

<b>Financial Project No.:</b> <b>416585-1-58-01</b> <b>Agency: Brevard County</b> <b>Contract No: ANM55</b>	<b>Fund: DS      Activity: 215</b>  <b>Contract Amount: \$200,000.00</b>	<b>Category: 088717</b> <b>Object Code: 563007</b> <b>Org. Code: 55054010508</b> <b>Vendor No.: F596000523130</b>
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### **JOINT PARTICIPATION AGREEMENT TERMINATION**

This **AGREEMENT**, made and entered into \_\_\_\_\_, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION** (hereinafter referred to as the **DEPARTMENT**) and Brevard County, a political subdivision of the State of Florida (hereinafter referred to as the **LOCAL GOVERNMENT**),

### **WITNESSETH**

WHEREAS, the parties have entered into a Joint Participation Agreement on July 19, 2004 for the Project described as "Landscape Improvements on SR 405 from Sisson Road to TICO Road", in the **DEPARTMENT's** Fiscal Year 2004-2005, said Project being known as FM #416585-1-58-01; and

WHEREAS, the **LOCAL GOVERNMENT** has determined that continuation of the Joint Participation Agreement is not in their best interest and desires to terminate the Joint Participation Agreement.

NOW, THEREFORE, in consideration of the mutual benefits to flow each to each other, the parties covenant and agree as follows:

1. The **LOCAL GOVERNMENT** shall remove landscaping from all medians within the Project limits.
2. The **LOCAL GOVERNMENT** shall re-grade the medians to achieve a positive drainage flow and sod all disturbed areas.
3. The **LOCAL GOVERNMENT** shall remove and cap all irrigation facilities, including medians and shoulders, to below grade level.
4. The **LOCAL GOVERNMENT** shall remove water meters, irrigation pumps and other devices that are connected with the irrigation system within the Project limits.
5. The **DEPARTMENT** shall assume maintenance responsibility for any remaining landscaping within the Project limits.
6. It is agreed that this Landscape Memorandum of Agreement is terminated on the date of the **DEPARTMENT's** final acceptance of the work specified in Provisions 1-4 above; such acceptance shall not be unreasonably withheld.

*The remainder of this page is intentionally left blank.*

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

**BREVARD COUNTY**

By: See Attached Signature Page

Name: \_\_\_\_\_

Title: \_\_\_\_\_

As approved by the Council on:

\_\_\_\_\_

Attest:

\_\_\_\_\_

Legal Review:

\_\_\_\_\_  
County Counsel

**STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION**

By: \_\_\_\_\_

Name: James Stroz, P.E.

Title: Director of Transportation Development

Attest:

\_\_\_\_\_

Legal Review:

\_\_\_\_\_

**ATTEST:**

**BREVARD COUNTY, FLORIDA**

\_\_\_\_\_  
Rachel M. Sadoff, Clerk

By: \_\_\_\_\_

\_\_\_\_\_  
Date: \_\_\_\_\_

Approved by the Board on: 11/18/2025

Approved for legal form  
solely for Brevard County:

  
\_\_\_\_\_

Deputy County Attorney

## **RESOLUTION**

**Financial Project Number: 416585-1-58-01**

*See following page*

**RESOLUTION NO. 2025-\_\_\_\_**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, AUTHORIZING THE CHAIR TO EXECUTE A JOINT PARTICIPATION AGREEMENT TERMINATION FOR LANDSCAPING IMPROVEMENTS ON SR-405 FROM SISSON ROAD TO TICO ROAD**

**WHEREAS**, the County and the Florida Department of Transportation (FDOT) entered into a Joint Participation Agreement on July 19, 2004, for the Project described as “Landscaping Improvements on State Road 405 from Sisson Road to TICO Road”, said Project being known as FM #416585-1-58-01 (the Agreement); and

**WHEREAS**, the County has determined that the Agreement is no longer in its best interest and desires to terminate the Agreement; and

**WHEREAS**, the Board of County Commissioners hereby delegates authority to the Chair to execute the Joint Participation Agreement Termination on behalf of Brevard County pursuant to County policies and procedures.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Brevard County, Florida, that the Chair is hereby authorized to execute the Joint Participation Agreement Termination for landscaping on State Road 405, and any other associated documents to effectuate the termination of the Agreement.

**DONE AND RESOLVED** in regular session this 18<sup>th</sup> day of November 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

\_\_\_\_\_  
Rachel M. Sadoff, Clerk

\_\_\_\_\_  
\_\_\_\_\_  
As approved by the Board on 11/18/2025