



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

RACHEL D. CONE
INTERIM SECRETARY

April 3, 2017

Mr. Matt Preston
Florida Department of Economic Opportunity
107 East Madison Street, MSC 160
Tallahassee, FL 32399-4120

RE: Amendment to Agency Operating Agreement (AOA) for Continuing the Efficient Transportation Decision Making Process in Florida Between Florida Department of Economic Opportunity (FDEO), Florida Department of Transportation (FDOT) and Federal Highway Administration (FHWA) executed on November 30, 2012 and Funding Agreement (FA) for Continuing Participation in the ETDM Process Between FDEO, FDOT and FHWA executed on April 30, 2015

Contract #: ARU50 **Amendment #:** 1 **Vendor #:** F364706134001 **FM#:** 41506432803

Dear Mr. Preston:

This letter confirms that the Florida Department of Transportation (FDOT) successfully assumed the Federal Highway Administration's (FHWA) responsibilities for compliance with NEPA and all other Federal environmental laws pertaining to the review or approval of FDOT's transportation highway projects, pursuant to Title 23 U.S.C. §327 and the implementing Memorandum of Understanding (MOU) executed on December 14, 2016.

Consistent with Section 5.1.4 of the MOU, Section 19 of the AOA and Article VI of the FA, the AOA and FA are amended such that, FDOT will assume FHWA's responsibilities under the AOA and FA, with the exception of the financial provision contained in Recitals, paragraph H and related audit rights under Article II, paragraph E of the FA and those activities specifically retained by FHWA under Section 3 of the MOU, including publication of notices in the Federal Register, formal government-to-government tribal consultation and the environmental review, consultation and approval associated with the environmental documents for the I-4 Beyond the Ultimate Project and the Tampa Interstate Study Project. FHWA will continue to review amendments that effect funding and costs for reimbursement eligibility in accordance with Title 23 U.S.C., including 23 U.S.C. §139(j) and 2 CFR §§200.402 - 200.405.

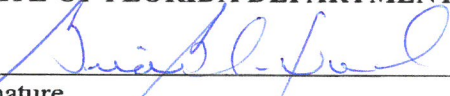
With the exception of those limitations identified in the paragraph above, FDOT will be globally substituted for FHWA throughout the AOA and FA and assume FHWA's responsibilities under the MOU and this Amendment. Examples of duties previously assigned to FHWA include, but are not limited to:

- Planning Screen and coordination responsibilities
- Programming Screen and coordination responsibilities
- Project Development & Environment Phase responsibilities

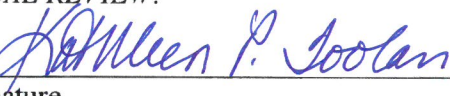
- o Agency coordination
- o Issue resolution

By signing below, each party consents to the substitution of FDOT for FHWA, as described and limited above, through Amendment to the AOA and FA, whereby FDOT assumes FHWA's role in the Agency Operating Agreement and Funding Agreement for Continuing Participation in the ETDM and Transportation Project Development Processes.

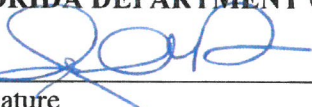
STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION


By:  Date: 6-14-17
Signature
Secretary of Transportation
f₂ Brian Blanchard
Printed Name
Secretary of Transportation

LEGAL REVIEW:

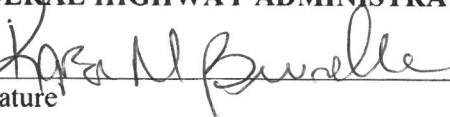
By:  Date: 6/8/17
Signature
Office of General Counsel

FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY

By:  Date: 6/1/17
Signature
Division Director, Division of Community Development,
Florida Department of Economic Opportunity
Julie Dennis
Printed Name
Division Director, Division of Community Development,
Florida Department of Economic Opportunity

Approved as to form and legal
sufficiency, subject only to full and
proper execution by the parties
Office of the General Counsel
Department of Economic Opportunity
By: 
Approved Date: 5/23/17

FEDERAL HIGHWAY ADMINISTRATION

By:  Date: 6/8/17
Signature
Division Administrator
for KARON M BRUNOVIC
Printed Name
for Division Administrator