

RESOLUTION NO. 2009-365

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A MINOR AMENDMENT TO THE CONTRACT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES FOR COMMERCIAL DRIVER LICENSE THIRD PARTY ADMINISTRATORS, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AMENDMENT FOR COMMERCIAL DRIVER LICENSE THIRD PARTY ADMINISTRATORS, ON BEHALF OF ST. JOHNS COUNTY, FLORIDA.**

**WHEREAS**, St. Johns County has an existing Agreement with the Florida Department of Highway Safety and Motor Vehicles for Third Party Administration of Commercial Drivers Licenses; and

**WHEREAS**, Florida Department of Highway Safety and Motor Vehicles has submitted an amendment to the Agreement for Commercial Driver License Third Party Administrators, which is attached hereto, and incorporated hereby, as Exhibit A; and

**WHEREAS**, the revisions are necessary to ensure that no portion of a Commercial Driver License skills test will be administered to an applicant on the same day as training is provided.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AS FOLLOWS:**

**Section 1.** The above Recitals are hereby incorporated into the body of this Resolution, and said Recitals are adopted as Findings of Fact.

**Section 2.** The Board of County Commissioners of St. Johns County, Florida, approves the minor amendment to the Contract for Commercial Driver License Third Party Administrators, and authorizes the County Administrator, or designee, to execute the attached amendment for Commercial Driver License Third Party Administrators, on behalf of St. Johns County, Florida.

**Section 3.** To the extent that there are typographical and/or administrative errors and/or omissions that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 15<sup>th</sup> day of December, 2009.

**BOARD OF COUNTY COMMISSIONERS OF  
ST. JOHNS COUNTY, FLORIDA**

**Attest:** Cheryl Strickland, Clerk

By: Pam Halterman  
Deputy Clerk

**By:**

Ron Sanchez  
Ron Sanchez, Chair

**RENDITION DATE** 12/16/09



**AMENDMENT 1 TO THE AGREEMENT BETWEEN THE  
FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES  
AND A DRIVER LICENSE THIRD PARTY ADMINISTRATOR**

HSMV Contract #: 0960-08

Contract TPA ID # BM7

As provided by Section XII.B., Other Amendments, of the current agreement between the Department and St. Johns County Board of County Commission (Road & Bridge Department), Section III.U. is added as follows:

**U. CDL SKILLS TEST PREPARATION AND TRAINING :** The Third Party Administrator agrees that no portion of a CDL skills test (pre-trip inspection, basic skills, or road test) will be administered to an applicant on the same day as training is provided to aid in passing that portion of the test. The intent of this section is to help assure that applicants pass CDL skills tests through knowledge and abilities that have been retained from at least one day to the next. The same day training prohibited under this section is any presentation of learning materials or structured practice conducted or made available to the applicant by the Third Party Administrator that may be reasonably construed as contrary to that intent. Nothing in this section precludes applicants from self-directed study and practice on the same day as their CDL skills testing.

**IN WITNESS WHEREOF**, the parties hereto have executed this agreement as of this date, \_\_\_\_\_.

**BY:** St. Johns County Board of County Commissioners  
(Company or Agency Name of the Third Party Administrator)

**NAME:** Michael D. Wanchick  
(authorized representative of the Third Party Administrator)

**TITLE:** County Administrator

**SIGNATURE:** \_\_\_\_\_

**BY:** Florida Department of Highway Safety and Motor Vehicles

**NAME:** \_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE:** \_\_\_\_\_

*This agreement has been approved by General Counsel, Department of Highway Safety and Motor Vehicles as to form and legality, subject only to full and proper execution by the parties.*