A meeting of the Manatee County Port Authority will be held during a meeting of the Board of County Commissioners of Manatee County Tuesday, November 19, 2019, at 1:30 pm, or as soon as is practicable, in the Patricia M. Glass Commission Chambers on the first floor of the County Administrative Center at 1112 Manatee Avenue West, Bradenton, Florida

MANATEE COUNTY PORT AUTHORITY AGENDA
November 19, 2019 – 1:30 pm

The Manatee County Port Authority may take action on any matter during this meeting, including those items set forth within this agenda. The chairperson, at the option of the chairperson, may take business out of order if the chairperson determines that such a change in the agenda’s schedule will expedite the business of the Port Authority.

CALL TO ORDER
Public Comments

1. Consent Agenda
2. Purchase of Capital Equipment
3. Drop Trailer Lot Contract Award

Executive Director Comments
Public Comments
Commissioner Comments

According to Section 286.0105, Florida Statutes, any person desiring to appeal any decision made by the Port Authority with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

Vanessa Baugh, Chairman
Priscilla Whisenant-Trace, 1st Vice-Chairman; Reggie Bellamy, 2nd Vice-Chairman;
Betsy Benac, 3rd Vice-Chairman; Stephen R. Jonsson, Member;
Misty Servia, Member; Carol Whitmore, Member
1. CONSENT AGENDA

   A. Warrant Listing

   B. Minutes October 22, 2019

   C. Budget Resolution

   D. Berth Rehabilitation Additional Engineering Services

   E. Amendment to the Public Transportation Grant Agreement – Continued
      Berth Rehabilitation

   F. Amendment to the Public Transportation Grant Agreement – Railroad
      Improvements

   G. Pavement Improvements Tax Savings Change Order
<p>| AP | V019302 | ABBOTT, PAUL SCOTT | 1,031.25 |
| AP | V023321 | AMERICAN EXPRESS TRAVEL RELATE | 27.92 |
| AP | V002036 | ANCHOR HOUSE | 2,500.00 |
| AP | V113719 | APEX OFFICE PRODUCTS INC | 119.47 |
| AP | P000270 | APPICE, MATTHEW | 125.17 |
| AP | V013140 | AT AND T MOBILITY | 47.56 |
| AP | V023501 | AT AND T TELECONFERENCE SERVIC | 20.23 |
| AP | V002730 | BANK OF AMERICA | 246.34 |
| AP | V004571 | BATTERY USA INC | 376.50 |
| AP | V170611 | BOYD INSURANCE AGENCY INC | 852.00 |
| AP | V173024 | BRADENTON HERALD, THE | 602.00 |
| AP | V002036 | BRIGHT HOUSE | 1,425.25 |
| AP | V202222 | CALLAGHAN ENTERPRISES INC, DAN | 3,938.05 |
| AP | P000322 | CARNELL, DELISA J | 61.75 |
| AP | V006422 | COMMERCIAL FIRE AND COMMUNIT | 841.00 |
| AP | V010815 | CRIME STOPPERS OF MANATEE CTY | 250.00 |
| AP | V200106 | CSX TRANSPORTATION | 2,386.00 |
| AP | V006291 | DEX IMAGING INC | 563.54 |
| AP | V022096 | ENTECH | 419.00 |
| AP | V022096 | ENTECH | 419.00 |
| AP | V022096 | ENTECH | 1,350.00 |
| AP | V323190 | FASTENAL COMPANY | 5.56 |
| AP | V324212 | FEDERAL EXPRESS CORPORATION | 70.47 |
| AP | V020901 | FIRKINS CHRYSLER JEEP DODGE | 1,338.16 |
| AP | V017457 | FL DEPT OF ECONOMIC OPPORTUNIT | 175.00 |
| ZP | L333009 | FLEET PRODUCTS | 324.70 |
| AP | V019619 | FLORIDA POWER AND LIGHT COMPAN | 63,992.24 |
| AP | V019619 | FLORIDA POWER AND LIGHT COMPAN | 22,491.39 |
| AP | V016922 | FLORIDA SEAPORTS COUNCIL INC | 33,000.00 |
| AP | V021937 | FRONTIER COMMUNICATIONS OF FLO | 2,450.94 |
| AP | V020807 | GENUINE AUTOMOTIVE | 357.77 |
| AP | V006728 | GOVCONNECTION INC | 2,247.00 |
| AP | V385628 | GRAINGER INC, W W | 14.78 |
| AP | V385628 | GRAINGER INC, W W | 64.20 |
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| AP | V022245 | GUYS HAULING AND DUMPSTER SERV | 60.00 |
| WT | V020386 | HANCEP BANK | 29,253.12 |
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| AP | V896015 | INTERISK CORPORATION | 112.50 |
| AP | V487310 | JEFFCOAT INC | 192.00 |
| AP | V000060 | JH WILLIAMS OIL CO INC | 1,426.29 |
| AP | V000060 | JH WILLIAMS OIL CO INC | 1,889.15 |
| AP | V493800 | JOHNSON PRINTING | 125.64 |
| AP | V015114 | JOHNSTONE SUPPLY | 439.14 |
| AP | V015693 | LAKWOOD RANCH BUSINESS ALLIAN | 325.00 |
| AP | P000333 | LEE, BRUCE A | 61.75 |</p>
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Total warrants (checks) for period reported 456,669.60
Present were:
Vanessa Baugh, Chairman
Priscilla Whisenant Trace, First Vice-Chairman
Reggie Bellamy, Second Vice-Chairman
Betsy Benac, Third Vice-Chairman
Misty Servia
Carol Whitmore

