

# **Department of Transportation**

PAUL N. PAPPAS Secretary

P.O. Box 1089 Lake City, Florida 32056-1089 July 5, 1984



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

Dear Sir:

Section 74000-6921, State Road (Cieger Rd.), Nassau County, Parcel 1 (R/V SIC-C), Crossing No.: 620814-F RR MP: SMA-45.40

We are enclosing one (1) fully executed agreement dated June 12, 1984, involving your company and covering the installation of grade crossing traffic control devices estimated at 45,200.

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 our District Construction Engineer. Please extend advance notification of work by Railroad forces to our District Railroad Coordinator.

The work under this contract shall be performed in accordance with the provisions of the Federal Highway Administration's Federal-Aid Program Uanual 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,

W.J. Cum

W. T. Crews, District Railroad Coordinator

WTC/kag

Enclosures: Eight (8) conformed copies of agreement.

cc: Mr. Jim Scott, Resident Engineer, w/copy of agreement.

Mr. E. M. Salley, P. E., Administrator, Bail Operations Mr. Richard L. King, Nassau Co. Engr. w/copy of agreement

#### STATE 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	6921	Gieger Rd.	Nassau	1 (Sig-C)	RRS-000S(124)

THIS AGREEMENT, made and entered into this  $12^{12}$  day of  $198_{10}$  day of  $198_{10}$  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:

WHER	REAS, the DEPARTMENT is	constructing, reconstruction	ting or other	wise changing	; a portion
of the State	e Highway System, designated	l by the DEPARTMENT	as Job No. <u> </u>	4000-6921	,
between	Lime St	and <u>S-108 Ext.</u>		_, which cross	es at grade
the right-of	-way and tracks of the COMF	ANY at a point <u>2454</u>	feet	North	_from the
COMPANY	'S Milepost	, FDOT/AAR Cross	sing Number	<u>620814-F</u>	;
	SMA-45				
2	, att	ached hereto as part he	reof; 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:

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 honds 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.

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.

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 FLORIDA DEPARTMENT OF TRANSPORTATION BY: (SEAL) (for) tion Operations vecutive Secretary SEABOARD SYSTEM RAILROAD, INC. BY: (SEAL) Chief Engineering Officer ATTEST NASSA COUNTY, FLORIDA BY: (SEAL) ATTESI Examined and Approved: 6--22--84 Approved as to Form, Legality and Execution -- 01 1. 011 STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION BY: istant Attorney **Division Administrator** Federal Highway Administration FUNDS AVAILABLE APPROVED - FISCAL JUN 0 5 1984

FORM 841-37 1-83 PAGE 1 OF 1

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

COUNTY	SECTION	RAIL JOB NO.	STATE ROAD NO.	COUNTY NAME	PARCEL & R/W JOB NO.	FAP NO.	
74	000	6921	Gieger Rd.	Nassau	1 (Sig-C)	RRS-000S(124)	
AGENCY							

Seaboard System Railroad, Inc.

÷.,

# A. JOB DESCRIPTION & LOCATION: Gieger Rd. near Fernandina Beach

- B. TYPE OF ROADWAY FACILITY: <u>2 lane rural</u>
- C. FDOT/AAR XING NO.: \_\_\_\_\_\_ RR MILE POST TIE: \_\_\_\_\_ SMA-45.40
- D. TYPE SIGNALS PROPOSED: \_\_\_\_\_ CLASS \_\_\_\_\_ INDEX: \_\_\_\_\_ INDEX: \_\_\_\_\_ INDEX: \_\_\_\_\_

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

CLASS	DESCRIPTION	- COST*
GLACO	DESCRIPTION	
Ι	Flashing Signals - One Track	\$ 650.00
II	Flashing Signals - Multiple Tracks	\$ 860.00
III	Flashing Signals and Gates - One Track	\$ 980.00
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:	20.05, F.S.
SPECIFIC LAW IMPLEMENTED:	338.21, F.S.

#### FORM 841-48 1-83 PAGE 1 OF 1

#### STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DIVISION OF PUBLIC TRANSPORTATION

## COUNTY RESOLUTION

## GRADE CROSSING TRAFFIC CONTROL DEVICES AND FUTURE RESPONSIBILITY

l	COUNTY	SECTION	RAIL JOB NO.	STATE ROAD NO.	COUNTY NAME	PARCEL & R/W JOB NO.	FAPNO.
	74	000	6921	Gieger 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. 84-20

ON MOTION OF Commissioner <u>fores</u>, seconded by Commissioner <u>Winstroug</u>, the following RESOLUTION was adopted:

WHEREAS, the State of Florida Department of Transportation is constructing, reconstructing or otherwise changing a portion of the State Ilighway System, between <u>Lime St.</u> and <u>S-108 Ext.</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.

