Agenda Item #: 325

#### **PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**

### AGENDA ITEM SUMMARY

| Meeting Date:<br>Department | August 19, 2008 | <ul><li>(X) Consent</li><li>( ) Workshop</li></ul> |   | ) Regular<br>) Public Hearing |  |
|-----------------------------|-----------------|--|---|-------------------------------|--|
| Submitted B<br>Submitted F  |                 | al Resources Managemen                             | - |                               |  |

#### I. EXECUTIVE BRIEF

Environmental Resources Management

Motion and Title: Staff recommends motion to:

A) adopt a Resolution authorizing the Clerk of the Board to disburse \$205,000 from the Vessel Registration Fee Trust Fund for the construction of the John's Island Oyster Reef; and

B) approve a Budget Transfer of \$205,000 in the Environmental Enhancement Saltwater Fund from Reserves to the Environmental Enhancement Project.

Summary: The \$205,000 Resolution and Budget Transfer provide the necessary matching funds for the construction of the John's Island Oyster Reef in the Lake Worth Lagoon. The project consists of the placement of 5,000 tons of small limestone boulders within a 3.5 acre area to promote the recruitment of oysters. This project will supplement an earlier environmental restoration effort on the 7.1 acre John's Island that was completed in 2005. District 7 (SF)

Background and Justification: Since 1998, the State Legislature has supported the restoration and enhancement of the Lake Worth Lagoon by appropriating a total of \$15.8 million for the Lake Worth Lagoon Partnership Grant Program. The Florida Department of Environmental Protection (FDEP) appropriated \$265,000 with Grant Agreement Number LP6046 (R2007-2279) on December 18, 2007 for John's Island Oyster Reef which required a 50-50 match by the County. This Resolution authorizes the Clerk to transfer \$205,000 from Vessel Registration Funds for matching funds. Staff in-kind services estimated to be \$60,000 will be used to supplement the County's match.

The oyster reef project in the vicinity of John's Island is a continuation of an environmental restoration and enhancement project that was completed in 2005. The initial work included the restoration of approximately 2.5 acres of existing mangroves, the creation of approximately 3.3 acres of red mangroves, and the enhancement of approximately 1.3 acres of maritime hammock.

#### Attachments:

- 1. Resolution
- 2. Budget Transfer (1224)

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|-----------------|----------------------|--|-------|
| Recommended by: | fitud E Malu         | ly 7/2   | 24/08 |
|                 | Department Director  | Da Da  | te    |
| Approved by:    | Axim                 | - 8  | 10/08 |
|                 | County Administrator | Da   | te    |

# **II. FISCAL IMPACT ANALYSIS**

# A. Five Year Summary of Fiscal Impact:

| Fiscal Years<br>Capital Expenditures<br>Operating Costs                | <b>2008</b> <u>530,000</u>   | 2009              | 2010              | 2011                   | 2012                                   |
|--|------------------------------|-------------------|-------------------|------------------------|--|
| External Revenues<br>Program Income (County)<br>In-Kind Match (County) | -0-                          | <u>-0-</u><br>0-  | -0-<br>-0-<br>-0- | <u>-0-</u><br>0-<br>0- | <u>-0-</u><br><u>-0-</u><br><u>-0-</u> |
| NET FISCAL   | <u>530,000</u>               | -0-               | -0-               |                        |  |
| # ADDITIONAL FTE<br>POSITIONS (Cumulative)                             |                              |                   |                   |                        |  |
| Is Item Included in Curren<br>Budget Account No.:                      | t Budget?<br>Fund<br>Program | Yes<br>Department |                   | No_XObject             |  |

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

 FDEP LP6046 (1229-380-3047) Lake Worth Lagoon
 \$265,000

 Environmental Enhancement Saltwater Fund (1224)
 \$205,000

 ERM Staff In-kind (0001-380-3130, 3159)
 \$60,000

 \$530,000
 \$530,000

#### C. Department Fiscal Review:

#### **III. REVIEW COMMENTS**

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

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110 Contract Development and

**B.** Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

**Department Director** 

#### **RESOLUTION NO. R-2008-\_\_\_**

#### RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA TO UTILIZE A PORTION OF THE COUNTY VESSEL REGISTRATION FEES TO COVER THE COSTS ASSOCIATED WITH THE CONSTRUCTION OF THE JOHN'S ISLAND OYSTER REEF PROJECT.

