

Meeting Date
9/1/15



AGENDA	
Section	CONSENT
Item No.	II.B.3

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Approval of Resolutions and Supplemental Joint Participation Agreements, Re: Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service (Fiscal Impact \$771,000)
DEPT/OFFICE:	Community Services Group/Transit Services Department

Requested Action:

It is requested that the Board approve and authorize the Chairman to sign the Resolutions and Supplemental Joint Participation Agreements (JPA) with the Florida Department of Transportation in the amount of \$385,500 each for Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service. It is further recommended that the Board authorize the Chairman to sign any follow-up documents (upon Risk Management and County Attorney approval) and any budget changes.

Summary Explanation & Background:

SCAT provides fixed route bus service in both the SR520 corridor (Route 4) and the A1A corridor (Route 9, Trolley Bus). Both routes have the highest concentration of bus service in the SCAT system. Both routes operate 7 days a week with bus service every ½ hour from 6:00 am to 6:30 pm and hourly service until 11:00 pm Monday through Saturday and Sunday from 8:00 am to 6:00 pm. In July 2014, a third weekday bus was added to Route 4 to provide peak hour service in an effort to spread out the ridership among three buses and help improve the on-time performance. These routes carry the most passengers in our system and account for 26% of the fixed route ridership through July 2015.

Transit Corridor funding is meant for high level, high use transit service. Examples include downtown Orlando's Lymmo service and Bus Rapid Transit service in Miami-Dade county. Staff has asked that Route 4 and Route 9 continue to be considered for corridor funding. The FDOT District 5 staff has agreed and funded the project again this fiscal year; the corridor funds for these routes first began in 2006.

The current funding (per grant) is for \$385,500 for FY 2015/16 in each of the corridors. Even though these grants do not require a match, corridor funding does not cover all of the operating and maintenance costs. Funds for each corridor have been allocated in the FDOT Work program for the next five years in amounts ranging from \$385,500 to \$436,027, yearly. The funding requires no match and the Corridor Grant is included in the Transit Services' Fiscal 2015-2016 Budget.

These grants require performance measures to be met including ridership, on-time performance, service availability, shelters, bus stops, costs and fare recovery on a semi-annual basis.

Fiscal Impact:				
	Business Area	Cost Center	Amount	Description
FY2015-16	4135	303200	\$385,500	SR 520 Corridor
FY2015-16	4135	303201	\$385,500	A1A Corridor

Clerk to the Board instruction:

Exhibits Attached: (2) Authorizing Resolutions; (2) Supplemental JPA #AOE60; (2) Supplemental JPA #AOE59

Contract /Agreement (If attached):	Reviewed by County Attorney	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
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County Manager	Deputy County Manager	Department Director / Extension
Stockton Whitten	Assistant County Manager	James P. Liesenfelt, Transit Services Director
	Venetta Valdengo	Jim.Liesenfelt@brevardcounty.us
		635-7815 ext. 601



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

September 2, 2015

MEMORANDUM

TO: James Liesenfelt, Transit Services Director

RE: Item II.B.3., Resolutions and Supplemental Joint Participation Agreements with Florida Department of Transportation (FDOT) for Transit Corridor Grants for SR 520 and SR A1A Fixed Route Bus Service

The Board of County Commissioners, in regular session on September 1, 2015, adopted Resolution Nos. 15-143 and 15-144, and executed Supplemental Joint Participation Agreements with Florida Department of Transportation (FDOT), in the amount of \$385,500 each, for Transit Corridor Grants for State Road 520 and State Road A1A Fixed Route Bus Service; authorized the Chairman to sign any follow-up documents, upon Risk Management and County Attorney approval; and approved any budget changes. Enclosed are fully-executed Resolutions for each corridor, and two executed Supplemental Joint Participation Agreements for each corridor.

