TRANSPORTATION OFF SYSTEM POST PROJECT MAINTENANCE AGREEMENT

BETWEEN

FLORIDA DEPARTMENT OF TRANSPORTATION

AND

CITY OF NAPLES

This is an Agreement, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (hereinafter, the "DEPARTMENT") and City of Naples (hereinafter, "LOCAL AGENCY") for the maintenance of off system post-project transportation enhancements described below.

WITNESSETH

1. WHEREAS, pursuant to Fla. Stat. §339.08, and the Moving Ahead for Progress in the 21st Century (MAP-21), the DEPARTMENT is authorized to undertake a project within the LOCAL AGENCY geographical limits; and

2. WHEREAS, said project is identified and known to the parties as Financial Project # 433188-1-52-01 which will benefit the LOCAL AGENCY; and

3. WHEREAS, in accordance with Title 23, U.S. Code, Section 116 and Federal Highway Administration regulations issued pursuant thereto, there must be an agreement from the LOCAL AGENCY to maintain the project; and

4. WHEREAS, the LOCAL AGENCY by Resolution No. , dated , a copy of which is attached hereto and made a part hereof as Exhibit A, has consented to and approved the Agreement and has authorized its Chairperson or designee to execute said Agreement.

NOW, THEREFORE, in consideration of the premises, the parties agree as follows:

1. The DEPARTMENT has undertaken the project and obtained approval for federal participation on the sidewalk construction at the following location.
   • Construct a five foot wide sidewalk along the west side of 3rd Street North from Central Avenue to 7th Avenue North; as shown in the attachment labeled Exhibit B.

2. It is understood and agreed by the parties that upon completion of the project, the LOCAL AGENCY shall be responsible, at its costs, for maintenance of said project in accordance with the following federally accepted state standards: (a) Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (2012), as amended.

3. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements or understandings applicable to the matters contained herein and the parties agree that there are no commitments, agreements or understanding concerning the subject matter of this Agreement that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representation or agreements.
whether oral or written. This Agreement shall be governed, interpreted and construed according to the laws of the State of Florida.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK
IN WITNESS WHEREOF, the City of Naples has caused this Agreement to be executed in its behalf through its Chairperson or designee, and THE FLORIDA DEPARTMENT OF TRANSPORTATION has caused this Agreement to be executed in its behalf through its District Secretary for District One, as indicated below. This Agreement shall become effective on:

3/27/17

CITY OF NAPLES, FLORIDA

ATTEST
BY: Patricia L. Rambosk
PRINT NAME: Patricia L. Rambosk
TITLE: City Clerk
DATE: 3/19/17

BY: Bill Barnett
PRINT NAME: Bill Barnett
TITLE: CHAIRPERSON, OR DESIGNEE
DATE: 3/8/17

CITY OF NAPLES LEGAL REVIEW:
BY: Jim Fox, Esq.
DATE

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

ATTEST
BY: Geraldyne McCants
PRINT NAME: Geraldyne McCants
TITLE: Administrative Assistant
DATE: 3/27/17

BY: Chris Smith
PRINT NAME: Chris Smith
TITLE: DISTRICT ONE SECRETARY OR DESIGNEE
DATE: 3/27/17

DIRECTOR OF TRANSPORTATION DEVELOPMENT

FLA. DEPT. OF TRANS. LEGAL REVIEW:
BY: S.J.
DATE
RESOLUTION 2017-13928

A RESOLUTION APPROVING A TRANSPORTATION POST PROJECT MAINTENANCE AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF NAPLES RELATING TO THE 3RD STREET NORTH SIDEWALK PROJECT (REFERENCE: FINANCIAL PROJECT NUMBER 433188-1-52-01, FEDERAL AID PROJECT NUMBER 8886-793-A); AUTHORIZING THE MAYOR TO EXECUTE THE MAINTENANCE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, consistent with the City of Naples' adopted Pedestrian and Bicycle Master Plan 2013 Update and the Florida Department of Transportation (FDOT)'s grant applications, the Metropolitan Planning Organization (MPO) has recommended that the FDOT design and construct sidewalk improvements on 3rd Street North between Central Avenue and 7th Avenue North (Reference: Financial Project Number 433188-1-52-01, Federal Aid Project Number 8886-793-A); and

