



CITY MANAGER'S REPORT

AGENDA ITEM REQUEST

UTILITIES DEPARTMENT

TO: Ed Lavallee, City Manager

THROUGH: Len Bramble, P.E., Utilities Director *TAH for Len Bramble*

FROM: Tim Hochuli, P.E., Assistant Utilities Director

DATE: July 9, 2013

SUBJECT: **State of Florida Department of Transportation Utility Work by Highway Contractor Agreement (at Utility Expense)**

Background:

The Florida Department of Transportation (FDOT) plans to improve US 41 Bypass from Bird Bay Drive to Gulf Coast Boulevard. The area including and between these roadways, from right-of-way to right-of-way of US 41 Bypass is defined to be the project corridor. The City of Venice owns and operates several utility facilities within the project corridor and is required to relocate any of these facilities that are found to be in conflict with FDOT improvements at the City's expense. These relocations are currently being designed for the City by Atkins North America through a recently approved work assignment. City staff is recommending that the required relocations be constructed by the FDOT contractor selected by FDOT via public bid in mid 2014 to construct the roadway improvements. This will insure the highest level of coordination between the City's relocations and all other improvements within the project corridor. In order to construct the improvements in this manner, FDOT requires execution of the attached agreement and resolution. As part of this process, the City will be required to advance funds to FDOT for the anticipated costs associated with the City's improvements. This fund advancement will take place in early to mid 2014 prior to bid advertising by FDOT.

Requested Action:

We request council's permission to execute the attached State of Florida Department of Transportation Utility Work by Highway Contractor (at Utility Expense) for FDOT project number 198017-4-56-01 by and between the State of Florida Department of Transportation and the City of Venice, Florida, as well as Resolution 2013-07.

City Attorney Review:

The City Attorney has reviewed this document and finds it to be in proper legal form.

Risk Management Review:

The Risk Manager has reviewed this document and finds no risk management objections. However, it should be noted that the agreement contains specific provisions relating to claims handling and in the event of a claim, the City will need to be cognizant of those provisions.

Funds Availability (account number):

The cost associated with the execution of this agreement will be incurred in Calendar Year 2014 and is included in the Utilities budget currently proposed for fiscal year 2014.