Upon execution by FDOT, please forward a fully-executed Agreement for each corridor to this office for inclusion in the official minutes.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

Encls. (6)

cc: Contracts Administration
Finance
Budget

RESOLUTION NO. 15- 143

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, ON BEHALF OF SPACE COAST AREA TRANSIT, AUTHORIZING THE EXECUTION OF SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, has the authority to enter into a Grant Agreement with the Florida Department of Transportation to undertake a project as authorized by Chapter 341.051 (1) of the Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, THAT:

1. The Chairman of the Board of County Commissioners of Brevard County, Florida is authorized to execute the Supplemental Joint Participation Agreement for State FM Number 420642-1-84-01.
2. The Chairman of the Board of County Commissioners of Brevard County, Florida is authorized to execute the Agreement, Addendums, and Amendments with the Florida Department of Transportation.
3. That the Transit Director of Space Coast Area Transit is authorized to sign any and all assurances, certifications, reimbursement invoices, and other documents, which may be required in connection with the Agreement.
4. This Resolution shall take effect immediately upon its adoption.

DULY PASSED AND ADOPTED THIS 1st of SEPTEMBER, 2015.

ATTEST:



Scott Ellis, Clerk

BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS

BY 

ROBIN FISHER, CHAIRMAN

AS APPROVED BY THE BOARD ON SEPTEMBER 1, 2015.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number 11

725-030-07
PUBLIC TRANSPORTATION
12/14

Page 1 of 4

Financial Project No(s): 42064218401 <small>(item-segment-phase-sequence)</small> Contract No.: AOE59	Fund: 010 Function: 683 Federal No.: N/A DUNS No.: 80-939-7102	FLAIR Category: 088774 Object Code: 750013 Org. Code: 55052000531 Vendor No.: F596-000-523-038
Catalog of Federal Domestic Assistance Number: N/A CFDA Title:	Catalog of State Financial Assistance Number: 55013 CSFA Title: Transit Corridor Program	

THIS AGREEMENT, made and entered into this _____ day of _____, _____
by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida,
hereinafter referred to as the Department, and Brevard Co. Board of County Commissioners,
d/b/a Space Coast Area Transit, P.O. Box 1496, Titusville, FL 32781
hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 22nd day of May 2006
entered into a Joint Participation Agreement; and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended
hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment
"A" for a total Department Share of \$4,002,056.00

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow
from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended
and supplemented as follows:

1.00 Project Description: The project description is amended
To provide funding for FY 2015/16 to continue fixed route bus service along the SR 520 Corridor, Space Coast Area
Transit Route 4, from Cocoa to Cocoa Beach in Brevard county, Florida.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased/ decreased by \$385,500.00
bringing the revised total cost of the project to \$4,002,056.00

Paragraph 4.00 of said Agreement is increased/ decreased by \$385,500.00
bringing the Department's revised total cost of the project to \$4,002,056.00

3.00 Amended Exhibits:

Exhibit(s) B, D of said Agreement is amended by Attachment "A".

4.00 Contract Time:

Paragraph 16.00 of said Agreement September 30th, 2016

5.00 E-Verify

Vendors/Contractors:

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Contractor during the term of the contract; and

2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

Financial Project No(s) 42064218401

Contract No. AOE59
Agreement Date _____

Except as hereby modified, amended or changed, all other terms of said Agreement dated May 22nd 2006 and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first above written.

AGENCY

FDOT

Brevard Co. Board of County Commissioners,
AGENCY NAME

See attached Encumbrance Form for date of Funding Approval by Comptroller

Robin Fisher
SIGNATORY (PRINTED OR TYPED)

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

SIGNATURE

Signature
DEPARTMENT OF TRANSPORTATION

Chairman
TITLE

District Director of Transportation Development
TITLE

As approved by the Board on 9/1/15
ATTEST:



SCOTT ELLIS, CLERK
Reviewed for Legal Form and Content By:



Matthew Soss, Assistant County Attorney

Financial Project No(s) 42064218401

Contract No. AOE59

Agreement Date _____

**ATTACHMENT "A"
 SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT**

This Attachment forms an integral part of that certain Supplemental Joint Participation Agreement between the State of Florida, Department of Transportation and Brevard Co. Board of County Commissioners, d/b/a Space Coast Area Transit, P.O. Box 1496, Titusville, FL 32781

dated _____.

