

**FLAGLER COUNTY BOARD OF COUNTY COMMISSIONERS  
CONSENT/AGENDA ITEM # 7k**

**SUBJECT:** Consideration and Approval of the following: 1) Initial Project Budget with Contingency, 2) Bid Award 22-034B, 3) Supplemental #1 State-Funded Grant Agreement and authorizing Resolution, 4) Work Authorization 034B-WA1 under Continuing Services Contract 21-012Q all for Roadway Improvements of First Ave, Section of Apache St, & Osceola Ave project CE00037.

**DATE OF MEETING:** August 1, 2022

**OVERVIEW/SUMMARY:** Flagler County desires to perform infrastructure improvements at First Ave, Section of Apache St, & Osceola Ave. comprising new roadway and storm drainage system construction.

On April 18, 2022, a Small County Outreach Program (SCOP) construction funding agreement with the Florida Department of Transportation (FDOT) was approved by the Board in the amount of \$1,655,360 to construct new asphalt roadways for approximately 0.70 miles along with driveway aprons, a storm drainage system, and on-site stormwater treatment pond. The county started designing the project in Fall 2019 and initiated community outreach consisting of: a notification letter with homeowner survey; a subsequent electronic town hall meeting; a letter acknowledging homeowner input; and an on-site meeting between engineering staff and residents.

Community input prompted reducing the project to cover approximately 0.55 miles of roadway, eliminating Cherokee and Seminole Avenues, most of Apache Street. from the construction project scope.

The reduced project scope precipitated a reduced project cost estimate, as well as FDOT Project Grant Funding. An amendment to the existing State Funded Grant Agreement has been issued by FDOT through Supplemental Agreement #1 for County's execution.

On May 9, 2022, an Invitation to Bid (ITB) was publicly advertised in the *Flagler News Tribune* as well as publicly broadcast through [www.vendorlink.com](http://www.vendorlink.com). ITB 22-034B requested bids from vendors to furnish all plant, labor, materials, equipment and supervision for construction of the Roadway Improvements of First Ave, Apache St, & Osceola Ave.

On June 20, 2022, the County received two (2) responses as detailed on the attached tabulation sheet. Staff reviewed the bids for conformity to specifications as well as the terms and conditions outlined in the bid documents. The lowest, responsive bidder offered a cost under the engineering estimate.

Staff recommends award to Halifax Paving, Inc. in the amount of \$1,389,317.50 who submitted the lowest responsive and responsible bid; as well as approving Work Authorization 034B-WA1 for CONSOR, Inc to provide Construction Engineering & Inspection (CEI) services necessary to facilitate this project through a separate Request for Submission of Qualifications #21-012Q. This project will result in mitigating property flooding, waterway and air pollution, as well as roadway operational challenges and maintenance costs.

**FUNDING INFORMATION:** A Supplemental Funding agreement for the Water Oak Road project for approximately \$266,000 is expected within this fiscal year. The additional funding for Water Oak Road will alleviate funding constraints on the Constitutional Gas Tax Fund (Fund 1112). This relief will allow staff to transfer the necessary \$75,097 from the Water Oak Road

project to this project for Roadway Improvements of First Ave, Section of Apache St, & Osceola Ave project.

Project Breakdown	Funding Source	Original Proj Est	Revised Proj Est	Additional Fund Needed
Construction – Halifax Paving	FDOT SFGA	\$ 1,655,360.00	\$ 1,389,318.00	
CEI – Consor Engineers, LLC	Constitutional Gas Tax	\$ 134,211.00	\$ 159,307.97	\$ 25,096.97
Contingency	Constitutional Gas Tax		\$ 50,000.00	\$ 50,000.00
<b>Total</b>		<b>\$ 1,789,571.00</b>	<b>\$ 1,598,625.97</b>	<b>\$75,096.97</b>

