



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 1513, **Version:** 1

Subject:

Approval Re: Funding and Maintenance Agreement with The Viera Company and Central Viera Community Association; Joint Participation Agreement and Resolution with the State of Florida Department of Transportation; and Permission to Advertise, Award and Execute the Construction Contract for the Viera Boulevard Interstate 95 Interchange Landscaping Improvements - District 4

Fiscal Impact:

Up to \$758,276 Reimbursement from the Joint Participation Agreement with the State of Florida Department of Transportation for the landscaping installation. All other project costs, not reimbursed by the State, including the maintenance will be provided by The Viera Company. The County will not incur any costs associated with this project, including construction, Establishment Period, and maintenance.

Dept/Office:

Public Works Department/Finance and Contracts Administration

Requested Action:

It is requested the Board of County Commissioners: 1) approve and authorize the Chair to execute the Funding and Maintenance Agreement between Brevard County, The Viera Company, and the Central Viera Community Association and the Joint Participation Agreement and Resolution with the State of Florida Department of Transportation for the Landscaping Improvements on State Road 9 (Interstate 95) from South of Viera Boulevard Interchange to North of Viera Boulevard Interchange FM# 428238-2-58-01 and 428238-3-58-01; 2) grant permission to advertise, award to the lowest, responsive and responsible bidder and authorize the Chair to execute the construction contract, contingent upon review and approval by the County Attorney's Office and Risk Management for the landscaping improvements; and 3) approve any necessary Budget Change Requests associated with this request.

Summary Explanation and Background:

The project consists of the installation, Establishment Period, maintenance and associated work for the landscaping improvements on the Interstate 95/Viera Boulevard Interchange. The total cost of the installation and Establishment Period of the project is estimated at \$948,353. The Joint Participation Agreement with the State of Florida Department of Transportation (F.D.O.T.) will provide financial assistance to the County towards the installation costs in the amount not to exceed \$758,276 as detailed in Exhibit "B" of the Joint Participation Agreement.

The Viera Company (T.V.C.) and the Central Viera Community Association have agreed to participate in the project. T.V.C. has agreed any costs exceeding the F.D.O.T. financial assistance amount, will be reimbursed to the County by T.V.C., including, but not limited to construction change orders, other construction related expenses, and the two-year Establishment Period. All these additional expenses are included in the

commitment of T.V.C. to the County as outlined in the Funding and Maintenance Agreement. T.V.C. has agreed to assume the maintenance obligations and associated maintenance costs for the project, per the standards in the Joint Participation Agreement following the completion of the two-year Establishment Period with such maintenance obligations intended to be assigned by T.V.C. to the Central Viera Community Association. The County will not incur any costs associated with the maintenance of the project.

Upon Board approval of the aforementioned agreements, funding for this project will be secured. Staff is requesting permission to advertise the construction bid. Per Board Policy-28, pre-qualification of the lowest, responsive and responsible bidder shall be conducted prior to the award with concurrence from F.D.O.T. It is further requested the Board authorize the Chair to execute the construction contract, contingent upon review and approval by the County Attorney's Office and Risk Management.

Clerk to the Board Instructions:

Please return the Funding and Maintenance Agreement and Joint Participation Agreement and Resolution to the Public Works Department.