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

To provide funding for FY 2015/2016 for fixed route service along the SR 520 Corridor, Route 4, from Cocoa to Cocoa Beach, Florida.

I.	Project Cost:	As Approved	As Amended	Net Change
		\$3,616,556.00	\$4,002,056.00	\$385,500.00
	Total Project Cost	\$3,616,556.00	\$4,002,056.00	\$385,500.00
II.	Fund Participation:	As Approved	As Amended	Net Change
	Department:	\$3,616,556.00	\$4,002,056.00	\$385,500.00
	Agency:			\$0.00
				\$0.00
	Total Project Cost	\$3,616,556.00	\$4,002,056.00	\$385,500.00

Comments:

EXHIBIT "B"
PROJECT BUDGET

This exhibit forms an integral part of that certain Joint Participation Agreement between the State of Florida, Department of Transportation and Brevard County Board of County Commissioners, d/b/a Space Coast Area Transit, 401 S. Varr Avenue, Cocoa, Florida 32922 dated _____.

I. PROJECT COST:

Fixed route bus operating service along SR520 Corridor in Brevard County from Cocoa to Cocoa Beach.

4902.0854 hrs/yr x \$78.64/hr. \$385,500.00

TOTAL PROJECT COST: **\$385,500.00**

II. PARTICIPATION:

Maximum Federal Participation
(FTA), (FAA)

(%) or \$

Agency Participation

In-Kind

(%)

Cash

or

\$

Other (Farebox)

(%)

\$

Maximum Department Participation

Primary (DPTO) (~~DS~~) (~~DIM~~) (~~PORT~~)

(100%)

\$385,500.00*

Federal Reimbursable (~~DU~~) (~~FRA~~) (~~DFTA~~)

(%) or

\$

Local Reimbursable (~~DL~~)

(%) or

\$ _____

TOTAL PROJECT COST: **\$385,500.00**

*The Department will fund up to 100% of the net operating cost (i.e., operating less farebox) not to exceed \$385,500.00.

EXHIBIT D

FEDERAL RESOURCES

Federal Agency Amount Catalog of Federal Domestic Assistance (Number & Title)

Compliance Requirements

- 1.
- 2.
- 3.

STATE RESOURCES

State Agency Amount Catalog of State Financial Assistance (Number & Title)
\$ 385,500 55.013 Transit Corridor Program

Compliance Requirements

1. See Attachment 1
- 2.
- 3.

Matching Resources for Federal Programs

Federal Agency Amount Catalog of Federal Domestic Assistance (Number & Title)

Compliance Requirements

- 1.
- 2.
- 3.

NOTE: Section .400(d) of OMB Circular A-133, as revised, and Section 215.97(5)(a), Florida Statutes, require that the information about Federal Programs and State Projects included in Exhibit D be provided to the recipient.

Attachment 1

CSFA Number: 55.013

State Project Title: TRANSIT CORRIDOR PROGRAM

Program: 55100000 - Transportation Systems Development

Budget Entity: 55100100 - Transportation Systems Development

Appropriation Category: 088774

Related CFDA Code:20.505 Federal Transit Metropolitan Planning Grants

Authorization: Chapter 341, Florida Statutes

Objectives: To fund cost effective methods of relieving congestion and improving capacity within a transit corridor.

Types Of Assistance: Grants

Applicant Type: Local Government

Restrictions: Department participation shall be based on documentation by the Department that the project is the most cost-effective method of relieving congestion and improving capacity within the identified corridor. As funding allows, this program will consider improvements on facilities designed to prevent them from becoming constrained.

Procedures:

Pre-Application Notice: N/A

Application Procedures: New corridor funding requests should be submitted to the Department's Central Office at least 12 months prior to the initial year of funding need.

Award Procedures: First priority for funding is to existing projects meeting their adopted goals and objectives. Any remaining funds will be allocated to the Districts by formula, based on each Districts' percentage of the total state urbanized population.

Deadlines: N/A

RESOLUTION NO. 15-144

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, ON BEHALF OF SPACE COAST AREA TRANSIT, AUTHORIZING THE EXECUTION OF SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; AND PROVIDING AN EFFECTIVE DATE.


WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, has the authority to enter into a Grant Agreement with the Florida Department of Transportation to undertake a project as authorized by Chapter 341.051 (1) of the Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, THAT:

1. The Chairman of the Board of County Commissioners of Brevard County, Florida is authorized to execute the Supplemental Joint Participation Agreement for State FM Number 420643-1-84-01.
2. The Chairman of the Board of County Commissioners of Brevard County, Florida is authorized to execute the Agreement, Addendums, and Amendments with the Florida Department of Transportation.
3. That the Transit Director of Space Coast Area Transit is authorized to sign any and all assurances, certifications, reimbursement invoices, and other documents, which may be required in connection with the Agreement.
4. This Resolution shall take effect immediately upon its adoption.

DULY PASSED AND ADOPTED THIS 1st of SEPTEMBER, 2015.

ATTEST:



Scott Ellis, Clerk

BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS

BY 

ROBIN FISHER, CHAIRMAN

AS APPROVED BY THE BOARD ON SEPTEMBER 1, 2015.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number 11

725-030-07
 PUBLIC TRANSPORTATION
 12/14

Financial Project No(s): 42064218401 _____ (item-segment-phase-sequence) Contract No.: <u>AOE59</u>	Fund: <u>010</u> Function: <u>683</u> Federal No.: <u>N/A</u> DUNS No.: <u>80-939-7102</u>	FLAIR Category: <u>088774</u> Object Code: <u>750013</u> Org. Code: <u>55052000531</u> Vendor No.: <u>F596-000-523-038</u>
Catalog of Federal Domestic Assistance Number: <u>N/A</u>		Catalog of State Financial Assistance Number: <u>55013</u>
CFDA Title: _____		CSFA Title: <u>Transit Corridor Program</u>

THIS AGREEMENT, made and entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida, hereinafter referred to as the Department, and Brevard Co. Board of County Commissioners,
d/b/a Space Coast Area Transit, P.O. Box 1496, Titusville, FL 32781
 hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 22nd day of May 2006 entered into a Joint Participation Agreement; and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment "A" for a total Department Share of \$4,002,056.00

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended and supplemented as follows:

1.00 Project Description: The project description is amended
 To provide funding for FY 2015/16 to continue fixed route bus service along the SR 520 Corridor, Space Coast Area Transit Route 4, from Cocoa to Cocoa Beach in Brevard county, Florida.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased/ decreased by \$385,500.00
bringing the revised total cost of the project to \$4,002,056.00

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Exhibit(s) B, D of said Agreement is amended by Attachment "A".

4.00 Contract Time:

Paragraph 16.00 of said Agreement September 30th, 2016

5.00 E-Verify

Vendors/Contractors:

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Contractor during the term of the contract; and

2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

Financial Project No(s) 42064218401

Contract No. AOE59
Agreement Date _____

Except as hereby modified, amended or changed, all other terms of said Agreement dated May 22nd 2006
and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first
above written.

AGENCY

Brevard Co. Board of County Commissioners,
AGENCY NAME

Robin Fisher

SIGNATORY (PRINTED OR TYPED)

SIGNATURE

Chairman

TITLE

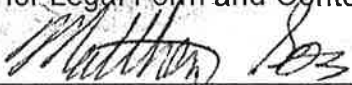
As approved by the Board on 9/1/15

ATTEST:



SCOTT ELLIS, CLERK

Reviewed for Legal Form and Content By:



Matthew Soss, Assistant County Attorney

FDOT

See attached Encumbrance Form for date of Funding
Approval by Comptroller

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

Signature

DEPARTMENT OF TRANSPORTATION

District Director of Transportation Development

TITLE

Financial Project No(s) 42064218401

Contract No. AOE59

Agreement Date _____

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	Agency:			\$0.00
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Comments:

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4902.0854 hrs/yr x \$78.64/hr. \$385,500.00

TOTAL PROJECT COST: **\$385,500.00**

II. PARTICIPATION:

Maximum Federal Participation (FTA), (FAA)	(%)	or	\$
Agency Participation			
In-Kind	(%)		
Cash		or	\$
Other (Farebox)	(%)		\$
Maximum Department Participation			
Primary (DPTO) (DS) (DIM) (PORT)	(100%)		\$385,500.00*
Federal Reimbursable (DU) (FRA) (DFTA)	(%)	or	\$
Local Reimbursable (DL)	(%)	or	\$ _____

TOTAL PROJECT COST: **\$385,500.00**

*The Department will fund up to 100% of the net operating cost (i.e., operating less farebox) not to exceed \$385,500.00.