That <u>Nassau</u> County enter into a RAILROAD REIMBURSEMENT AGREE-MENT with the State of Florida Department of Transportation and the <u>Seaboard System Railroad</u>, Inc., Company for the installation and maintenance of certain grade crossing traffic control devices designated as Job No. <u>74000-6921</u> on <u>Gieger Rd.</u> which crosses the right of way and tracks of the Company at FDOT/AAR Crossing Number <u>620814-F</u> located near <u>Fernandina Beach</u>, Florida; and,

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 <u>Seaboard System</u> Railroad, Inc. 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 <u>17th</u> day of <u>Ynau</u>

Board of County Commissioners

Chairman of the Board of County Commissioners

## SEABOARD SYSTEM RAILROAD

To: Florida Department of Transportation Project Ref. 74000-6921 Location: Fernandina Beach, Fla. SBD Mile Post: SMA 45.40 Route: Gieger Road Cross County: Nassau Route: Gieger Road Crossing Inv. No. 620814 F Description: Install Automatic Highway Crossing Flashing Light Signals, Gates and Bells

<u> </u>	Stimated Cost		
Material Cost \$27,7	00.		
Sales Tax 1,3	85.		
Handling 1,3	85.		•
Transportation to Project 5	30.	· · ·	
Total Material Cost	\$31,000.		
Credit for Released Material	00.		
Net Material Cost	•	\$31,000.	
Engineering	1,500.	• •	
Plus Composite Additive	873.		
Total Engineering		2,373.	
Construction Labor	5,230.	•	
Plus Composite Additive	2,501.		
Total Construction Labor		7,731.	
Supplemental Annuity on Labor		48.	
Travel Allowance and Lodging	· · ·	1,000.	
Transportation of Equipment to Project		120.	
Equipment Rental		776.	
Estimated Material and Labor Cost			\$43,048.
Contingencies			2,152.
TOTAL ESTIMATED COST			\$45,200.
Railroad Portion			00.
Outside Party Estimated Cost		•	\$45,200.
Office of Chief Communications & Signals Jacksonville, Fla. Date: 3-6-84 -	officer cvs		•

۱.

## SEABOARD SYSTEM RAILROAD

#### To: Florida Department of Transportation

#### Project Ref.: 74000-6921

#### County: Nassau

Location: Fernandina Beach, Fla.

SBD Mile Post: SMA 45.40 Drawing No.

Route: Gieger Road Crossing Inv. No. 620814 F

Description: Install Automatic Highway Crossing Flashing Light Signals, Gates and Bells.

## Estimate of Signal Material and Cost

l - Lot Control Equipment, including Cases, Control Apparatus, Rectifiers, Lightning Protective Devices, etc.	\$12,854
l - Lot Field Materials, including Foundations, Pipe, Cables, Battery, Battery Boxes, Insulated Rail Joints, etc.	7,205
1 - Combination Gate and Signal Assembly, complete with 2 2 ft. Arm and 4 Lamp Units on Mast.	3,852
l - Combination Gate and Signal Assembly, complete with 20 ft. Arm and 4 Lamp Units on Mast.	3,789
Material Cost	\$27,700

Office of Chief Communications and Signals Officer Jacksonville, Fla. Date: 3-6-84-cvs

RESOLUTION NO. 83-34

A RESOLUTION AUTHORIZING THE EXECUTION OF THE SIGNAL MAINTENANCE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND NASSAU COUNTY BOARD OF COUNTY COMMISSIONERS.

WHEREAS, the Board of County Commissioners of Nassau County, Florida, deem it in the public interest to maintain the costs of the operation of traffic signals located on <u>Geiger Road</u> Section <u>74000-6921</u>, Nassau County, Crossing No: <u>620814-F RR MP</u> SMA-45.40 Seaboard System Railroad, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS that:

- The Board concurs in the need for said signalization and agrees to pay for the cost of annual maintenance as per attachment.
- 2. The type of signals to be installed are of Type III, Class IV. ADOPTED IN REGULAR BOARD OF COUNTY COMMISSION MEETING ON THE

