

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of February 29, 2024

TO: The Honorable Deborah Figgs-Sanders, Chair and Members of City Council

SUBJECT: Approving a Resolution finding that \$25,000 is an amount sufficient to pay for sidewalk maintenance of the sections of the sidewalk located within the Project limits for the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project (“Project”), over its useful life of fifteen (15) years; authorizing a supplemental appropriation in the amount of \$25,000 from the unappropriated balance of the General Fund (0001) to the Stormwater, Pavement and Traffic Operations Department, Traffic Support Division (400-1265) for future sidewalk maintenance required by the Local Agency Program Agreement (“Agreement”) between the State of Florida Department of Transportation (“FDOT”) and the City of St. Petersburg, Florida (“City”); providing that the maintenance funds shall not need annual re-appropriations and shall be considered encumbered for the useful life of the Project with only authorized expenditures being for maintenance of the scoped improvements of the project; finding that execution of the Agreement shall not be considered an unlawful act under Florida Statute §166.241; approving the Agreement and authorizing the Mayor or his designee to execute a Local Agency Program Agreement between the City of St. Petersburg, Florida and the State of Florida Department of Transportation (“FDOT”) for participation by FDOT in the construction activities related to the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project in an amount not to exceed \$674,846; and providing an effective date. (ECID Project No. 22045-112; Oracle No. 18921) (FDOT Financial Project No. 441215 1 58 01)

EXPLANATION: The proposed agreement will provide Federal Highway grant funding through the FDOT’s Local Agency Program (“LAP”) for Construction phase work for the City of St. Petersburg’s 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project. This shared use path will provide a connection from the Pinellas trail to bicycle and pedestrian sidewalk network within north St. Petersburg and surrounding areas.

The scope of work includes construction of a shared use path along the west side of 71st Street North from the Pinellas Trail along side of Tyrone Boulevard to 38th Avenue North, ADA curb ramp upgrades, curb and gutter reconstruction, and roadway resurfacing. Design was funded and administered by FDOT. Construction will be funded utilizing Federal funds through this LAP Agreement and administered by the City.

The project is being developed under FDOT’s LAP process. The City received LAP recertification in April 2023 to provide planning, design, and construction/construction administration for federally funded projects within City limits.

This LAP agreement for the 71st St Trail Connector project provides funds in the amount of \$674,846 for the construction phase. Anticipated construction costs are expected to exceed this LAP agreement amount. Additional project funding will be allocated based on the actual bids received.

The City is responsible for repairing and maintaining the improvements on City property and within City rights of way throughout the service life of the Project, at an estimated cost of \$25,000.00 over a 15-year life span, including the shared use path along 71st St from 30th Ave N to 38th Ave N.

This project will be performed in accordance with all applicable FDOT procedures, guidelines, manuals, standards, and directives as described in the FDOT LAP Manual.

RECOMMENDATION: Approving a Resolution finding that \$25,000 is an amount sufficient to pay for sidewalk maintenance of the sections of the sidewalk located within the Project limits for the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project (“Project”), over its useful life of fifteen (15) years; authorizing a supplemental appropriation in the amount of \$25,000 from the unappropriated balance of the General Fund (0001) to the Stormwater, Pavement and Traffic Operations Department Traffic Support Division (400-1265) for future sidewalk maintenance required by the Local Agency Program Agreement (“Agreement”) between the State of Florida Department of Transportation (“FDOT”) and the City of St. Petersburg, Florida (“City”); providing that the maintenance funds shall not need annual re-appropriations and shall be considered encumbered for the useful life of the Project with only authorized expenditures being for maintenance of the scoped improvements of the project; finding that execution of the Agreement shall not be considered an unlawful act under Florida Statute §166.241; approving the Agreement and authorizing the Mayor or his designee to execute a Local Agency Program Agreement between the City of St. Petersburg, Florida and the State of Florida Department of Transportation (“FDOT”) for participation by FDOT in the construction activities related to the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project in an amount not to exceed \$674,846; and providing an effective date. (ECID Project No. 22045-112; Oracle No. 18921) (FDOT Financial Project No. 441215 1 58 01)

COST/FUNDING/ASSESSMENT INFORMATION: Funds have been previously appropriated in the Bicycle/Pedestrian Safety Improvements Fund (3004), 71st Street Trail Connector Project (18921). Funds for repair and maintenance will be available after the approval of a supplemental appropriation in the amount of \$25,000 from the unappropriated balance of the General Fund (0001) to the Stormwater, Pavement, and Traffic Operations Department, Traffic Support Division (400-1265). The impact to the General Fund reserves for this appropriation will be approximately \$1,667 per year and will be included in the Stormwater, Pavement and Traffic Operations Department’s annual operating budget.

