

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 200607⁶²

1. ACTION REQUESTED/PURPOSE: Approve and authorize Chairwoman to execute attached Supplemental Agreement and authorizing resolution with the Florida Department of Transportation for landscaping installation of Palm Beach Boulevard from Prospect to I-75.

2. WHAT ACTION ACCOMPLISHES: Allows County to update the Local Agency Program Agreement for landscaping at Palm Beach Boulevard and I-75 to landscaping of Palm Beach Boulevard from Prospect to I-75.

3. MANAGEMENT RECOMMENDATION: Approve

4. Departmental Category: 09 **C9F** **5. Meeting Date:** 6-27-2006

6. Agenda: <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	7. Requirement/Purpose: (specify) Statute	8. Request Initiated: Commissioner _____ Department <u>Transportation</u> Division _____ By: <u>Scott M. Gilbertson</u>
	Ordinance	
	Admin. Code	
	Other	

9. Background: On April 19, 2005 Lee County entered into a LAP agreement with FDOT for landscaping of Palm Beach Boulevard at I-75 in the amount of \$100,000. This project was a result of DOT acquiring funding from the MPO's 2004/2005 Countywide Streetscaping program. The funding commitment is \$105,000 from Lee County and \$100,000 from FDOT. DOT and FDOT staffs have agreed to change the project limits to Prospect to I-75 so the \$100,000 can be used along the roadway and not just at the interchange due to upcoming interchange improvements that are planned.

DOT staff has also been working with citizens and staff from the City of Ft. Myers to coordinate a joint landscape project within the City limits of Palm Beach Boulevard from Seabord to Prospect. DOT staff is currently working on an Interlocal Agreement between Lee County and the City of Ft. Myers which will authorize DOT staff to hire and manage a landscape design and construction contractor to implement a coordinated landscape project along Palm Beach Boulevard from Seabord to I-75. Through this Interlocal The City of Ft. Myers will be required to reimburse Lee County for 100% of design and construction expenses for the section of Palm Beach from Seabord to Prospect. Lee County will be responsible for the costs of design of the section of Palm Beach Boulevard from Prospect to I-75 and will have \$100,000 available for construction expenses through execution of this Supplemental Agreement.

During design Lee County will execute a Landscape Maintenance Agreement with FDOT for the section of Palm Beach Boulevard from Prospect to I-75 and The City of Ft. Myers will need to execute a separate agreement with FDOT for their section from Seabord to Prospect.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Agry	
<i>S. Gilbertson</i> Date: 6/27/06	<i>[Signature]</i>	NA		<i>[Signature]</i> 6/27/06	<i>[Signature]</i> 6/27/06	<i>[Signature]</i> 6-24-06	<i>[Signature]</i> 6/23/06	<i>[Signature]</i> 6/14/06	<i>[Signature]</i> Lavender Date 6.7.06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: <i>[Signature]</i>
6/19/06 10:28 AM
COUNTY ADMIN FORWARDED TO: <i>[Signature]</i>
6/15/06 9 AM

Rec. by CoAtty
Date: 6/18/06
Time: 11:15 AM
Forwarded To: <i>[Signature]</i> 6/19/06

LEE COUNTY RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING LEE COUNTY TO ENTER
INTO AN SUPPLEMENTAL AGREEMENT TO A LOCAL
AGENCY PROGRAM AGREEMENT WITH THE FLORIDA
DEPARTMENT OF TRANSPORTATION**

This is a Resolution of the Board of County Commissioners, Lee County, Florida, a political subdivision of the State, authorizing the execution of a Supplemental Agreement with the Florida Department of Transportation.

WHEREAS, Lee County, Florida, has the statutory authority to enter into this Supplemental Agreement with the Florida Department of Transportation in accordance with Section 338.251, Florida Statutes.

NOW THEREFORE, BE IT IS RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that:

1. The Supplemental Agreement for Palm Beach Boulevard from Prospect to I-75 is hereby approved.
2. The Chairwoman or Chairman of and the Clerk, to the Board of County Commissioners of Lee County, Florida, or designee per Lee County Administrative Code 1-3 are hereby authorized to execute said Agreement.
3. The Clerk of the Circuit Court is hereby authorized and directed to transmit one (1) certified copy of this Resolution to the Florida Department of Transportation along with the executed Agreements.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, being put to a vote, the vote was as follows:

DOUGLAS ST. CERNY _____
BOB JANES _____
RAY JUDAH _____
TAMMARA HALL _____
JOHN E. ALBION _____

DULY PASSED AND ADOPTED this _____ day of _____, 2006.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairwoman

APPROVED AS TO FORM:

By: _____
Office of County Attorney

SUPPLEMENTAL NO. 001	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FIN NO. 407978-1-58-01
		CONTRACT NO. AN W02

The County of Lee desires to supplement the original agreement entered into and executed on 5/12/2005. 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 are described as follows:

PROJECT DESCRIPTION

Name Landscaping Length apprx. 5,400 lf
 Termini SR 80 (Palm Beach Boulevard) at I-75 Interchange

Description of Work:

Installation of landscaping and irrigation along the east/west corridor of SR 80 and may extend to the end of the north/south access/exit ramps of the interchange.

Reason for Supplement:

The location of the project is changing. The new location will be SR 80 (Palm Beach Boulevard) from Prospect to I-75. There are no funding changes.

TYPE OF WORK	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT	(3) CURRENT TOTAL PROJECT	(4) TOTAL AGENCY FUNDS	(5) TOTAL FEDERAL FUNDS
P.E.					
a. Agency Work	_____	_____	_____	_____	_____
b. Other _____	_____	_____	_____	_____	_____
c. Department Services	_____	_____	_____	_____	_____
d. Total PE Cost Estimate (a + b + c)	_____	_____	_____	_____	_____
Right-of-Way					
e. Agency Work	_____	_____	_____	_____	_____
f. Other _____	_____	_____	_____	_____	_____
g. Department Services	_____	_____	_____	_____	_____
h. Total R/W Estimate (e + f + g)	_____	_____	_____	_____	_____
Construction					
i. Contract	_____	_____	_____	_____	_____
j. Other _____	_____	_____	_____	_____	_____
k. Other _____	_____	_____	_____	_____	_____
l. Other _____	_____	_____	_____	_____	_____
m. Total Contract Costs (i + j + k + l)	_____	_____	_____	_____	_____
Construction Engineering					
n. Agency	_____	_____	_____	_____	_____
o. Other _____	_____	_____	_____	_____	_____
p. Department Forces	_____	_____	_____	_____	_____
q. Total Engineering (n + o + p)	_____	_____	_____	_____	_____
r. Total Construction Cost Estimate (m + q)	_____	_____	_____	_____	_____
s. TOTAL COST OF THE PROJECT (d + h + r)	_____	_____	_____	_____	_____

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

AGENCY

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____
Title BoCC Chairman or Designee

By: _____
Title Director of Transportation Development

Attest: _____
Title Clerk

Attest: _____
Title Executive Secretary

Date: _____

Date: _____

As to form:

As to form:

Attorney

District Attorney

See attached Encumbrance Form for date of funding approval by Comptroller