

RESOLUTION NO. _____

PROPOSED RESOLUTION NO. 23-044

A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO A MULTI YEAR GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ADD STATE AND LOCAL FUNDING FOR UPGRADING TO A CATEGORY III INSTRUMENT LANDING SYSTEM AT LAKELAND LINDER INTERNATIONAL AIRPORT; ADOPTING FINDINGS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission seeks to enter into an amendment to the Grant Agreement with the Florida Department of Transportation (FDOT), dated June 26, 2019, to add state and local funding for upgrading to a Category III Instrument Landing System (ILS) at Lakeland Linder International Airport; and

WHEREAS, the City of Lakeland has the authority to enter into grant agreements and amendments thereto with the Florida Department of Transportation for projects of this nature pursuant to Chapter 332, Florida Statutes, and Rule 14-60 of the Florida Administrative Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA:

SECTION 1. The foregoing findings are true and correct and are hereby adopted and made a part hereof.

SECTION 2. The City Commission of the City of Lakeland does hereby approve and authorize H. William Mutz, Mayor of the City of Lakeland, to execute and submit to the FDOT on behalf of the City of Lakeland that certain Amendment to the Public Transportation Grant Agreement (“Agreement”) for Financial Project No. 445718-1-94-01, Contract No. G1A76, attached hereto as Attachment “A” and

made a part hereof. The Amendment to the Agreement adds funding for the project in the State's current fiscal year, 2024, in the amount of \$2,500,000. It also enables the Airport to charge eligible costs pertaining to the upgrade to a Category III ILS with the execution of this Amendment to the Agreement.

The project includes the upgrade to the CAT III ILS, which allows aircraft with the appropriate equipment to land in virtually any weather condition at the Airport.

SECTION 3. The City Commission authorizes FDOT grant revenues of \$2,500,000 to be included in the Fiscal Year 2023 City of Lakeland's Airport Fund Budget.

SECTION 4. A certified copy of this Resolution shall be forwarded to the State of Florida Department of Transportation at Tallahassee, Florida.

SECTION 5. This Resolution shall take effect immediately upon passage.

PASSED AND CERTIFIED AS TO PASSAGE this 21st day of August, A.D. 2023.

H. WILLIAM MUTZ, MAYOR

ATTEST: _____
KELLY S. KOOS, CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS: _____
PALMER C. DAVIS
CITY ATTORNEY

ATTACHMENT "A"
 STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
AMENDMENT TO THE PUBLIC TRANSPORTATION
GRANT AGREEMENT

Form 725-000-03
 STRATEGIC
 DEVELOPMENT
 OGC 4/25/2023

Financial Project Number(s): <small>(item-segment-phase-sequence)</small> 445718-1-94-01	Fund(s): Work Activity Code/Function: Federal Number/Federal Award Identification Number (FAIN) – Transit only:	DDR,DPTO 215 N/A N/A N/A	FLAIR Category: 088719 Object Code: 751000 Org. Code: 55012020129 Vendor Number: VF596000354036 Amendment No.: 5
Contract Number: G1A76	Federal Award Date:	N/A	
CFDA Number: N/A	SAM/UEI Number:	N/A	
CFDA Title: N/A			
CSFA Number: 55.004			
CSFA Title: Aviation Grant Program			

THIS AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT (“Amendment”) is made and entered into on _____, by and between the State of Florida, Department of Transportation (“Department”), and City of Lakeland, (“Agency”), collectively referred to as the “Parties.”

RECITALS

WHEREAS, the Department and the Agency on 6/26/2019 (date original Agreement entered) entered into a Public Transportation Grant Agreement (“Agreement”).

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. Amendment Description. The project is amended to add state and local funding in State Fiscal Year 2024 in accordance with multi-year/phased airport projects.