Absent was:
Stephen R. Jonsson

Also present were:
David Sanford, Port Authority Deputy Executive Director
Jennifer R. Cowan, Port Authority Attorney
Susan Flowers, Accounting Manager, Clerk of the Circuit Court
Julie Jensvold, Finance, Clerk of the Circuit Court
Vicki Tessmer, Board Records Supervisor, Clerk of the Circuit Court
Amy Beck, Clerk I, Clerk of the Circuit Court

Chairman Baugh called the meeting to order at 11:19 a.m.

PUBLIC COMMENT
There being no public comment, Chairman Baugh closed public comment.

AGENDA

1. CONSENT AGENDA
A motion was made by Member Trace, seconded by Member Servia, and carried 6 to 0 with Member Jonsson absent, to approve the Consent Agenda incorporating the language as stated in the recommended motions on the cover sheets for the Consent Agenda.

A. WARRANT LIST
Accepted Warrant Listing from September 9, 2019, to October 13, 2019

B. MINUTES
Approved minutes of September 19, and October 8, 2019

C. BUDGET RESOLUTION
Adopted Budget Resolution PA-20-03

D. 2020 HOLIDAY AND PAY DATE SCHEDULE
Approved the schedule of holidays and pay dates for the Manatee County Port Authority for calendar year 2020.

E. CERTIFICATION OF LANDS
Executed the Certification of Lands from Manatee County Port Authority to the U.S Army of Corps of Engineers (USACE)

2. ADDITIONAL DREDGING/BERTH AREAS
David Sanford, Port Authority Deputy Executive Director, reviewed the dredging needed
for maintenance in the berth areas at Port Manatee. The best option was piggybacking off of the USACE Dredging Bid because of the $200,000 cost savings.

A motion was made by Member Benac and seconded by Member Trace, to execute a Memorandum of Agreement between the USACE and the Manatee County Port Authority for Additional Dredging in connection with Dredging of the Manatee Harbor, Florida Navigation Project.

The motion carried 6-0 with Member Jonsson absent.

EXECUTIVE DIRECTOR COMMENTS
David Sanford, Port Authority Deputy Executive Director
- Announced Liz Fiocchi, USACE Representative, has been promoted and will be transferring to San Francisco, California.

PORT AUTHORITY COMMENTS
Chairman Baugh
- Reported the date for Port Manatee to receive $5.1 million federal reimbursements for dredging performed in 2011 will be announced in mid-November.

PUBLIC COMMENTS
There being no public comment, Chairman Baugh closed public comment.

ADJOURN
There being no further business, Chairman Baugh adjourned the meeting at 11:25 a.m.

Minutes Approved: ________________
CONSENT
AGENDA ITEM 1.C: BUDGET RESOLUTION

BACKGROUND:

This resolution budgets for a drop trailer lot that will be utilized as a dedicated area for the storage of chassis and trailers. Cost will be provided after November 18, 2019, bid opening.

ATTACHMENT:

Budget Resolution PA-20-06.

COST AND FUNDING SOURCE:

Port cash.

CONSEQUENCES IF DEFERRED:

Delay in budget allocations.

LEGAL COUNSEL REVIEW: N/A

RECOMMENDATION:

Move to adopt Budget Resolution PA-20-06.
WHEREAS, Florida Statutes 129.06, authorizes the Manatee County Port Authority to amend its budget for the current fiscal year as follows:

a) Appropriations for expenditures in any fund may be decreased and other appropriations in the same fund correspondingly increased, provided the total appropriations of the fund are not changed.

b) Appropriations from reserves may be made to increase the appropriation for any particular expense in the same fund, or to create an appropriation in the fund for any lawful purpose.

c) Unanticipated revenues, including increased receipts for enterprise or propriety funds, may be appropriated for their intended purpose, and may be transferred between funds to properly account for the unanticipated revenue.

NOW, THEREFORE, BE IT RESOLVED by the Manatee County Port Authority that the 2019-2020 budget is hereby amended in accordance with Section 129.06, Florida Statutes as described on the attached summary and specified in the budget adjustment batch files which are listed below:

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<tr>
<th>Item No.</th>
<th>Batch ID No.</th>
<th>Reference No.</th>
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ADOPTED with a quorum present and voting this the 19th day of November, 2019.