**DEPARTMENT CONTACT:** Purchasing (386) 313-4063

Faith Alkhatib, P.E., County Engineer (386) 313-4045

**RECOMMENDATION:** Request the Board approve the following: 1) Anticipated Initial Project Budget of \$1,598,625.97; 2) Bid Award 22-034B to Halifax Paving Inc. in the Amount of \$1,389,317.50 and authorize the Chair to execute the contract as approved to form by the County Attorney; 3) FDOT Supplemental #1 State-Funded Grant Agreement in the amount of \$1,389,318.00 and adopt the Resolution authorizing the Chair to execute the Supplemental Agreement No. 1; 4) Authorize the Chair to execute Work Authorization 034B-WA1 with CONSOR Engineers, LLC, to provide CEI Services in the amount of \$159,307.97; and 5) Authorize the County Administrator to execute any change orders or other project related documents, as approved to the form by the County Attorney within the overall project budget, all for Construction of the Roadway Improvements of First Ave, Apache St, & Osceola Ave.

**ATTACHMENTS:**

1. Bid Tabulation
2. CONSOR, LLC Work Authorization and Exhibit “A”
3. FDOT Supplemental #1 State Funded Grant Agreement
4. Resolution to Execute Supplemental Agreement No. 1

**BID TABULATION**  
**22-034B ROADWAY IMPROVEMENTS OF FIRST AVE., APACHE ST., & OSCEOLA AVE.**

		GPS Civil Construction Inc.	Halifax Paving Inc.
1	<b>MOBILIZATION / DEMOBILIZATION</b>	\$ 72,000.00	\$ 135,000.00
2	<b>MAINTENANCE OF TRAFFIC</b>	\$ 15,000.00	\$ 25,000.00
3	<b>CLEARING AND GRUBBING</b>	\$ 150,000.00	\$ 65,000.00
4	<b>EARTHWORK</b>	\$ 331,000.00	\$ 340,000.00
5	<b>PREVENTION, CONTROL, AND ABATEMENT OF EROSION AND WATER POLLUTION</b>	\$ 17,150.00	\$ 20,000.00
6	<b>SIGNING</b>	\$ 11,020.00	\$ 9,125.00
7	<b>ROADWAY MARKING</b>	\$ 3,980.00	\$ 4,585.00
8	<b>STORMWATER IMPROVEMENTS CONSTRUCTION</b>	\$ 269,000.00	\$ 300,000.00
9	<b>ROADWAY IMPROVEMENTS CONSTRUCTION</b>	\$ 524,615.00	\$ 470,607.50
10	<b>LITTER REMOVAL</b>	\$ 1,500.00	\$ 3,000.00
11	<b>MOWING</b>	\$ 3,500.00	\$ 3,000.00
12	<b>PAYMENT AND PERFORMANCE BOND</b>	\$ 35,000.00	\$ 10,000.00
13	<b>PROJECT AS-BUILTS</b>	\$ 9,000.00	\$ 4,000.00
<b>Base Bid: All Items No.</b>		<b>\$ 1,442,765.00</b>	<b>\$ 1,389,317.50</b>



## WORK AUTHORIZATION

**FLAGLER COUNTY CONTRACT NO. RSQ-21-012Q**

**Work Authorization No. WA-034B-WA1**

This Work Authorization No. WA-034B-WA1 establishes the Scope of Services and Compensation for specific work to be performed by CONSOR Engineers, LLC. ("CONSOR" or "Consultant") under FLAGLER COUNTY Contract No. RSQ-21-012Q.

The Scope of Services to be provided by Consultant consists of the following:

### **Project Background / Summary:**

Flagler County wishes to have Construction Engineering and Inspection (CEI) services for The First Ave, Section of Apache St, & Osceola Ave Roadway Improvements Project, comprising improving the roadway, paved shoulders and associated drainage from First Avenue (from Malacompra to the north terminus of First Avenue), Osceola Avenue (from Malacompra to the north terminus of Osceola Avenue), and Apache Drive (from Osceola Avenue to First Avenue) for an approximate total length of 0.55 miles. The improvements also include construction of the stormwater pond and the stabilized access roadway and associated drainage on Second Avenue to the pond.

