

**RESOLUTION NO. 09- 28**

**A RESOLUTION AUTHORIZING EXECUTION OF A LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO MODIFY THE CONTRACT AMOUNT TO EQUAL THE BID AWARD FOR THE PROJECT; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the State of Florida Department of Transportation (FDOT) and the City of Marco Island (City) executed a State of Florida Department of Transportation Local Agency Program Agreement on May 5, 2009 (the agreement); and

**WHEREAS**, FDOT and the City amended the Agreement on July 20, 2009 to acknowledge changes in the project and disbursement schedule; and

**WHEREAS**, FDOT and the City desire to amend the Agreement regarding the project amount to be consistent with the bid award.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA:**

**Section 1.** The foregoing findings are incorporated herein by reference and made a part hereof.

**Section 2.** The City Council hereby ratifies its duties and responsibilities contained in the Agreement entered into and executed on May 5, 2009 and amended on July 20, 2009 and directs and authorizes the City Manager to execute and deliver to the State of Florida Department of Transportation the Local Agency Program Supplemental Agreement for the aforementioned changes.

**Section 3.** This Resolution shall take effect immediately upon its adoption.

Passed in open and regular session of the City Council of the City of Marco Island, Florida, this 17<sup>th</sup> day of August 2009.

**ATTEST:**

**CITY OF MARCO ISLAND, FLORIDA**

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

Laura M. Litzan, City Clerk

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

Robert J. Popoff, Chairman