ATTEST: ANGELINA M. COLONNESO
CLERK OF CIRCUIT COURT

MANATEE COUNTY PORT AUTHORITY

By: ________________________________
1) Fund: Port Cash

Section: Drop Trailer Lot

Description: Budgets for the drop trailer lot.

Batch ID: BAALB1919A

Reference: BU20200117
November 19, 2019

CONSENT
AGENDA ITEM 1.D.: BERTH REHABILITATION ADDITIONAL ENGINEERING SERVICES

BACKGROUND:

On May 17, 2018, the Authority approved Professional Services Authorization (PSA) No. 18-05 to RS&H, Inc., in the amount of $303,643.00 for inspection of certain berths, design of repairs and bidding and construction phase services. A bid opening was held on September 6, 2019, for the repair of berths 6 and 7. Two bids were received both of which were over the project budget. As such, the project will be redesigned to incorporate the maximum repairs within the specified budget. Request is to approve an additional $18,482.00 for the revised bid documents and associated bid tasks.

ATTACHMENT:

Scope of Services to rescope and rebid berths 6 and 7

COST AND FUNDING SOURCE:

FDOT grant funding of $13,861.50 or 75% and SIB loan in the amount of $4,620.50 or 25%, each.

CONSEQUENCES IF DEFERRED:

Delay in berth inspections and reports

LEGAL COUNSEL REVIEW: Yes

RECOMMENDATION:

Move to approve an additional $18,482.00 to RS&H for the revised bid documents and associated bid tasks, subject to the review and approval of FDOT.
November 11, 2019

Mr. George Isiminger, P.E.
Senior Director of Planning, Engineering and Environmental Affairs
Manatee County Port Authority
300 Tampa Bay Way
Palmetto, Florida 34221

Dear Mr. Isiminger,

In reference to your requirement to provide additional services to rescope and re-bid the Docks Inspection and Repair project, please find attached proposal.

**PROJECT DESCRIPTION**

Manatee County Port Authority (MCPA) has secured the services of RS&H, Inc. to provide engineering design for repairs of Berths 6 & 7. In order to rescope and re-bid the project to get it within the budgeted amount, additional engineering services are required.

**SCOPE OF SERVICES**

Proposed changes include the following: see attached.

**Project Schedule:**

Project will be completed within 60 days of NTP for these additional services.

**Price:**

This is a lump sum agreement. Total fee for this effort is $18,482.00 as shown on attachment "A".

RS&H looks forward to the opportunity to continue to support the MCPA.

Sincerely,

Michael S. Dixon, PE
Vice President, Transportation-Infrastructure
SCOPE OF SERVICES

Additional Services for Purchase Order PA 005081 to rescope and re-bid
For
Docks Inspection and Repair 2018

PORT MANATEE
Manatee County, Florida

PROJECT DESCRIPTION
The intent of the overall project is to provide dock inspection at Berth 6 and Berth 7 gantry piers, inspection for the TransMontaigne impressed current cathodic protection system, and inspection at the dock face walls for Berths 7-10. The project will be re-designed to incorporate maximum repairs within a specified budget. RS&H, Inc. is the CONSULTANT and Manatee County Port Authority is the AUTHORITY as referenced in this scope of services.

SECTION 3 – SCOPE OF ADDITIONAL PROFESSIONAL SERVICES

Task 1 – Project Administration and Management

A). Meetings The following management meetings will occur during the project:
   1. Meeting to review specifications and drawing updates to revised scope.

B). Progress Reports The CONSULTANT shall provide the AUTHORITY with monthly progress reports.

C). AUTHORITY Review and Comment The CONSULTANT shall provide responses to the AUTHORITY’s comments no later than fourteen (14) calendar days after receiving the final comments for revised bid documents.

D). Project Scheduling The CONSULTANT shall prepare a revised project schedule for additional services work.

E). Project Schedule The CONSULTANT will complete all work within 30 days of notice to proceed (NTP). This includes five (5) workdays for AUTHORITY review and comment of the updates.

Task 1 Deliverables:
- Project Schedule, (11”x17”) in a readable scale;
- Monthly Project Progress Reports;
- Minutes of each meeting distributed to each attendee and others as requested by the AUTHORITY no later than seven (7) calendar days after the meeting;
- Written responses to AUTHORITY comments at each design submittal stage no later than fourteen (14) calendar days after receiving the final comments.
Task 2 – Berth 6 & 7 Repair Re-design & Re-scope Additional Services

Based on received construction proposals exceeding the Port Manatee repair budget, the CONSULTANT has been asked to rework the design and specifications and support re-bidding the project. Specific items to be addressed:

- Draft changes to front-end documents for cost savings for coordination with Port attorney to considered for incorporation.
- Coordinating with Port and Tenant shipping schedules and guaranteed no ship interruption of work periods to provide clearer picture for proposers and reduced cost for construction.
- Re-work bidding for straight unit price setting an upper limit. Will coordinate with Port for additional sections of the standard front-end documents to use.
- Rework base and alternatives breakdown based on previous proposals cost data to allow for only part of the Berth 6 work (the most important parts), due to budget limitations.
- Recommend construction scope changes proposed for cost savings to be considered for incorporation.
- Update engineer’s estimate of probable costs for AUTHORITY review and comment.

