



Pinellas County

Legislation Details (With Text)

File #: 21-2555A **Version:** 1

Type: Contract/Agreement **Status:** Passed

File created: 12/20/2021 **In control:** Public Works

On agenda: 4/12/2022 **Final action:** 4/12/2022

Title: Florida Shared-Use Nonmotorized Trail Network Agreement, including associated Resolution, and Maintenance Memorandum of Agreement with the Florida Department of Transportation for funding to complete design services for the Pinellas Trail Loop, (Phase 4) from 126th Avenue North to Ulmerton Road.

Sponsors:

Indexes:

Code sections:

Attachments: 1. FE_Agreement with Exhibits A - H, 2. PE_Agreement with Exhibits A - H, 3. PE_MMOA (Exhibit G) Protected, 4. Adopted RES 22-24, 5. AATF - Agreement with Exhibits A - H, 6. MMOA (Exhibit G), 7. Resolution (Exhibit E), 8. City Right-of-Way Authorization Letter, 9. Overall Segment Map, 10. Project Location Map

Date	Ver.	Action By	Action	Result
4/12/2022	1	Board of County Commissioners	approved	Pass

Subject:

Florida Shared-Use Nonmotorized Trail Network Agreement, including associated Resolution, and Maintenance Memorandum of Agreement with the Florida Department of Transportation for funding to complete design services for the Pinellas Trail Loop, (Phase 4) from 126th Avenue North to Ulmerton Road.

Recommended Action:

Approval of the Florida Shared-Use Nonmotorized Trail Network Agreement (Agreement), including associated Resolution, and Maintenance Memorandum of Agreement (MMOA) with the Florida Department of Transportation (FDOT) for funding to complete design services for the Pinellas Trail Loop, Phase 4 from 126th Avenue North to Ulmerton Road.

- Agreement provides a maximum amount of \$293,627 for design of the Pinellas Trail Loop, FDOT Phase 4, from 126th Avenue to Ulmerton Road.
- This location, which is 0.82 mile, is part of the Pinellas Trail Loop South Gap and referred to by the County and reflected in the Overall Segment Map as **Phase I of the Pinellas Trail South Gap** Project (red segment).
- FDOT requires a construction MMOA, to be signed in conjunction with the Agreement as it is anticipated the County will also receive construction funding from FDOT in the future.
- The Board of County Commissioners is required to approve the Agreement by Resolution.
- Total design services for this segment are estimated to be \$564,944. The County has the difference of \$271,317 budgeted in the CIP, funded by Penny for Pinellas Local Infrastructure Sales Tax.

PID No. 003883A; FDOT Agreement No. 440093 3 34 01 for a total of \$293,627; Agreement term is

through June 30, 2023; Authorize the Chairman to sign and the Clerk of the Circuit Court to attest the agreements.

Strategic Plan:

Ensure Public Health, Safety and Welfare
2.5 Enhance pedestrian and bicycle safety

Foster Continual Economic Growth and Vitality

4.4 Invest in infrastructure to meet current and future needs

4.5 Provide safe and effective transportation systems to support the efficient flow of motorists, commerce and regional connectivity

4.6 Support a vibrant community with recreation, arts, and culture to attract residents and visitors

Deliver First Class Services to the Public and Our Customers

5.1 Maximize partner relationships and public outreach

5.2 Be responsible stewards of the public's resources

Summary:

This Agreement provides grant funding for the design portion of FDOT Phase 4 of the Pinellas Trail Loop, from 126th Avenue North to Ulmerton Road, which is part of the Pinellas Trail South Gap location. This portion of the Trail, which is referred to by the County as Phase 1 of the Pinellas Trail South Gap, connects into the existing and committed Trail segments and infrastructure. Ultimately this location will create a Trail loop within the County with the completion of the South Gap County-named Phase 2. Additional detail regarding County-named Phase designations is included in the Overall Segment Map attachment. Furthermore, the MMOA is a requirement of the Agreement and defines the maintenance responsibilities of the Trail once it is constructed.

Grant funding is a maximum amount of \$293,627 for design services. The County will bear all expenses over the amount of FDOT participation, and any cost overruns or deficits involved. Actual anticipated total cost of design for the Project is \$564,944. Thus, the amount over the grant funded amount is the County's responsibility and funded by the Penny for Pinellas Local Infrastructure Sales Tax.

Background Information:

The County and Forward Pinellas have adopted the Countywide Trailways Plan that includes a 75-mile trail loop. Currently, the Pinellas Trail North Gap is under construction. The North Gap of the Trail is 9.6 miles in length and will connect the northern terminus of the Pinellas Trail Loop to the existing section of the Duke Energy Trail. The Pinellas Trail South Gap is the remaining section in the Pinellas Trail Loop. The South Gap is 8.9 miles in length. The segment which the FDOT Agreement addresses is 0.82 miles in length. It is anticipated the County will manage the entire Pinellas Trail Loop South Gap design and construction.

The Pinellas Trail Loop provides a vital link to the emerging Southwest Coast Regional Trail and the Courtney Campbell Causeway Trail, as well as providing a critical connection to the Coast-to-Coast Trail. Completing this Trail Loop will connect low income and minority areas, as well as provide connection to employment opportunities, educational facilities, and other community resources through a vibrant non-motorized, multi-modal transportation network. The economic and safety benefits of completing this Trail Loop remain a priority for our local and regional government agencies, businesses, citizens, and visitors. The Trail Loop also provides safe, multi-modal

opportunities with connectivity to transit, ride share, bike lanes, and other facilities.

Pertaining to the Florida Shared-Use Nonmotorized Trail Network Agreement, the County will include the following indemnification language in the Standard Purchase Order issued to the consultant who performs work in connection with this Agreement:

“To the fullest extent permitted by law, the County’s consultant shall indemnify and hold harmless the County and the FDOT, including the Department’s officers and employees, from liabilities, damages, losses and costs, including, but not limited to, reasonable attorney’s fees, to the extent caused by the negligence, recklessness or intentional wrongful misconduct of the contractor/consultant and persons employed or utilized by the contractor/consultant in the performance of this Agreement.”

The County’s design Consultant for the subject segment has updated its insurance certificate accordingly.

Fiscal Impact:

The County is requesting \$293,627 of grant funding with a total estimated cost of \$564,944 for design. The County will provide the difference of \$271,317, which is budgeted in the Capital Improvement Program. The funding source for the County’s portion is the Local Infrastructure Sales Tax (Penny for Pinellas) and is reflected in the Capital Improvement Plan under PID # 003883A Pinellas Trail South Gap - 126th Ave N to Ulmerton Rd.

Phase I Design Services

FDOT:	\$293,627
County:	\$271,317
Total:	\$564,944

Staff Member Responsible:

Kelli Hammer Levy, Director, Public Works

Partners:

FDOT
Forward Pinellas
City of Pinellas Park
Florida Department of Environmental Protection
Southwest Florida Water Management District

Attachments:

Agreement with Exhibits A-H
MMOA (Exhibit G)
Resolution (Exhibit E)
City Right-of-Way Authorization Letter
Overall Segment Map
Project Location Map