Agenda Item #: PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

3-C-15

AGENDA ITEM SUMMARY

Meeting Date: January 13, 2009		[X]	Consent Workshop	[]	Regular Public Hearing
Department: Submitted By: Submitted For:	Engineering & Pu Streetscape Section	ablic Works			
		I. EXECUTI	VE BRIEF		
Motion and Title	e: Staff recommer	nds motion to	:		
A) Approve the First Amendment to the State Road 845 (Powerline Road) Maintenance Agreement with Boca Pointe Community Association, Inc.;					
B) Approve Del Mar	Approve the First Amendment to the Powerline Road Maintenance Agreement with Boca Del Mar Improvement Association, Inc.;				
C) Adopt a Resolution authorizing the Chairman or Vice-Chairman to execute the Second Amendment to the Maintenance Memorandum of Agreement (MOA) with the Florida Department of Transportation (FDOT); and					
D) Approve on Power	Approve the Second Amendment to the MOA with the FDOT for landscaping and irrigation on Powerline Road from the Broward County Line to State Road 808 Glades Road.				landscaping and irrigation 808 Glades Road.
SUMMARY: On February 3, 2004, the Board of County Commissioners approved an MOA R2004-0197 with FDOT for Palm Beach County's (County) maintenance of landscaping and irrigation to be installed by FDOT as components of its Powerline Road reconstruction project. (continued on page 3)					
District 4 (M	RE)				
Background and Justification: FDOT has determined that an MOA has to be executed by the local government rather than private entities, such as the POAs, in order for the planned roadway landscaping and irrigation to be constructed by FDOT as a part of their road project. (continued on page 3)					
Attachments:					
 Location S First Amer 				· (0)	
	ndment to Mainten ndment to Mainten	ance Agreeme ance Agreeme	ent with Boca Po ent with Boca D	ointe (2) el Mar () (2)
4. Resolution	Authorizing the C	hairman or Vi	ce-Chairman to	execute	the Second Amendment
to the MO. 5. Second Ar	A nendment to MOA	with FDOT	4)		
6. First Amer	ndment to the MO	A	•		
7. Original M8. Original M	faintenance Agree	ment with Boo	a Pointe		
9. Original M	faintenance Agreei IOA	ment with Boo	a Del Mar		\bigcap
Recommended by: Division Director Date Approved By: County Engineer Date					
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II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County) NET FISCAL IMPACT	2009 \$ -0- -0- -0- -0- \$ -0-	2010 -0- -0- -0- -0- -0-	2011 -0- -0- -0- -0- -0-	2012 -0- -0- -0- -0- -0-	2013 -0- -0- -0- -0- -0-
# ADDITIONAL FTE POSITIONS (Cumulative)				·	
Is Item Included in Current Budget Acct No.: Fund Progr	Dept	Yes Unit Ob	ject	No	
B. Recommended Sources	s of Eunds	/Cummon	: :: :		

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

This item has no fiscal impact.

C.	Departmental Fiscal Review:	· Charge
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III. REVIEW COMMENTS

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

OFMB (W) Mr 12/25	Contract Dev. and Control
B. Approved as to Form and Legal Sufficiency: Mon On Physics 1/06/09 Assistant County Attorney	12/30/04 These duandounts Comply with our very aw in somet.

C. Other Department Review:

Department	Director

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

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SUMMARY: (Continued from Page 1)

Concurrent with the approval of the MOA, the County also entered into its own related agreements with adjacent Property Owners' Associations (POAs). Those agreements provide for the POAs' actual maintenance of the landscaping and irrigation to be installed by FDOT. The First Amendment to the MOA excluded a segment of Powerline Road from the limits addressed by the original MOA.

Because of delays in implementing its project, and in recognition of annexations by the City of Boca Raton, FDOT has agreed to amend the existing MOA to reflect reductions to the project's limits referenced as Exhibit "A" in the MOA, plans referenced as Exhibit "B" in the MOA and estimated costs to construct the improvements referenced as Exhibit "C" in the MOA. Corresponding amendments to the Maintenance Agreements with the remaining unincorporated area POAs have been executed by the POAs and are included herewith for your concurrent approval.

Background and Justification:(Continued from Page 1)

The Amendments to the Maintenance Agreements with Boca Pointe and Boca Del Mar, and the Second Amendment to the MOA are required to ensure that these documents correctly address maintenance of the landscaping and irrigation improvements to be installed by FDOT.