



Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

RACHEL D. CONE
INTERIM SECRETARY

May 2, 2017

Mr. Timothy Parsons
Florida Department of State
Division of Historical Resource
RA Gray Building
500 S. Bronough Street
Tallahassee, FL 32399-0250

RE: Amendment to Agreement Implementing the Efficient Transportation Decision Making Process in Florida --_Appendix I - Agency Operating Agreement (AOA) Between Florida Department of State - State Historic Preservation Office (SHPO), Advisory Council on Historic Preservation (ACHP), Florida Department of Transportation (FDOT) and Federal Highway Administration (FHWA) and Funding Agreement (FA) Between SHPO, FDOT and FHWA effective December 1, 2012

Dear Mr. Parsons:

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 23 U.S.C. § 327 and a Memorandum of Understanding (MOU) executed on December 14, 2016.

Consistent with Section 5.1.4 of the MOU and Article VI(1) of the FA, the AOA and FA are amended such that, FDOT will assume FHWA's responsibilities under these agreements, with the exception of the financial provisions in the FA, paragraph G of the Recitals and related audit rights under Article II, paragraph 6, 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 assuming 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 Implementing the Efficient Transportation Decision Making Process in Florida. The parties further agree this Amendment to the AOA and FA may be executed in counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: Brian Blanchard
Signature
for Secretary of Transportation

Date: 5-30-17

Brian Blanchard
Printed Name
for Secretary of Transportation

LEGAL REVIEW:

By: Kathleen P. Toolan
Signature
Office of General Counsel

Date: 5/26/17

FEDERAL HIGHWAY ADMINISTRATION

By: Karen M Brunelle
Signature
for Division Administrator

Date: 5/25/17

KAREN M BRUNELLE
Printed Name
for Division Administrator

STATE OF FLORIDA DEPARTMENT OF STATE

By: Ken Detzner
Signature
Secretary of State

Date: 5/9/17

Ken Detzner
Printed Name
Secretary of State

DEPARTMENT OF STATE -- STATE HISTORIC PRESERVATION OFFICE

By: Timothy Parsons
Signature
State Historic Preservation Officer

Date: 5/18/17

Timothy Parsons
Printed Name
State Historic Preservation Officer