**Bid Support Services**
The CONSULTANT shall provide bid support services that include preparation of electronic bid documents, provide agenda and attend pre-bid meeting site visit, respond to request for information, and review bids with letter of recommendation.

A). Assumptions:
   a. All design progress meetings will be via conference call.
   b. Pre-bid meeting and site visit to be conduct on same day.
   c. AUTHORITY will coordinate with Port Attorney for acceptance of revised front-end contract documents for approval.
   d. AUTHORITY will review updates within five (5) workdays and provide comment for incorporation.

**Task 2 – Deliverables:**
- Revised bid documents for review and comment;
- Revised engineer’s probable cost of construction;
- Electronic Bid Documents;
- Pre-bid agenda and meeting minutes;
- Bid review and recommendation letter.

END SCOPE OF SERVICES
Consultant: RS&H, Inc.
Date Prepared: October 11, 2019
Job Description: Port Manatee Berths 6 & 7 Additional Services for Scope Revision and Re-bid

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Unit Prices
- $276.00
- $225.00
- $185.00
- $115.00
- $78.00

Expenses $500.00

**Total for Additional Services Fee** $18,482.00
CONSENT
AGENDA ITEM 1.E: AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT – CONTINUED BERTH REHABILITATION

BACKGROUND:

The Florida Department of Transportation (FDOT) has agreed to additional participation in the funding of $119,949 for the continued berth rehabilitation project and has provided the attached Amendment to the Public Transportation Grant Agreement (PTGA). As a condition of the grant, the Port is obligated to contribute 25% (or $39,983), bringing the total project costs to $2,000,000. To enter into the agreement, FDOT requires that the Port Authority adopt a resolution specifically approving the PTGA Amendment and authorizing the execution of the PTGA Amendment on behalf of the Port Authority by specifically designated officials.

ATTACHMENT:

Resolution PA-20-04 and the State of Florida Department of Transportation Amendment to the Public Transportation Grant Agreement

COST AND FUNDING SOURCE:

Total for the project is $1,500,000 FDOT and $500,000 Port.

CONSEQUENCES IF DEFERRED:

Delay in execution of the PTGA Amendment

LEGAL COUNSEL REVIEW: Yes

RECOMMENDATION:

Move to adopt Resolution PA-20-04 authorizing the execution of an Amendment to Public Transportation Grant Agreement with the Florida Department of Transportation for continued berth rehabilitation.
A RESOLUTION BY THE MANATEE COUNTY PORT AUTHORITY APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION

WHEREAS, the State of Florida Department of Transportation (Department) has offered to enter into an Amendment to the Public Transportation Grant Agreement with the Manatee County Port Authority (Port Authority) to provide Department participation in the berth rehabilitation project, and

WHEREAS, the Port Authority has the authority to enter into said Amendment to the Public Transportation Grant Agreement with the Department, and it is expedient and in the best interests of this Port Authority to approve and authorize the execution of the Amendment to the Public Transportation Grant Agreement.

NOW THEREFORE BE IT RESOLVED by the Manatee County Port Authority that:

1. The State of Florida Department of Transportation Amendment to the Public Transportation Grant Agreement, identified as Financial Project Number 433457-1-94-04 wherein the Department agrees to a maximum participation in the amount of $1,500,000 is approved. The Chairman of the Port Authority, or, in the absence of the Chairman, any Vice Chairman of the Port Authority, is authorized to execute the Amendment to the Public Transportation Agreement on behalf of the Port Authority.

2. The Clerk of the Circuit Court of Manatee County, Florida, is authorized to cause two copies of this resolution to be certified for delivery to the Florida Department of Transportation.

ADOPTED with a quorum present and voting this the 19th day of November, 2019.

ATTEST: ANGELINA M. COLONNESO MANATEE COUNTY PORT CLERK OF CIRCUIT COURT AUTHORITY

______________________________ By: ______________________________
Chairman
THIS AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT ("Amendment") is made and entered into on 8/23/2019, by and between the State of Florida, Department of Transportation ("Department"), and Manatee County Port Authority ("Agency"), collectively referred to as the "Parties."

RECITALS

WHEREAS, the Department and the Agency on 8/23/2019 (date original Agreement entered) entered into a Public Transportation Grant Agreement ("Agreement").

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. Amendment Description. The project is amended to increase the Department's financial participation in Port Manatee's berth rehabilitation and reconstruction initiative.

