Florida

BOB GRAHAM

GOVERNOR



Department of Transportation

PAUL N. PAPPAS SECRETARY

P.O. Box 1089 Lake City, Florida 32056-1089 June 19, 1985

Mr. R. E. Frame Chief Engineering Officer Seaboard System Railroad, Inc. 500 Water Street Jacksonville, Florida 32202

Dear Sir:

Subject: WPI No. 2128008, FAP No. RRP-000S(224) Section 74000-6920, S.R. (Clinch Rd.) Nassau County, Parcel 1 (R/W SIG-C) Crossing No. 620812-S; RRMP: SMA-44.50 AC-157041

We are enclosing one (1) fully executed agreement dated June 10, 1985, involving your company and covering the installation of grade crossing traffic control devices estimated at \$53,700.00.

The enclosed documents have been approved by the Department and you may consider this notice as your authorization to proceed with the work under the direction of this District. It is necessary that you notify our office prior to the performance of any work by railroad forces at this location.

The work under this contract shall be performed in accordance with the provisions of the Federal Highway Administration's Federal-Aid Program Manual Volume 1, Chapter 4, Section 3, and/or Volume 6, Chapter 6, Section 2, as required.

Should additional information or meeting with Department representatives be needed, please let us know.

Sincerely yours,

11. J. Cueur

W. T. Crews District Railroad Coordinator

WTC/kg

Enclosures: 8 conformed copies

cc: Mr. R. L. King, Nassau County Engineer w/copy of Agreement Mr. J. F. Scott, Resident Engineer, Attn: Mr. Howard Greene w/copy of Agreement Mr. E. M. Salley, Adm. Rail Operations FORM 841-21 (SBL) 1-83 PAGE 1 OF 3

TATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DIVISION OF PUBLIC TRANSPORTATION RAILROAD REIMBURSEMENT AGREEMENT GRADE CROSSING TRAFFIC CONTROL DEVICES AND FUTURE RESPONSIBILITY (County)

COUNTY	SECTION	RAIL JOB NO.	STATE ROAD NO.	COUNTY NAME	PARCEL & R/W JOB NO.	FAPNO.
74	000	6920	Clinch Rd.	Nassau	1 (SIG-C)	RRS-000S(124)

THIS AGREEMENT, made and entered into this <u>10</u> day of <u>Jowe</u> 198 <u>f</u>, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, hereinafter called the DEPARTMENT, and SEABOARD SYSTEM RAILROAD, INC., a corporation of Virginia, with its principal place of business in the City of Jacksonville, County of Duval, State of Florida, hereinafter called the COMPANY; and <u>Nassau County</u>, a political subdivision of the State of Florida, hereinafter called the COUNTY.

WITNESSETH:

WHEREAS, the DEPARTMENT is o					
of the State Highway System, designated	by the DEPART	'MENT as Jo	b No. 🗕	<u>74000–6920</u>	·,
betweenCR_108 a	and <u>Amili</u>	<u>a River</u>		, which cross	es at grade
the right-of-way and tracks of the COMP.	ANY at a point_	2083	feet	west	_from the
COMPANY'S Milepost SMA-45	, FDOT/A#	AR Crossing	Number	620812	<u>-s</u> ,
at or near Fernandia Beach, Flori	<u>ida</u> , as sl	hown on D	EPARTM	ENT's Plan	Sheet No.
2, atta	ached hereto as	part hereof:	and		

WHEREAS, the work contemplated hereunder is subject to the provisions of the Federal Highway Administration Federal Aid Highway Program Manual, Volume 1, Chapter 4 Section 3 (FHPM 1-4-3), as amended, and Federal Aid Highway Program Manual, Volume 6, Chapter 6, Section 2. Subsection 1 (FHPM 6-6-2-1), as amended, and DEPARTMENT'S Rule 14-46.02, Florida Administrative Code, as amended.

NOW, THEREFORE, in consideration of the mutual undertakings as herein set forth, the parties hereto agree as follows:

A. The COMPANY shall:

Install by its own forces, with supervision and approval of the DEPARTMENT. at an estimated cost of ______\$53,700.00 _______, itemization of which is attached hereto, automatic railroad grade crossing traffic control devices, hereinafter called "Devices", at said location, in accordance with (1) the attached detailed statement of the work, plans and specifications;
 (2) the DEPARTMENT'S Plans and Standard Index Number 17882, and (3) FHPM 1-4-3 and FHPM 6-6-2-1, or Rule 14-46.02, all of which by reference are made a part hereof.

