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## SUBRECIPIENT AGREEMENT

BY AND AMONG

RHODE ISLAND DEPARTMENT OF TRANSPORTATION

AND THE TOWN OF BRISTOL, RHODE ISLAND

AND THE TOWN OF PORTSMOUTH, RHODE ISLAND

AND THE

PRUDENCE & BAY ISLANDS TRANSPORT (A & R MARINE CORPORATION)

For The

PRUDENCE ISLAND FERRY DOCK AND WATER INFRASTRUCTURE IMPROVEMENTS

### AMENDMENT TWO

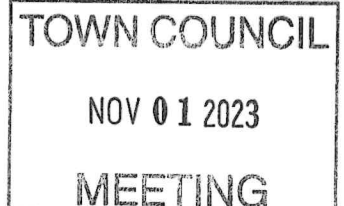
**AGREEMENT** made and entered into by and between the State of Rhode Island and Providence Plantations acting through its Department of Transportation (hereinafter the "State") and A & R Marine Corp. doing business as the Prudence & Bay Islands Transport (hereinafter A & R Marine) which has as its registered DUNS<sup>i</sup> number: 117027279, and Unique Entity ID number (UEID): JQBKUSC3H767, the Town of Bristol, a municipality formed under the law as of the State of Rhode Island (hereinafter the "Town") and the Town of Portsmouth, a municipality formed under the law as of the State of Rhode Island (hereinafter "Portsmouth"), collectively referred to as the "Towns";

**WHEREAS**, the State is the recipient of Ferry Boat Program funding administered through the Federal Highway Administration under catalog of Federal Domestic Assistance (CFDA) 20.205; and

**WHEREAS**, the State has approved Ferry Boat Program funds under the Ferry Boat Program for the Rhode Island FY2018, FY2019, and FY2020 designation for The Ferry Dock and Water Infrastructure Improvements (hereinafter the "Project"); and

**WHEREAS**, the State, A&R Marine and Bristol entered into a Subrecipient Agreement, dated July 22, 2021, and Amendment One, dated August 9, 2022, for the Prudence Island Ferry Dock and Water Improvements located at 147 Thames Street, Bristol, RI; and

**WHEREAS**, utilizing State and Federal funding described in the Subrecipient Agreement, A & R Marine proposes to undertake ferry dock improvements, located on Prudence Island in the Town of Portsmouth; and



**WHEREAS**, as the owner of the ferry terminal located on Narragansett Avenue, Prudence Island, the Town of Portsmouth has been added a Party to this Agreement.

**WHEREAS**, A & R Marine agrees to be responsible for the design, construction, and construction administration of the Project and the Towns of Bristol and Portsmouth agree to said design, construction, and construction administration; and

**WHEREAS**, the Project will be implemented under the provisions established in the Federal – Aid Policy Guide of the FHWA, FHWA regulations at Title 23 of the Code of Federal Regulations and State requirements and procedures; and

**NOW, THEREFORE**, in consideration of the foregoing promises and mutual obligations contained herein, the State and A & R Marine and the Towns agree to delete Paragraphs 6 and replace with the following, respectively:

6. A & R Marine will be responsible for payment of all costs associated with the design, construction, and construction administration of the Project; the State will reimburse A & R Marine up to and not exceeding Three Hundred and Seventy Five Thousand Dollars and no Cents (\$375,000.00), for the construction of this ferry dock and water infrastructure improvements project; of this amount, Eighty Percent (80%), or up to Three Hundred Thousand Dollars (\$300,000.00) in Federal Funds and Twenty percent (20%) or up to Seventy Five Thousand Dollars (\$75,000.00) in State Funds, and if applicable, the remaining cost of construction of the Project will be funded solely by A & R Marine. Supporting documentation of expenditures will be required for all reimbursements.

**IN WITNESS WHEREOF**, the State by and through its Department of Transportation, and the Towns have caused this Agreement to be executed by duly authorized officials on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

DEPARTMENT OF TRANSPORTATION:  
RECOMMENDED FOR APPROVAL:

\_\_\_\_\_  
PAMELA COTTER  
ADMINISTRATOR, OFFICE OF PLANNING  
DATE: \_\_\_\_\_

\_\_\_\_\_  
DAWN CRUZ  
CHIEF FINANCIAL OFFICER  
DATE: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
JOHN IGLIOZZI, ESQ.  
CHIEF OF STAFF/ADMINISTRATOR FOR LEGAL  
AND ADMINISTRATIVE SUPPORT SERVICES  
DATE: \_\_\_\_\_

\_\_\_\_\_  
KEVIN M. AGUIAR  
TOWN COUNCIL PRESIDENT  
TOWN OF PORTSMOUTH  
DATE: \_\_\_\_\_

\_\_\_\_\_  
PETER ALVITI, JR., P.E.  
DIRECTOR  
DATE: \_\_\_\_\_

\_\_\_\_\_  
KEVIN GAVIN  
TOWN SOLICITOR  
TOWN OF PORTSMOUTH  
DATE: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
ETHAN ROSSI  
PRESIDENT  
A & R MARINE  
DATE: \_\_\_\_\_

\_\_\_\_\_  
NATHAN T. CALOURO  
TOWN COUNCIL CHAIRMAN  
TOWN OF BRISTOL  
DATE: \_\_\_\_\_

\_\_\_\_\_  
MICHAEL R MCELROY  
LEGAL COUNSEL  
A & R MARINE  
DATE: \_\_\_\_\_

\_\_\_\_\_  
MICHAEL URSILLO  
TOWN SOLICITOR  
TOWN OF BRISTOL  
DATE: \_\_\_\_\_