

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	2011	2012
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ -0-	-0-	-0-	-0-	-0-

ADDITIONAL FTE POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes X No
 Budget Acct No.: Fund 3500 Dept. 361 Unit 1139 RevSrc/Obj 3449/6551
 Program

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

Transportation Improvement Fund
 Blue Heron & Congress Intersection Imp
 State Grant-Other/Construction

This item has no additional fiscal impact.

C. Departmental Fiscal Review: R.D. Ward 12/18/07

III. REVIEW COMMENTS

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

Jim Bur 1-4-08
 OFMB
 1-2-08 10/13/08 SN 11/4/08 12/28

Jim J. Jacob 1/17/08
 Contract Dev. and Control
 6/26/08 11/7/08

B. Approved as to Form and Legal Sufficiency:

This amendment complies with our review requirements.

Marlene R. Rutta 1/10/07
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

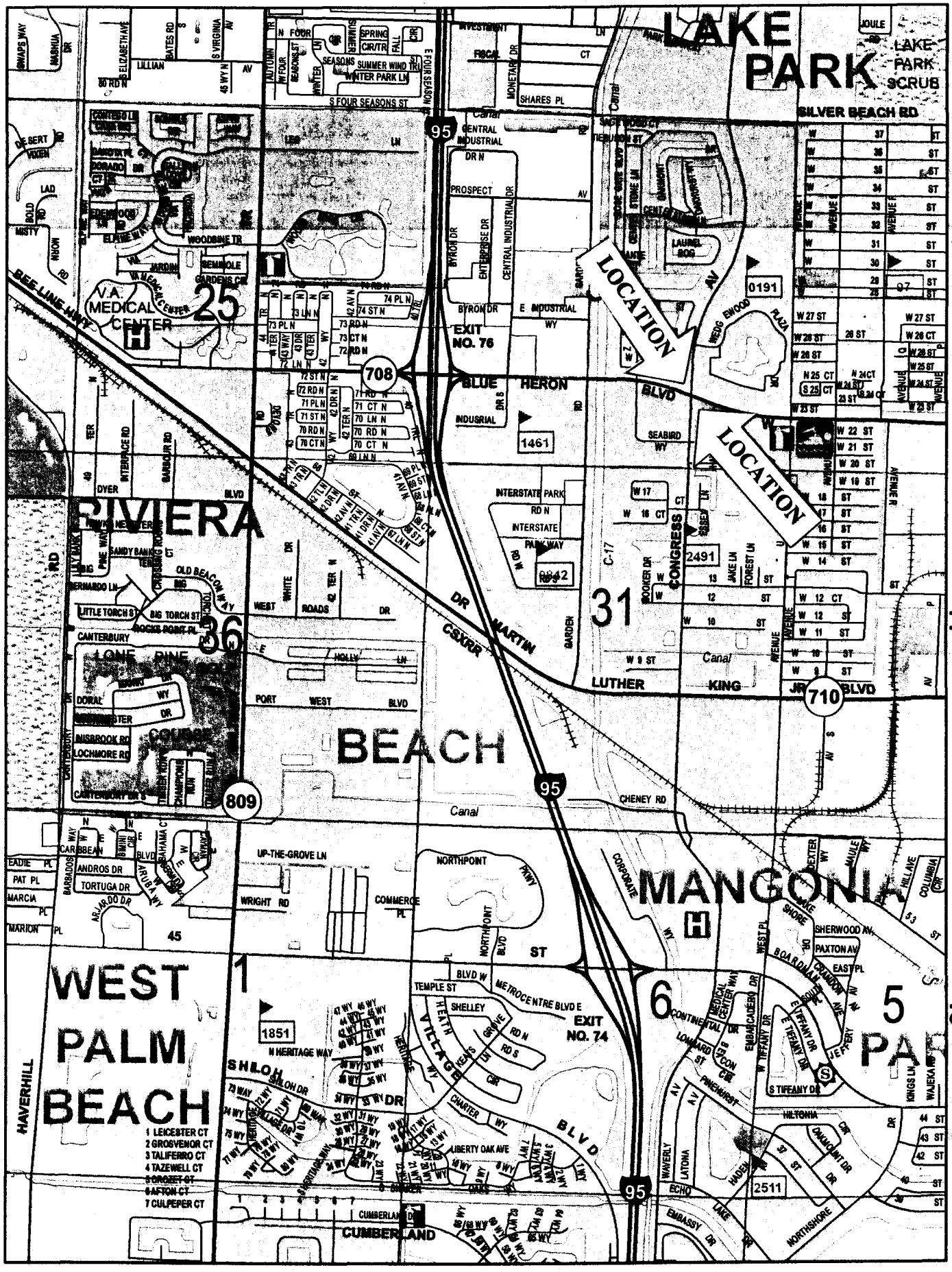
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E

**STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
PALM BEACH COUNTY
JOINT PARTICIPATION AGREEMENT
AMENDMENT NUMBER ONE**

THIS AMENDMENT, made and entered into this _____ day of _____, 200__, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION**, hereinafter called the **DEPARTMENT**, and **PALM BEACH COUNTY**, located at **2300 NORTH JOG ROAD, WEST PALM BEACH, FLORIDA 33406**, hereinafter called the **PARTICIPANT**.