FORM 841-21 (SBD) 1-83 PAGE 2 OF 3

2. Provide protective services in accordance with U. S. Department of Transportation Manual of Uniform Traffic Control Devices during the performance of the work, as indicated in the attached plans and specifications, the cost of which is included in the attached cost estimate.

3. Render the DEPARTMENT a final bill, in accordance with applicable Federal or State regulations, within one hundred eighty (180) days from the completion date of the project, for all actual reimbursable identified charges including credits for salvage or betterments, if any, attributable to the project; and itemize all substantial charges in a form comparable to the charges contained in the cost estimate.

4. Operate and maintain said devices and perform any adjustment, relocation or replacement of said devices: the cost therefor shall be assumed or apportioned in accordance with Paragraph C below.

B. The DEPARTMENT shall:

1. Promptly reimburse the COMPANY for all actual costs attributable to the project, pursuant to Paragraph A.1., as billed by the COMPANY, pursuant to Paragraph A.3.

2. Retain ten percent from any progress payment.

C. The PARTIES agree:

1. That the cost for the operation and maintenance of the devices by the COMPANY shall be shared as follows:

(a) Fifty percent (50%) shall be borne by the COUNTY and fifty percent (50%) shall be borne by the COMPANY, in accordance with the attached Schedule of Annual Cost of Automatic Highway Grade Crossing Traffic Control Devices, subject to future revision.

2. The cost of any adjustment, relocation or replacement of said devices shall be assumed by the party initiating such action, unless otherwise provided for in this contract, existing contracts between the parties, or in existing contracts between one of the parties and a third party.

3. Each party does hereby indemnify and hold harmless each other from all liability, claims and judgments (including attorney's fees) arising out of work undertaken by any such party pursuant to this agreement, due to the negligent acts or omissions of their contractors, subcontractors, employees, agents or representatives, respectively, except as otherwise covered by bonds or insurance. This provision is a reciprocal covenant and in the event any portion hereof is found by a court of competent jurisdiction to be unenforceable, then this entire Article C.3. shall thereafter be unenforceable in all respects.

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4. Any provision contained in any existing contract relating to said crossing, whether between the parties hereto and/or third parties, shall be, and does, remain in full force and effect, except as otherwise provided herein.

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IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their duly authorized officers, and their official seals hereto affixed, the day and year first above written.

STATE OF FLOBIDA DEPARTME RANSPORTATION BY: (SEAL) MAXIMAMINA Bhaanke Director/ Public Transportation Operations dor ATTEST: **Executive Secretary** SEABOARD SYSTEM RAILROAD, INC. BY: (SEAL) Chief Engineering Officer ATTEST: Secretary Nassau COUNTY, FLORIDA BY: (SEAL) Title ATTEST: JUN 1 2 1985 Approved as to Form, Legality and Execution Examined and Approved: STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION BY: Assistant Attorney Division Administrator Federal Highway Administration FUNDS AVAILABLE APPROVED - FISCAL MAY 30 1985

AGELOFI

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION OIVISION OF PUBLIC TRANSPORTATION

COUNTY RESOLUTION

GRADE CROSSING TRAFFIC CONTROL DEVICES AND FUTURE RESPONSIBILITY

COUNTY	SECTION	RAIL JOB NO.	STATE ROAD NO.	COUNTY NAME	PARCEL & R/W JOB NO.	FAPNO.
74	000	6920	Clinch Rd.	Nassau	1 (SIG-C)	RRS-000S(124)

A RESOLUTION AUTHORIZING EXECUTION OF A RAILROAD REIMBURSEMENT AGREEMENT FOR THE INSTALLATION OF GRADE CROSSING TRAFFIC CONTROL DEVICES, AND FUTURE MAINTENANCE AND ADJUSTMENT OF SAID DEVICES: PROVIDING FOR THE EXPENDITURE OF FUNDS: AND PROVIDING WHEN---THIS RESOLUTION SHALL TAKE EFFECT.