The County has requested CONSOR to perform professional services as described within "Exhibit A".

#### **I. Specific Scope of Services**

CONSOR shall provide design services as described and detailed with CONSULTANT'S proposal attached hereto as "Exhibit A" and incorporated herein.

#### **II. Project Deliverables**

CONSULTANT shall provide deliverables upon completion of project tasks as described within "Exhibit A" and copies of all project related documentation in hard copy as well as electronic (word, AutoCAD, pdf, etc.) format.

#### **III. Compensation Amount**

Lump Sum Fee amount of **\$159,307.97** is based upon scope of services consultant design task estimates as identified in "Exhibit A"

#### **IV. Project Schedule**

Project Schedule shall be based on the Contractor's construction schedule and is currently estimated to be **219** calendar days.



## WORK AUTHORIZATION

**FLAGLER COUNTY CONTRACT NO. RSQ-21-012Q**

**Work Authorization No. WA-034B-WA1**

- 
- V. The provisions of this Work Authorization No. WA-034B-WA1 are subject to all terms and conditions of the above-referenced Contract.

(SIGNATURE PAGE TO FOLLOW)



**WORK AUTHORIZATION**

**FLAGLER COUNTY CONTRACT NO. RSQ-21-012Q**  
**Work Authorization No. WA-034B-WA1**

In WITNESS WHEREOF, the undersigned have executed this Agreement on the day and year set forth below.

**ATTEST:**

**FLAGLER COUNTY BOARD OF  
COUNTY COMMISSIONERS**

\_\_\_\_\_  
Tom Bexley  
Clerk of the Circuit Court & Comptroller

\_\_\_\_\_  
Joseph F. Mullins, Chair

\_\_\_\_\_  
*(Date Signed)*

**RECOMMENDED:**

**APPROVED-AS-TO-FORM**

\_\_\_\_\_  
Faith Alkhatib, P.E., MBA, County Engineer

Sean S. Moylan Digitally signed by Sean S. Moylan  
Date: 2022.07.26 11:05:53 -04'00'  
Sean S. Moylan, Deputy County Attorney

\_\_\_\_\_  
*(Date Signed)*

As authorized for execution by the Board of Flagler County Board of  
County Commissioners at its August 1, 2022 regular meeting.

**ATTEST:**

**CONSULTANT:**

\_\_\_\_\_  
*(Signature)*

\_\_\_\_\_  
*(Signature)*

\_\_\_\_\_  
*(Typed or Printed Name)*

\_\_\_\_\_  
*(Typed or Printed Name)*

\_\_\_\_\_  
*(Title)*

\_\_\_\_\_  
*(Title)*

**CORPORATE SEAL:**

\_\_\_\_\_  
*(Date Signed)*

March 14, 2022

EXHIBIT “A”

FLAGLER COUNTY REQUEST FOR STATEMENT OF QUALIFICATIONS

NO. RSQ 21-012Q

This Exhibit “A” establishes the Scope of Services and Compensation for the specific work to be performed by CONSOR Engineers, LLC. “Consultant” under FLAGLER COUNTY Contract RSQ#21-012Q.

Project Summary

Professional Construction Engineering & Inspection (CEI) Services for Construction of the First Ave, Apache St, Cherokee Ave, & Osceola Ave Roadway Improvements Project

Flagler County Project No. ITB 22-034B  
FDOT FPN #444214-1-54-01

CONSOR Engineers, LLC. will provide CEI Services for the above referenced project. CEI Services are to be provided to inspect, test, and administer conformance with the contract plans, specifications, and other related documents during the construction phase of this project. Included herein, are the anticipated scope and fee for completion of these CEI Services.

**Not-To-Exceed Fee = \$159,307.97**

CONSOR’s approach to this project is to provide full-time inspection and part-time administration staff for the construction period. Below are CONSOR’s staffing plan and associated cost estimate thereof, including our FDOT Prequalification Letter.