WITNESSETH

WHEREAS, on **June 22, 2005**, the parties entered into a Joint Participation Agreement, hereinafter referred to as the **AGREEMENT**, wherein the **PARTICIPANT** agreed to provide certain improvements in connection with the Design and Construction of adding Southbound and Northbound left turn lanes, and reconstruction a 6' wide sidewalk behind the curb and gutter on Congress Avenue, at the intersection of SR-708/Blue Heron Boulevard in Palm Beach County, Florida for **FM# 417062-1-58-01** and hereinafter referred to as the **PROJECT**, and,

WHEREAS, the parties desire to amend the **AGREEMENT**; and

WHEREAS, the parties hereto mutually agree that this Amendment is in their best interest;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations herein, the parties agree to amend that certain Joint Participation Agreement dated **June 22, 2005**, as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. The **AGREEMENT** is further amended to include the Federal and State Audit provisions set forth in **Attachment "A"**, annexed hereto and made part hereof.

All provisions, covenants, terms and conditions of the **AGREEMENT** between the parties theretofore entered into on **June 22, 2005**, as originally set forth therein, which are not hereby expressly amended or modified and not in conflict with the terms hereof, are hereby ratified and confirmed and shall remain the same and be unaffected by these presents.

IN WITNESS WHEREOF, this AMENDMENT to be executed by the parties below for the purposes specified herein. Authorization has been given to enter into and execute this Amendment by Resolution No. _____ on _____, 2008, herein attached.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD COUNTY
COMMISSIONERS

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
ROSIELYN QUIROZ
DIRECTOR OF TRANSPORTATION SUPPORT

BY: _____
Addie L. Greene, Chairperson

APPROVED: (AS TO FORM)

ATTEST:
SHARON R. BOCK,
CLERK & COMPTROLLER
CIRCUIT COURT

BY: _____
Deputy Clerk

BY: _____
DISTRICT GENERAL COUNSEL

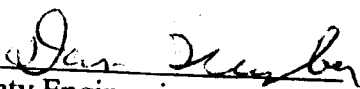
APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED:

By: _____
Assistant County Attorney

BY: _____
PROFESSIONAL SERVICES ADMINISTRATOR

APPROVED AS TO TERMS
AND CONDITIONS


County Engineering

Attachment "A"

FEDERAL AND/OR STATE FUNDED CONTRACTS

The administration of resources awarded by the Department to **PALM BEACH COUNTY** may be subject to audits and/or monitoring by the Department, as described in this section.

MONITORING

In addition to reviews of audits conducted in accordance with OMB Circular A-133 and Section 215.97, F.S., as revised (see "AUDITS" below), monitoring procedures may include, but not be limited to, on-site visits by Department staff, limited scope audits as defined by OMB Circular A-133, as revised, and/or other procedures. By entering into this agreement, the recipient agrees to comply and cooperate fully with any monitoring procedures/processes deemed appropriate by the Department. In the event the Department determines that a limited scope audit of the recipient is appropriate, the recipient agrees to comply with any additional instructions provided by the Department staff to **PALM BEACH COUNTY** regarding such audit. **PALM BEACH COUNTY** further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the FDOT's Office of Inspector General (OIG) and Florida's Chief Financial Officer (CFO) or Auditor General.

AUDITS

PART I: FEDERALLY FUNDED

Recipients of federal funds (i.e. state, local government, or non-profit organizations as defined in OMB Circular A-133, as revised) are to have audits done annually using the following criteria:

1. In the event that the recipient expends \$500,000 or more in Federal awards in its fiscal year, the recipient must have a single or program-specific audit conducted in accordance with the provisions of OMB Circular A-133, as revised. This agreement indicates Federal resources awarded through the Department by this agreement. In determining the Federal awards expended in its fiscal year, the recipient shall consider all sources of Federal awards, including Federal resources received from the Department. The determination of amounts of Federal awards expended should be in accordance with the guidelines established by OMB Circular A-133, as revised. An audit of the recipient conducted by the Auditor General in accordance with the provisions OMB Circular A-133, as revised, will meet the requirements of this part.
2. In connection with the audit requirements addressed in Part I, paragraph 1., the recipient shall fulfill the requirements relative to auditee responsibilities as provided in Subpart C of OMB Circular A-133, as revised.
3. If the recipient expends less than \$500,000 in Federal awards in its fiscal year, an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, is not required. However, if the recipient elects to have an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, the cost of the audit must be paid from non-Federal resources (i.e., the cost of such an audit must be paid from recipient resources obtained from other than Federal entities).