

Project Sub-Agreement for Cost-Sharing of Wheeling Infrastructure

Project Sub-Agreement No. SA-5 (CL1-P-02 and CL2-P-04A)

1. This Project Sub-Agreement No. SA-5 is entered into by the Parties signing below to implement Cost-Sharing for the segment of the Wheeling Infrastructure described in Exhibit A attached hereto and incorporated herein (the "Applicable Segment"), pursuant to the terms of the Water Wheeling Infrastructure Master Cost-Sharing Agreement (the "Agreement") of which this Project Sub-Agreement is a part.

2. Each Party shall pay its Cost-Share amount of the design, permitting, construction, installation and subsequent Long-Term Maintenance of the Applicable Segment as set forth below in accordance with the payment provisions of the Agreement:

Segment Names CL1-P-02 and CL2-P-04A	
Conveying Party Toho Water Authority	Percentage* 31.39%
Receiving Party(ies) Orange County Polk County	52.56% 16.05%

*Percentage for combined segments CL1-P-02 and CL2-P-04A is a proportional average calculation based on the approximate Linear Feet (LF) of each segment.

3. This Project Sub-Agreement shall become effective upon recording in Orange, Osceola and Polk Counties.

Accepted this ____ day of _____.

Toho Water Authority

By:

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: _____
Jerry L. Demings
Orange County Mayor

Date: _____

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: _____
Deputy Clerk

Print: _____

Accepted this ____ day of _____.

Polk County

By:

Exhibit A to Project Sub-Agreement No. SA-5 (CL1-P-02 and CL2-P-04A)

Name: Cypress Lake Segments CL1-P-02 and CL2-P-04A

Description: Approximately 29,910 linear feet (LF) of new 30” pipe from the intersection of South Poinciana Boulevard and Pleasant Hill Road, northwest along South Poinciana Boulevard to Crescent Lakes Way. Segments CL1-P-02 and CL2-P-04A are approximately 17,091 LF and 12,819 LF, respectively.

Capital Cost:

- Design and Permitting: \$386,550
- Construction and Installation: \$14,465,704

Total Capital Cost: \$14,852,254

Allowances*:

- Construction and Installation:
 - Construction Contingency, per Osceola County Interlocal Agreement (10%): \$1,446,570
 - CEI Services (2%): \$289,314
- Capital Cost Supplemental Contingency (3%): \$445,568

Total Allowances: \$2,181,452

**Allowances only invoiced if expended*

Total Not-to-Exceed (NTE) Cost:** \$17,033,707

***Invoicing will occur on a quarterly basis.*

As used herein, "Capital Cost" means the expenses involved in design, permitting, construction, and installation of one or more segments of Wheeling Infrastructure.

Conveying Party	Cost-Share Amount
Toho Water Authority	\$5,346,881
Receiving Party(ies)	
Orange County	\$8,952,916
Polk County	\$2,733,910

Long-Term Maintenance is not included in the Total Capital Cost of this Project Sub-Agreement but the Parties hereto recognize and agree that the execution of the Agreement and this Project Sub-Agreement commits the Parties to this specific Project Sub-Agreement to Long-Term Maintenance Costs for the Applicable Segment identified in this Project Sub-Agreement.

Location Map and Description of Segment(s)

