

TERMINATION AGREEMENT
CONTRACT NUMBER: G3722
FM# 453062-2-58-01
FAP# E221-081-E

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM AGREEMENT TERMINATION

THIS TERMINATION AGREEMENT made and entered into this ____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (hereinafter "DEPARTMENT") and CHARLOTTE COUNTY, (hereinafter, "AGENCY").

WITNESSETH:

WHEREAS, the DEPARTMENT and the AGENCY on December 16TH, 2024 entered into a Local Agency Program Agreement (hereinafter, "LAP") in connection with CHARLOTTE COUNTY / Construction for repairs to Gillot Boulevard north of Blitman Street; and

WHEREAS, the DEPARTMENT and the AGENCY have mutually agreed to terminate the agreement and services at the present status of completion and in accordance with Section 9.0 of the LAP Agreement; and

WHEREAS, the DEPARTMENT has reimbursed the AGENCY under the terms of the LAP Agreement the sum of \$ 0.00 leaving a balance of \$0.00 still due and payable to the AGENCY by the DEPARTMENT.

NOW THEREFORE, in accordance with terms of the executed LAP Agreement, the parties agree as follows:

1. The AGENCY agrees to termination of the LAP Agreement dated December 16TH 2024 with the DEPARTMENT.
2. The AGENCY agrees that all provisions in the LAP Agreement relating to the AGENCY'S indemnification of the DEPARTMENT survives termination of the LAP Agreements and shall remain in full force and effect. The AGENCY agrees pursuant to the terms of the LAP Agreement to continue to protect, indemnify, defend, save, and hold harmless the DEPARTMENT from all claims, demands or liabilities which may arise out of or because of the LAP Agreement.
3. The AGENCY shall be reimbursed by the DEPARTMENT for all work completed up to and including the effective date of this Termination Agreement.
4. The AGENCY shall not be reimbursed for any work completed after the effective date of this Termination Agreement.
5. The AGENCY shall not be reimbursed for any work completed prior to the effective date of this Termination Agreement that fails to meet with the standards specified by the DEPARTMENT.
6. Upon execution of this Termination Agreement, the DEPARTMENT shall reimburse the AGENCY the sum of \$0.00, which the AGENCY agrees represent the balance due to the AGENCY and is the final payment for services rendered pursuant to the LAP Agreement.

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IN WITNESS WHEREOF, CHARLOTTE COUNTY has caused this Agreement Termination to be executed in its behalf, by the Board of County Commissioners or its designee, as authorized by Resolution Number 2023-176, and the FLORIDA DEPARTMENT OF TRANSPORTATION has caused this Agreement Termination to be executed in its behalf through its District Secretary or authorized designee:

CHARLOTTE COUNTY

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION
BY:**

By: Hector Flores, County Administrator
Pursuant to authority granted under
Resolution No. 2023-176 dated September 26, 2023
Date: 11/14/23

DIRECTOR OF TRANSPORTATION
DEVELOPMENT

ATTEST:
Roger D. Eaton, Clerk of Circuit Court and
Ex-officio Clerk of the Board of
County Commissioners

DEPARTMENT LEGAL REVIEW:

DS
DC

SENIOR ATTORNEY

By: Kimberly Welch
Deputy Clerk
A.GRT 2023-081

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney
LR25-1201