



Legislation Text

File #: 19-0001, **Version:** 2

Agenda Item Name:

FDOT Agreements: NW 23rd Ave, CR 235 at Newberry Lane, SR 24 Bike Path and SE 35th Street at SR 20

Presenter:

Ramon D. Gavarrete, P.E., Public Works Director & Brian M. Singleton, PE, Assistant Public Works Director

Description:

Request approval of five FDOT agreements for NW 23rd Ave from NW 55th St to I-75, CR 235 at Newberry Lane, Archer Road Bike Path from SW 75th Ter to SW 41st Blvd and SE 35th St at Hawthorne Rd.

Recommended Action:

1. That the Board waive the County's Policy against contractual indemnity set forth in Resolution 2014-33, and adopt the attached Resolution approving and authorizing the Chair to sign:
 - a) County Incentive Grant Program Agreement for NW 23rd Ave.
 - b) Local Agency Program Agreement for CR 235 at Newberry Lane
 - c) Florida Shared-use Non-motorized Trail Network Funding and Maintenance Agreements for Archer Road
 - d) Construction & Maintenance Agreement SE 35th St at Hawthorne Roadand the Board finds that accepting the liability contained in the agreements is in the best interests of Alachua County and the Board agrees to accept the liability under the Agreements.
2. That the Board approve: (a) an interfund loan of \$500,000 to the FDOT Grant Fund (Fund 329) for expenses until reimbursement by FDOT, and (b) the attached budget amendment for unanticipated revenues. Loan to be repaid upon completion of projects.

Prior Board Motions:

NW 23rd Ave

February 14, 2017 - Direct staff to proceed with grant application by submitting the development of NW 23rd Avenue - Option 2 - Two Lane with wide median and turn lanes.

March 26, 2019 - Board adopted Resolution 19-35 approving the typical section and alignment for the NW 23rd Ave project.

May 28, 2019 - Board approved budget amendment allocating additional funds for the design phase of the project.

Fiscal Consideration:

Project: 9177914 - Fund 336 & 329

NW 23rd Ave (project 9177914) has \$1.2M in local funds available in the account for the design &

right-of-way phase after the budget amendment. The FDOT grant provides an additional \$1.2M.

Project: 9197909 - Fund 329

CR 235 at Newberry Lane project grant provides \$3,014 to the County for staff time to manage the FDOT consultant for design.

Project: 9197910 - Fund 329

Archer Road Path project grant provides \$1,653,896 to the County for the construction and inspections.

Since grants are reimbursement grants, an interfund loan from the most appropriate fund needs to be approved up to \$500,000.

Project for SE 35th Ave intersection is part of a State funded project on SR20/Hawthorne Rd from SR26 to CR 329B. There is no fiscal impact to the County for this construction work.

Background:

The NW 23rd Avenue project is a corridor rehab from NW 55th St to I-75. The Board approved the typical section for the project on February 17, 2019. The project is entering into the right-of-way and design phase; FDOT is providing \$1.4M for this phase of work.

The CR 235 at Newberry Lane project is an intersection safety improvement by adding additional flashing beacons and warning signs. Staff applied for a Highway Safety Grant for the intersection and FDOT is providing \$3,014 for design oversight. FDOT will hire a consultant for the County to oversee during the design phase and funding will be provided in a future year for construction.

The Archer Rd SUNTrail Agreement is to extend the Archer Braid Trail from SW 75th Ter (Tower Rd area) to SW 41st Blvd (Celebration Pointe area) in the GRU right-of-way. FDOT is providing \$1,653,896 the construction phase of this project. The design phase was completed by FDOT. This project is scheduled for construction this winter. The associated maintenance agreement requires to the County to maintain the trail in perpetuity to receive the funding.

The FDOT Work Program includes the resurfacing of Hawthorne Rd from University Ave to Lakeshore Drive. The limits of construction include the intersection of SE 35th St; pedestrian improvements are proposed with the project that will be constructed within County right-of-way. The agreement is for FDOT to construct the improvements and for the County to maintain the improvements constructed in County right-of-way.

FDOT requires a resolution to authorize execution of the agreement agreements. The agreements require the County to indemnify FDOT for actions of the County. Alachua County Resolution 2014-33, relating to contractual indemnification by the County, specifies that the County does not indemnify contracted parties; therefore the BoCC must waive this policy in order for the BoCC to approve these agreements. By accepting the indemnification language and approving the agreements, the County will receive over \$3 million in project funds. The resolution also authorizes the County Manager or Public Works Director to execute any future Agreements related to the projects; this authorization will reduce staff time and eliminate the delay of receiving refunds from the FDOT. Any Agreement approved by the County Manager or Public Works Director will be reported to the BoCC. The

resolution also establishes new fund to track the revenues and expenditures. A budget amendment is required to account for unanticipated revenue.