2. Program Area. For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):

   - Aviation
   - Seaports
   - Transit
   - Intermodal
   - Rail Crossing Closure
   - Match to Direct Federal Funding (Aviation or Transit) (Note: Section 15 and Exhibit G do not apply to federally matched funding)
   - Other

3. Exhibits. The following Exhibits are updated, attached, and incorporated into this Agreement:

   - Exhibit A: Project Description and Responsibilities
   - Exhibit B: Schedule of Financial Assistance
   - Exhibit C: Terms and Conditions of Construction
   - Exhibit D: Agency Resolution
   - Exhibit E: Program Specific Terms and Conditions
   - Exhibit F: Contract Payment Requirements
4. **Project Cost.**
The estimated total cost of the Project is X increased/ _ decreased by $159,932 bringing the revised total cost of the project to $2,000,000.

The Department's participation is X increased/ _ decreased by $119,949. The Department agrees to participate in the Project cost up to the maximum amount of $1,500,000, and, additionally the Department's participation in the Project shall not exceed 76.00% of the total eligible cost of the Project.

Except as modified, amended, or changed by this Amendment, all of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the day and year written above.

**AGENCY** Manatee County Port Authority

By: ____________________________________________
Name: Vanessa Baugh
Title: Chairwoman

By: ____________________________________________
Name: John Kubler, P.E.
Title: Director of Transportation Development

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

Legal Review: ________________________________

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

_4/3/19_
EXHIBIT B
Schedule of Financial Assistance

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

A. Fund Type and Fiscal Year:

<table>
<thead>
<tr>
<th>Financial Management Number</th>
<th>Fund Type</th>
<th>FLAIR Category</th>
<th>State Fiscal Year</th>
<th>Object Code</th>
<th>CSFA/CFDA Number</th>
<th>CSFA/CFDA Title or Funding Source Description</th>
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B. Estimate of Project Costs by Grant Phase:

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<th>Local</th>
<th>Federal</th>
<th>Totals</th>
<th>State %</th>
<th>Local %</th>
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<td>Match to Direct Federal Funding</td>
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<td>$0</td>
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<td>25.00</td>
<td>0.00</td>
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</tbody>
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*Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Keith Robbins
Department Grant Manager Name

[Signature]

Date 10/30/19
EXHIBIT G

STATE FINANCIAL ASSISTANCE (FLORIDA SINGLE AUDIT ACT)

THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT Consist of the following:

SUBJECT TO SECTION 215.97, FLORIDA STATUTES:

Awarding Agency: Florida Department of Transportation
State Project Title: Seaport Grant Program
CSFA Number: 55.005
*Award Amount: $1,500,000

*The award amount may change with amendments

Specific project information for CSFA Number 55.005 is provided at: https://apps.flds.com/fsaa/searchCatalog.aspx

COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:

State Project Compliance Requirements for CSFA Number 55.005 are provided at: https://apps.flds.com/fsaa/searchCompliance.aspx

The State Projects Compliance Supplement is provided at: https://apps.flds.com/fsaa/compliance.aspx
November 19, 2019

CONSENT

AGENDA ITEM 1.F: AMENDMENT TO THE PUBLIC
TRANSPORTATION GRANT AGREEMENT –
RAILROAD IMPROVEMENTS

BACKGROUND:

The Florida Department of Transportation (FDOT) has agreed to additional participation in the funding of $26,168 for the railroad upgrade and improvement project and has provided the attached Amendment to the Public Transportation Grant Agreement (PTGA). As a condition of the grant, the Port is obligated to contribute 50% (or an additional $26,168), bringing the total project costs to $654,470. To enter into the agreement, FDOT requires that the Port Authority adopt a resolution specifically approving the PTGA Amendment and authorizing the execution of the PTGA Amendment on behalf of the Port Authority by specifically designated officials.

ATTACHMENT:

Resolution PA-20-05 and portions of the State of Florida Department of Transportation Amendment to the Public Transportation Grant Agreement

COST AND FUNDING SOURCE:

Total for the project is $327,235 FDOT and $327,235 Port.

CONSEQUENCES IF DEFERRED:

Delay in execution of the PTGA Amendment

LEGAL COUNSEL REVIEW: Yes

RECOMMENDATION:

Move to adopt Resolution PA-20-05 authorizing the execution of an Amendment to the Public Transportation Grant Agreement with the Florida Department of Transportation for railroad upgrade and improvements.
A RESOLUTION BY THE MANATEE COUNTY PORT AUTHORITY APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION

WHEREAS, the State of Florida Department of Transportation (Department) has offered to enter into an Amendment to the Public Transportation Grant Agreement with the Manatee County Port Authority (Port Authority) to provide Department participation in the railroad upgrade and improvement project, and

WHEREAS, the Port Authority has the authority to enter into said Amendment to the Public Transportation Grant Agreement with the Department, and it is expedient and in the best interests of this Port Authority to approve and authorize the execution of the Amendment to the Public Transportation Grant Agreement.