WHEREAS, as a result of the MPO's recommendation, the FDOT has funded the 3rd Street North Sidewalk Project referenced as FPN 433188 in the FDOT's Five Year Work Program with the project being scheduled for construction in FY2017; and

WHEREAS, as a condition of designing and constructing such improvements, the FDOT requires local governments to enter into agreements to maintain such improvements upon project completion and acceptance; and

WHEREAS, the City staff has reviewed the attached Transportation Post Project Maintenance Agreement for Sidewalk Project FPN 433188, determined that the Project and Agreement are in the City's best interest and recommends City Council approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NAPLES, FLORIDA:

Section 1. That the Transportation Post Project Maintenance Agreement (Reference: FPN 433188), between the FDOT and the City of Naples is hereby approved to maintain the sidewalk improvements on the west side of 3rd Street North from Central Avenue to 7th Avenue North, a copy of which is on file in the City Clerk's office.

Section 2. That the Mayor is hereby authorized to execute the Maintenance Agreement.

Section 3. That this resolution shall take effect immediately upon adoption.
Resolution 2017-13928


Attest:

Patricia L. Rambos, City Clerk

Approved as to form and legality:

Robert D. Pritt, City Attorney

Date filed with City Clerk: 3-1-17

Bill Barnett, Mayor
COMPONENTS OF CONTRACT PLANS SET
ROADWAY PLANS

A detailed index appears on the key sheet of each component.

INDEX OF ROADWAY PLANS

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DEVELOPMENTAL DESIGN STANDARDS (DDS):
NONE

GOVERNING DESIGN STANDARDS:
Florida Department of Transportation, FY2017-18 Design Standards eManual (DSem) and applicable Design Standards Revisions (DSRs) at the following websites:

APPLICABLE DSR: NONE

GOVERNING STANDARD SPECIFICATIONS:
Florida Department of Transportation, January 2017 Standard Specifications for Road and Bridge Construction at the following website:
http://www.fdot.gov/programmanagement/implemented/SpecBooks

REVIZIONS:

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<th>DESCRIPTION</th>
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KEY SHEET REVISIONS

LOCATION OF PROJECT

LOCATION OF PROJECT TO BONITA SPRINGS TO FORT MYERS

LOCATION OF PROJECT TO FT. LAUDERDALE

LOCATION OF PROJECT TO MARCO ISLAND

LOCATION OF PROJECT TO MARCO ISLAND

LOCATION OF PROJECT TO MARCO ISLAND

ốiAYA PROJECT STA 44+55.80

DESIGN PROJECT STA 12433.46

END PROJECT STA 4+45.80

PROJECT CONTROL

CONSTRUCTION CONTRACT NO.

FISCAL YEAR

SHEET NO.

1686

18

1
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The above named professional engineer shall be responsible for the following sheets in accordance with Rule 61G15-23.004, F.A.C.:
### Project Summary of Pay Items

