



Interoffice Memorandum

Date January 21, 2021

TO: Mayor Jerry L. Demings
-AND-
County Commissioners

FROM: Joseph C. Kunkel, P.E., Director, Public Works Department

A handwritten signature in black ink, appearing to read "Joseph C. Kunkel".

CONTACT PERSON: Renzo Nastasi, AICP, Manager
Transportation Planning Division

RN

PHONE NUMBER: (407) 836-8072

SUBJ: Resolution and Supplemental Agreement for Improvements at Turkey Lake Road and Vineland Road

On November 10, 2020, the Board approved Resolution and Local Agency Program Agreement between the State of Florida Department of Transportation and Orange County to construct and inspect intersection improvements at Turkey Lake Road and Vineland Road in the amount of \$570,620.

The purpose of Supplemental Agreement No. 1 is to revise the construction scope of services to include removal of asbestos concrete pipe. Supplemental Agreement No. 1 does not change the funding amount.

The County Attorney's Office, Risk Management Division, Highway Construction Division, Public Works Engineering Division and the Transportation Planning Division have reviewed this resolution and supplemental agreement and find them acceptable.

Action Requested: Approval and execution of (1) Resolution of the Orange County Board of County Commissioners regarding the Local Agency Program Supplemental Agreement with the Florida Department of Transportation for the Turkey Lake Road (County Road 439) and Vineland Road Intersection Project and (2) State of Florida Department of Transportation Local Agency Program Supplemental Agreement Supplemental No. 1 Contract No. G1T26 FPN 441402-1-58/68-01. District 1.

BCC Mtg. Date: February 9, 2021

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SUPPLEMENTAL NO.

1

FEDERAL ID NO. (FAIN)

D520 066 B

CONTRACT NO.

G1T26

FEDERAL AWARD DATE

12/10/2020

FPN

441402-1-58/68-01

RECIPIENT DUNS NO.

06-479-7251

Recipient, Orange County and the Florida Department of Transportation, desires to supplement the original Agreement entered into and executed on December 22, 2020 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 County Road 439 (Turkey Lake Road) Length ~0.13

Termini Turkey Lake Road at Vineland Road

Description of Work:

This project involves extending the 3-lane section of Turkey Lake Road north of the intersection with Vineland Road to lengthen the southbound approach storage for the existing two thru lanes and the left turn lane. The limits begin at the intersection of Turkey Lake Road and Vineland Road and end at the intersection of Turkey Lake Road and Briar Drive for a total approximate length of 0.13 miles.

The project will include milling and resurfacing the existing pavement, overbuild, and widening to create a typical section of two thru lanes with a left turn lane at the intersection. The project will also include piping the existing roadside ditch, inlet construction, ditch bottom inlet (DBI) removal, curb and gutter construction, sidewalk removal and construction, curb ramp construction with detectable warning surfaces, driveway reconstruction, signing and pavement markings, and signalization modifications including traffic loop reconstruction. All pedestrian features including sidewalks, driveways, and crosswalks shall adhere to current ADA standards.

For the removal of the existing 4-inch Asbestos Concrete Pipe, the Contractor will need to ensure National Emission Standards for Hazardous Air Pollutants (NESHAP) Title 40 CFR part 61, subpart M is adhered to as part of FDOT Specification 110-9.5. The Contractor will be legally responsible for the proper removal of the pipe, the work of their specialty asbestos subcontractors, and will therefore be responsible for the bonding and licensure of their subs. The licensure of the Asbestos Abatement Contractors and Asbestos Consultants is dictated in Chapter 469 of the Florida Statutes. An asbestos abatement plan should be developed by the Asbestos Consultant prior to any disturbance of the pipe. The Asbestos Consultant should also conduct air quality monitoring during the abatement operations to certify that there are no visible emissions, no worker exposure, and no fibers released into the environment. Please note that the asbestos pipe owner or the Asbestos Consultant must file a notification to the Florida Department of Environmental Protection (FDEP) or County Air Program 10 working days prior to the asbestos project start date.

Coordination with the City of Orlando for the modification of the existing signal will be required. Coordination with Lynx will be necessary during construction. Utility coordination with all the utilities - including but not limited to Orange County

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Utilities, Charter Communication and Orlando Utilities Commission (OUC) - will be required. All work will be constructed within the existing Right-of-Way.

