



## Florida Department of Transportation

CHARLIE CRIST  
GOVERNOR

1109 South Marion Avenue • MS 2014  
Lake City, FL 32025-5874  
August 20, 2007

STEPHANIE C. KOPELOUSOS  
SECRETARY

The Honorable Jim Higginbotham, Chairman  
Nassau County Board of County Commissioners  
P.O. Box 456  
Fernandina Beach, Florida 32035

**Subject: COUNTY AGREEMENT**  
**Replacement of Bridge # 744306**  
**on Lessie Road at Little St. Mary's Bridge**  
**Financial Project ID: 212594-1-52-01**  
**Federal Project ID: 00B2-026-B**

Dear Chairman Higginbotham:

Enclosed for your files is a fully executed copy of the County Agreement for the bridge replacement of Bridge # 744306 on Lessie Road at Little St. Mary's Bridge in Nassau County, Florida.

Thank you for your assistance in securing approval and execution of this agreement. Should you have questions or need additional information, I can be reached at 1-800-749-2967, Extension 7745.

Sincerely,

A handwritten signature in cursive script that reads "Katrina Sadler".

Katrina Sadler  
Planning Programs Administrator

KS:ke  
Enclosures

CC: Mr. John A. Crawford, Nassau County Clerk  
Ms. Marcia Henderson, Deputy District Right of Way Manager



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Katrina Sadler  
Planning Programs Administrator

KS:ke  
Enclosures

CC:  Clerk  
Ms. Marcia Henderson, Deputy District Right of Way Manager

COUNTY AGREEMENT

THIS AGREEMENT, made and entered into this 17th day of August, 2007, by and between the STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, hereinafter called the "DEPARTMENT" and the NASSAU COUNTY BOARD OF COUNTY COMMISSIONERS, hereinafter called the "AGENCY".

WITNESSETH

WHEREAS; Pursuant to Section 336.467 Florida Statutes, Florida Counties and the Florida Department of Transportation have authority to enter agreements for the improvement of County Roads and Bridges by the DEPARTMENT; and

WHEREAS, the DEPARTMENT is preparing to undertake a project which is known as the Bridge replacement of Bridge # 744306 on Lessie Road at Little St. Mary's Bridge, in Nassau County, Florida, Financial Project ID: 212594-1-52-01, which will be of benefit to the AGENCY; and

WHEREAS, the DEPARTMENT may utilize its power of Eminent Domain to acquire needed right-of-way in the name of the DEPARTMENT; and

WHEREAS, the project requires agreement by the AGENCY to maintain the project upon completion.

NOW, THEREFORE, in consideration of the premises, the parties agree:

1. The DEPARTMENT will undertake the project and obtain federal approval for participation, which may include but not be limited to, Design, Right-of-Way, Construction and other activities to facilitate satisfactory completion of the subject project.
2. Upon completion and acceptance by the DEPARTMENT, the AGENCY will assume ownership of the right-of-way and responsibility for maintenance.
3. To the extent permitted by law, the AGENCY shall indemnify, defend, save and hold harmless the DEPARTMENT and all its officers, agents, or employees from all suits, actions, claims, demands, liability of any nature whatsoever arising out of, because, or due to breach of this agreement by the AGENCY, its subcontractor, agents or employees, or due to any negligent act, or occurrence of omission or commission of the AGENCY, its subcontractors, agents or employees. Neither the AGENCY nor any of its agents will be liable under this section for damages arising out of injury or damages to persons or property directly caused or resulting from the sole negligence of the DEPARTMENT or any of its officers, agents, or employees. The parties agree that this clause shall not waive the provisions of Section 768.28, F. S. or any similar provision of law.

AGREEMENT DATE: August 17, 2007

IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their seals on the day and year first above written.

NASSAU COUNTY  
BOARD OF COUNTY COMMISSIONERS

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

BY: *John B. Wiseman*  
Chairman, Nassau County Board  
TITLE: of County Commissioners

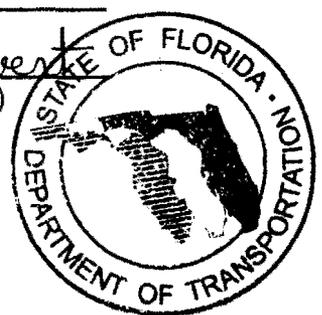
BY: *[Signature]*  
District Secretary  
District Two

DATE: August 8, 2007

DATE: Aug. 17, 2007

ATTEST: *[Signature]*  
(Seal)  
TITLE: August 10, 2007

ATTEST: *Chris Chamberlaine*  
Executive Secretary (Seal)



APPROVED AS TO FORM:  
*[Signature]*  
Attorney  
DATE: August 8, 2007

APPROVED AS TO FORM AND LEGALITY:  
*[Signature]*  
Office of District Two General Counsel  
DATE: 08/17/07

REVIEWED BY GENE KNAGA  
DEPUTY COMPTROLLER  
*[Signature]* DATE 8/8/07

RESOLUTION NO. 2007- 150

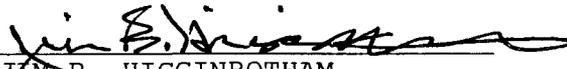
**A RESOLUTION AUTHORIZING THE EXECUTION OF THE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA**

**WHEREAS**, the Engineering Services Director has recommended that the Board of County Commissioners of Nassau County, Florida, execute an Agreement between the State of Florida Department of Transportation and Nassau County regarding the Bridge Replacement of Bridge #744306 on Lessie Road, at Little St. Mary's Bridge, in Nassau County, Florida (Financial Project No. 212594-1-52-01 and Federal Project ID No. 00B2-026-B).

**NOW, THEREFORE, BE IT RESOLVED**, this 13th day of August, 2007, by the Board of County Commissioners of Nassau County, Florida as follows:

1. The County Agreement between the State of Florida, Department of Transportation and Nassau County is hereby approved and the Chairman is authorized to execute said agreement.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

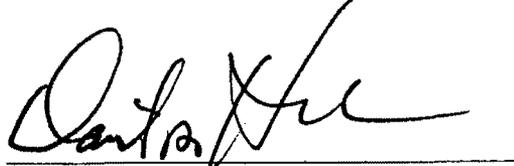
  
JIM B. HIGGINBOTHAM  
Its: Chairman

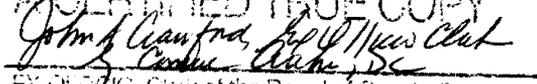
Attest as to Chairman's  
Signature:

  
\_\_\_\_\_  
JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

REVIEWED BY GENE KNAGA  
DEPUTY COMPTROLLER  
 DATE 8/3/07

Approved as to form by the  
Nassau County Attorney:

  
\_\_\_\_\_  
DAVID A. HALLMAN

A CERTIFIED TRUE COPY  
  
\_\_\_\_\_  
EX-OFFICIO, Clerk of the Board of County Comm.  
Nassau County, Florida