RESOLUTION NO. 85-27

Jones ON MOTION OF Commissioner _ _____, seconded by the following RESOLUTION was adopted: Commissioner Waterel

WHEREAS, the State of Florida Department of Transportation is constructing, reconstructing or CR 108 otherwise changing a portion of the State Highway System, between ____ and <u>Amelia River</u>, which shall call for the installation and maintenance of railroad grade crossing traffic control devices for railroad grade crossings over or near said highway.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF ___Nassau COUNTY, FLORIDA:

That <u>Nassau</u> _____ County enter into a RAILROAD REIMBURSEMENT AGREE-MENT with the State of Florida Department of Transportation and the Railroad Company for the installation and maintenance of certain grade crossing traffic control devices designated as Job No. ____74000-6920_____ on ____Clinch_Rd_ _____which crosses 620812-S the right of way and tracks of the Company at FDOT/AAR Crossing Number ____ Fernandia Beach ____, Florida; and, located near ____

That the County assume its share of the costs for future maintenance and adjustment of said grade crossing traffic control devices as designated in Paragraph 2 of the RAILROAD REIMBURSE. MENT AGREEMENT; and,

That the Chairman and Clerk of the Board of County Commissioners be authorized to enter into such agreements with the State of Florida Department of Transportation and the Railroad Company as herein described: and,

That this RESOLUTION shall take effect immediately upon adoption.

INTRODUCED AND PASSED by the Board of County Commissioners of _ County. Florida, in regular session, this _/6th day of upil

Chairman of the Board of County Commissioner

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STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DIVISION OF PUBLIC TRANSPORTATION OPERATIONS RAILROAD GRADE CROSSING TRAFFIC CONTROL DEVICES

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COUNTY	SECTION	RAIL JOB NO.	STATE HOAD NO.	COUNTY NAME	PARCEL & R/W JOB NO.	FAP NO.
74	000	6920	Clinch Rd.	Nassau	1 (SIG-C)	RRS-000S(124)
				AGENCY		
Seat	oard Syst	em Railroad, In	nc	<u></u>		
		t. •				
	•					
		ESCRIPTION & L	OCATION: C	linch Rd. near	Fernandia Beach,	Florida
	A. JOB D B. TYPE	ESCRIPTION & L OF ROADWAY F		linch Rd. near -lane rural	Fernandia Beach,	Florida
	A. JOB D B. TYPE	ESCRIPTION & L OF ROADWAY F	ACILITY:2	-lane rural	Fernandia Beach,	

SCHEDULE OF ANNUAL COST OF AUTOMATIC HIGHWAY GRADE CROSSING TRAFFIC CONTROL DEVICES

	Annual Maintenance Cost Exclusive of Installation	
LASS	DESCRIPTION	COST*
I	Flashing Signals - One Track	\$ 650.00
11	Flashing Signals - Multiple Tracks	\$ 860.00
111	Flashing Signals and Gates - One Track	\$ 980.0 0
IV	Flashing Signals and Gates - Multiple Tracks	\$1,230.00

AUTHORITY: FLORIDA ADMINISTRATIVE RULE 014-46.02 Responsibility for the Cost of Automatic Highway Grade Crossing Traffic Control Devices

EFFECTIVE DATE:	February 3, 1971
GENERAL AUTHORITY:	334.044 F.S.
SPECIFIC LAW IMPLEMENTED:	335.141 F.S.



SEABOARD SYSTEM RAILROAD

To: Department of Transportation Project Ref.: 74000-6920	County: Nassau
Location: Fernandina Beach, Fla.	
SBD Mile Post: SMA-44.50	
Route: Clinch Road Crossing Inv. N	lo.: 620812 S
Description: Install Automatic Highway Crossing F.	lashing Light Signals, Gates and Bells.

		,		,
	Estimated Co	ost		· · · ·
Material Cost	\$26,600.	•		
Sales Tax	1,330.		:	
Handling	1,330.			•
Transportation to Project	440.		•	· · · ·
Total Material Cost		\$29,700.		•
Credit for Released Material	· · · · ·	00.		
Net Material Cost			\$29,700.	
Engineering		1,500.	· ·	
Plus Composite Additive		887.		
Total Engineering			2,387.	
Construction Labor		10,144.	• •	
Plus Composite Additive		5,537.		
Total Construction Labor			15,681.	:
Supplemental Annuity on Labor			84.	
Travel Allowance and Lodging			1,750.	
Transportation of Equipment to Project		•	120.	
Equipment Rental		•	1,421.	
Estimated Material and Labor Cost	ана Алар	•	·	\$51,143.
Contingencies				2,557.
TOTAL ESTIMATED COST		•	•	\$53,700.
Railroad Portion		•		00.
Outside Party Estimated Cost				\$53,700.
		,		

Office of Chief Communications & Signals Officer Jacksonville, Fla. Date: 1-30-85 -cvs