Exhibit A (Staffing Plan and Cost Estimate):

**Project: Flagler County CEI Services for 1st Ave and Osceola Ave Roadway Improvements RSQ-#21-012C**  
 Summary Fee Schedule Estimate

FINANCIAL PROJECT ID 444214-1-54-01  
 ROADWAY IMPROVEMENTS OF FIRST AVE,  
 APACHE ST, SEMINOLE AVE, CHEROKEE AVE, & OSCEOLA AVE.

Project Staff	Hours	Rates	Direct Labor
Senior Project Engineer (C. Fernandez / J. Hutchinson)	29.70	\$ 202.95	\$ 6,027.47
Project Administrator (C. Woerner)	173.75	\$ 175.93	\$ 30,566.89
Senior Inspector (Chris Westbrook / Nick Peters)	1138.50	\$ 98.18	\$ 111,775.61
Laboratory Lump Sum			\$ 10,938.00
			\$ 159,307.97

(219 Days) ~7 month total construction duration  
 +15 Days Pre-Construction and +30 Days Post Construction Closeout

**Project: Flagler County CEI Services for 1st Ave and Osceola Ave Roadway Improvements RSQ-#21-012Q**

FINANCIAL PROJECT ID 444214-1-54-01  
 ROADWAY IMPROVEMENTS OF FIRST AVE,  
 APACHE ST, SEMINOLE AVE, CHEROKEE AVE, & OSCEOLA AVE.

Project Staff											Total	
	Pre	1	2	3	4	5	6	7	Post	Hrs/Mo.	Project	
Senior Project Engineer (C. Fernandez / J. Hutchinson)	0.02	0.02	0.02	0.02	0.02	0.02	0.02	0.02	0.02	0.02	165.00	29.70
Project Administrator (C. Woerner)	0.25	0.10	0.10	0.10	0.10	0.10	0.10	0.10	0.10	0.10	165.00	173.75
Senior Inspector (Chris Westbrook / Nick Peters)	0.20	1.00	1.00	1.00	1.00	1.00	1.00	0.50	0.20	0.20	165.00	1138.50
Total Monthly Man Hours	0.47	1.12	1.12	1.12	1.12	1.12	1.12	0.62	0.32			1341.95

(219 Days)~7 month construction duration  
 +15 Days Pre-Construction and +30 Days Post Construction Closeout



CONSOR's staff and subconsultant staff members will serve as an extension of Flagler County and coordinate preconstruction, construction, and project close-out activities. As a FDOT prequalified firm, CONSOR will perform construction oversight including the obligation to assure verification testing is performed in accordance with the Contract documents. CONSOR will make and record any measurements necessary to calculate and document the pay item quantities, prepare a tabulation of pay item quantities completed to-date, maintain daily records of significant activities and events relating to the project, and maintain an estimate of work completed by the Contractor.

## Scope of Services

The CONSOR Team will provide full time inspection services commensurate with the stage of construction and management staffing personnel familiar with necessary CEI inspection and verification testing services with documentation thereof. CEI personnel understand the responsibility to provide field inspection and coordination services necessary to administer the construction contract in such a manner to determine that the project is constructed in conformity with the plans, specifications, and contract provisions.

### *Administration, Inspection and Testing*

#### **Standard Responsibilities of Positions:**

**Senior Project Engineer:** Required Engineering degree and registered in the State of Florida as a Professional Engineer will be responsible for final acceptance of the project.

**Project Administrator:** Receives general instructions regarding assignments and is expected to exercise initiative and independent judgment in the solution of work problems. Directs and assigns specific tasks to inspectors and assists in all phases of the construction project. Will be responsible for the progress and final estimates throughout the construction project duration. Will also perform the contract support specialist role to verify accuracy of pay items and compilation of necessary closeout correspondence to deliver to the County.

**Senior Inspector:** Responsible for performing technical assignments in field making, and checking engineering computations, inspecting construction work, conducting field tests and is responsible for coordinating and managing the inspection and testing on the project. Work is performed under the general supervision of the Project Administrator.