WHEREAS, Palm Beach County enacted the Vessel Registration Fee Ordinance, No. 88-40 which began collecting fees June 1, 1989; and

WHEREAS, the Vessel Registration Fee Ordinance provides that monies collected from vessel registration fees be utilized to protect coastal marine and estuarine habitats, maintain and enhance fisheries and other salt and freshwater habitats, and construct artificial reefs; and

WHEREAS, the Board of County Commissioners and State Legislature support the restoration and enhancement of the Lake Worth Lagoon; and

WHEREAS, John's Island is situated across from the C-51 canal in central Lake Worth Lagoon where there is poor water quality due to the freshwater discharges and its significant distance to an ocean inlet; and

WHEREAS, the construction of the John's Island Oyster Reef will provide an additional 3.5 acres of habitat for fish and wildlife and help improve water quality within an area of the Lake Worth Lagoon; and

WHEREAS, the project will consist of the placement of 5,000 tons of small limestone rock placed in discrete piles within a 3.5 acre footprint; and

WHEREAS, the County was awarded a \$265,000 state grant to cover 50% of the anticipated costs of this project; and

WHEREAS, the County will be required to match this grant with funds (\$205,000) and in kind services (\$60,000); and

WHEREAS, the Director of Environmental Resources Management recommends that the Board of County Commissioners authorize the Clerk of the Board to disburse Vessel Registration Fee monies in the amount of \$205,000 for John's Island Oyster Reef in central Lake Worth Lagoon.

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# NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

# COMMISSIONERS OF PALM BEACH COUNTY FLORIDA, THAT:

Section 1: The foregoing recitals are hereby adopted and ratified.

Section 2: The Board hereby authorizes the Clerk to disburse funds of \$205,000 for John's Island Oyster Reef in central Lake Worth Lagoon.

| 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:

COMMISSIONER Addie L. Greene, Chairman

COMMISSIONER Jeff Koons, Vice Chairperson

COMMISSIONER Karen T. Marcus

COMMISSIONER Robert J. Kanjian

COMMISSIONER Mary McCarty

**COMMISSIONER** Burt Aaronson

COMMISSIONER Jess R. Santamaria

The Chairman thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_

day of \_\_\_\_\_, 2008.

## APPROVED AS TO FORM AND LEGAL SUFFICIENCY

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

Sharon R. Bock Clerk & Comptroller

By Mom 10

Assistant County Attorney

By \_\_\_\_\_ Deputy Clerk

2008 - 1253

#### BOARD OF COUNTY COMMISSIONERS PALM BEACH COUNTY, FLORIDA

#### **BUDGET TRANSFER**

#### Fund 1224 Environmental Enhance-Saltwtr

| ACCOUNT N                   | AME AND NUMBER                    | ORIGINAL<br>BUDGET                    | CURRENT<br>BUDGET | INCREASE  | DECREASE | ADJUSTED<br>BUDGET | ENC/EXP<br>6/26/2008 | REMAINING<br>BALANCE |
|-----------------------------|-----------------------------------|---------------------------------------|-------------------|-----------|----------|--------------------|----------------------|----------------------|
| Appropriations              |                                   | · · ·                                 |                   |           |          |                    |                      |                      |
| Reserve-Salt Water Projects |                                   |                                       |                   |           |          |                    |                      |                      |
| 380-3891                    | 9902-Operating Reserves           | 306,733                               | 420,684           | 00:       | 205,000  | 215,684            | 0                    | 215,684              |
| Lwlp/John'S Island          |                                   |                                       |                   |           |          |                    |                      |                      |
| 380-3047                    | 3401-Other Contractual Services * | 0                                     | 0                 | 205,000   | 0        | 205,000            | 0                    | 205,000              |
|                             |                                   | а<br>                                 |                   | 205,000   | 205,000  |                    |                      |                      |
|                             |                                   | · · · · · · · · · · · · · · · · · · · |                   | ·         |          | •                  |                      |                      |
|                             | nental Resources<br>inagement     | $\rho$ .                              | Signature         | s & Dates |          |                    | COUNTY COMMIS        | SIONERS              |

7/23/08 -

INITIATING DEPARTMENT/DIVISION Administration/Budget Department Approval OFMB Department - Posted

| AT MEETING OF                        |  |
|--------------------------------------|--|
| August 19, 2008                      |  |
| Deputy Clerk to the                  |  |
| <b>Board of County Commissioners</b> |  |

00-1131100

atwill