

**STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
RAILROAD REIMBURSEMENT AGREEMENT
GRADE CROSSING AND CROSSING TRAFFIC CONTROL DEVICES
SOUTH FLORIDA RAIL CORRIDOR ONLY
CITY ROADS RR CROSSINGS ONLY**

FDOT Financial Project I.D.	Road Name or Number	City Name	Parcel & R/W Number	CITY PO#
457764-1-57-01	Lowson Blvd / SW 10 th Street	Delray Beach		2025 - 0947

AMENDMENT TO RAILROAD REIMBURSEMENT AGREEMENT

This Railroad Reimbursement Agreement ("**Agreement**") is made as of _____, 20____, by and between City of Delray Beach (**CITY**), the State of Florida Department of Transportation (**DEPARTMENT**) and the South Florida Regional Transportation Authority (**SFRTA**).

EXPLANATORY STATEMENT

The City of Delray Beach (**CITY**), the State of Florida Department of Transportation (**DEPARTMENT**) and the South Florida Regional Transportation Authority (**SFRTA**). (collectively, the "Parties"), through their authorized representatives, agree to amend the Railroad Reimbursement Agreement dated **10/14/2024** between them for the above referenced project as follows:

1. The Parties agree to the attached revised estimate(s).
2. Modify Item 1 to add sections (b) and (c) and the paragraphs pertaining to these sections.

The scope of the project is expanded to include Railroad Grade Crossing Traffic Control Devices work, as per detailed attached estimate totaling **\$739,288.70**.

Section (b) – Signal Work (Non-US Code Title 23, Section 130)

Installation of automatic railroad grade crossing traffic control devices at **CITY's** expense in the amount of **\$99,288.70**

Section (c) - Signal Work (US Code Title 23, Section 130)

Installation of automatic railroad grade crossing traffic control devices at **DEPARTMENT's** expense in the amount of **\$640,000.00**

3. Modify Item 23 to account for **CITY's** participation for crossing surface work to be increased in the amount of \$191,593.15 from \$733,613.00 to \$925,206.15 and to include cost of Railroad Grade Crossing Traffic Control Devices at **CITY's** and **DEPARTMENT's** expense as follows:

23. Attached hereto, and by this reference made a part hereof, are plans and specifications of the work to be performed by **SFRTA** pursuant to the terms hereof, and an estimate of the costs thereof in the amount of ~~\$733,613.00~~ **\$925,206.15** for Railroad Crossing Surface Work and **\$739,288.70** for Railroad Grade Crossing Traffic Control Devices, totaling **\$1,664,494.85**. All work performed by the **SFRTA** pursuant hereto, shall be performed according to these plans and specifications as approved by the **DEPARTMENT**, and the Federal Highway Administration, if federal aid participating; and all subsequent plan changes shall likewise be approved by the **DEPARTMENT** and the Federal Highway Administration, when applicable.

4. Total cost distribution is:

- a. **CITY:**

Railroad Crossing Surface Work:	\$925,206.15
Railroad Grade Crossing Traffic Control Devices:	\$99,288.70

- b. **DEPARTMENT:**

Railroad Grade Crossing Traffic Control Devices:	<u>\$640,000.00</u>
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Project Total:	\$1,664,494.85
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5. **SFRTA** will keep Railroad Crossing Surface Work records and expenses separate from Railroad Grade Crossing Traffic Control Devices records and expenses.
6. The **DEPARTMENT's** financial participation to the project will be done through change order to the agreement dated 10/14/2024
7. All other terms of the Construction Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed in duplicate, each by its duly authorized officers, as of the date of this Agreement.

SFRTA

South Florida Regional Transportation Authority, A body politic and corporate and an agency of the State of Florida

By: _____ Date: _____
David W. Dech, SFRTA Executive Director

Approved as to form and legal sufficiency

By: _____
Teresa Moore, SFRTA General Counsel

DEPARTMENT

State of Florida, Department of Transportation, An Agency of the State of Florida

By: _____ Date: _____
John Krane, Director of Transportation Development

Legal Review (**DEPARTMENT**):

By: _____
Francine Steelman, Assistant General Counsel

CITY

City of Delray Beach, Florida

By: _____ Date: _____
Thomas F. Carney, Jr., Mayor

Approved as to Form and Legal Sufficiency (CITY):

BY: _____
Lynn Gelin, City Attorney

ATTEST (CITY):

BY: _____
Alexis Givings, City Clerk