2. Program Area. For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):

- Aviation**
- Seaports**
- Transit**
- Intermodal**
- Rail Crossing Closure**
- Match to Direct Federal Funding** (Aviation or Transit)
 (Note: Section 15 and Exhibit G do not apply to federally matched funding)
- Other**

3. Exhibits. The following Exhibits are updated, attached, and incorporated into this Agreement:

- Exhibit A: Project Description and Responsibilities
- Exhibit B: Schedule of Financial Assistance
- *Exhibit B1: Deferred Reimbursement Financial Provisions
- *Exhibit B2: Advance Payment Financial Provisions
- *Exhibit C: Terms and Conditions of Construction
- Exhibit D: Agency Resolution
- Exhibit E: Program Specific Terms and Conditions
- Exhibit F: Contract Payment Requirements
- *Exhibit G: Financial Assistance (Single Audit Act)
- *Exhibit H: Audit Requirements for Awards of Federal Financial Assistance

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
AMENDMENT TO THE PUBLIC TRANSPORTATION
GRANT AGREEMENT

Form 725-000-03
STRATEGIC
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OGC 4/25/2023

- *Exhibit I: Certification of Disbursement of Payment to Vehicle and/or Equipment Vendor
- *Additional Exhibit(s):

4. Project Cost.

The estimated total cost of the Project is increased/ decreased by \$3,125,000 bringing the revised total cost of the project to \$11,616,104.

The Department's participation is increased/ decreased by \$2,500,000. The Department agrees to participate in the Project cost up to the maximum amount of \$9,292,883, and, additionally the Department's participation in the Project shall not exceed 80.00% of the total eligible cost of the Project.

Except as modified, amended, or changed by this Amendment, all of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on the day and year written above.

AGENCY City of Lakeland

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

By: _____
Name: _____
Title: _____

By: _____
Name: John M. Kubler, P.E.
Title: Director of Transportation Development

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

Legal Review: Don Conway, Senior Attorney (as to form and legality)

DS
DC

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS**

Form 725-000-02
STRATEGIC
DEVELOPMENT
OGC 4/25/2023

EXHIBIT B

Schedule of Financial Assistance

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT
CONSIST OF THE FOLLOWING:

A. Fund Type and Fiscal Year:

Financial Management Number	Fund Type	FLAIR Category	State Fiscal Year	Object Code	CSFA/CFDA Number	CSFA/CFDA Title or Funding Source Description	Funding Amount
445718-1-94-01	DDR	088719	2019	751000	55.004	Aviation Grant Program	\$9,796.00
445718-1-94-01	DDR	088719	2020	751000	55.004	Aviation Grant Program	\$76,300.00
445718-1-94-01	DDR	088719	2021	751000	55.004	Aviation Grant Program	\$974,231.00
445718-1-94-01	DDR	088719	2022	751000	55.004	Aviation Grant Program	\$800,000.00
445718-1-94-01	DDR	088719	2023	751000	55.004	Aviation Grant Program	\$1,600,000.00
445718-1-94-01	DDR	088719	2024	751000	55.004	Aviation Grant Program	\$1,931,230.00
445718-1-94-01	DPTO	088719	2024	751000	55.004	Aviation Grant Program	\$568,770.00
445718-1-94-01	DPTO	088719	2023	751000	55.004	Aviation Grant Program	\$900,000.00
445718-1-94-01	DPTO	088719	2021	751000	55.004	Aviation Grant Program	\$1,878,308.00
445718-1-94-01	DPTO	088719	2020	751000	55.004	Aviation Grant Program	\$544,501.00
445718-1-94-01	DPTO	088719	2019	751000	55.004	Aviation Grant Program	\$9,747.00
445718-1-94-01	LF	088719	2019	751000	55.004	Aviation Grant Program	\$4,886.00
445718-1-94-01	LF	088719	2020	751000	55.004	Aviation Grant Program	\$155,200.00
445718-1-94-01	LF	088719	2021	751000	55.004	Aviation Grant Program	\$713,135.00
445718-1-94-01	LF	088719	2022	751000	55.004	Aviation Grant Program	\$200,000.00
445718-1-94-01	LF	088719	2024	751000	55.004	Aviation Grant Program	\$625,000.00
445718-1-94-01	LF	088719	2023	751000	55.004	Aviation Grant Program	\$625,000.00
Total Financial Assistance							\$11,616,104.00

