

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: April 1, 2008

☒ Consent
☐ Ordinance

☐ Regular
☐ Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- A) First Amendment to Agreement (R2008-0082) with Loggerhead Marinelife Center, Inc. for decking, walkways, and landscape improvements to increase funding from \$57,185 to \$62,185, and to extend the project completion date from April 30, 2008 to July 30, 2008, and the reimbursement request date from July 30, 2008, to September 30, 2008;
- B) A Budget Transfer of \$5,000 in the Transportation Improvement Fund from Reserve for District 1 to the County Transportation Trust Fund;
- C) A Budget Transfer of \$5,000 in the Transportation Trust Fund increasing the annual transfer from the Transportation Improvement Fund and decreasing the annual transfer from the General Fund;
- D) A Budget Transfer of \$5,000 in the General Fund decreasing the annual transfer to the County Transportation Trust Fund and increasing the annual transfer to the Park Improvement Fund; and
- E) A Budget Amendment of \$5,000 in the Park Improvement Fund increasing the annual transfer from the General Fund and increasing the appropriation to the District 1 Recreation Assistance Program (RAP).

Summary: This Amendment increases the amount of funding for the Loggerhead Marinelife Center by \$5,000 for a total project amount not-to-exceed \$62,185, and extends the project completion date from April 30, 2008, to July 30, 2008 and the reimbursement request date from July 30, 2008 to September 30, 2008. The remainder of the Agreement remains the same. The budget transfers and budget amendment increase the gas tax support and decrease the ad valorem support of the County Transportation Trust Fund, thereby allowing for the allocation of the available ad valorem support to the District 1 Recreation Assistance Program (RAP). At the November 21, 2006, Board meeting, the flexibility of up to \$200,000 in transfers was approved for this purpose. With the approval of this project, the remaining balance available in transfers for District 1 will be \$35,315. District 1 (AH)

Background and Justification: The attached First Amendment to Agreement with Loggerhead Marinelife Center, Inc. is to increase the amount of funding for decking, walkways, and landscape improvements due to an increase in the project cost. The time extension of three months will allow additional time for project completion and submission of the reimbursement request. The Amendment has been executed on behalf of Loggerhead Marinelife Center, Inc., and now needs to be approved by the Board of County Commissioners.

The completion term of the project as specified in the Amendment is September 30, 2008. The compliance term of the Agreement is until January 14, 2018, and remains the same for this capital project.

Attachments:

- 1. First Amendment to Agreement
- 2. Budget Transfers (3)
- 3. Budget Amendment
- 4. Commissioner Authorization

Recommended by: _____

Department Director

3-13-08
Date

Approved by: _____

Assistant County Administrator

3-26-08
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	2011	2012
Grant Expenditures	<u>5,000</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>5,000</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Is Item Included in Current Budget? Yes No X
 Budget Account No.: Fund Department Unit
 Object Program N/A

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

Transportation Improvement Fund/Reserve for District 1 (3500-368-9111-9907)

C. Departmental Fiscal Review: ckopelakis

III. REVIEW COMMENTS

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

Jim Dink 3-21-08
 OFMB 3/21/08 SH 3/19/08 CN 3/17/08
Jim J. Fawcett 3/21/08
 Contract Development and Control 3/21/08

B. Legal Sufficiency:

Anthony 3/25/08
 Assistant County Attorney

This amendment complies with
our review requirements.

C. Other Department Review:

 Department Director

REVISED 10/95
 ADM FORM 01

G:\SYINGER\RAP07-08\District 1\Loggerhead Marineline Center, Inc\Agenda2.doc

**FIRST AMENDMENT TO AGREEMENT BETWEEN PALM BEACH COUNTY AND
LOGGERHEAD MARINELIFE CENTER, INC. FOR DECKING, WALKWAYS, AND
LANDSCAPE IMPROVEMENTS**

THIS AMENDMENT is entered into on _____, by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as "County", and Loggerhead Marineline Center, Inc., a Florida not-for-profit corporation, herein referred to as "Loggerhead Marineline Center".