**Project:** 433188-J-S2-01  
**Lead Project:** 433189-J-S2-01  
**County/Section:** COLLIER

#### Summary of Roadsides

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<thead>
<tr>
<th>Item Number</th>
<th>Item Description</th>
<th>Unit</th>
<th>Quantity</th>
<th>Total</th>
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<tr>
<td>0101-1</td>
<td>Mobilization</td>
<td>LS</td>
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<tr>
<td>0102-10</td>
<td>Maintenance of Traffic</td>
<td>(LS)</td>
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<td>0102-34</td>
<td>Channelizing Device - Types I, II, III, VP, GA/H, or LCD</td>
<td>EA</td>
<td>7350.000</td>
<td>7350.000</td>
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<tr>
<td>0104-14</td>
<td>Guardrail Barrier</td>
<td>LF</td>
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<tr>
<td>0104-16</td>
<td>Trench Protector System</td>
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<td>0110-1</td>
<td>Cleaning &amp; Shredding 433188-J-S201LS</td>
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<td>0112-7</td>
<td>Warnings, PSI, Single</td>
<td>EA</td>
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<tr>
<td>0120-1</td>
<td>Regular Excavation</td>
<td>CY</td>
<td>178.000</td>
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<tr>
<td>0242-1-321</td>
<td>Rails, BOF, Type C, 10'</td>
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<td>0242-1-42</td>
<td>Pavers, P-T, Partial</td>
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<td>0242-1-47</td>
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<tr>
<td>0242-125-115</td>
<td>Pipe, Covert, Optional Material, Round, 55'/CD</td>
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<td>0242-125-130</td>
<td>Pipe, Cover, Optional Material, Round, 30'/CD</td>
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<td>0242-164</td>
<td>PVC Pipe for Back of Stormbox, 4'</td>
<td>LF</td>
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<td>0252-2</td>
<td>Concrete Sidewalk and Driveways, 4' Thick</td>
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<td>0252-3</td>
<td>Grateable Manhole</td>
<td>SF</td>
<td>413.000</td>
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<td>0256-1-2</td>
<td>Performance Tarp, J-OJ</td>
<td>LF</td>
<td>1114.000</td>
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</tbody>
</table>

**Notes:**

- **Lump Sum Contract:** All other pay item numbers shown in the contract plans are provided only for the purpose of describing the work to be performed. Pay item descriptions are found in the Department's Basis of Estimates Manual.

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**Address:**

Faller, Davis & Associates, Inc.  
535 W. Cypress St.  
Tampa, Florida 33602  
Certificate of Authorization No. 5844  
Mark Anthony Bayer, P.E. No. 96676

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**Contact Information:**

**State of Florida**  
Department of Transportation  
SUMMARY OF PAY ITEMS  
N/A  
COLLIER  
433188-J-S2-01  
SUMMARY OF STORING
ROADWAY PAVEMENT RESTORATION
STA. 35+04.26 TO STA. 36+33.26 LT.
STA. 41+86.00 TO STA. 42+17.00 LT.

MIN. PAVEMENT DESIGN
OPTIONAL BASE GROUP I (TYPE B-12.5 ONLY) WITH
TYPE SP STRUCTURAL COURSE (TRAFFIC B/1/17)

TYPICAL SECTION
3RD STREET NORTH SIDEWALK
STA. 12+51.44 TO STA. 44+55.80

TRAFFIC DATA

CURRENT YEAR = 2017 AADT = 7,000
ESTIMATED OPENING YEAR = 2017 AADT = 7,000
ESTIMATED DESIGN YEAR = N/A
K = N/A 0 = N/A T = N/A (24 HOUR)
DESIGN HOUR = N/A
DESIGN SPEED = 25 MPH

NOTES:
1. NEW SIDEWALK SURFACE CONNECTING TO EXISTING SIDEWALK, TURNS AND ROADWAYS SHALL MATCH THE EXISTING SURFACE ELEVATION.
2. WHEN SIDEWALK SHIFTS AWAY FROM THE R/W LINE AT B/E/STREETS, CONSTRUCT A MINIMUM OF 2'-8" SOD STRIP ALONG BOTH SIDES OF THE SIDEWALK.
EXIST. R/W LINE

PC STA. 19+62.37 TO PT STA. 19+70.77
PC STA. 19+44.20 TO PT STA. 19+53.29
PC STA. 19+24.63 TO PT STA. 19+33.72
PC STA. 19+03.47 TO PT STA. 19+12.57
PC STA. 19-26.63 TO PT STA. 19+37.22
PC STA. 19-04.70 TO PT STA. 19+53.29
PC STA. 18+41.81 TO PT STA. 18+50.61

EXIST. PALM TREE (TO REMAIN)

SIDEWALK DETAIL AT COCONUT PALM TREE

STA. 26+84.78 TO STA. 27+00.91
STA 27+13.26 TO STA 27+24.91
STA 27+34.76 TO STA 27+46.32

SIDEWALK DETAIL AT COCONUT PALM TREE