***Specifically, to this Project:***

The senior inspector will be able to perform the Level 2 earthwork and Level 2 paving inspections as their certifications allow, as well as be able to make experienced field decisions as needed.

The project administrator will handle the schedule coordination with the contractor and assure that the Flagler project manager is updated with the schedule and any unforeseen incidents. Will review daily work activities and reports and provide weekly summary reports to County upon submittal thereof. The project administrator will organize and conduct progress estimate reviews and submit with recommendations to the County, project meetings/progress meetings and documentation thereof, work order / change order analysis, if necessary, submittal reviews and recommendations, coordination between the utility owners and the contractor, and make the substantial / final project certification that all materials incorporated into the work are in substantial compliance with the contract documents. CONSOR expects to serve as an extension of County management to oversee the successful performance and completion of the contract.

The senior project engineer is available to assist the project administrator with his duties especially involving an engineering licensed recommendation. We envision minimum involvement from this position.

**Subconsultant Firms:**

**Intertek - PSI (F.K.A. Professional Service Industries, Inc.):** to perform verification laboratory testing services, including asphalt plant inspection.

**Overview of CONSOR's provided Construction Services:**

- o Documentation of Project Activities and Events
- o Review Construction Contractor's Schedule
- o Perform Verification Testing and maintain records of Materials Sampling and Testing Reports
- o Conduct Construction Project Preconstruction and Progress Meetings
- o Review and Evaluate Monthly Pay Estimates
- o Facilitate Shop Drawing Reviews and Maintain Shop Drawing Tracking Database
- o Coordinate with Flagler County, City of Palm Coast, Engineer of Record and FDOT, as necessary.
- o Provide Plan and Specification Interpretations / Recommendations
- o Perform Analysis and Recommendation of potential project issues or concerns
- o Coordinate Utility Relocation/Installation, as necessary.
- o Negotiate additional work/time cost with the Contractor, as necessary

- o Analyze for payment all work for Progress and Final Estimate Packages
- o Provide Project Progress Photographs and Summary Report on a Monthly Basis
- o Review Contractor developed "As-Built" Plans for conformance with the Project Documents and completed work.
- o Facilitate and assist contractor's permit compliance
- o Prepare and submit Final Certifications to Florida Department of Transportation, Florida Department of Environmental Protection, Flagler County and St. John's River Water Management District, as necessary.

If you have any questions or need additional information, please to contact us.

Sincerely,  
CONSOR Engineers, LLC.



Charles Woerner  
Project Manager

**STATE-FUNDED GRANT  
SUPPLEMENTAL AGREEMENT**

SUPPLEMENTAL NO.

1

CONTRACT NO.

G2831

FPN

444214-1-54-01Recipient: Flagler County

This Supplemental Agreement ("Supplemental"), dated \_\_\_\_\_ arises from the desire to supplement the State-Funded Grant Agreement ("Agreement") entered into and executed on April 29, 2022 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:

1. Paragraphs 6.a. and 6.b. are revised as follows:

a. The estimated cost of the project is \$1,548,626.00 (One Million Five Hundred Forty-Eight Thousand Six Hundred Twenty-Six Dollars and No/100). This amount is based upon the Schedule of Financial Assistance in Exhibit "B", Schedule of Financial Assistance, attached and incorporated in this Agreement. The Schedule of Financial Assistance may be modified by execution of an amendment of the agreement by the Parties.

b. The Department agrees to participate in the Project cost up to the maximum amount of \$1,389,318.00 (One Million Three Hundred Eighty-Nine Thousand Three Hundred Eighteen Dollars and No/100) and, additionally the Department's participation in the Project shall not exceed NA% of the total cost of the Project, and as more fully described in Exhibit "B". 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.

2. Exhibit "A", Project Description and Responsibilities is amended and incorporated into this Supplemental Agreement.

3. Exhibit "B", Schedule of Financial Assistance is amended and incorporated into this Supplemental Agreement.

4. Exhibit "D", Recipient Resolution authorizing entry into this Supplemental Agreement is attached and incorporated into this Supplemental Agreement.