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Budget Entity: 55100100 - Transportation Systems Development

Appropriation Category: 088774

Related CFDA Code:20.505 Federal Transit Metropolitan Planning Grants

Authorization: Chapter 341, Florida Statutes

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Applicant Type: Local Government

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Procedures:

Pre-Application Notice: N/A

Application Procedures: New corridor funding requests should be submitted to the Department's Central Office at least 12 months prior to the initial year of funding need.

Award Procedures: First priority for funding is to existing projects meeting their adopted goals and objectives. Any remaining funds will be allocated to the Districts by formula, based on each Districts' percentage of the total state urbanized population.

Deadlines: N/A

BOARD OF COUNTY COMMISSIONERS

INITIAL CONTRACT FORM

1. Contractor: Florida Dept of Transportation	
2. Fund/Account #: 4135-303201	3 Division Name: TRANSIT SERVICES
4. Contract Description: Supplemental No. 10 – Joint Participation Agreement – AOE60	
5. Contract Monitor: Cathy Lively	6. Mail Stop #: 44
7. Dept/Office Director: James Liesenfelt	8. Class Code: ZIGS
ACTION DATE: 30 days from entry	ACTION REQUIREMENT: Need complete data

SECTION II

The following departments must approve all contracts submitted to the Board:

APPROVAL

COUNTY OFFICE	Yes	no	INITIALS	Date
User Agency	X	0	JPL	8/12/15
Risk Management	0	0		
County Attorney	0	0	<i>MDS</i>	<i>8/14/15</i>
User Agency	0	0		

If any office denies approval, the package will be returned immediately to the User Agency.

NOTE: This form should be attached to all new contracts being submitted to the Board for approval. After the contract has been approved, the contract package, including this form, will go to the Clerk to the Board. The Clerk's office will then forward the Initial Contract Form to Contracts Administration and the contract will be entered into the Contract Monitoring System. This initial entry will generate an entry on your monthly contract report and the first report will always show a "Required Action" for the contract. See AO-29 for additional information.

NOTE: PLEASE REVIEW AND RETURN BY _____, IN ORDER TO MEET DEADLINES FOR THE
 ___9/1/15___ BCC MEETING.

BOARD OF COUNTY COMMISSIONERS

INITIAL CONTRACT FORM

1. Contractor: Florida Dept of Transportation	
2. Fund/Account #: 4135-303200	3 Division Name: TRANSIT SERVICES
4. Contract Description: Supplemental No. 11 – Joint Participation Agreement – AOE59	
5. Contract Monitor: Cathy Lively	6. Mail Stop #: 44
7. Dept/Office Director: James Liesenfelt	8. Class Code: ZIGS
ACTION DATE: 30 days from entry	ACTION REQUIREMENT: Need complete data

SECTION II

The following departments must approve all contracts submitted to the Board:

APPROVAL

COUNTY OFFICE	Yes	no	INITIALS	Date
User Agency	X	0	JPL	8/12/15
Risk Management	0	0		
County Attorney	0	0	<i>MDS</i>	<i>8/19/15</i>
User Agency	0	0		

If any office denies approval, the package will be returned immediately to the User Agency.

NOTE: This form should be attached to all new contracts being submitted to the Board for approval. After the contract has been approved, the contract package, including this form, will go to the Clerk to the Board. The Clerk's office will then forward the Initial Contract Form to Contracts Administration and the contract will be entered into the Contract Monitoring System. This initial entry will generate an entry on your monthly contract report and the first report will always show a "Required Action" for the contract. See AO-29 for additional information.

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