B. Estimate of Project Costs by Grant Phase:

Phases*	State	Local	Federal	Totals	State %	Local %	Federal %
Land Acquisition	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Planning	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Environmental/Design/Construction	\$9,292,883.00	\$2,323,221.00	\$0.00	\$11,616,104.00	80.00	20.00	0.00
Capital Equipment/ Preventative Maintenance	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
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Match to Direct Federal Funding	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Mobility Management (Transit Only)	\$0.00	\$0.00	\$0.00	\$0.00	0.00	0.00	0.00
Totals	\$9,292,883.00	\$2,323,221.00	\$0.00	\$11,616,104.00			

*Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

Scope Code and/or Activity Line Item (ALI) (Transit Only)	
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BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

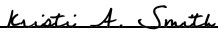
I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Kristi A. Smith, CPM, PLS

Department Grant Manager Name

08/03/2023 | 10:44 AM EDT

Signature

DocuSigned by:

 358572051DDE4C5...

Date

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS**

Form 725-000-02
STRATEGIC
DEVELOPMENT
OGC 4/25/2023

EXHIBIT D

AGENCY RESOLUTION

PLEASE SEE ATTACHED

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS**

EXHIBIT G

AUDIT REQUIREMENTS FOR AWARDS OF STATE FINANCIAL ASSISTANCE

THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

SUBJECT TO SECTION 215.97, FLORIDA STATUTES:~

Awarding Agency: Florida Department of Transportation

State Project Title: Aviation Grant Program

CSFA Number: 55.004

***Award Amount:** \$9,292,883

*The award amount may change with amendments

Specific project information for CSFA Number 55.004 is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:

State Project Compliance Requirements for CSFA Number 55.004 are provided at: <https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

To: Kristi.Smith@dot.state.fl.us

FLORIDA DEPARTMENT OF TRANSPORTATION FUNDS APPROVAL

G1A76

7/24/2023

CONTRACT INFORMATION

Contract:	G1A76
Contract Type:	GD - GRANT DISBURSEMENT (GRANT)
Method of Procurement:	G - GOVERNMENTAL AGENCY (287.057,F.S.)
Vendor Name:	LAKELAND, CITY OF
Vendor ID:	F596000354036
Beginning Date of This Agreement:	06/26/2019
Ending Date of This Agreement:	12/31/2024
Contract Total/Budgetary Ceiling:	ct = \$9,292,883.00
Description:	LAL Upgrade Instrument Landing System to Category III - UPINPFL 0012692

FUNDS APPROVAL INFORMATION

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER ON 7/24/2023

Action:	Supplemental
Reviewed or Approved:	APPROVED
Organization Code:	55012020129
Expansion Option:	A8
Object Code:	751000
Amount:	\$2,500,000.00
Financial Project:	44571819401
Work Activity (FCT):	215
CFDA:	
Fiscal Year:	2024
Budget Entity:	55100100
Category/Category Year:	088719/24
Amendment ID:	S005
Sequence:	00
User Assigned ID:	FIVE
Enc Line (6s)/Status:	0006/04

Total Amount: \$2,500,000.00

Certificate Of Completion

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Contract Number (ex. C9A12, optional): G1A76	
Document Contains Confidential Information?: No	
Fin Proj Num (ex.123456-1-32-01, Optional): 445718-1-94-01	
Office (contact Procurement if add is needed):	
Aviation	
HR Action?: No	
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Certificate Pages: 2	Initials: 1
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Time Zone: (UTC-05:00) Eastern Time (US & Canada)	605 Suwannee Street
	MS 20
	Tallahassee, FL 32399-0450
	kristi.smith@dot.state.fl.us
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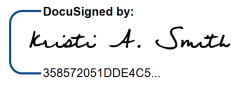
Record Tracking

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Signer Events

Kristi A. Smith
 kristi.smith@dot.state.fl.us
 Senior Aviation/Intermodal Project Manager
 Florida Department of Transportation
 Security Level: Email, Account Authentication (None)

Signature


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Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Don Conway
 don.conway@dot.state.fl.us
 Senior Attorney
 Florida Department of Transportation
 Security Level: Email, Account Authentication (None)


 Signature Adoption: Pre-selected Style
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Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp

Notary Events	Signature	Timestamp
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