

**Regan McCarthy**

CONTRACT: C21-3035-PW  
FLORIDA GULF & ATLANTIC RAILROAD, LLC  
CROSSING SIGNAL MAINTENANCE AGREEMENT  
EXPIRES: INDEFINITE

**From:** Andrea Couch <acouch@omegarail.com>  
**Sent:** Monday, January 23, 2023 11:13 AM  
**To:** Regan McCarthy  
**Cc:** Zan Fedorak; Ann Halbert  
**Subject:** FW: Crossing Signal Maintenance Agreement  
**Attachments:** INV 22-DOT339783N to INV 22-DOT339803X.pdf; Executed agreement-FGA Railroad mu.pdf; w72509041.docx

Management advised: *We are billing based on FDOT's rates. These rates are determined by FDOT, and we apply them to all FDOT signal crossings. These crossings are all Class III which bill effective 2021 at a rate of \$3,934, which is half covered by the railroad and half is covered by you at a rate of \$1,967.*

Thanks,

NOTE: We are now accepting online applications at [www.omegarail.com/permitting](http://www.omegarail.com/permitting).

**Andrea Couch**

**Office Manager**

**Omega Rail Management, Inc.**

**109 Westpark Dr, Ste 440**

**Brentwood, TN 37027-5063**

**Direct: (615) 627-0959**

**Office: (615) 331-1900**

**[acouch@omegarail.com](mailto:acouch@omegarail.com)**

**From:** Regan McCarthy <[rmccarthy@myokaloosa.com](mailto:rmccarthy@myokaloosa.com)>  
**Sent:** Monday, January 23, 2023 8:30 AM  
**To:** Kim Williams <[kwilliams@omegarail.com](mailto:kwilliams@omegarail.com)>  
**Cc:** Zan Fedorak <[zfedorak@myokaloosa.com](mailto:zfedorak@myokaloosa.com)>; Ann Halbert <[ahalbert@myokaloosa.com](mailto:ahalbert@myokaloosa.com)>  
**Subject:** Crossing Signal Maintenance Agreement

Good morning Ms. Williams,

We are in receipt of 10 invoices (attached) totaling \$19,670.00.

However; our finance department rejected my request for payment as the rate per crossing does not agree with the annual fee agreed to in the contract (also attached).

The contract does stipulates that the fee schedule can be changed with a 30 day prior written notice.

Do you have a copy of that written notice increasing the fee from: \$1,800.00 to \$1,967.00 per crossing?

Thank You,  
Regan Mccarthy  
Financial Services Specialist  
Public Works  
(850)423-4836



Please note: Due to Florida's very broad public records laws, most written communications to or from County employees regarding County business are public records, available to the public and media upon request. Therefore, this written e-mail communication, including your e-mail address, may be subject to public disclosure.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**RAILROAD GRADE CROSSING TRAFFIC CONTROL DEVICES**  
**ANNUAL MAINTENANCE COSTS**

725-090-41  
 RAIL  
 06/21

FINANCIAL PROJECT NO.	ROAD NAME OR NUMBER	COUNTY NAME	PARCEL & R/W NUMBER	FAP NUMBER

COMPANY NAME: \_\_\_\_\_

A. FDOT/AAR XING NO.: \_\_\_\_\_ RR MILE POST TIE: \_\_\_\_\_

B. TYPE SIGNALS PROPOSED: \_\_\_\_\_ CLASS: \_\_\_\_\_ DOT INDEX: \_\_\_\_\_

**SCHEDULE OF ANNUAL COST OF AUTOMATIC  
 HIGHWAY GRADE CROSSING TRAFFIC CONTROL DEVICES**

Annual Maintenance Cost Exclusive of Installation

<u>CLASS</u>	<u>DESCRIPTION</u>	<u>COST*</u>
I	2-Quadrant Flashing Lights with One Track	\$2,608.00
II	2-Quadrant Flashing Lights with Multiple Tracks	\$3,451.00
III	2-Quadrant Flashing Lights and Gates with One Track	\$3,934.00
IV	2-Quadrant Flashing Lights and Gates with Multiple Tracks	\$4,940.00
V	3 or 4-Quadrant Flashing Lights and Gates with One Track	\$7,777.00
VI	3 or 4-Quadrant Flashing Lights and Gates with Multiple Tracks	\$9,759.00

AUTHORITY: FLORIDA ADMINISTRATIVE RULE 14-57.011  
 Public Railroad-Highway Grade Crossing Costs

EFFECTIVE DATE: July 22, 1982

GENERAL AUTHORITY: 334.044, F.S.

SPECIFIC LAW IMPLEMENTED: 335.141, F.S.

\*This schedule will become effective July 1, 2021 and will be reviewed every 5 years and revised as appropriate based on the Consumer Price Index for all Urban Consumers published by the U.S. Department of Labor.