212 DAY OF \_\_\_\_\_, 19 83.

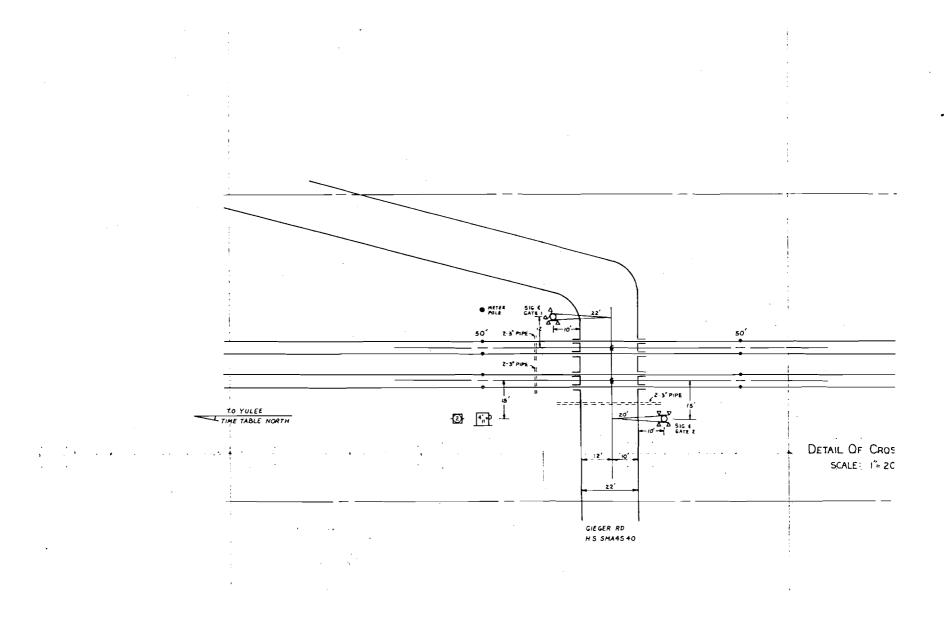
BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY

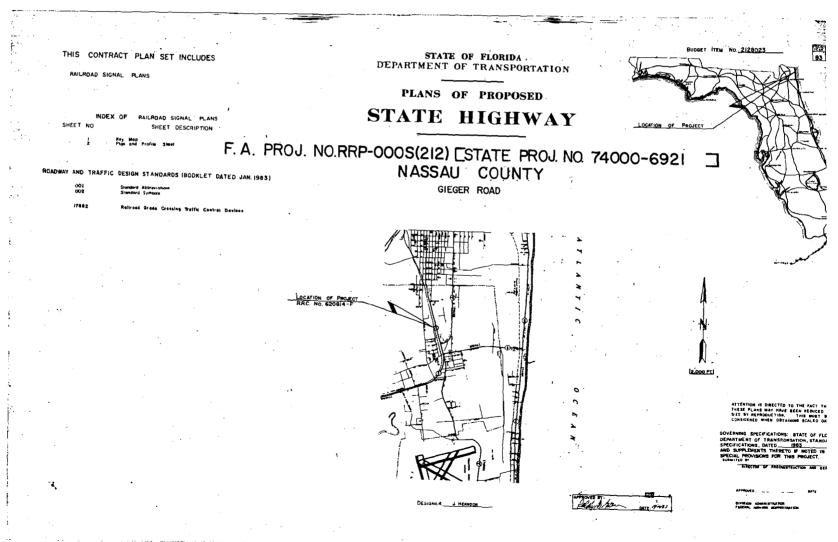
landle-ΒY

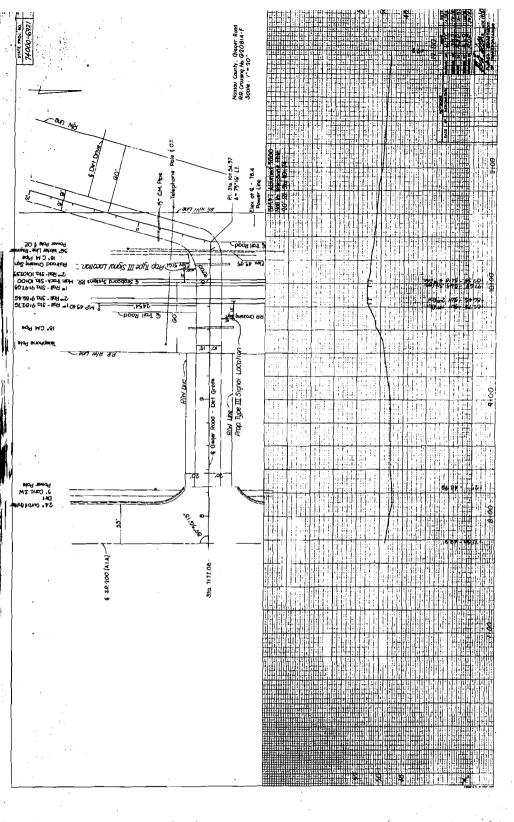
Gene Blackwelder Its: Chairman

ATTEST Bv:

