

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

**SUBJECT: FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN
SEMINOLE COUNTY AND THE CITY OF OVIEDO RELATING TO THE
2001 CENT FOR SEMINOLE LOCAL SALES SURTAX**

DEPARTMENT: Public Works DIVISION: Administration

**AUTHORIZED BY: [Signature] CONTACT: [Signature] EXT: 5605
W. Gary Johnson, P.E., Director Pam Hastings, Manager**

**Agenda Date 12/10/02 Regular Consent Work Session Briefing
Public Hearing – 1:30 Public Hearing – 7:00**

MOTION/RECOMMENDATION:

Approve and authorize the Chairman to execute the First Amendment to the Interlocal Agreement between Seminole County and the City Of Oviedo relating to Administration of the City's Share of Funds under the Cent for Seminole Local Sales Surtax for the City's Transportation Improvement Projects.

BACKGROUND:

In June of 2001, the County entered into a master Interlocal Agreement with the seven municipalities within Seminole County (the Cities of Altamonte Springs, Casselberry, Lake Mary, Longwood, Oviedo, Sanford and Winter Springs) and the Seminole County School Board which relates to transportation and education infrastructure projects to be funded with the 2001 local government infrastructure sales surtax proceeds.

On March 11, 2002, the County and City of Oviedo entered into a second Interlocal Agreement relating to the administration of funding of design through construction of certain City streets. The amendment being requested by the City revises Exhibit A of this Interlocal agreement by deleting the Lindsey Lane and North/South One-way Pairs projects, and reallocating funds to the proposed SR 426 widening (from Winter Springs Blvd. to SR 434) and the widening of East CR 419 (from Division Street to SR 434). There is no change to the funding share for City projects from the 2001 Renewed Sales Tax. The enclosed amended Exhibit was approved by the City Council in a public hearing held on November 4, 2002; the City has completed the necessary amendment process with no comments or objections filed.

Attachments: First Amendment, including Exhibit A as amended
City's Transmittal Letter of October 8, 2002
including strike-through/underline version of
Exhibit A

Reviewed by: [Signature]
Co Atty: _____
DFS: N/A
Co. Eng: _____
DCM: [Signature]
CM: [Signature]
File No. CPWA01

FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN SEMINOLE COUNTY AND THE CITY OF OVIEDO RELATING TO ADMINISTRATION OF THE CITY'S SHARE OF FUNDS UNDER THE CENT FOR SEMINOLE LOCAL SALES SURTAX FOR THE CITY'S TRANSPORTATION IMPROVEMENT PROJECTS

THIS AMENDMENT TO INTERLOCAL AGREEMENT is made and entered into this ____ day of _____, 2002, by and between **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter referred to as the "COUNTY", and the **CITY OF OVIEDO**, a Florida municipal corporation, whose address is 400 Alexandria Boulevard, Oviedo, Florida 32765, hereinafter referred to as the "CITY".

WITNESSETH:

WHEREAS, the COUNTY and the CITY have previously entered into a Second Interlocal Agreement regarding transportation improvement projects to be funded with the proceeds of a Second Generation Local Government Infrastructure Sales Surtax (hereafter referred to as the Agreement); and

WHEREAS, the Agreement requires the CITY to hold a public hearing and provide notice thereof to all local governments before adding or dropping projects; and

WHEREAS, the CITY represents that it has complied with the requirements of the agreement for amending the project list attached hereto as Exhibit A; and

WHEREAS, the parties wish to amend the Agreement as hereinafter stated.

NOW, THEREFORE, in consideration of the premises and promises, covenants, agreements and commitments contained herein and other good and valuable consideration, the receipt, adequacy and sufficiency of which are hereby acknowledged as the both parties, the parties agrees as follows

Section 1. Mayor of the City of Oviedo. Wherever the Agreement there is any reference to the Mayor of the City of Oviedo it shall be understood to refer to Thomas G. Walters or the current Mayor of the City of Oviedo.

Section 2. Exhibit A. Exhibit A to the Agreement is replaced with the attached Exhibit "A".

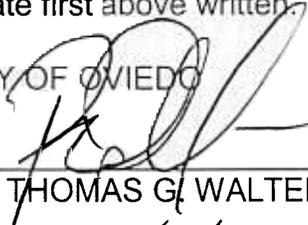
Section 3. Existing Agreement. Except as herein amended, all terms and conditions of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have and made and executed this Agreement for the purposes herein stated on the date first above written.

ATTEST:


BARBARA J. BARBOUR
City Clerk

CITY OF OVIEDO

By: 
for THOMAS G. WALTERS, Mayor
Date: 11/4/02

Approved as to form and legal sufficiency.


City Attorney

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County Commissioners
of Seminole County, Florida

By: _____
DARYL G. MCLAIN, Chairman

For the use and reliance of Seminole County only. Approved as to form and legal sufficiency.


County Attorney

Date: _____

As authorized for execution by the Board of County Commissioners at their _____, 2002 regular meeting.