5. Exhibit "J", State Financial Assistance (Florida Single Audit Act), for SCRAP funding, is attached and incorporated into this Supplemental Agreement.

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

1. The scope has been revised to reduce construction and CEI for drainage improvements and full depth pavement reconstruction from 0.70 miles to 0.55 miles of roadway segment; eliminating the 0.15 mile length between State Road A1A to Osceola Ave on Apache Drive. The improvements also include construction of the stormwater pond and the stabilized access roadway and associated drainage on Second Avenue to the pond.

2. The Project schedule has also been revised to account for the delay of construction.

3. Pursuant to Paragraph 6.a. and 6.b. Project Cost of the State Funded Grant Agreement, the Recipient and the Department acknowledge and agree that the Schedule of Funding that includes the authorized and encumbered State funding and the Local funding contribution on the project shall be reduced to to an amount equal to the Recipient's construction contract award and consultant contract award amounts of \$1,548,626.00.

SCRAP funding will be reduced by \$266,042.00, which is the difference between previous SCRAP funding of \$1,000,746.00 and the current SCRAP funding of \$734,704.00. SCOP funding is in the amount of \$654,614.00 will remain unchanged. This results in a total Department funding contribution of \$1,389,318.00.

Local funding will be increased by \$25,097.00, which is the difference between previous Local funding of \$134,211.00 and the current Local funding of \$159,308.00.

**STATE-FUNDED GRANT  
SUPPLEMENTAL AGREEMENT**

Revisions to the funding amounts are reflected in the Adjusted Schedule of Financial Assistance, attached hereto and incorporated herin, as Exhibit "B" and in Exhibit "J", State Financial Assistance (Florida Single Audit Act).

The remainder of this page intentionally left blank.

**STATE-FUNDED GRANT  
SUPPLEMENTAL AGREEMENT**

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

RECIPIENT:  
FLAGLER COUNTY

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_

Name: Joseph F. Mullins

Title: Chair

By: \_\_\_\_\_

Name: C. Jack Adkins

Title: Director of Transportation Development

Legal Review:

\_\_\_\_\_

**EXHIBIT A****PROJECT DESCRIPTION AND RESPONSIBILITIES**FPN: 444214-1-54-01

This exhibit forms an integral part of the Agreement between the State of Florida, Department of Transportation and  
Flagler County (the Recipient)

**PROJECT LOCATION:**

- The project is on the National Highway System.
- The project is on the State Highway System.

**PROJECT LENGTH AND MILE POST LIMITS:** See Project Description Below

**PROJECT DESCRIPTION:**

This Project with the Recipient includes Construction and Construction, Engineering and Inspection (CEI) for drainage improvements and full depth pavement reconstruction of the existing dirt roads for Apache Drive (from Osceola Avenue to First Avenue); Osceola Avenue (from Malacompra Road to the north terminus of Osceola Avenue and First Avenue (from Malacompra Road to the north terminus of First Avenue), for an approximate total length of 0.55 miles. A pond will be needed to provide stormwater treatment for this area. A Pond Service Road will be built on Second Avenue to service the new pond.

Roadway improvements will include full depth pavement construction to provide 10-foot lanes, 2-foot unpaved shoulders, asphalt driveway aprons, mailbox relocations, upgraded guardrail, and signing and pavement markings. Turnout construction and adding detectable warning surfaces will occur within the State Road A1A Right of Way at the end of Apache Drive.

Drainage improvements will include roadside ditch construction, pond excavation, culverts, and control structures. The improvements also include construction of the stormwater pond and the stabilized access roadway and associated drainage on Second Avenue to the pond.

The project will be constructed within the existing Right of Way limits. Utility coordination will be required. The Recipient is responsible in obtaining all necessary permits. All pedestrian features will adhere to current ADA guidelines.

Exhibit O – Terms and Conditions of Construction in Department Right of Way is included in all agreements. This exhibit is only applicable if the Project involves construction on, under, or over the Department's Right of Way.