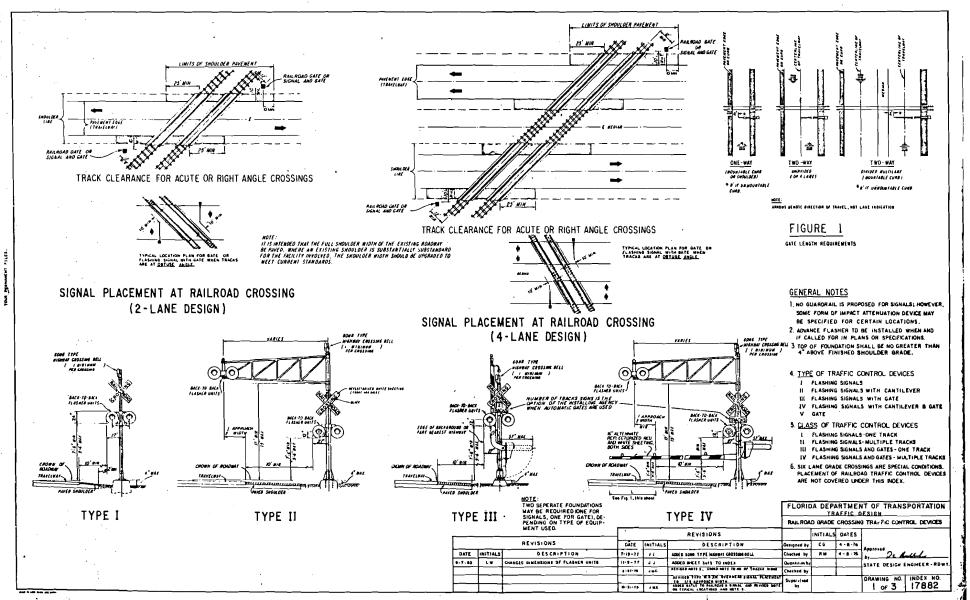
T. J. Greeson Its: Ex-Officio Clerk







....



.

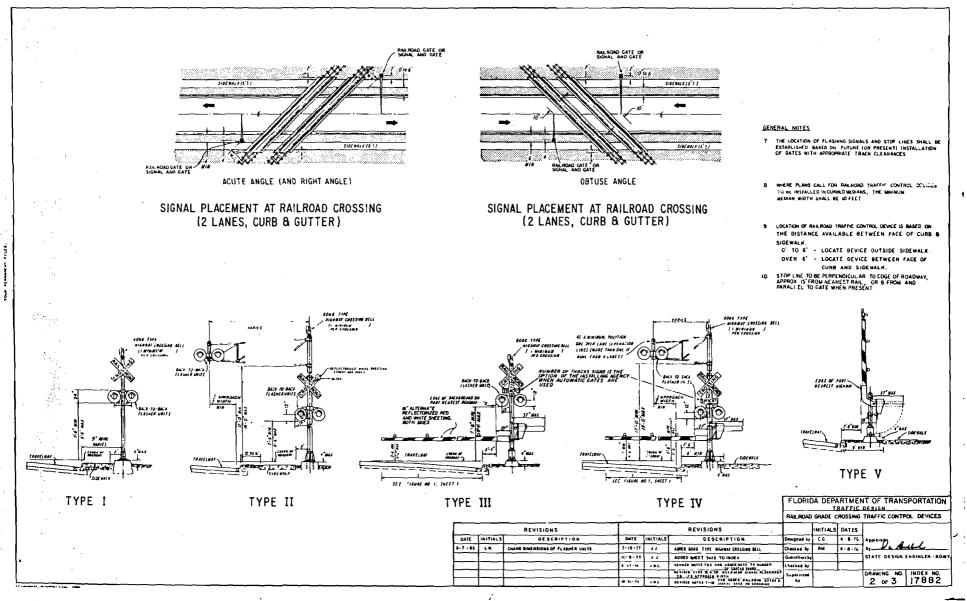
ł

Ĩ

g

PLEASE

. .



ě

AUDIND INTAL SHEET

đ 

