STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION STATE-FUNDED GRANT SUPPLEMENTAL AGREEMENT

SUPPLEMENTAL NO. 02
CONTRACT NO. G1P92
FPN <u>436379-1-54-01; 436379-1-54-02</u>

Recipient: INDIAN RIVER COUNTY

This Supplemental Agreement ("Supplemental"), dated ______ arises from the desire to supplement the State-Funded Grant Agreement ("Agreement") entered into and executed on <u>May 22nd, 2019</u> as identified above. All provisions in the Agreement and supplements, if any, remain in effect except as expressly modified by this Supplemental.

The parties agree that the Agreement is to be amended and supplemented as follows:

This Amendment extends the Term of the Agreement.

Paragraph 3 of the Agreement is amended to read as follows:

This Agreement shall commence upon full execution by both Parties and the Recipient shall complete the Project on or before June 30, 2022.

This Amendment increases the total funding needed for the Construction and CEI Services of the Project by FIVE MILLION THREE HUNDRED SIXTY SIX THOUSAND THREE HUNDRED SEVENTEEN DOLLARS AND NO CENTS (\$5,366,317.00).

Paragraph 6a of the Agreement is amended to read as follows:

The estimated cost of the Project is \$37,226,671.00. This amount is based upon the Schedule of Financial Assitance in Exhibit "B", attached and incorporated into this Amendment.

Paragraph 6b of the Agreement is amended to read as follows:

The Department agrees to participate in the Project cost up to the maximum amount of \$18,613,335.00 and, additionally the Department's participation in the Project shall not exceed 50% of the total cost of the Project, and as more fully described in Exhibit "B", Schedule of Financial Assistance. The Department's participation may be increased or reduced upon a determination of the actual bid amounts of the Project by the execution of an amendment. The Recipient agrees to bear all expenses in excess of the amount of the Department's participation and any cost overruns or deficits incurred in connection with completion of the Project.

Pragraph 6c remains in full force and effect.

Reason for this Supplemental and supporting engineering and/or cost analysis:

The funding increase is due to the actual accepted bid being higher than the original cost estimate for Construction and CEI services

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

BOARD OF COUNTY COMMISSIONERS INDIAN RIVER COUNTY

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

(Name of RECIPIENT)

BY:		BY:				
TITLE:	CHAIRMAN	TITLE: DIRECTOR OF TRANSP. DEVELOPMENT				

 Print Name:
 Joseph E. Flescher
 Print Name:
 STEVEN C. BRAUN, P.E.

Date:_____

FDOT OFFICE OF THE GENERAL COUNSEL

ATTEST: Jeffrey R. Smith, Clerk of Court & Comptroller LEGAL REVIEW: ______ See attached encumbrance form for date of Funding approval by Comptroller

By: _____

, Deputy Clerk

APPROVED AS TO FORM & LEGAL SUFFICIENCY:

Recipient's LEGAL REVIEW: _____

Print Name: <u>WILLIAM K. DEBRAAL</u> DEPUTY COUNTY ATTORNEY

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION STATE-FUNDED GRANT AGREEMENT EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

RECIPIENT NAME & BILLING ADDRESS: INDIAN RIVER COUNTY 1801 27TH STREET, BUILDING A VERO BEACH, FLORIDA 32960

FINANCIAL PROJECT NUMBER: 436379-1-54-01, 436379-1-54-02

I. PHASE OF WORK by Fiscal Year:	FY 2019	FY2020	FY2021	TOTAL
Design- Phase 34	\$ 0.00	\$ 0.00	\$ 0.00	\$0.00
Maximum Department Participation - (Insert Program Name)	% or \$	or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Local Participation (Any applicable waiver noted in Exhibit "A")	% or \$ 0.00	% or \$ 0.00	% or \$ 0.00	% or \$0.00
In-Kind Contribution	\$	\$	\$	\$ 0.00
Cash	\$	\$	\$	\$ 0.00
Combination In-Kind/Cash	\$	\$	\$	\$ 0.00
Right of Way- Phase 44	\$ 0.00	\$ 0.00	\$ 0.00	\$0.00
Maximum Department Participation - (Insert Program Name)	% or \$	or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Local Participation (Any applicable waiver noted in Exhibit "A")	% or \$ 0.00	% or \$ 0.00	% or \$ 0.00	% or \$0.00
In-Kind Contribution	\$	\$	\$	\$ 0.00
Cash	\$	\$ 0.00	\$	\$ 0.00
Combination In-Kind/Cash	\$	\$	\$	\$ 0.00
		\$		
Construction/CEI - Phase 54	\$ 15,359,800.00	φ 16,500,554.00	\$ 5,366,317.00	\$37,226,671.00
Maximum Department Participation - (<u>Transportation Regional</u> Incentive)	% or \$ 3,246,464.00	% or \$ 3,500,554.00	% or \$ 5,366,317.00	% or \$ 12,113,335.00
Maximum Department Participation - (CIGP)	% or \$	% or \$ 6,500,000.00	% or \$	% or \$ 6,500,000.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Local Participation (Any applicable waiver noted in Exhibit "A")	% or \$ 12,113,336.00	% or \$ 6,500,000.00	% or \$ 0.00	% or \$18,613,336.00
In-Kind Contribution	\$	\$	\$	\$ 0.00
Cash	\$ 12,113,336.00	\$ 6,500,000.00	\$	\$ 18,613,336.00
Combination In-Kind/Cash	\$	\$	\$	\$ 0.00

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION STATE-FUNDED GRANT AGREEMENT EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

Insert Phase and Number (if applicable)	\$ 0.00	\$ 0.00	\$ 0.00	\$0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Maximum Department Participation - (Insert Program Name)	% or \$	% or \$	% or \$	% or \$ 0.00
Local Participation (Any applicable waiver noted in Exhibit "A")	% or \$ 0.00	% or \$ 0.00	% or \$ 0.00	% or \$0.00
In-Kind Contribution	\$	\$	\$	\$ 0.00
Cash	\$	\$	\$	\$ 0.00
Combination In-Kind/Cash	\$	\$	\$	\$ 0.00
II. TOTAL PROJECT COST:	\$15,359,800.00	\$16,500,554.00	\$5,366,317.00	\$37,226,671.00

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.

NORMA CORREDOR

District Grant Manager Name

Signature

Date