

MEMORANDUM

March 21, 2011

To: Honorable Mayor and City Commissioners

Via: Judith H. Delmar, City Manager^{jhd}

From: Teresa Allen, Public Services Administrator

Subject: Resolution 2011-04, Highway Lighting, Maintenance and Compensation Agreement

Synopsis: The Commission will consider approving Resolution 2011-04 authorizing the Mayor to execute an agreement between the City and the FDOT to maintain state highway lighting within the jurisdictional boundaries of the City. The agreement provides the City with compensation of \$55,836.06 for the maintenance of 317 highway lights.

Recommendation:

Staff recommends that the City Commission approve the following action:

1. Approve Resolution 2011-04, Highway Lighting, Maintenance and Compensation agreement.
2. Authorize the mayor to execute on behalf of the City of Lake Wales an agreement with the State of Florida Department of Transportation to maintain state highway lighting within the jurisdictional boundaries of the city for compensation in the amount of \$55,836.06.

Background:

In May 2005 the City Commission approved Resolution 2005-15 authorizing the Mayor to execute on behalf of the City an agreement between the City of Lake Wales and the State of Florida Department of Transportation to maintain state highway lighting within the jurisdictional boundaries of the City.

Resolution 2010-15 replaced resolution 2005-15 and provided the City with compensation of \$54,209.85 for maintenance of 317 highway lights (\$190.01 per light). This is 90% compensation for the 317 lights, exhibit "A" ($\$190.01 \times 317 = \$60,233.17 \times 90\% = \$54,209.85$).

Resolution 2011-04 replaces resolution 2010-15 and provides the City with compensation of \$55,836.06 for maintenance of 317 highway lights (\$195.71 per light). This is 90% compensation for the 317 lights, exhibit "A" ($\$195.71 \times 317 = \$62,040.07 \times 90\% = \$55,836.06$).

Fiscal Impact:

If we do not accept the agreement, the light maintenance will be funded by City funds and the City will lose compensation in the amount of \$55,836.06.

Other Options:

Do not accept the agreement.

Attachment(s):

Resolution 2011-04 with Exhibit "A", Agreement
Cover letter

RESOLUTION 2011-04

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ON BEHALF OF THE CITY AN AGREEMENT BETWEEN THE CITY OF LAKE WALES AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF STATE HIGHWAY LIGHTING WITHIN THE JURISDICTIONAL BOUNDARIES OF THE CITY.

WHEREAS, the City of Lake Wales and the State of Florida Department of Transportation hereto mutually recognize the need for entering into an Agreement pursuant to Section 163.01, Florida Statutes, designating and setting forth the responsibilities of each party in regards to maintenance of state highway lighting within the jurisdictional boundaries of the City.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of Lake Wales, that:

1. The City Commission approves entering into a Maintenance Agreement with the State of Florida Department of Transportation which Agreement is designated as Contract No. AM852, Financial Project No. 413563-1-78-01 for maintenance of state highway lighting within the jurisdictional boundaries of the City as described in Exhibit "A" and
2. The Mayor is hereby authorized to execute the above referenced Maintenance Agreement on behalf of the City of Lake Wales.

THIS RESOLUTION INTRODUCED AND PASSED by the City Commission of the City of Lake Wales, Polk County, Florida at its regular meeting on April 6, 2011.

Mayor/Commissioner, City of Lake Wales

ATTEST:

City Clerk

EXHIBIT "A"
FY 11/12 FDOT WORK ORDER

**STATE HIGHWAY LIGHTING MAINTENANCE, AND COMPENSATION
AGREEMENT**

Contract Number AM852
Maintaining Agency: City of Lake Wales
Financial Project No.: 413563-1-78-01
Effective Date: July 1, 2011 to June 30, 2012

1.0 PURPOSE

This exhibit defines the method and limits of compensation to be made to the Maintaining Agency for the services described in the original agreement executed on 8/14/02.

2.0 COMPENSATION

The Department will compensate each Maintaining Agency for maintenance of lights being maintained on state highways for FY 11/12 is 90% of the total number of lights at \$195.71 per light.

The current inventory of lights to be maintained by your agency for FY 11/12 is three-hundred-seventeen (317) at a cost of \$195.71 per light, which brings the amount of compensation to \$55,836.06.

3.0 PAYMENT PROCESSING

The Maintaining Agency shall invoice the Department yearly for services rendered in a format acceptable to the Department.

For Satisfactory completion of all services as detailed in the original agreement for this FY 11/12, the Department will pay the Maintaining Agency a Total Lump Sum of \$55,836.06.

By: _____
Sharon L. Harris
FDOT District Maintenance Administrator

By: _____
City/County

Date: _____

Date: _____



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

OFFICE OF THE
SECRETARY

March 9, 2011

Teresa Allen
City of Lake Wales
P.O. Box 1320
Lake Wales, FL 33859-1320

Re: Highway Lighting, Maintenance, and Compensation Agreement
City of Lake Wales
AM852

Dear Ms. Allen,

The Department is now allotting funds to Maintaining Agencies of highway lighting systems on state highways. The Department will compensate each Maintaining Agency \$195.71 per light for maintenance of 90% of the total number of lights being maintained on state highways for FY 11/12. It is anticipated that compensation will be made for maintenance of 90% of the total number of lights being maintained in FY 11/12 at \$195.71 per light.

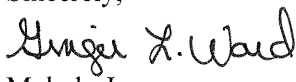
As stated in the attached Exhibit "A", FY 11/12 Work Order, the inventory of lights maintained by you is three-hundred-seventeen (317). This is the number used to program funding of \$55,836.06 for your agency for FY 11/12.

Attached are two (2) copies of the FY 11/12 Work Order (Exhibit "A") for contract number AM852 between the Department and your agency for FDOT's FY 11/12 for your review and execution. **Please return the two (2) original executed copies to the Department by June 01, 2011 for final execution.** After the Agreement has been fully executed and dated, a copy will be provided for your files. A fully executed Agreement is required before the allotted funds can be released.

Executed documents should be mailed to my attention at: Florida Department of Transportation, Mail Station 1-7, P.O. Box 1249, Bartow, FL 33831-1249. Should you have any questions regarding this Agreement or require assistance in this matter, please contact me by phone at (863)519-2723 or email at melody.joyner@dot.state.fl.us.

Thank you very much for your cooperation.

Sincerely,


for Melody Joyner
District Maintenance Senior Contracts Manager