

Agenda Item # : **3-C-3**

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: November 6, 2007

[X] Consent [] Regular
[] Workshop [] Public Hearing

Department:

Submitted By: Engineering and Public Works

Submitted For: Right-of-Way Acquisition Section

Project No. 1988112

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A Resolution transferring jurisdictional control, maintenance responsibilities, and ownership of Barwick Road from West Atlantic Avenue to the Lake Worth Drainage District (LWDD) Canal L-30, to the City of Delray Beach.

Summary: This action will adopt a Resolution giving the City of Delray Beach control over, responsibility for, and ownership of that portion of Barwick Road, lying wholly within the City limits.

District: 4 (MRE)

Background and Justification: Palm Beach County entered into an Inter-local Agreement with the City of Delray Beach on July 10, 2007. In that Agreement, the City of Delray Beach agreed to assume responsibility for Barwick Road, from West Atlantic Avenue to LWDD Canal L-30. This Resolution will transfer that roadway to the City of Delray Beach, and that portion of Barwick Road will be removed from the County's maintenance inventory.

Attachments:

1. Location Map
2. Resolution (3)

Recommended by:

Ornelis A. Fernandez
Division Director

9/26/07
Date

Approved by:

Sy T. Webb
County Engineer

10/9/07
Date

KAT

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
ADDITIONAL FTE					
POSITIONS (Cumulative)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>

Is Item Included In Current Budget? Yes _____ No _____.
 _Budget Account No.: Fund _____ Dept. _____ Unit _____ Object _____.
 Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

THIS ITEM HAS NO FISCAL IMPACT

C. Departmental Fiscal Review: K. S. Wong 9/17/07

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

Marked 10-17-07
 OFMB SN VO
10/16/07 10/16/07
 B. Legal Sufficiency: 10/17/07
Margaret Platt 10/22/07
 Assistant County Attorney

C. Other Department Review:

Department Director

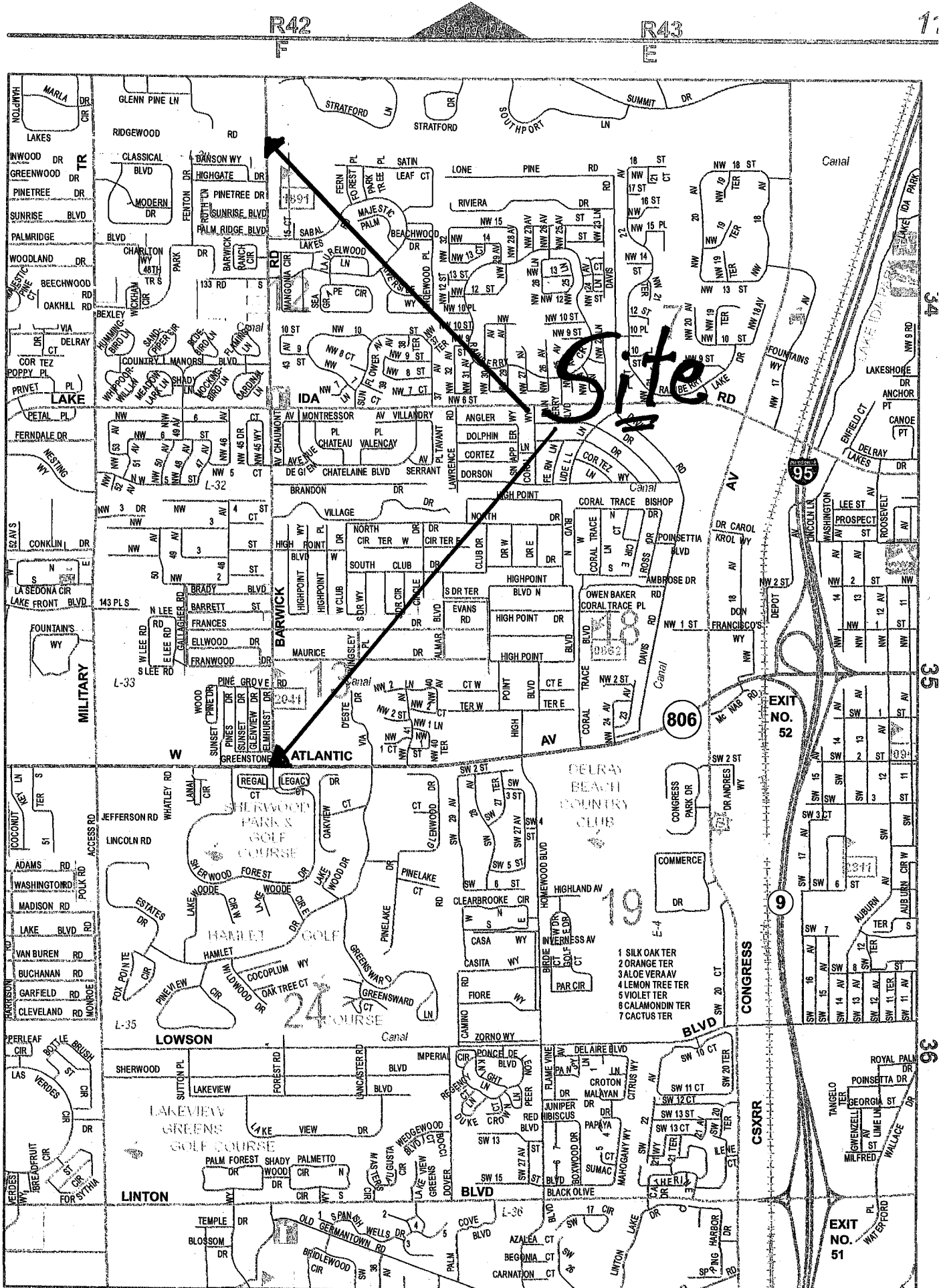
This summary is not to be used as a basis for payment.

Location Map

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RESOLUTION NO. R-2007-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, TRANSFERRING ALL JURISDICTIONAL CONTROL, MAINTENANCE RESPONSIBILITIES, AND OWNERSHIP OF BARWICK ROAD FROM WEST ATLANTIC AVENUE TO LWDD CANAL L-30, TO THE CITY OF DELRAY BEACH.

WHEREAS, Palm Beach County and the City of Delray Beach have entered into an Inter-local Agreement for Barwick Road from West Atlantic Avenue to LWDD Canal L-30; and,

WHEREAS, the City of Delray Beach city limits encompasses this portion of roadway; and,

WHEREAS, the City of Delray Beach has agreed to accept control of, responsibility for, and ownership of Barwick Road from West Atlantic Avenue to LWDD Canal L-30.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

1. This Board adopts and ratifies those matters set forth in the foregoing recitals.
2. That this Board does hereby transfer all control of, responsibility for, and ownership of Barwick Road from West Atlantic Avenue to LWDD Canal L-30 to the City of Delray Beach.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Addie L. Greene, Chairperson
John F. Koons, Vice Chair
Karen T. Marcus
Robert J. Kanjian
Mary Mc Carty
Burt Aaronson
Jess R. Santamaria

The Chairperson thereupon declared the Resolution duly passed and adopted this

_____ day of _____, 2007.

APPROVED AS FOR FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS
Sharon R. Bock, Clerk & Comptroller

BY: _____
County Attorney

By: _____
Deputy Clerk