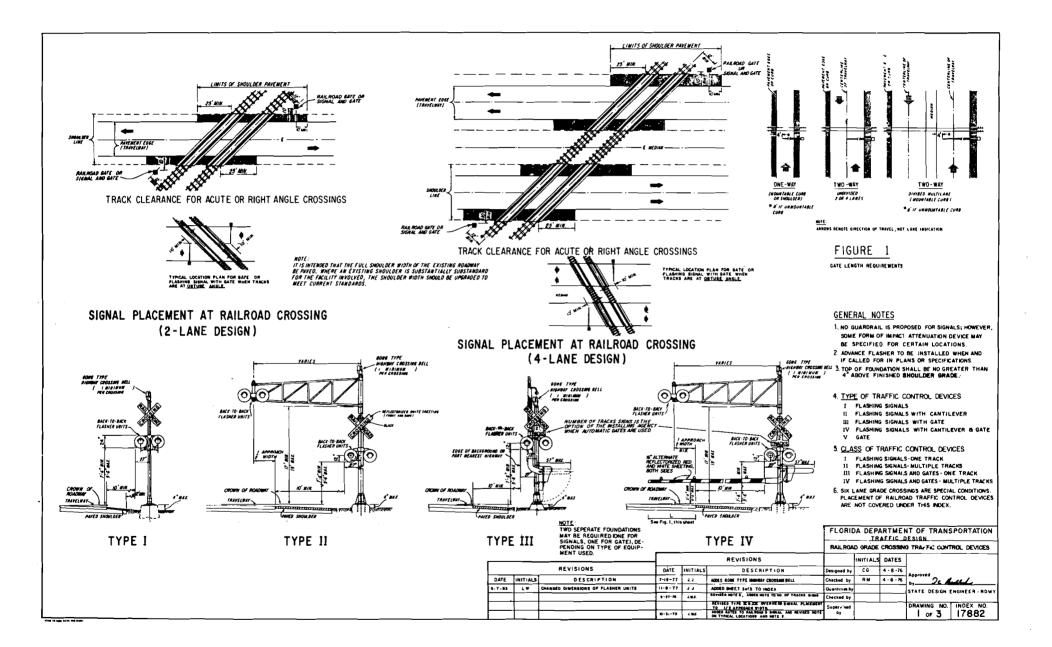
SEABOARD SYSTEM RAILROAD

To: Department of Transportation		
Project Ref.: 74000-6920	County: Nassau	
Location: Fernandina Beach, Fla.		
SBD Mile Post: SMA-44.50	Drawing No.:	•
Route: Clinch Road	Crossing Inv. No.: 620812 S	
Description: Install Automatic Highway C	rossing Flashing Light Signals, Gates and	Bells.
Estimate of Signal	Material and Cost	
1 - Lot Control Equipment, including case lightning protective devices, etc.	s, control apparatus, rectifiers, \$12,	,706

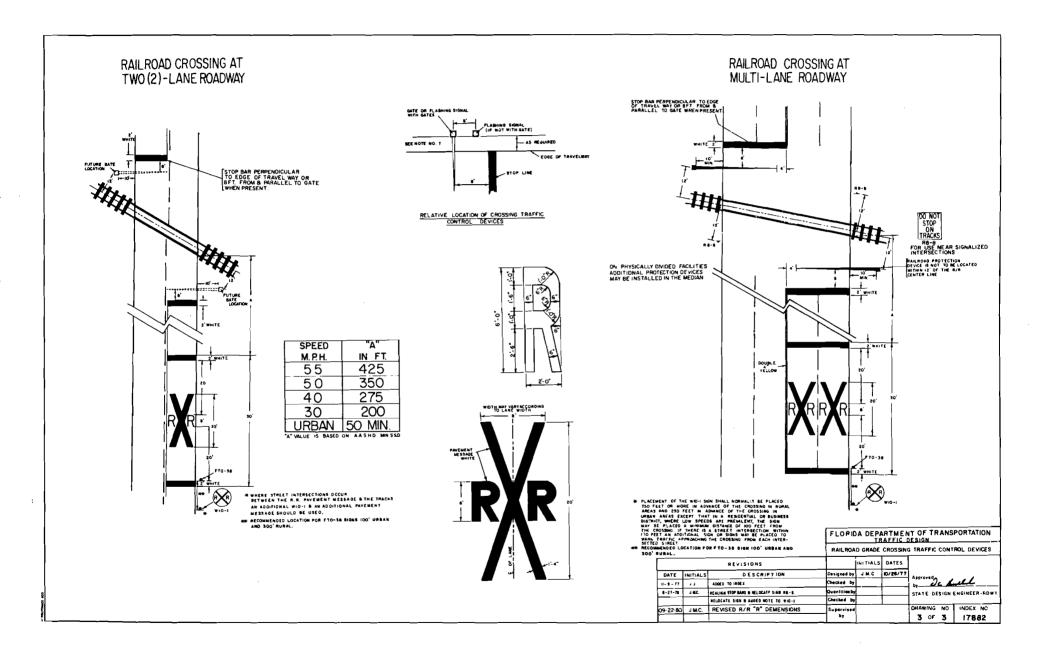
- Lot Field Materials, including foundations, pipe, cables, battery, 6,374. battery boxes, etc.
 Combination Gate and Signal Assembly, complete with 20 ft. arm and 3,760.
- 4 lamp units on mast.
 1 Combination Gate and Signal Assembly, complete with 18 ft. arm and 3,760.
 4 lamp units on mast.