NOW THEREFORE BE IT RESOLVED by the Manatee County Port Authority that:

1. The State of Florida Department of Transportation Amendment to the Public Transportation Grant Agreement, identified as Financial Project Number 444887-1-94-01 wherein the Department agrees to a maximum participation in the amount of $327,235 is approved. The Chairman of the Port Authority, or, in the absence of the Chairman, any Vice Chairman of the Port Authority, is authorized to execute the Amendment to the Public Transportation Agreement on behalf of the Port Authority.

2. The Clerk of the Circuit Court of Manatee County, Florida, is authorized to cause two copies of this resolution to be certified for delivery to the Florida Department of Transportation.

ADOPTED with a quorum present and voting this the 19th day of November, 2019.

ATTEST: ANGELINA M. COLONNESO MANATEE COUNTY PORT CLERK OF CIRCUIT COURT AUTHORITY

____________________________________  By: ____________________________
Chairman
THIS AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT ("Amendment") is made and entered into on __________________________, by and between the State of Florida, Department of Transportation ("Department"), and Manatee County Port Authority, ("Agency"), collectively referred to as the "Parties."

RECOLALS

WHEREAS, the Department and the Agency on __8/23/2019__ (date original Agreement entered) entered into a Public Transportation Grant Agreement ("Agreement").

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. Amendment Description. The project is amended to increase the Department's financial participation in Port Manatee's railroad upgrade and replacement initiative.

2. Program Area. For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):

- Aviation
- Seaports
- Transit
- Intermodal
- Rail Crossing Closure
- Match to Direct Federal Funding (Aviation or Transit)
  (Note: Section 15 and Exhibit G do not apply to federally matched funding)
- Other

3. Exhibits. The following Exhibits are updated, attached, and incorporated into this Agreement:

- Exhibit A: Project Description and Responsibilities
- Exhibit B: Schedule of Financial Assistance
- Exhibit C: Terms and Conditions of Construction
- Exhibit D: Agency Resolution
- Exhibit E: Program Specific Terms and Conditions
- Exhibit F: Contract Payment Requirements
4. Project Cost.
The estimated total cost of the Project is X increased/ _ decreased by $52,336 bringing the revised total cost of the project to $654,470.

The Department's participation is X increased/ _ decreased by $26,168. The Department agrees to participate in the Project cost up to the maximum amount of $327,235, and, additionally the Department's participation in the Project shall not exceed 50.00% of the total eligible cost of the Project.

Except as modified, amended, or changed by this Amendment, all of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the day and year written above.

AGENCY Manatee County Port Authority

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

By:________________________________________
Name: Vanessa Baugh
Title: Chairwoman

By:________________________________________
Name: John Kubler, P.E.
Title: Director of Transportation Development

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

Legal Review: __________________________

______________________________

2 of 4
EXHIBIT B
Schedule of Financial Assistance

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

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<th>Fund Type</th>
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Total Financial Assistance $654,470

B. Estimate of Project Costs by Grant Phase:

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<th>State</th>
<th>Local</th>
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*Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Keith Robbins
Department Grant Manager Name

Signature

Date 10/30/19
STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
PUBLIC TRANSPORTATION  
GRANT AGREEMENT EXHIBITS  

EXHIBIT G  
STATE FINANCIAL ASSISTANCE (FLORIDA SINGLE AUDIT ACT)  
THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:  
SUBJECT TO SECTION 215.97, FLORIDA STATUTES:~  
Awarding Agency: Florida Department of Transportation  
State Project Title: Seaport Grant Program  
CSFA Number: 55.005  
*Award Amount: $327,235  
*The award amount may change with amendments  
Specific project information for CSFA Number 55.005 is provided at: https://apps.fldfs.com/fsaa/searchCatalog.aspx  
COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:  
State Project Compliance Requirements for CSFA Number 55.005 are provided at: https://apps.fldfs.com/fsaa/searchCompliance.aspx  
The State Projects Compliance Supplement is provided at: https://apps.fldfs.com/fsaa/compliance.aspx
CONSENT
AGENDA ITEM 1.G: PAVEMENT IMPROVEMENTS TAX SAVINGS CHANGE ORDER

BACKGROUND:
On September 19, 2019, the Authority awarded the contract for pavement improvements to Pepper Contracting Services (Pepper) in the amount of $3,719,788. The original contract price included sales tax for the purchase of construction materials. Change Order No. 01 allows the Port Authority to take advantage of provisions of Section 212.08(6), Florida Statutes and Rule 12-A-1.094, Florida Administrative Code, to pay for materials directly thus allowing sales tax cost savings. Pepper’s contract is decreased $324,410 and Angelo’s Recycled Materials PO is entered for $306,000, resulting in savings of $18,410.

