

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: **May 19, 2009**

☒ 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 adopt: Resolution for assistance under the Florida Inland Navigation District (FIND) Waterways Assistance Program for grant funding for DuBois Park Marina and Shoreline Stabilization project in the amount of \$987,000.


Summary: On April 21, 2009, the Board of County Commissioners (BCC) approved submission of a FIND Waterways Assistance Program (WAP) grant for \$987,000 for construction of the DuBois Park Marina and Shoreline Stabilization project. The grant application included a Resolution approved and executed by the BCC in 2008; however, a current Resolution should have been submitted with the 2009 grant application. The original cost estimate for this project was \$3,548,435. The cost estimate has recently been revised and the current cost estimate is \$2,541,978, which does not include contingencies or construction oversight. The balance of the project will be funded by the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue and a \$500,000 Florida Fish & Wildlife Conservation Commission Florida Boating Improvement Program grant. District 1 (AH)

Background and Justification: The Parks and Recreation Department applied for a WAP grant for DuBois Park in 2008 (R2008-0798). The grant was approved by FIND subject to obtaining environmental permits by September 2008. Due to permitting delays with the South Florida Water Management District, the grant was not awarded. The original application included building 24 docks along the peninsula at DuBois Park as well as replacing the docks at Zeke's Marina, but the new application does not include the docks at Zeke's Marina because of potential permitting issues. FIND's WAP grant provides funding to local governments for public boating access projects directly related to its waterways. Grant funding assistance is being requested to rebuild the 24-slip marina along the peninsula, install rip-rap for shoreline stabilization, and to create a one acre snorkeling area. The site has been utilized as a public park for over 40 years and is a popular beach and fishing location. Replacement of the day use dock slips, which were removed due to deterioration in the late 1980's, will restore public use of DuBois Park as a boater destination in the northern part of the County. Boater destination parks were identified as a high priority need by Palm Beach County's *Public Boating Needs Assessment Study, 2002*.

Attachment: Resolution

Recommended by: 
Department Director

4/30/09
Date

Approved by: 
Assistant County Administrator

5/13/09
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
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)	0				

Is Item Included in Current Budget? Yes _____ No _____
Budget Account No.: Fund _____ Department _____ Unit _____
Object _____ Program _____

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

There is no fiscal impact at this time. Should the grant be awarded, the additional funding sources for this project are identified as follows:

Florida Inland Navigation District (FIND) grant	3600-581-P605	\$987,000
Florida Boating Improvement Program (FBIP) grant	3600-581-P605	\$500,000
50M GO 05, Waterfront Access bond	3038-581-P605	\$1,054,978
	Total	\$2,541,978

C. Departmental Fiscal Review: ckopelakis

III. REVIEW COMMENTS

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

Jim Duff 5.9.09
OFMB 88 5/6/09 dp 5/14/09
Dr. J. Jacobson 5/11/09
Contract Development and Control

B. Legal Sufficiency:

Anne Delgant 5/13/09
Assistant County Attorney

C. Other Department Review:

Department Director

REVISED 10/95
ADM FORM 01

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

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**ATTACHMENT E-6
RESOLUTION FOR ASSISTANCE
UNDER THE FLORIDA INLAND NAVIGATION DISTRICT
WATERWAYS ASSISTANCE PROGRAM**

WHEREAS, THE Palm Beach County Board of County Commissioners is interested in carrying out the following described project for the enjoyment of the citizenry of Palm Beach County and the State of Florida:

Project Title: DuBois Park Marina and Shoreline Stabilization

Total Estimated Cost \$2,541,978

Brief Description of Project: This grant application, pending its approval, will be used in tandem with Florida Fish and Wildlife Conservation Commission - Florida Boating Improvement Program funding for the construction of a twenty-four slip marina, installation of rip-rap for shoreline stabilization, and construction of a snorkeling area along the south side of the Jupiter Inlet.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the Palm Beach County Board of County Commissioners that the project described above be authorized,

AND, be it further resolved that said Palm Beach County Board of County Commissioners make application to the Florida Inland Navigation District in the amount of \$987,000 of the actual cost of the project in behalf of said Palm Beach County Board of County Commissioners

AND, be it further resolved by the Palm Beach County Board of County Commissioners that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Palm Beach County Board of County Commissioners for public use.

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a true and correct copy of a resolution duly and legally adopted by the Palm Beach County Board of County Commissioners at a legal meeting held on this 19th day of May 2009.

Attest:

Sharon R. Bock, Clerk & Comptroller
Palm Beach County

Palm Beach County, Florida, By
Its Board of County Commissioners


By: _____
Deputy Clerk

By: _____
Commissioner John F. Koons, Chairman

Approved as to Form and Legal Sufficiency

Approved as to Terms & Conditions

By: _____
Anne Helfant, Assistant County Attorney

By: 
Dennis Eshleman, Director
Parks & Recreation Department