7/1/02
Attachment: Exhibit A

Cent For Seminole Local Sales Surtax

OVIEDO

Transportation Projects	Proposed Scope	Preliminary Cost Estimate
INTENDED PROJECTS: IN PRIORITY ORDER		
<u>PD&E Study CR 419/SR 426</u>	Funds to cover cost of portion of PD&E Study not available from the First Generation if other Projects exceed original estimates.	\$.4 M
Franklin Street/Division Street/CR 426	Construction of Franklin Street – SR 434 to the intersection of Division Street and CR 426, and reconstruct Division Street from the same intersection to CR 419. Also, improvements to the intersection.	\$.3 M
CANDIDATE PROJECTS: IN PRIORITY ORDER		
SR 426 Widening	Construct two additional lanes from SR 434 to Winter Springs Boulevard (including purchasing for offsite retention/detention). Total Project Cost Estimate: \$8 M, which includes match from the County/City Cost – Shared Projects component of the Major Road System Program shown in Exhibit B of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement.	\$ 5.0 M
East CR 419 Widening	Phase I; Construct two additional lanes from a point east of Division Street to SR 434 (including purchasing for offsite retention/detention). Total Project Cost Estimate: \$6 M, which includes match from the County/City Cost – Shared Projects component of the Major Road System Program shown in Exhibit B of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement.	\$ 5.1 M
PROJECTS TOTAL		\$10.8 M
City Revenue Share relating to funding of the above projects.	Per Section 2(d) and Exhibit D of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement.	2.019201958%
<p>Per Section 2(e) of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement, if any local government successfully appeals the results of the 2000 Census figures as published by the Census Bureau, the distribution shall be recalculated to reflect the adjustments made in the 2000 Census results by the Census Bureau. Any such change shall be effective at the start of the distribution year following the adjustment. In conjunction with County issuance of such recalculation, an update to this Exhibit shall be entered into the public record.</p>		
<p>Other Candidate Projects may be undertaken if revenues and/or actual costs on the projects identified above allow. Specific priorities are: widening of East CR 419 from Lockwood Blvd to a point east of Division Street (Phase II; \$4 M total cost estimate); West Mitchell Hammock widening/improvements (\$7 M total cost estimate); East Mitchell Hammock widening/improvements (\$8 M total cost estimate). These projects are also eligible for match from the Cost – Shared Projects component of the Major Road System Program shown in Exhibit B of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement.</p>		
<p>Projects may be added or deleted pursuant to the provisions of Section 3 (a) of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement. In conjunction with County approval of such project change(s), an update to this Exhibit shall be entered into the public record.</p>	<p>Scopes may be expanded, reduced, or otherwise altered pursuant to the provisions of Section 3(b) of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement. In conjunction with County concurrence in such scope change(s), an update to this Exhibit shall be entered into the public record.</p>	<p>Costs are provided as estimates only. Changes to costs do not require a formal update to this Exhibit to be issued, unless a project or scope revision is also involved.</p>

This Exhibit For The City Of Oviedo Valid As Of _____, 2002

Sem. Co. Review/Approval
 Initials:
 DPW _____
 CM OR BCC CHAIR _____



CITY OF OVIEDO FLORIDA

400 ALEXANDRIA BOULEVARD • OVIEDO, FLORIDA 32765 • (407) 977-6000

V. EUGENE WILLIFORD, III
CITY MANAGER

October 8, 2002

RECEIVED

OCT 15 2002

SEMINOLE COUNTY
COUNTY MANAGER

Mr. Kevin Grace
County Manager
Seminole County
1101 East First Street
Sanford, Fl. 32771-1468

Re: Renewed 2001 One Cent Sales Tax/Notice of Proposed Changes to City Project List

Dear Mr. Grace:

This letter serves as notification that the City Council will conduct a public hearing on November 4, 2002, to consider changes to the list of Transportation Projects for the City of Oviedo. These changes are identified on the attached strike-through/underline version of Exhibit A.

By copy as indicated below, each of the other governmental entities is also being notified of this proposed change and offered the opportunity to submit comments prior to or at the public hearing. For information, at the close of the public hearing, a request of the City Council will be made for the formal approval of the amendment subject to changes per public comments.

If you have any questions, I can be reached at (407) 977-6000.

Sincerely,

V. Eugene Williford, III
City Manager

Attachment: Exhibit A strike-through/underline version

Copies with attachment:

- Mr. Phil Penland, City of Altamonte Springs
- Mr. Jack Schluckebier, City of Casselberry
- Mr. John Litton, City of Lake Mary
- Mr. John Drago, City of Longwood
- Mr. Tony VanDerworp, City of Sanford
- Mr. Ron McLemore, City of Winter Springs
- Dr. Paul Hagerty, School Superintendent

EXHIBIT A

Cent For Seminole Local Sales Surtax

OVIEDO		
Transportation Projects	Proposed Scope	Preliminary Cost Estimate
INTENDED PROJECTS: IN PRIORITY ORDER		
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Franklin Street/Division Street/CR 426	Construction of Franklin Street – SR 434 to the intersection of Division Street and CR 426, and reconstruct Division Street from the same intersection to CR 419. Also, improvements to the intersection.	\$.3 M
Lindsay Lane Extension	Division Street (Central) to SR 434; construct road.	\$.7 M
North/South One-Way Pairs	Construct North/South one-way pairs in downtown area using Garden Street, Station Street, and Railroad Street; and realign Geneva Road intersection @ RR Crossing.	\$1.8 M
CANDIDATE PROJECTS: IN PRIORITY ORDER		
SR 426 Widening	Construct two additional lanes from SR 434 to Winter Springs Boulevard (including purchasing for offsite retention/detention). Total Project Cost Estimate: \$8 M, which includes match from the County/City Cost – Shared Projects component of the Major Road System Program shown in Exhibit B of the 2001 Transportation and Education Infrastructure Plan Interlocal Agreement.	\$ 4 M
		\$ 5.0 M
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 CM OR BCC CHAIR _____