ATTACHMENT:
1. Change Order No. 01 to the Pepper Contracting Services contract for sales tax savings resulting in a decrease of 324,410.
2. Purchase order in amount of $306,000 to Angelo’s Recycled Materials for the direct purchase of crushed concrete.

COST AND FUNDING SOURCE:
Net decrease of $18,410

CONSEQUENCES IF DEFERRED:
Delay in purchase of project construction materials

LEGAL COUNSEL REVIEW: Pending

RECOMMENDATION:
Move to approve Change Order No. 01 to the contract between the Manatee County Port Authority and Pepper Contracting Services for road improvements to provide for sales tax savings of a net decrease of $18,410; approve the issuance of a purchase order to Angelo’s Recycled Materials in the amount of $306,000 for the direct purchase of construction materials, subject to FDOT review and approval.
CHANGE ORDER NO.: 01

Owner: Manatee County Port Authority
Owner’s Project No.: 
Engineer: Terracon
Engineer’s Project No.: 
Contractor: Pepper Contracting
Contractor’s Project No.: 
Project: Port Manatee Pavement Improvements
Contract Name: 
Date Issued: 
Effective Date of Change Order: 

The Contract is modified as follows upon execution of this Change Order:

Description:

Sales Tax Exemption Purchase

Attachments:

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Recommended by Engineer (if required) 
Authorized by Owner

By: 
Title: 
Date: 

Authorized by Owner 
Approved by Funding Agency (if applicable)

By: 
Title: 
Date: 

EJCDC® C-941, Change Order.
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**PURCHASE ORDER**

**Manatee County Port Authority**

300 Tampa Bay Way  
Palmetto, FL 34221

**JOB NO.** 3908  
**DATE** 11/13/2019

**TO:** Angelo's Recycled Materials  
855 28th Street South  
St. Petersburg, Florida 33712  
Attn: Stephen Iafrate

**Project Name:** Port Manatee Pavement Improvements  
**Shipping Address:** Job Site  
**Shipping Terms:** Will Call  
**Payment Terms:** NET 30 Days from receipt of invoice

Item Specifications By: FDOT/Port Manatee

---

**PLEASE REMIT SHOP DRAWINGS / MIX DESIGNS UPON RECEIPT OF THIS ORDER**

---

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**Subtotal:** $306,000.00  
**Co. Surtax (1st $5000) 1.00% Percent** $50.00  
**State Sales Tax 6.00% Percent** $18,360.00  
**Total:** $324,410.00

**NTP:** 10/08/2019  
**Completion Date:** 06/08/2020

**F. O. B. POINT:** MATERIAL TO BE PICKED UP AND HAULED TO JOBSITE BY DANIEL MULLINS TRUCKING, INC.  
**SHIP ON (OR BY):**  
**SHIP VIA:** Best Way

---

(See Conditions on Reverse Side)  
Invoices Received Without Purchase Order Number Will Be Returned Unpaid.
November 19, 2019

AGENDA ITEM 2.: PURCHASE OF CAPITAL EQUIPMENT

BACKGROUND:

On August 15, 2019, the Authority adopted Budget Resolution PA-19-21 reflecting the Fiscal Year 2019-2020 budget which included $1M for various capital equipment purchases. The Port’s tractor, lift truck, work boat and backhoe are over 25 years old and are inoperable and/or obsolete. Request is to approve the aforementioned equipment for a total cost $284,580.95.

ATTACHMENT:

- Purchase Requisition Port Manatee for the tractor
- Purchase Requisition Port Manatee for the backhoe and lift truck
- Purchase Requisition Port Manatee for the utility work boat

COST AND FUNDING SOURCE:

$284,580.95 approved capital purchase in 2019-2020 budget

CONSEQUENCES IF DEFERRED:

Delay in capital equipment purchases

LEGAL COUNSEL REVIEW: Yes

RECOMMENDATION:

Move to approve the issuance of the following purchase orders:
- Fields Equipment Company in the amount of $75,260.95 for the purchase of a 2019 John Deere 5100E utility tractor.
- Ring Power in the amount of $121,750.00 for the purchase of a used backhoe and used lift truck.
- Scully’s Aluminum Boats Inc. in the amount of $87,570 for the purchase of a new utility work boat.
Department: MAINTENANCE
Date: October 9, 2019
Purpose: Replacement of old Equipment
Request by: DEVIN
Allocation: PO #:

Vendor #1: Fields Equipment Company
3203 Havendale Blvd.
Winter Haven, FL 33881
Phone 863-967-0602
Contact Robert Fields

Vendor #2: Ag-Pro Company
6690 Nw 135th Lane
Chiefland, FL 32626
Phone 352-493-4121
Contact Michael Cockill

Vendor #3: Everglades Equipment
906 Us Hwy 301 N
Palmetto, FL 34221
Phone 941-722-3281
Contact Casey Horne

<table>
<thead>
<tr>
<th>Item</th>
<th>Qty</th>
<th>Description</th>
<th>Unit Cost</th>
<th>Unit Cost</th>
<th>Unit Cost</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>2019 John Deere 5100E utility tractor</td>
<td>$52,304.60</td>
<td>53,285.73</td>
<td>52,658.43</td>
<td>$52,304.60</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>John Deere 540M Loader</td>
<td>$5,631.10</td>
<td>5,032.72</td>
<td>5,355.35</td>
<td>$5,631.10</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
<td>2019 Rhino Flex wing Rotary cutter 4155</td>
<td>$18,325.25</td>
<td>17,625.25</td>
<td>20,388.00</td>
<td>$18,325.25</td>
</tr>
<tr>
<td>4</td>
<td>1</td>
<td>Package deal discount</td>
<td>-$1,000.00</td>
<td>-</td>
<td>-</td>
<td>($1,000.00)</td>
</tr>
</tbody>
</table>

Freight Charges

Notes:

PO TOTAL: $75,260.95

via Port Authority Approval 11/19/19
PO Approval / Authorization
Senior Director of Business Administration & Finance

Departmental Approval
Director of Operations & Maintenance
PURCHASE REQUISITION PORT MANATEE
300 Tampa Bay Way, Palmetto, Florida 34221 - Purchasing Department Phone #: (941) 721-2500
( Purchases over $ 500.00 )

Department: MAINTENANCE                                Date: October 16, 2019
Purpose: update of equipment                        Request by: DEVIN
Allocation:                                           PO #: 

Vendor #1: Ring Power                                  
7500 26th Ct E
Sarasota, FL 34243
Phone 941-592-6866
Contact Terry Peugh

Vendor #2:                                           

Vendor #3:                                           

<table>
<thead>
<tr>
<th>Item</th>
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<th>Unit Cost</th>
<th>Unit Cost</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>Caterpillar 420f2xh Backhoe - USED</td>
<td>$51,750.00</td>
<td></td>
<td></td>
<td>$51,750.00</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>Caterpillar TL642D Lift Truck - USED</td>
<td>$70,000.00</td>
<td></td>
<td></td>
<td>$70,000.00</td>
</tr>
</tbody>
</table>

Freight Charges

PO TOTAL: $121,750.00

Departmental Approval
Director of Operations & Maintenance

via Port Authority Approval 11/19/19
PO Approval / Authorization
Senior Director of Business Administration & Finance
**PURCHASE REQUISITION PORT MANATEE**

300 Tampa Bay Way, Palmetto, Florida 34221 - Purchasing Department Phone #: (941) 721-2500

(Purchases over $500.00)

<table>
<thead>
<tr>
<th>Department: MAINTENANCE</th>
<th>Vendor #1: Scully's Aluminum Boats Inc</th>
<th>Vendor #2: GSA Bid</th>
<th>Vendor #3: GSA Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Purpose: Utility work boat</td>
<td>Vendor Address: 1015 Stephensville Road, Morgan City, LA 70380</td>
<td>Phone: 985-385-1323</td>
<td>Contact: Shane Scully</td>
</tr>
<tr>
<td>Allocation:</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PO #:</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**PO TOTAL:** $87,570.00

<table>
<thead>
<tr>
<th>Item</th>
<th>Qty</th>
<th>Description</th>
<th>Unit Cost</th>
<th>Unit Cost</th>
<th>Unit Cost</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>28’ aluminum work boat includes single Yahama F200XB 4 stroke outboard, lights, navigation equipment, cathodic protection, safety equipment and shipping to Port Manatee</td>
<td>$78,850.00</td>
<td>$78,850.00</td>
<td></td>
<td>$78,850.00</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>Boat trailer; magic tilt model</td>
<td>$8,720.00</td>
<td></td>
<td></td>
<td>8,720.00</td>
</tr>
</tbody>
</table>

**Notes:**

**Departmental Approval**
Director of Operations & Maintenance

**via Port Authority Approval 11/19/19**

**PO Approval / Authorization**
Senior Director of Business Administration & Finance
AGENDA ITEM 3.: DROP TRAILER LOT CONSTRUCTION CONTRACT AWARD

BACKGROUND:

The number of customer trailer chassis stored on Port property has grown to over 100 a day. A dedicated area for the chassis will free-up space throughout the Port and allow for better utilization in certain areas where the chassis are currently stored. On October 14, 2019, an invitation to bid was published for the grading and stabilizing of nearly five acres for the creation of a dedicated trailer and chassis lot. A bid opening will be held on November 18, 2019.

ATTACHMENT:

Bid Tabulation Form – TO BE PROVIDED

COST AND FUNDING SOURCE:

Port cash

CONSEQUENCES IF DEFERRED:

Delay in project commencement

LEGAL COUNSEL REVIEW: Pending

RECOMMENDATION – Will be provided after November 18, 2019 bid opening.