

ST. PETERSBURG CITY COUNCIL
Consent Agenda

Meeting of December 18, 2014

TO: The Honorable Bill Dudley, Chair and Members of City Council

SUBJECT: A resolution authorizing the Mayor or his designee to accept funding under the District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement, as amended and modified, in an amount not to exceed \$1,000,000 for FY 2014/2015 (Year 5 of 5); and to execute all documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$1,000,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, to the FDOT Right of Way Landscape Improvements Project (13119); and providing an effective date.

EXPLANATION: The Parks and Recreation Department currently has maintenance agreements with the Florida Department of Transportation (FDOT) to perform routine maintenance of landscaped areas along FDOT corridors within the City of St. Petersburg, including I-175, I-275, I-375, 4th Street North, 5th Avenue North, Tyrone Boulevard, Pasadena Avenue, 66th Street North, 34th Street/US 19, Roosevelt Boulevard, Gandy Boulevard and the Pinellas Bayway.

On January 20, 2011, the City Council approved a Landscape Reimbursement and Maintenance Memorandum of Agreement ("Agreement") by Resolution No. 2011-33 that provides funds to the City for the major maintenance of these landscape areas, including landscape design, installation of new and replacement of existing plant materials, and maintenance during the establishment period. Pursuant to the Agreement, executed on March 9, 2011, the cost of this work is reimbursed by FDOT up to \$1,000,000 annually. This major maintenance work will reduce short-term and long-term maintenance obligations of the City, by correcting any ongoing maintenance problems and enhancing the appearance of the FDOT corridors.

It is the intent of the City and FDOT that the funding and installation of improvements pursuant to Agreement amendments and modifications shall continue for five (5) years, subject to availability of funds, and that the City's maintenance responsibilities shall remain in full force and effect until the Agreement is terminated by either the FDOT or the City, following sixty (60) days written notice.

On February 2, 2012, City Council approved the First Amendment to the FDOT agreement, accepting FDOT funding for FY 12 (Year 2 of 5) in the not to exceed amount of \$1,000,000.

On May 3, 2012, City Council approved a Modification to the FDOT agreement to receive one time additional funding in the not to exceed amount of \$545,000 to further the major maintenance and beautification of existing FDOT corridors for FY 12 (Year 2 of 5).

On June 6, 2013, City Council approved the Second Amendment to the FDOT agreement, accepting FDOT funding for FY 13 (Year 3 of 5) in the not to exceed amount of \$1,000,000.

On February 20, 2014, City Council approved the Third Amendment to the FDOT agreement, accepting FDOT funding for FY 14 (Year 4 of 5) in the not to exceed amount of \$1,000,000.

The Florida Department of Transportation ("FDOT") has offered the City funding for FY 15 (Year 5 of 5) in the not to exceed amount of \$1,000,000 to further the major maintenance and beautification of existing FDOT corridors for FY15.

Landscape plans for specific locations will be coordinated with the FDOT District Landscape Architect and submitted for FDOT approval prior to installation by City Contractors. The City will invoice the FDOT for landscape design and installation costs after the work is completed, up to a maximum of \$1,000,000. The Agreement, as amended and modified, requires the City to perform ongoing maintenance, including litter removal, mulching, mowing, pruning, fertilizer application, and removal or replacement of dead plants at the City's option. The Agreement, as amended and modified, will be in effect until terminated by either the FDOT or the City, after 60 days notice.

RECOMMENDATION: Administration recommends adoption of the attached resolution authorizing the Mayor or his designee to accept funding under the District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement, as amended and modified, in an amount not to exceed \$1,000,000 for FY 2014/2015 (Year 5 of 5); and to execute all documents necessary to effectuate this transaction; approving a supplemental appropriation in the amount of \$1,000,000 from the increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, to the FDOT Right Of Way Landscape Improvements Project (13119); and providing an effective date.

