

SUPPLEMENTAL NO. 1 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION <b>LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT</b>	FPN 424444-1-58-01 CONTRACT NO. AQL 68
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The \_\_\_\_\_ Department and the City of Leesburg \_\_\_\_\_ desire to supplement the original Agreement entered into and executed on \_\_\_\_\_ March 22, 2012 \_\_\_\_\_ 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:

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### PROJECT DESCRIPTION

Name Leesburg-Wildwood Trail Length 3.35 miles

Termini Segment 1: from Jones Road to US 27, Segment 2: from old railroad grade west of US 27 north to Griffin Road

#### Description of Work:

Construction and CEI of a 15-foot wide paved multi-use trail; the project length is 3.35 miles. The project consists of two trail segments:

Segment 1: from Jones Road to US 27

Segment 2: from the old railroad grade just west of US 27 north to Griffin Road

The project also includes benches, a historic interpretive display, information kiosks, and a shade structure.

#### Reason for Supplement and Supporting Engineering and/or Cost Analysis:

Pursuant to **Paragraph 4.0 Project Estimate and Disbursement Schedule** of the Local Agency Program Agreement, the Agency and the Department acknowledge and agree that the Schedule of Funding for construction that includes the authorized and encumbered Federal funding for this project shall be reduced to an amount equal to the Agency's construction contract award amount of **\$915,590** plus the contract amount of the Agency's CEI services contract in the amount of **\$148,645**, for a total of **\$1,064,235**. Said revision is reflected in the Schedule of Funding, attached hereto and incorporated herein, as Exhibit "B."

**ADJUSTED EXHIBIT "B" SCHEDULE OF FUNDING**

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TYPE OF WORK By Fiscal Year	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL AGENCY FUNDS	(5) TOTAL STATE & FEDERAL FUNDS
<b>Planning</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>					
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total Planning Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Project Development &amp; Environment (PD&amp;E)</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>					
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total PD&E Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Design</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>					
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total Design Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Right-of-Way</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>					
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total Right-of-Way Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Construction</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>	\$ 1,389,298.00	(\$ 473,708.00)	\$ 915,590.00		\$ 915,590.00
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total Construction Cost	\$ 1,389,298.00	(\$ 473,708.00)	\$ 915,590.00	\$0.00	\$ 915,590.00
<b>Construction Engineering and Inspection (CEI)</b>					
FY: <u>2008-2009</u>					
FY: <u>2009-2010</u>					
FY: <u>2010-2011</u>					
FY: <u>2011-2012</u>	\$ 208,395.00	(\$ 59,750.00)	\$ 148,645.00		\$ 148,645.00
FY: <u>2012-2013</u>					
FY: <u>2013-2014</u>					
Total CEI Cost	\$ 208,395.00	(\$ 59,750.00)	\$ 148,645.00	\$0.00	\$ 148,645.00
Total Construction & CEI Costs	\$ 1,597,693.00	(\$ 533,458.00)	\$ 1,064,235.00	\$0.00	\$ 1,064,235.00
<b>TOTAL COST OF THE PROJECT</b>	<b>\$ 1,597,693.00</b>	<b>(\$ 533,458.00)</b>	<b>\$ 1,064,235.00</b>	<b>\$0.00</b>	<b>\$ 1,064,235.00</b>

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

AGENCY (City of Leesburg)

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Name:  
Title:

By: \_\_\_\_\_  
Name: Frank J. O'Dea, P.E.  
Title: Director of Transportation Development

Attest: \_\_\_\_\_  
Name:  
Title:

Attest: \_\_\_\_\_  
Name: Norma Mejias  
Title: Administrative Assistant

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Legal Review:

\_\_\_\_\_

\_\_\_\_\_

See attached Encumbrance Form for date of funding approval by Comptroller.

## **EXHIBIT "1"**

### **SINGLE AUDIT ACT**

#### **Federal Resources Awarded to the Recipient Pursuant to This Agreement Consist of the Following:**

**Federal Agency:** Federal Highway Administration

**CFDA #:** 20.205 Highway Planning and Construction

**Amount:** \$ 1,064,235.00

#### **Compliance Requirement:**

**Allowable Activities:** To be eligible, most projects must be located on public roads that are not functionally classified as local. The major exceptions are the Highway Bridge Replacement and Rehabilitation Program, which provides assistance for bridges on and off the federal-aid highways, highway safety activities, bicycle and pedestrian projects, transportation enhancement activities, the recreational trails program, and planning, research, development, and technology transfer. Proposed projects meeting these and other planning, design, environmental, safety, etc., requirements can be approved on the basis of state and local priorities within the limit of the funds apportioned or allocated to each state.

**Allowable Costs:** Eligible activities and allowable costs will be determined in accordance with Title 23 and Title 49 C.F.R. and the OMB cost principles applicable to the recipient/sub-recipient.

**Eligibility:** By law, the federal-aid highway program is a federally assisted state program that requires each state to have a suitably equipped and organized transportation department. Therefore, most projects are administered by or through state Departments of Transportation (State DOTs). Projects to be funded under the federal-aid highway program are generally selected by State DOTs or Metropolitan Planning Organizations (MPOs), in cooperation with appropriate local officials, as specified in 23 U.S.C. and implementing regulations. Territorial highway projects are funded in the same manner as other federal-aid highway projects, with the territorial transportation agency functioning in a manner similar to a state DOT. Most Federal Land Highway Program (FLHP) projects are administered by the Federal Highway Administration (FHWA) Office of Federal Lands Highway and its Divisions or by the various Florida Land Management Agencies (FLMAs). Under the FLHP, projects in the Indian Reservation Road (IRR) Program are selected by Tribal Governments and are approved by the Bureau of Indian Affairs (BIA) and the FHWA. Due to recent legislation, Tribal Governments meeting certain requirements may now administer various IRR projects on behalf of the BIA and FHWA. The Fish and Wildlife Service (FWS) and the National Park Service (NPS) select projects in the Refuge Road and Park Roads and Parkways Programs, respectively. For the Forest Highway Program, the Forest Service, the States and the FHWA jointly select projects.

**Compliance Requirements Applicable to the Federal Resources Awarded Pursuant to This Agreement Are As Follows:** The recipient of Local Agency Program (LAP) funding must comply with the statutory requirements in Sections 112.061, 215.422, 339.12, and 339.135, Florida Statutes, and Title 23 and Title 49, C.F.R.