Indemnification costs are ineligible for federal reimbursement and will be covered by Local Funds.

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

1. The above scope has been revised to include the removal of an existing asbestos pipe.
2. The Recipient Resolution authorizing entry into this Supplemental Agreement is attached and incorporated into this Supplemental Agreement as Exhibit "D".
3. The amount of federal funding is noted within Exhibit "E", Federal Financial Assistance (Single Audit Act), attached hereto and incorporated herein.

The remainder of this page intentionally left blank.

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ADJUSTED EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

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RECIPIENT NAME & BILLING ADDRESS: Orange County
4200 South John Young Parkway
Orlando, Florida 32837

FINANCIAL PROJECT NUMBER: 441402-1-58/68-01

PHASE OF WORK By Fiscal Year	FUNDING					
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL LOCAL FUNDS	(5) TOTAL STATE FUNDS	(6) TOTAL FEDERAL FUNDS
Design FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Design Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Right-of-Way FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Right-of-Way Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Construction FY: 2020-2021 (LAP) FY: (Insert Program Name) FY: (Insert Program Name) Total Construction Cost	\$462,456.00	\$ 0.00	\$462,456.00	\$ 100.00	\$ 0.00	\$462,356.00
Construction Engineering and Inspection (CEI) FY: 2020-2021 (LAP) FY: (Insert Program Name) FY: (Insert Program Name) Total CEI Cost	\$108,264.00	\$ 0.00	\$108,264.00	\$ 0.00	\$ 0.00	\$108,264.00
(Insert Phase) FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Phase Costs	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
TOTAL COST OF THE PROJECT	\$570,720.00	\$ 0.00	\$570,720.00	\$ 100.00	\$ 0.00	\$570,620.00

COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, F.S. Documentation is on file evidencing the methodology used and the conclusions reached.

District Grant Manager Name

Signature

Date

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IN WITNESS WHEREOF, the parties have executed this Agreement on the date last ascribed herein.

RECIPIENT ORANGE COUNTY

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: See attached signature page

Name:

Title:

DocuSigned by:
Loreen Bobo
By: 1EBD7ED7E6924D6...

Name: Loreen C. Bobo, P.E.

Title: Director of Transportation Development

Date: 2/17/2021 | 11:01 AM EST

Legal Review:

DocuSigned by:
Daniel McDermott
585E81E26BBA45C...

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year written above.

RECIPIENT ORANGE COUNTY

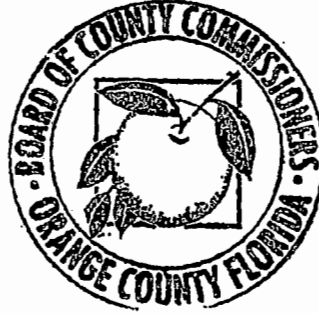
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings, County Mayor

Attest: Phil Diamond, CPA, County Comptroller
as Clerk of the Board of County Commissioners

By: *Katie Smith*
Deputy Clerk

Printed name: **Katie Smith**



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EXHIBIT "D"

RECIPIENT RESOLUTION

The Recipient's Resolution authorizing entry into this Agreement is attached and incorporated into this Agreement.

BCC Mtg. Date: February 9, 2021

RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding the
LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT
with the
FLORIDA DEPARTMENT OF TRANSPORTATION
for the
**TURKEY LAKE ROAD (COUNTY ROAD 439) and
VINELAND ROAD INTERSECTION PROJECT**

Resolution No. 2021-M-04

WHEREAS, today, the Board of County Commissioners is approving a Local Agency Program Supplemental Agreement with the State of Florida Department of Transportation for the Turkey Lake Road (County Road 439) and Vineland Road Intersection Project, designated therein by the FDOT as FPN No. 441402-1-58-01 and FPN No. 441402-1-58/68-01; and

WHEREAS, the FDOT requires that Orange County adopt a Resolution authorizing its officials to execute this Local Agency Program Supplemental Agreement on Orange County's behalf.

**NOW, THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS:**

***Section 1. Authorization for County Mayor to Execute Local Agency
Program Supplemental Agreement and any Future Supplements or Amendments.***

The County Mayor is hereby authorized to execute the above described Local Agency Program Supplemental Agreement with the FDOT on behalf of the County, and any and all future supplements and amendments thereto.

