

FPID #422710-5-52-01
 POST-PROJECT MAINTENANCE AGREEMENT: City of North Port
 Page 1 of 3

**TRANSPORTATION ON SYSTEM POST PROJECT MAINTENANCE AGREEMENT
 BETWEEN
 FLORIDA DEPARTMENT OF TRANSPORTATION
 AND
 CITY OF NORTH PORT**

This is an Agreement, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (hereinafter, the "DEPARTMENT") and City of North Port (hereinafter, "LOCAL AGENCY") for the maintenance of on system post-project transportation enhancements described below.

WITNESSETH

1. WHEREAS, pursuant to Fla. Stat. §339.08, and the Moving Ahead for Progress in the 21st Century (MAP-21), the DEPARTMENT is authorized to undertake a project within the LOCAL AGENCY geographical limits; and
2. WHEREAS, said project is identified and known to the parties as Financial Project # **422710-5-52-01**, which will benefit the LOCAL AGENCY; and
3. WHEREAS, in accordance with Title 23, U.S. Code, Section 116 and Federal Highway Administration regulations issued pursuant thereto, there must be an agreement from the LOCAL AGENCY to maintain the project; and
4. WHEREAS, the LOCAL AGENCY by Resolution No. _____, dated _____, a copy of which is attached hereto and made a part hereof as **Exhibit A**, has consented to and approved the Agreement and has authorized its Mayor to execute said Agreement.

NOW, THEREFORE, in consideration of the premises, the parties agree as follows:

1. The DEPARTMENT has undertaken the project and obtained approval for state participation on the traffic signal mast arm construction at the following intersections; as shown is attachment labeled **Exhibit B**.
 - Salford Boulevard - 4 new mast arms
 - Cocoplum Village Shops driveway - 4 new mast arms
 - Sumter Boulevard - 3 new mast arms
2. The traffic signal mast arms for this project, as requested by the LOCAL AGENCY, are to be painted with a powder coated paint finish colored to match the other traffic signal pole and mast arm assemblies on US 41 within the City of North Port. The color formula provided by the local agency is as follows:
 - PMS 567
 - C/87 M/26 Y/53 K/76
 - R/28 G/69 B/59

EXHIBIT “2” Attached

Financial Management Numbers: 422710-5-52-01

US 41 (SR 45) from Salford Blvd to Sumter Blvd

Including:

Transportation On-System Post Project Maintenance Agreement – Pages 1-3

Exhibit A – Pages 1 of 1

Exhibit B – Pages 1 of 1

Rest of this page intentionally left blank.

3. The LOCAL AGENCY will be responsible for maintaining said paint on the mast arms.
4. It is understood and agreed by the parties that upon completion of the project, the LOCAL AGENCY shall be responsible, at its costs, for maintenance of said project in accordance with the following federally accepted state standards: (a) Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (2012), as amended.
5. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements or understandings applicable to the matters contained herein and the parties agree that there are no commitments, agreements or understanding concerning the subject matter of this Agreement that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representation or agreements whether oral or written. This Agreement shall be governed, interpreted and construed according to the laws of the State of Florida.

**THE REMAINDER OF THIS PAGE IS
INTENTIONALLY LEFT BLANK**

IN WITNESS WHEREOF, the City of North Port has caused this Agreement to be executed in its behalf through its Mayor or designee, and THE FLORIDA DEPARTMENT OF TRANSPORTATION has caused this Agreement to be executed in its behalf through its District Secretary for District One, as indicated below. This Agreement shall become effective on:

Department to enter date.

CITY OF NORTH PORT, FLORIDA

ATTEST

BY: _____

BY: _____

Mayor

PRINT NAME

PRINT NAME

TITLE

DATE

TITLE

DATE

CITY OF NORTH PORT LEGAL REVIEW:

BY: _____

DATE

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

ATTEST

BY: _____

BY: _____

DISTRICT ONE SECRETARY
OR DESIGNEE

PRINT NAME

PRINT NAME

TITLE

DATE

TITLE

DATE

FLA. DEPT. OF TRANS. LEGAL REVIEW:

BY: _____