

DESOTO COUNTY, FLORIDA

RESOLUTION NO. 2025 –

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DESOTO COUNTY, FLORIDA, APPROVING A SUPPLEMENTAL AGREEMENT BY AND BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, HEREINAFTER THE "DEPARTMENT", AND DESOTO COUNTY, HEREINAFTER THE "COUNTY", FOR THE DEPARTMENT TO PROVIDE ADDITIONAL FUNDS TO THE COUNTY UNDER SECTION 339.12, FLORIDA STATUTES FOR DESIGN OF A FIVE-FOOT WIDE SIDEWALK ON THE SOUTHWEST SIDE OF COUNTY ROAD 760 FROM S.W. U.S. 17/S.R. 35 TO S.W. ASTER AVENUE THROUGH THE LOCAL AGENCY PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the DEPARTMENT is empowered by legislative authority under Section 339.12, Florida Statutes; and

WHEREAS, the COUNTY is authorized to design sidewalks on County Road 760, hereinafter referred to as the PROJECT; and

WHEREAS, the DEPARTMENT allocated funding for Design Services in the amount of \$76,410.00; and for design to be completed by June 30, 2026; and

WHEREAS, the COUNTY has requested, and the DEPARTMENT has agreed to provide, additional funding in the amount of \$2,600.00 to cover the shortfall between the original design allocation and the required non-refundable \$8,600.00 agreement-preparation fee charged by Seminole Gulf Railway for review of the proposed pedestrian crossing, thereby increasing the total LAP participation to \$79,010.00; and

WHEREAS, the Board finds adoption of this resolution in the best interest of the residents of DeSoto County, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DESOTO COUNTY, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are hereby incorporated by reference as part of this Resolution.

Section 2. That the COUNTY shall furnish the services necessary to complete the design of the PROJECT.

Section 3. That the COUNTY shall be responsible for the PROJECT in accordance with all applicable federal, state, and local statutes, rules and regulations, including COUNTY standards and specifications.

Section 4. That the DEPARTMENT will be entitled at all times to be advised, at its request, as to the status of work being done by the COUNTY and of the details thereof. Coordination shall be maintained by the COUNTY with representatives of the DEPARTMENT.

Section 5. That the DEPARTMENT must approve any Consultant and/ Contractor Scope of Services prior to advertising by the COUNTY. The DEPARTMENT approval must be obtained before selection of any Consultant and/or Contractor for the PROJECT. The COUNTY must certify that the Consultant has been selected in accordance with the Consultant's Competitive Negotiation Act. Contractor must be prequalified by the DEPARTMENT as required.

Section 6. That the Board approved and authorize the Chairman to sign the Supplemental Local Agency Program Agreement attached hereto and designated as **FPN: 444206-1-38-01.**

Section 7. Upon completion of the PROJECT, the COUNTY shall certify to the DEPARTMENT that the PROJECT has been completed in accordance with the COUNTY'S standards and specifications.

Section 8. It is understood and agreed to by the COUNTY that upon completion of the construction, the COUNTY shall be responsible for maintenance of the PROJECT.

Section 9. That this Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this ____ day of _____, 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF DESOTO COUNTY, FLORIDA

MANDY J. HINES
COUNTY ADMINISTRATOR

By: _____
STEVE HICKOX
CHAIRMAN

Approved as to form and legal sufficiency:

VALERIE VICENTE
COUNTY ATTORNEY