WITNESSETH:

WHEREAS, on January 15, 2008, COUNTY entered into an Agreement (R-2008-0082) with Loggerhead Marineline Center, hereinafter referred to as "Agreement" to provide Recreation Assistance Program (RAP) funding in an amount not to exceed \$57,185 to assist with the cost of decking, walkways, and landscape improvements, hereinafter referred to as the "Project"; and

WHEREAS, Loggerhead Marineline Center has requested that County increase the amount of project funding by \$5,000 for a total RAP allocation of \$62,185 due to an unanticipated increase in the project cost; and

WHEREAS, Loggerhead Marineline Center has also requested that County extend the project completion date to allow for additional time to complete the project and submit project reimbursement documentation; and

WHEREAS, the Project will benefit all citizens of Palm Beach County.

NOW THEREFORE, the parties hereby agree as follows:

1. The third, fifth, and seventh "Whereas" clauses of the Agreement shall reflect the amount of \$62,185 instead of \$57,185.
2. Section 1 of the Agreement is amended to read "County agrees to fund an amount not-to-exceed \$62,185 to Loggerhead Marineline Center for decking, walkways, and landscape improvements, and other miscellaneous expenses, as set forth in Exhibit "A", attached hereto and incorporated herein, hereinafter referred to as the "Project".
3. The first two sentences of Section 11 of the Agreement are amended to read "Loggerhead Marineline Center shall complete the Project by July 30, 2008, and invoices and checks submitted for reimbursement must be dated within the project time frame of December 1, 2007, through July 30, 2008. Loggerhead Marineline Center shall provide its final reimbursement request(s), including a project completion statement and reimbursement documentation as indicated in Section 2 above on or before September 30, 2008.
4. A revised Exhibit "A", as attached hereto and incorporated herein by reference shall replace the original Exhibit "A" attached to the original Agreement.
5. Except as provided herein, each and every other term of the Agreement shall remain in full force and effect and the Agreement is reaffirmed as modified herein.

IN WITNESS WHEREOF, the parties, by and through their duly authorized agents, have hereunto set their hands and seals on the date indicated above.

ATTEST:

SHARON R. BOCK, Clerk & Comptroller

By: _____
Deputy Clerk

**PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS**

By: _____
Commissioner Addie L. Greene,
Chairperson

WITNESSES:

Kathleen M. Francis
Dusan W. Yuzi

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: _____
County Attorney

**LOGGERHEAD MARINELIFE CENTER,
INC.**

By: NAVETTE LAWRENSEN
Name (Type or Print)
EXECUTIVE DIRECTOR
Title
[Signature]
Signature

APPROVED AS TO TERMS AND CONDITIONS

By: [Signature]
Dennis Eshleman - Director
Parks and Rec.

**Recreation Assistance Program (RAP)
Exhibit "A" to Agreement**

Name of Agency: **Loggerhead Marineline Center, Inc.**
Mailing Address: **14200 U.S. 1, Juno Beach, FL 33408**

Federal Employer Identification Number: 650707422

Name of President: Raymond Graziotto
Name of Executive Director: Nanette Lawrenson
Project Liaison Information:
Name: Nanette Lawrenson
Telephone #: 561-627-8280
Fax #: 561-627-8305
e-mail: Nanette@marinelife.org

Purpose/Mission of Agency:
501c(3) marine conservation organization which promotes marine conservation through public education programs.

PROJECT INFORMATION

1. Name of Project: **Loggerhead Marineline Center**

2. Project Description

- General (Project Scope):

Expand the Learning Center by adding an outdoor classroom.

- Public Purpose: Public education program
- Location and Date: 14200 U.S. Highway One October 26, 2007
Juno Beach, FL 33408
- Anticipated Number of Participants/Users: 150,000 a year

3. Project Elements: List anticipated broad categories of Expenditure Items such as capital outlay, contractual services, personnel costs, operational expenses, equipment, and "Other Miscellaneous Project expenses". Do not include expenditure line item budget/ amounts.

Decking, concrete, walkways, landscaping *and other miscellaneous expenses / (VK)*

4. Estimated Lump Sum Total for Project: ~~\$57,185~~ *\$ 62,185 /sy*

5. Project Initiation date (date of first invoice for which reimbursement will be requested) and anticipated End date (date which project will be completed and all invoices paid). — Dec.1, 2007 — to — *July 30, 2008*
April 30, 2008

Note: Invoices and copies of proof of payment documents will be required for Project/Program reimbursement after the RAP Agreement is approved by the Board of County Commissioners. Do not submit reimbursement documentation at this time. After the Agreement is approved, and the reimbursement request is submitted, all invoices and checks must be dated within the stated project time frame AND Categories for Project Elements must be listed in Section 3 above in order to be eligible for RAP reimbursement.