**SPECIAL CONSIDERATIONS BY RECIPIENT:**

The Recipient shall maintain the Project improvements located within the Department Right of Way in accordance with Paragraph 11 of this Agreement. The maintenance requirements required by paragraph 11 hereof will be included in an Access Connection Permit issued to the Recipient by the Department pursuant to Rule 14-96, Florida Administrative Code. The issuance of the Access Connection Permit will take the place of a Maintenance Memorandum of Agreement as referred to in paragraph 11 hereof.

The Recipient shall notify D5-Construction Special Projects via email (D5-ConstructionSpecialProjects@dot.state.fl.us) no less than 2 weeks prior to scheduled Final Inspection/Walk-Thru for coordination of District attendance.

The initial invoice, progress report and other supporting documentation will be submitted within 180 days of the Department's Notice to Proceed and no more than monthly and no less than quarterly thereafter. Required documents should be submitted via email to D5-LocalPrograms@dot.state.fl.us.

The Recipient shall commence the project's activities subsequent to the execution of this Agreement and shall perform in accordance with the following schedule:

- a) Construction contract to be let (Bid Opening) by June 20, 2022.
- b) Construction Duration of 219 days.
- c) Construction to be completed (Final Acceptance) by March 8, 2023.

If this schedule cannot be met, the Recipient will notify the Department in writing with a revised schedule or the project is subject to the withdrawal of funding.

**SPECIAL CONSIDERATIONS BY DEPARTMENT:**

In the event the Project costs exceed the cost included in Exhibit "B", Schedule of Financial Assistance, the Recipient will be solely responsible to provide the additional funds that are necessary to complete the Project.

The project funding may be reduced to an amount equal to the award amount and/or the actual contract costs.

The Recipient is approved under the Rural Economic Development Initiative (REDI) program for a waiver of the required 25% local match of the Small County Outreach Program (SCOP) funding; however, the Recipient agrees to bear all expenses in excess of the Department's participation amount that are necessary to complete the Project.

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

**EXHIBIT B**  
**SCHEDULE OF FINANCIAL ASSISTANCE**

PHASE OF WORK by Fiscal Year:		MAXIMUM PARTICIPATION			
		(1) TOTAL PROJECT FUNDS	(2) LOCAL FUNDS	(3) STATE FUNDS	Indicate source of Local funds
<b>RECIPIENT NAME &amp; BILLING ADDRESS:</b> Flagler County 1769 East Moody Boulevard, Building 2 Bunnell, Florida 32110		<b>FINANCIAL PROJECT NUMBER:</b> 444214-1-54-01			
<b>Design- Phase 34</b>	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
FY:	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
Total Design Cost		\$ 0.00 %	\$ 0.00 %	\$ 0.00 %	
<b>Right-of-Way- Phase 44</b>	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
FY:	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
Total Right-of-Way Cost		\$ 0.00 %	\$ 0.00 %	\$ 0.00 %	
<b>Construction- Phase 54</b>	Maximum Department Participation (SCRAP)	\$894,012.00	\$159,308.00	\$734,704.00	<input type="checkbox"/> In-Kind <input checked="" type="checkbox"/> Cash
FY: 2021-2022	Maximum Department Participation (SCOP)	\$654,614.00	\$0.00	\$654,614.00	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
Total Construction Cost		\$1,548,626.00 %	\$159,308.00 %	\$1,389,318.00 %	
<b>Construction Engineering and Inspection - Phase 64</b>	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
FY:	Maximum Department Participation (Insert Program Name)	\$	\$	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
Total Construction Engineering and Inspection Cost		\$ 0.00 %	\$ 0.00 %	\$ 0.00 %	
<b>(Phase : )</b>	Maximum Department Participation ( )	\$	\$0.00	\$	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
FY:	Maximum Department Participation (Insert Program Name)	\$0.00	\$0.00	\$0.00	<input type="checkbox"/> In-Kind <input type="checkbox"/> Cash
Total Cost		\$ 0.00 %	\$ 0.00 %	\$ 0.00 %	
<b>TOTAL COST OF THE PROJECT</b>		\$1,548,626.00	\$159,308.00	\$1,389,318.00	

