

CLAY COUNTY RESOLUTION NO. 2019/2020 – ____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT AND ANY FUTURE AMENDMENTS TO THE TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND CLAY COUNTY, FLORIDA.

WHEREAS, on July 23, 2015, Clay County and the State of Florida Department of Transportation (the “Department”) entered into a Traffic Signal Maintenance and Compensation Agreement in relation to the Department’s Contract Number ARV48 (“Agreement”), designated by the County as Clay County Agreement/Contract No.: 14/15-132, beginning with the Department’s fiscal year beginning on July 1, 2015 for a twenty (20) year term; and

WHEREAS, the Department agreed to pay Clay County an annual compensation amount based on the Department’s fiscal year for Clay County’s cost of the maintenance and continuous operation of the Traffic Signals and Devices as defined in the Agreement under Financial Project No. 41353018812; and

WHEREAS, the Clay County Board of County Commissioners (the “Board of County Commissioners”) on behalf of Clay County adopted Resolution No. 2014/2015-59 approving and authorizing the entry of the Agreement; and

WHEREAS, Clay County and the Department have entered into certain Amendments to the Agreement for each fiscal year of the Department following entry of the Agreement to amend Exhibit A addressing reimbursement for maintenance and operation based on the Traffic Signals and Devices listed in each respective Exhibit A; and

WHEREAS, the Department continues to be willing to provide Clay County with annual compensation for the maintenance and operation of certain Traffic Signals and Devices that will be listed in Exhibit A of any amendments to the Agreement under Financial Project No. 41353018812; and

WHEREAS, Clay County and the Department wish to enter into its Fifth Amendment to the Agreement that begins on July 1, 2020 and any future amendments; and

WHEREAS, the Department has the authority under Section 334.044, Florida Statutes, to enter into the Fifth Amendment to the Agreement and any future amendments.

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

Section 1. On behalf of Clay County, the Board of County Commissioners does hereby approve and authorize the entry by Clay County into the Fifth Amendment, along with any future amendments, to the Agreement with the Department.

Section 2. The Board of County Commissioners' Chairman and the Clerk to the Board of County Commissioners are hereby authorized and directed to execute this Resolution, the Fifth Amendment to the Agreement, and any future amendments without delay. The Clerk to the Board of County Commissioners is hereby directed to cause a copy of this executed Resolution to be attached to the Fifth Amendment to the Agreement and any future amendments, and to cause each original of the Fifth Amendment to the Agreement and any future amendments, fully executed on behalf of Clay County, to be delivered to the Department.

Section 3. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED by the Board of County Commissioners of Clay County, Florida, this ___ day of _____, 2020.

Board of County Commissioners Clay
County, Florida

Gayward F. Hendry, Chairman

ATTEST:

Howard Wanamaker, County Manager and Clerk to
the Board of County Commissioners

F:\Contract\FDOT\Traffic Signal Compensation Agreement\Resolution.docx