadway maintenance services of state highways located within the jurisdiction of the city limits of DeFuniak Springs which consists of State Road No.10 (U.S. Highway 90), State Road No. 83 (U.S. Highway 331 South, Financial Project No.42378227817, in Walton County, Florida on September 5, 2019 per DeFuniak Springs Resolution 2019-12 approved on May 28, 2019: and

WHEREAS, it is necessary to amend the agreement between the city and FDOT for roadway maintenance services per the State of Florida Department of Transportation; and

WHEREAS, the second sentence of Paragraph 4 of the Agreement is deleted and substituted with "The lump sum payment will be in the amount of \$9,118.36 per quarter for a total sum of \$36,474.44 per year. These services are for the time frame of October 1, 2019 to September 30, 2022, upon the appropriation by the Florida Legislature; and

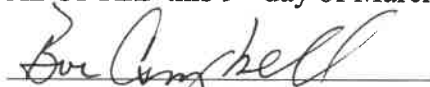
WHEREAS, the replacement language depicted in Exhibit A reflects the addition of Pay Item No. E104-4-1 (Mowing, Large Machine), and the revisions of quantities associated with remaining pay items so as to reflect the incorporation of one new site on SR 187 (U.S. 331) and the revision of existing sites into the Agreement. The new site is:

SR 187 (U.S. 331), Section 60060, from SR10 (U.S. 90) (MP 0.000, North to City Limits (MP 0.816)


NOW THEREFORE, BE IT RESOLVED by the City of DeFuniak Springs, Florida, Council members have approved the amended Memorandum of Agreement between the City of DeFuniak Springs and State of Florida Department of Transportation and authorizes the Mayor or his designee to execute said agreement for the state roadway maintenance services;

BE IT FURTHER RESOLVED that a certified copy of this Resolution and the amended Memorandum of Agreement for Financial Project Number 423782-2-78-17 shall be forwarded to the State of Florida Department of Transportation at Tallahassee, Florida.

ADOPTED this 9th day of March 2020.


Mayor Robert "Bob" Campbell

ATTEST:


Maryanne Schrader, City Clerk



FIRST AMENDMENT TO
MAINTENANCE
MEMORANDUM OF AGREEMENT

THIS FIRST AMENDMENT ("Amendment") to the Maintenance Memorandum of Agreement dated September 5, 2019 ("Agreement"), is between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, a component agency of the State of Florida, "DEPARTMENT," and the City of DeFuniak Springs, a political subdivision of the State of Florida, existing under the Laws of Florida, "City".

WITNESSETH

WHEREAS, the Parties entered into the Agreement for the maintenance of certain roadside areas more particularly described in the original Exhibit "A" attached and made a part of the original Maintenance Memorandum of Agreement, in the City of DeFuniak Springs, said maintenance including mowing, edging and sweeping, and litter removal; and

WHEREAS, the Parties mutually desire to amend the Agreement as set forth herein; and

WHEREAS, the City by Resolution No. 2020-01 dated March 9, 2020, attached hereto and by this reference made a part hereof, desires to enter into this Amendment and authorized its officers to do so.

NOW THEREFORE, for and in consideration of the mutual benefits to flow each to the other, the Parties covenant and agree as follows:

1. The second sentence of Paragraph 4 of the Agreement is hereby deleted and the following substituted in lieu thereof:

"The lump sum payment will be in the amount of \$9,118.36 per quarter for a total sum of \$36,473.44 per year."

2. Exhibit "A" of the Agreement is hereby deleted and replaced with the attached Exhibit "A", which is hereby incorporated into this Amendment and the Agreement. The new Exhibit "A" reflects the addition of Pay Item No. E104-4-1 (Mowing, Large Machine), and the revision of quantities associated with remaining pay items so as to reflect the incorporation of one new site on SR 187 (U.S. 331) and the revision of existing sites into the Agreement. The one new site is as follows, and quantities associated with individual pay items for each site is further detailed in Exhibit "A" as well:

- SR 187 (U.S. 331), Section 60060, from SR10 (U.S. 90) (MP 0.000, North to City Limits (MP 0.816)

3. Except as modified in this Amendment, the provisions, terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.
4. The effective date of this Amendment shall be the latest date on which either party executes this Amendment.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed on the dates set forth below.

CITY OF DEFUNIAK SPRINGS

BY: *Bob Campbell*
NAME: Robert "Bob" Campbell
TITLE: Mayor
DATE: 3-9-2020
ATTEST: *Maryanne Schroeder* (Seal)



STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

BY: *[Signature]*
District Secretary for District Three
DATE: 3/18/20

ATTEST: *Kristy Cook* (Seal)
Executive Secretary

LEGAL REVIEW:
[Signature]
Office of the General Counsel

AMENDED EXHIBIT "A"
THE CITY OF DEFUNIAK SPRINGS
BASIS OF ESTIMATE

SITES:

1. SR 83 (US 331), Section 60050, from SR 8 (I-10) fence (MP 14.327), north to SR 10 (US 90) (MP 16.104).
2. SR 83, Section 60070, from SR 10 (US 90) (MP 0.000), north to City Limits (MP 1.720).
3. SR 10 (US 90), Section 60010, from Gene Hurley Road (MP 14.260), east to east City Limits (MP 18.654).
4. SR 83 (U.S. 331), Section 60050, from SR 8 (I-10) fence (MP 13.772) south to City Limits (MP 12.092).
5. SR 187 (U.S. 331), Section 60060, from SR 10 (US 90) (MP 0.000), north to City Limits (MP 0.816).

COST ESTIMATE FOR ONE YEAR

PAY ITEM No.	ACTIVITY No.	DESCRIPTION	UNITS PER CYCLE	COST PER UNIT	CYCLES PER YEAR	TOTAL COST
E104-4-1	471	MOWING, LARGE MACHINE	58.972 AC.	\$16.17	7	\$6,675.04
E104-4-2	482	SLOPE MOWING	9.110 AC.	\$68.38	7	\$4,360.59
E104-4-4	484	INTERMEDIATE MOWING	7.160 AC.	\$53.92	7	\$2,702.47
E104-4-3	485	SMALL MACHINE MOWING	4.706 AC.	\$54.79	7	\$1,804.89
E110-30	541	LITTER REMOVAL	180.574 AC.	\$7.88	12	\$17,075.08
E110-32-1	545	EDGING AND SWEEPING	15.128 PM.	\$84.95	3	\$3,855.37
GRAND TOTAL						\$36,473.44

(QUARTERLY \$9,118.36)

(TOTAL COST FOR THREE YEARS \$109,420.32)