**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.

Precious L. Lewis  
 District Grant Manager Name

\_\_\_\_\_  
 Signature Date

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

**EXHIBIT D**

**RECIPIENT RESOLUTION**

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

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

**EXHIBIT J**

**STATE FINANCIAL ASSISTANCE (FLORIDA SINGLE AUDIT ACT)**

**THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:**

**Awarding Agency:** Florida Department of Transportation

- State Project Title and CSFA Number:**
- County Incentive Grant Program (CIGP), (CSFA 55.008)
  - Small County Outreach Program (SCOP), (CSFA 55.009)
  - Small County Road Assistance Program (SCRAP), (CSFA 55.016)
  - Transportation Regional Incentive Program (TRIP), (CSFA 55.026)
  - Insert Program Name, Insert CSFA Number

**\*Award Amount:** \$734,704.00

\*The state award amount may change with supplemental agreements

Specific project information for CSFA Number is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

**COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:**

State Project Compliance Requirements for CSFA Number are provided at: <https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

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

**EXHIBIT J**

**STATE FINANCIAL ASSISTANCE (FLORIDA SINGLE AUDIT ACT)**

**THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:**

**Awarding Agency:** Florida Department of Transportation

- State Project Title and CSFA Number:**
- County Incentive Grant Program (CIGP), (CSFA 55.008)
  - Small County Outreach Program (SCOP), (CSFA 55.009)
  - Small County Road Assistance Program (SCRAP), (CSFA 55.016)
  - Transportation Regional Incentive Program (TRIP), (CSFA 55.026)
  - Insert Program Name, Insert CSFA Number

**\*Award Amount:** \$654,614.00

\*The state award amount may change with supplemental agreements

Specific project information for CSFA Number is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

**COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:**

State Project Compliance Requirements for CSFA Number are provided at: <https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

**Resolution No 2022- \_\_\_\_\_**

**A RESOLUTION BY THE FLAGLER COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZING ITS CHAIR TO EXECUTE A STATE-FUNDED GRANT SUPPLEMENTAL AGREEMENT NO. 1 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR A CERTAIN PROJECT (FPN 444214-1-54-01) AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the State of Florida Department of Transportation (FDOT) and the Flagler County Board of Commissioners (Flagler County) entered into a State-Funded Grant Agreement, FPN 444214-1-54-01, to facilitate the Apache Drive from A1A to 1st Avenue / Osceola Avenue and 1st Avenue to Malacompra Road Project; and

**WHEREAS**, design revisions have resulted in a reduction of the scope of the aforementioned project, requiring a corresponding reduction in state funding of the project; and

**WHEREAS**, FDOT has requested Flagler County to execute and deliver to the FDOT the State-Funded Grant Supplemental Agreement No. 1, reducing the scope and state funding of the project; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Flagler County, Florida as follows:

**Section 1.** The Chair is hereby authorized to make, execute, and deliver to the State of Florida Department of Transportation the State-Funded Grant Supplemental Agreement No. 1 for the aforementioned project, FPN 444214-1-54-01.

**Section 2.** This resolution shall take effect upon execution.

**APPROVED** this 1st day of August 2022, by the Board of County Commissioners, Flagler County, Florida.

BOARD OF COUNTY COMMISSIONERS OF  
FLAGLER COUNTY, FLORIDA

**ATTEST:**

\_\_\_\_\_  
Joseph F. Mullins, Chair

\_\_\_\_\_  
Tom Bexley, Clerk of the Circuit  
Court & Comptroller

**APPROVED AS TO FORM**

Sean S. Moylan Digitally signed by Sean S. Moylan  
Date: 2022.07.26 11:45:55 -04'00'  
\_\_\_\_\_  
Sean S. Moylan, Deputy County Attorney