Section 2. Effective date. This Resolution shall take effect on the date of its adoption.

ADOPTED this ____ day of FEB 09 2021, 2021.

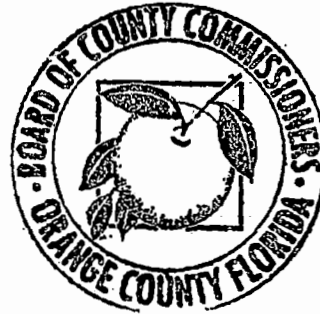
ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings, County Mayor

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

By: *Katie Smith*
Deputy Clerk

Print Name: Katie Smith



RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding the
LOCAL AGENCY PROGRAM AGREEMENT
with the
FLORIDA DEPARTMENT OF TRANSPORTATION
for the
**TURKEY LAKE ROAD (COUNTY ROAD 439) and
VINELAND ROAD INTERSECTION PROJECT**

Resolution No. 2020-M-50

WHEREAS, today, the Board of County Commissioners is approving a Local Agency Program Agreement with the State of Florida Department of Transportation for the Turkey Lake Road (County Road 439) and Vineland Road Intersection Project, designated therein by the FDOT as FPN No. 441402-1-58-01 and FPN No. 441402-1-68-01; and

WHEREAS, the FDOT requires that Orange County adopt a Resolution authorizing its officials to execute this Local Agency Program Agreement on Orange County's behalf.

NOW, THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS:

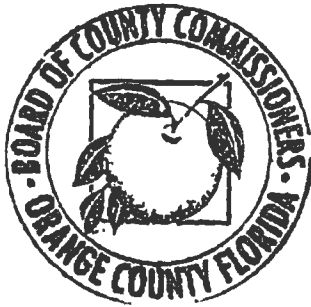
Section 1. Authorization for County Mayor to Execute Local Agency Program Agreement and any Future Supplements or Amendments. The County Mayor is hereby authorized to execute the above described Local Agency Program Agreement with the FDOT on behalf of the County, and any and all future supplements and amendments thereto.

STATE OF FLORIDA, COUNTY OF ORANGE
I HEREBY CERTIFY this is a copy of a document
approved by the BCC on NOV 10 2020
PHIL DIAMOND, COUNTY COMPTROLLER
By: [Signature] NOV 11 2020
Deputy Clerk Date



Section 2. Effective date. This Resolution shall take effect on the date of its adoption.

ADOPTED this 10th day of November, 2020.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings, County Mayor

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

By: *Katie Smith*
Deputy Clerk

Print Name: Katie Smith

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EXHIBIT "E"

FEDERAL FINANCIAL ASSISTANCE (SINGLE AUDIT ACT)

FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE AS FOLLOWS:

CFDA No.: 20.205
CFDA Title: Highway Planning and Construction
Federal-Aid Highway Program, Federal Lands Highway Program
CFDA Program Site: <https://www.cfda.gov/>
Award Amount: **\$570,620.00**
Awarding Agency: Florida Department of Transportation
Award is for R&D: No
Indirect Cost Rate: N/A

FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT ARE SUBJECT TO THE FOLLOWING:

2 CFR Part 200 – Uniform Administrative Requirements, Cost Principles & Audit Requirements for Federal Awards
<http://www.ecfr.gov/>

FEDERAL RESOURCES AWARDED PURSUANT TO THIS AGREEMENT MAY ALSO BE SUBJECT TO THE FOLLOWING:

Title 23 – Highways, United States Code
<http://uscode.house.gov/browse/prelim@title23&edition=prelim>

Title 49 – Transportation, United States Code
<http://uscode.house.gov/browse/prelim@title49&edition=prelim>

Map-21 – Moving Ahead for Progress in the 21st Century, Public Law 112-141
<http://www.gpo.gov/fdsys/pkg/PLAW-112publ141/pdf/PLAW-112publ141.pdf>

Federal Highway Administration – Florida Division
<http://www.fhwa.dot.gov/fldiv/>

Federal Funding Accountability and Transparency Act (FFATA) Sub-award Reporting System (FSRS)
<https://www.fsr.gov/>