



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

RACHEL D. CONE
INTERIM SECRETARY

April 6, 2017

Ms. Janet Strutzel
Northwest Florida Water Management District
81 Water Management Drive
Havana, FL 32333-4712

RE: Amendment to Agency Operating Agreement (AOA) for Continuing the Efficient Transportation Decision Making Process in Florida Between Northwest Florida Water Management District (NFWFMD), Florida Department of Transportation (FDOT) and Federal Highway Administration (FHWA) effective April 15, 2009 and Funding Agreement (FA) for Continuing Participation in the ETDM Process Between NFWFMD, FDOT and FHWA effective June 6, 2011

Contract #: BDN58 **Amendment #:** 3 **Vendor #:** F59131621024 **FM#:** 41506432807

Dear Ms. Strutzel:

This letter confirms that the Florida Department of Transportation successfully assumed the Federal Highway Administration's 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 18 of the AOA and Article VII 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 provisions in the FA, Article 1, paragraph 9 and related audit rights under Article III, paragraph G, 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

- Agency coordination
- 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 the Efficient Transportation Decision Making Process in Florida.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION


By:  Date: 5/14/17
Signature
Secretary of Transportation

Rachel D. Cone
Printed Name
Secretary of Transportation

LEGAL REVIEW:

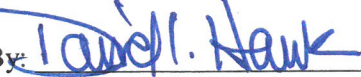
By:  Date: 5/5/17
Signature
Office of General Counsel

NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT

By:  Date: 4/18/17
Signature
Executive Director

Brett J. Cyphers
Printed Name
Executive Director

FEDERAL HIGHWAY ADMINISTRATION

By:  Date: 5-3-17
Signature
Division Administrator

DAVID C. HAWK
Printed Name
Division Administrator