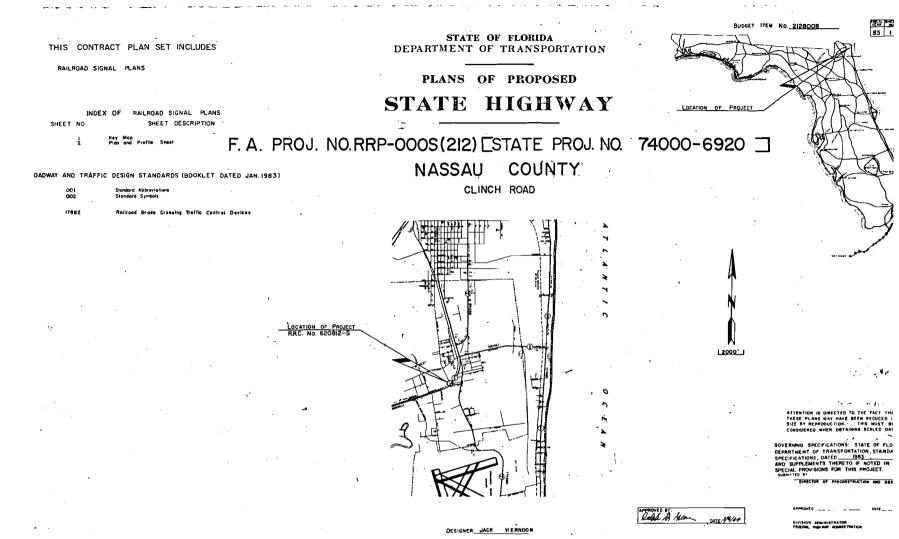
MATERIAL COST \$26,600.

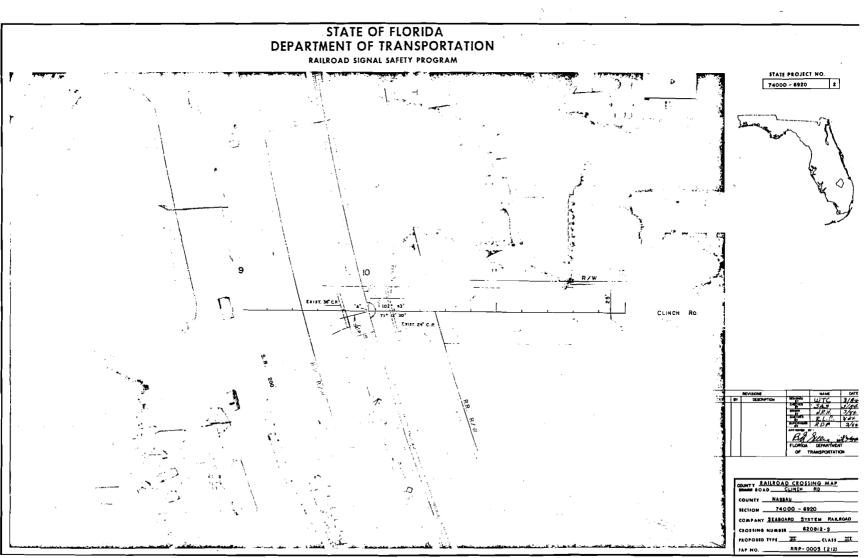
Office of Chief Communications and Signals Officer Jacksonville, Fla. Date: 1-30-85 -cvs



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