COST/FUNDING/ASSESSMENT INFORMATION: Funds will be available after approval of a supplemental appropriation from the District Seven Highway Landscape Reimbursement and Maintenance Memorandum Agreement in the amount of \$1,000,000 providing a increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, to the FDOT Right of Way Landscape Improvements Project (13119).

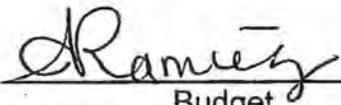
ATTACHMENT: Resolution

APPROVALS:

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TBG


Administration


Budget

Legal: 00207433.doc v. 3

Resolution No. 2014 - ____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT FUNDING UNDER THE DISTRICT SEVEN HIGHWAY LANDSCAPE REIMBURSEMENT AND MAINTENANCE MEMORANDUM OF AGREEMENT, AS AMENDED AND MODIFIED, IN AN AMOUNT NOT TO EXCEED \$1,000,000 FOR FY 2015 (YEAR 5 OF 5); AND TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS TRANSACTION; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$1,000,000 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE GENERAL CAPITAL IMPROVEMENT FUND (3001), RESULTING FROM THESE ADDITIONAL REVENUES, TO THE FDOT RIGHT OF WAY LANDSCAPE IMPROVEMENTS PROJECT (13119); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation ("FDOT") established a 5-year program for the beautification of existing roadway projects ("Project Highways") in 2011; and

WHEREAS, on March 9, 2011, the City and FDOT entered into a District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement ("Agreement") under the program for FY 2011; and

WHEREAS, on February 2, 2012, the City Council approved the First Amendment to the Agreement for the purpose of clarifying the five year term and accepted the funding for FY 2011 – 2012 in the not to exceed amount of \$1,000,000; and

WHEREAS, on May 3, 2012, the City Council approved a Modification to the FDOT agreement to receive one time additional funding in the amount of \$545,000 to further the major maintenance and beautification of existing FDOT corridors for the fiscal year 2012 as a modification to the First Amendment, increasing the total of the FY 2011 – 2012 (Year 2 of 5) funding to \$1,545,000; and

WHEREAS, on June 6, 2013, the City Council approved the Second Amendment to the FDOT agreement for the purpose of clarifying the five year term and accepted the funding for FY13 (Year 3 of 5) in the not to exceed amount of \$1,000,000; and

WHEREAS, on February 20, 2014, City Council approved the Third Amendment to the FDOT agreement, accepting FDOT funding for FY 14 (Year 4 of 5) in the not to exceed amount of \$1,000,000; and

WHEREAS, under the Agreement, as amended and modified, the City's Parks and Recreation Department will perform the installation of landscape improvements and perform ongoing maintenance, including litter removal, mulching, mowing and pruning, fertilizer application, and removal or replacement of dead plants at the City's option; and

WHEREAS, the City's maintenance responsibilities shall remain in full force and effect until the Agreement is terminated by either the FDOT or the City following sixty (60) days written notice; and

WHEREAS, FDOT has offered the City funding for FY 15 (Year 5 of 5) in the not to exceed amount of \$1,000,000.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that the Mayor or his designee is authorized to accept funding under the District Seven Highway Landscape Reimbursement and Maintenance Memorandum of Agreement, as amended and modified, in an amount not to exceed \$1,000,000 for FY 2015 (Year 5 of 5); and

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute all documents necessary to effectuate this transaction; and

BE IT FURTHER RESOLVED that there is hereby approved from the increase in the unappropriated balance of the General Capital Improvement Fund (3001), resulting from these additional revenues, the following supplemental appropriation for FY 2015:

General Capital Improvement Fund (3001)
FDOT Right of Way Landscape Improvements Project (13119) \$1,000,000

This resolution shall become effective immediately upon its adoption.

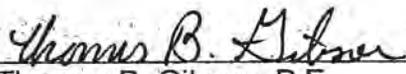
Approved by:



Legal Department
By: (City Attorney or Designee)


Tom Greene
Budget Director

Approved by:



Thomas B. Gibson, P.E.
Engineering Director