6. Required Attachment:
Certificate of Insurance _____

Amount of Recreation Assistance Program Funding awarded

62,185 /sy
\$ 57,185
District 1
(filled in by County)

2008 _____

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**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY
BUDGET Transfer**

BGEX 030308-2304

FUND Transportation Improvement

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 3/03/08	REMAINING BALANCE
<u>TRANSFERS-COUNTY TRANS TRUST</u>								
3500-821-8006-9026	Tr To Co Trans Trust Fd 1201	2,000,000	2,359,685	5,000	0	2,364,685	0	2,364,685
<u>RESERVE FOR DISTRICT 1</u>								
3500-368-9111-9907	Res-Future Construction	973,569	415,145	<u>0</u>	<u>5,000</u>	410,145		
				5,000	5,000			
	(Loggerhead Marinellife Center/Landscaping Improvements – RAP)							

SIGNATURE

DATE

By Board of County Commissioners
At Meeting of 04/01/08

Engineering & Public Works

R. D. Ward3/3/08

Administration / Budget Approval

OFMB Department – Posted

Deputy Clerk to the
Board of County Commissioners

2008_____

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**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY
BUDGET Transfer**

BGRV 030308-428

FUND County Transportation Trust

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/03/08	REMAINING BALANCE
COUNTY TRANS TRUST								
1201-800-8006-8162	Tr Fr Transport Imp Fd 3500	2,000,000	2,359,685	5,000	0	2,364,685	0	2,364,685
COUNTY TRANS TRUST								
1201-800-8006-8000	Tr Fr General Fund Fd 0001	9,924,198	9,564,513	<u>0</u>	<u>5,000</u>	9,559,513		
				5,000	5,000			
	(Loggerhead Marinelife Center/Landscape Improvements – RAP)							

SIGNATURE

DATE

**By Board of County Commissioners
At Meeting of 04/01/08**

Engineering & Public Works

R. D. Wanel

3/3/08

Administration / Budget Approval

OFMB Department – Posted

**Deputy Clerk to the
Board of County Commissioners**

08-

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET TRANSFER

Page 1 of 1

BGEX 583 030208*2302

FUND 0001 - GENERAL FUND

ACCT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/02/08	REMAINING BALANCE
<u>Transfers</u>								
0001-820-9100-9184	Tr To Park Imprv Fd 3600	1,100,000	1,459,685	5,000	0	1,464,685	522,981	941,704
0001-820-9100-9026	Tr To Co Trans Trust Fd 1201	9,924,198	9,564,513	0	5,000	9,559,513	4,070,434	5,489,079
	TOTAL			5,000	5,000			

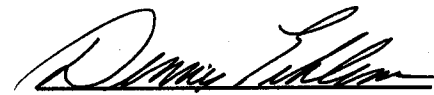
Parks and Recreation Department
INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval

OFMB Department - Posted

Signatures

Date


 3-13-08

By Board of County Commissioners
At Meeting of
April 1, 2008
Deputy Clerk to the Court

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT

BGRV 583 030208*427
BGEX 583 030208*2301

		FUND 3600 - PARK IMPROVEMENT						
ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/02/08	REMAINING BALANCE
REVENUES								
3600-800-8000-8000	Tr Fr General Fund Fd 0001	1,100,000	1,459,685	5,000	0	1,464,685		1,464,685
TOTAL RECEIPTS & BALANCES		15,440,494	19,312,301	5,000	0	19,317,301		
APPROPRIATIONS								
3600-583-R911-003-8201	Contributions-Non-Govts Agnces	0	159,685	5,000	0	164,685	159,685	5,000
TOTAL APPROPRIATIONS & EXPENDITURES		15,440,494	19,312,301	5,000		19,317,301		

Signatures	Date	By Board of County Commissioners At Meeting of April 1, 2008 Deputy Clerk to the Court
	3-13-08	
Parks and Recreation Department INITIATING DEPARTMENT/DIVISION		
Administration/Budget Department Approval		
OFMB Department - Posted		

From: Patricia Weaver
To: Susan Yinger
Date: 2/4/2008 4:01 PM
Subject: Marinelife Center

Commissioner Marcus has authorized an additional \$5,000 from District 1 Gas Tax Reserves to RAP dollars for the Marinelife Center. The Center underestimated the cost of their project.

Trish Weaver
Administrative Assistant to
Commissioner Karen T. Marcus