ATTACHMENTS: Resolution
Council Map
Draft FDOT LAP Phase 58 Agreement

RESOLUTION NO. 2024-__

A RESOLUTION FINDING THAT \$25,000 IS AN AMOUNT SUFFICIENT TO PAY FOR SIDEWALK MAINTENANCE OF THE SECTIONS OF THE SIDEWALK LOCATED WITHIN THE PROJECT LIMITS FOR THE 71ST ST TRAIL CONNECTOR FROM PINELLAS TRAIL TO 38TH AVE NORTH MULTI USE TRAIL PROJECT (“PROJECT”) OVER ITS USEFUL LIFE OF FIFTEEN (15) YEARS; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$25,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001) TO THE STORMWATER, PAVEMENT AND TRAFFIC OPERATIONS DEPARTMENT, TRAFFIC SUPPORT DIVISION (400-1265) FOR FUTURE SIDEWALK MAINTENANCE REQUIRED BY THE LOCAL AGENCY PROGRAM AGREEMENT (“AGREEMENT”) BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (“FDOT”) AND THE CITY OF ST. PETERSBURG, FLORIDA (“CITY”); PROVIDING THAT THE MAINTENANCE FUNDS SHALL NOT NEED ANNUAL RE-APPROPRIATIONS AND SHALL BE CONSIDERED ENCUMBERED FOR THE USEFUL LIFE OF THE PROJECT WITH ONLY AUTHORIZED EXPENDITURES BEING FOR SIDEWALK MAINTENANCE OF THE SECTIONS OF THE SIDEWALK ASSOCIATED WITH THE PROJECT; FINDING THAT EXECUTION OF THE AGREEMENT SHALL NOT BE CONSIDERED AN UNLAWFUL ACT UNDER FLORIDA STATUTE §166.241; APPROVING THE AGREEMENT AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT BETWEEN THE AND FDOT FOR PARTICIPATION BY FDOT IN THE CONSTRUCTION AND CONSTRUCTION ENGINEERING INSPECTION SERVICES FOR THE PROJECT IN AN AMOUNT NOT TO EXCEED \$674,846; AND PROVIDING AN EFFECTIVE DATE. (ECID PROJECT NO. 22045-112; ORACLE NO. 18921) (FDOT FINANCIAL PROJECT NO. 441215 1 58 01)

WHEREAS, the State of Florida Department of Transportation (“FDOT”) has agreed to participate in the construction and construction engineering inspection services for the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project (“Project”); and

WHEREAS, as a requirement for FDOT’s participation in the Project, the City of

St. Petersburg, Florida (“City”) must enter into a Local Agency Program Agreement (“Agreement”) setting forth the obligations of FDOT and the City; and

WHEREAS, the source of the funds to be provided to the City pursuant to the Agreement by FDOT is funding from the federal government; and

WHEREAS, federal law governing the use of such funds requires FDOT to cause a project built with such funds to be maintained for the useful life of the project; and

WHEREAS, the Agreement requires the City to maintain the Project for its useful life; and

WHEREAS, Florida Statute §166.241 provides that “...it is unlawful for any officer of a municipal government to expend or contract for expenditures in any fiscal year except in pursuance of budgeted appropriations”; and

WHEREAS, the City's professional staff has advised the City Council that in its professional opinion the sidewalk maintenance of the sections of the sidewalk associated with the Project for its useful life of fifteen (15) years will cost \$25,000; and

WHEREAS, City Council finds that \$25,000 is an amount sufficient to pay for the sidewalk maintenance of the sections of the sidewalk associated with the Project over its useful life; and

WHEREAS, Administration recommends approval of this Resolution.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida that \$25,000 is an amount sufficient to pay for sidewalk maintenance of the sections of the sidewalk located within the project limits for the 71st St Trail Connector from Pinellas Trail to 38th Ave North Multi Use Trail Project (“Project”) over its useful life of fifteen (15) years.

BE IT FURTHER RESOLVED that there is hereby approved from the unappropriated balance of the General Fund (0001) the following supplemental appropriation for FY24:

<u>General Fund (0001)</u>	
Stormwater, Pavement and Traffic Operations Department	
Traffic Support Division (400-1265)	\$25,000

BE IT FURTHER RESOLVED that the appropriation for the sidewalk maintenance for the sections of the sidewalk associated with the Project shall be committed within the General Fund balance which will carry forward from year to year and shall be considered encumbered for the useful life of the Project with the only authorized expenditures from that commitment being

for such maintenance associated with the Project.

BE IT FURTHER RESOLVED that at the end of the useful life of the Project any funds remaining in the operating project for maintenance of the Project shall be returned to the City's General Fund.

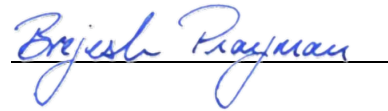
BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute a Local Agency Program Agreement between the City of St. Petersburg, Florida and the State of Florida Department of Transportation ("FDOT") for participation by FDOT in the construction and construction engineering inspection services for the Project in an amount not to exceed \$674,846.

This Resolution shall become effective immediately upon its adoption.

LEGAL:


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DEPARTMENT:



BUDGET:

