SUMMARY/HIGHLIGHT: Florida Department of Transportation (FDOT) reimburses local governments for a portion of the cost to maintain and operate highway lighting on the state highway system. The reimbursement is based on a standard state-wide rate. In Deland, 242 lights have been identified by FDOT to be eligible in this program. These include approximately 80 lights on State Road 44, two lights on State Road 15A, 159 lights on US 17-92 and one light on SR 15 (US 17).

STRATEGIC PLAN FOCUS AREA/ACTION STEP:

SUSTAINABILITY:

FISCAL IMPACT: In the 2013/2014 FDOT fiscal year, a payment of $53,143 will be made to the City of DeLand. The number of lights and amount of payment is adjusted annually based on the actual number of lights maintained by the City and the FDOT state-wide reimbursement rate for that fiscal year.

Staff notes that, based on the number of lights determined above, the FDOT will reimburse the City for street lighting at a unit rate of $219.60 per light per year. The City owns some of the lights on Woodland Blvd. (downtown and south of New Hampshire Avenue) and pays for energy through dedicated meters and maintains the lights using force account labor. Remaining lights are leased from Progress Energy at a cost of approximately $228.70 per light per year.

RECOMMENDATION: It is recommended that the City Commission approve the proposed State Highway Lighting, Maintenance and Compensation Agreement and the accompanying resolution authorizing the City Manager or his designee to execute the agreement on behalf of the City.
SUBJECT: Consideration State Highway Lighting Maintenance and Compensation Agreement

BACKGROUND/DISCUSSION:
RESOLUTION 2013-

A RESOLUTION OF THE CITY COMMISSION OF DELAND, FLORIDA AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE STATE HIGHWAY LIGHTING, MAINTENANCE AND COMPENSATION AGREEMENT AND WORK ORDER.

BE IT RESOLVED BY THE CITY COMMISSION OF DELAND, FLORIDA:

Section 1. The Florida Department of Transportation has offered the City a State Highway Lighting, Maintenance and Compensation Agreement and work order.

Section 2. The City Commission of the City of DeLand has deemed the execution of this document to be in the best interest of the City.

Section 3. The City Manager of the City of DeLand or his designee is hereby authorized to execute the State Highway Lighting, Maintenance and Compensation Agreement and work order on behalf of the City of DeLand, Florida.

Section 4. This Resolution shall become effective immediately upon its adoption.

PASSED AND DULY ADOPTED this 20th day of May, 2013.

Robert F. Apgar
Mayor-Commissioner

ATTEST:

Julie A. Hennessy
City Clerk-Auditor

APPROVED AS TO FORM AND LEGALITY:

Darren J. Elkind
City Attorney
Florida Department of Transportation

RICK SCOTT
GOVERNOR
1650 North Kepler Road
DeLand, FL 32724

May 1, 2013

Mr. Michael Pleus
City Manager
City of DeLand
1102 S. Garfield Ave.
DeLand, Florida 32724

Re: State Highway Lighting, Maintenance, and Compensation Agreement Work Order (FY 13/14)
Financial Project ID: 413615-8-78-04
Contract Number: AM-207
FEID No.: VF-596000307-008
Work Order for Fiscal Year 13/14
Resolution No.: 2002-32

Dear Mr. Pleus:

You are hereby authorized to perform maintenance of the State Highway Lighting Systems within your jurisdiction in accordance with the terms and conditions of the State Highway Lighting, Maintenance, and Compensation Agreement.

The total compensation for Fiscal Year 13/14 paid under this Work Order is $53,143.00. This amount reflects a 3% increase per unit cost from the previous year. The compensation period for this work order will begin from July 1, 2013, and expire June 30, 2014.

Please execute and/or return the following documents directly to this office in the enclosed self-addressed envelope. In order to guarantee availability of funds, these documents must be returned to this office no later than June 7, 2013.

- Sign this original work order confirming receipt and agreement of the compensation terms listed above and return.
- Sign and have notarized, the enclosed State Highway Lighting, Maintenance, and Compensation Agreement Certification and return.
- If the Resolution referenced above is no longer current, return a copy of your current Resolution.

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<th>Qty</th>
<th>Description</th>
<th>TOTAL</th>
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<tr>
<td>1</td>
<td>LUMP SUM</td>
<td>$0.00</td>
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State Highway Lighting, Maintenance, and Compensation Agreement Certification must accompany this invoice.

SubTotal $0.00

TOTAL $0.00

*Highway Lighting, Maintenance, and Compensation Agreement*
State Highway Lighting, Maintenance and Compensation Agreement Work Order (FY 13/14)
Contract Number: AM-207
Page Two

If you wish to receive payment for the Fiscal Year 12/13 Work Order, please submit an invoice to this office anytime after May 19, 2013. Invoices for Fiscal Year 12/13 must be received no later than December 27, 2013. Per the State Highway Lighting, Maintenance, and Compensation Agreement paragraph 2.c. which states: "Invoices may be submitted anytime after May 19th of the fiscal year in which the services were provided, but no later than 180 days after the end of the fiscal year. Payment shall be made in one lump sum as provided in paragraph 4 hereof."

A sample invoice is attached for your information. Please verify that all information contained on the sample invoice is included on your invoice.

If you have any questions, please contact: Chris Engels at (386) 740-3420.

Attachments: State Highway Lighting, Maintenance, and Compensation Agreement Certification
Sample Invoice

MAINTAINING AGENCY

FLORIDA DEPARTMENT
OF TRANSPORTATION

Concurrence By: ___________________________

Mark Garcia, P.E.
DeLand Operations Engineer

Typed Name: Michael Pleus

Title: City Manager

Phone: 386-626-7109

Date: ___/___/___

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STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT CERTIFICATION

I, ___________________________, City Manager ___________________________,
   (Name) (Title)

City of DeLand, Florida ___________________________, hereby certify that State Highway Lighting
   (Local Maintaining Agency)

Facilities for Financial Project ID: 413615-8-78-04  ______________, Contract No. AM-207 ______________

In ______________ County (Counties)

were performed to keep all Facilities fully operating, properly functioning, with a minimum of 90% of the
lights burning for any lighting type (ex. high mast, standard, underdeck, sign) on the roadway system at
all times for their normal expected useful life in accordance with the original design thereof, whether
necessitated by normal wear and tear, accidental or intentional damage, or acts of nature.

All maintenance was performed in accordance with Agreement terms and according to the Manual of
Uniform Traffic Control Devices; and, all other applicable local, state, or federal laws, rules, resolutions,
or ordinances, and FDOT procedures.

_________________________________  ________________________
(SIGNATURE)  (DATE)

State of Florida

County of ______________

Sworn to and subscribed to before me this day ______ of _______________________, ______

_________________________________  Notary Public, State of ______________ at large.

My Commission expires ______________________