

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	\$85,684	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	(\$85,684)	-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 No X

Budget Account No:

Fund 3900 Dept 361 Unit 1191 Revenue Source 3149/6693 Object 8201

Recommended Sources of Funds/Summary of Fiscal Impact:

Capital Outlay Fund
 Westgate CRA Lakeside Mobile Home Park Drainage
 Federal Grant Other Transportation/Developer Contributions

Westgate CRA has applied for additional funds to cover the Westgate CRA Lakeside Mobile Home Park Drainage project which the Engineering Department is administering. This project is fully funded between the Division of Emergency Management and Westgate CRA. There is no fiscal impact to the County.

C. Departmental Fiscal Review: *Adwillite* _____

III. REVIEW COMMENTS

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

 Jana M 11/30/12
 OFMB JB 11/29 11/29/12 12/1/12 (SC)

 Dr. J. Probst 11/30/12
 Contract Dev. and Control 11-30 11/30/12

B. Approved as to Form and Legal Sufficiency:

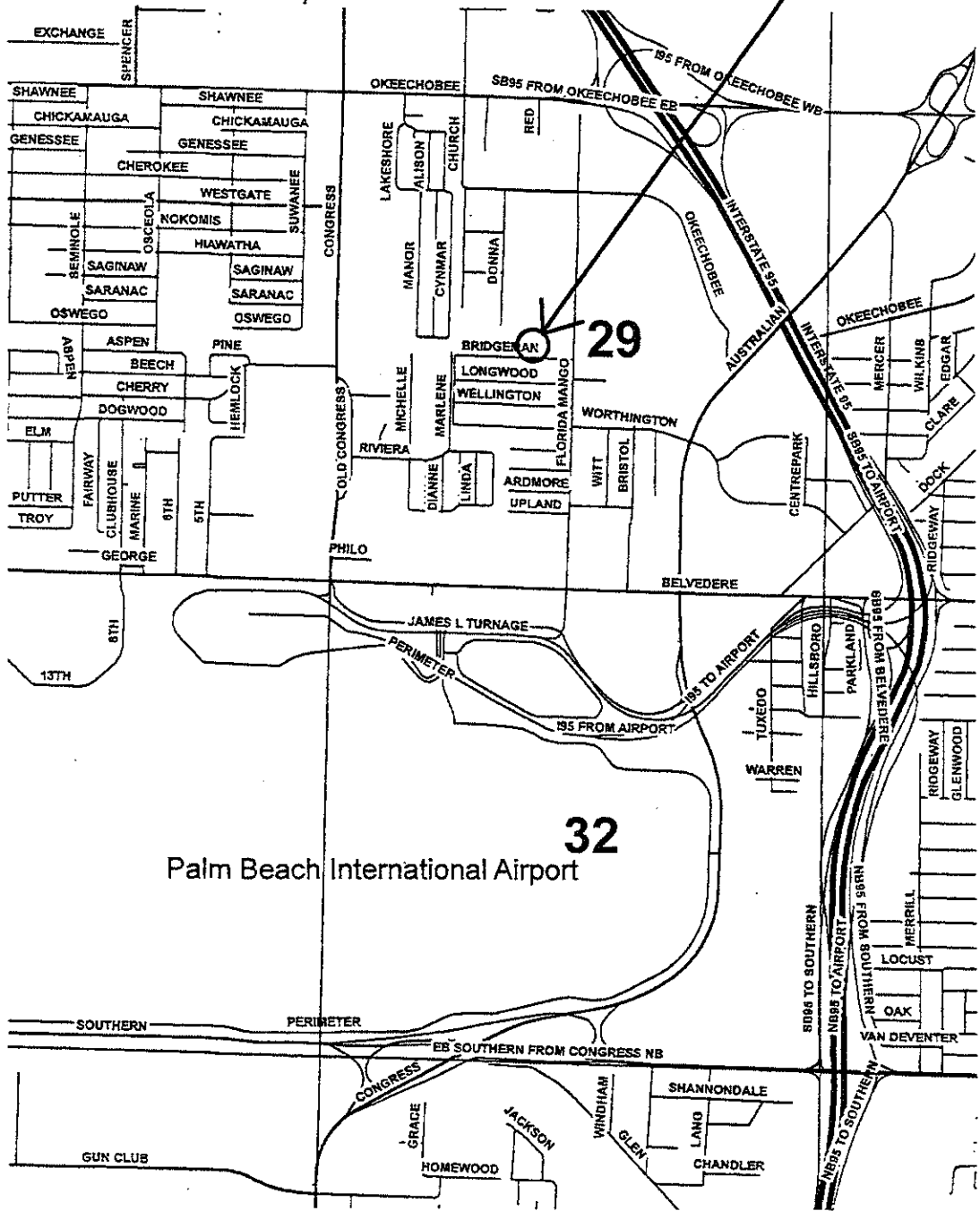
 Mark R. Pitts 12/3/12
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

**PROJECT LOCATION
LAKESIDE MOBILE HOME PARK
L-2 CANAL PUMP STATION
PROJECT NO. 2008910**



LOCATION SKETCH

ATTACHMENT 2

Contract Number: 11HM-2Y-10-60-01-010

Project Number: 1561-136-R

**MODIFICATION TO SUBGRANT AGREEMENT BETWEEN
THE DIVISION OF EMERGENCY MANAGEMENT AND
PALM BEACH COUNTY**

This Modification Number Two is made and entered into by and between the State of Florida, Division of Emergency Management ("the Division"), and Palm Beach County ("the Recipient") to modify DEM Contract Number: 11HM-2Y-10-60-01-010, dated February 23, 2011 ("the Agreement").

WHEREAS, the Division and the Recipient have entered into the Agreement, pursuant to which the Division has provided a subgrant to Recipient under the Hazard Mitigation Grants Program of \$2,585,735.00; and

WHEREAS, the Agreement will expire on August 23, 2012; and

WHEREAS, the Division and the Recipient desire to extend and modify the terms of the Agreement.

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:



1. Paragraph 3 of the Agreement is hereby amended to read as follows:

This Agreement shall begin August 23, 2010, and shall end August 22, 2013, unless terminated earlier in accordance with the provisions of paragraph (12) of this Agreement.

2. The Budget and Scope of Work, Attachment A to the Agreement, are hereby modified as set forth in the Attachment A (2nd Revised) to this Modification, a copy of which is attached hereto and incorporated herein by reference.
3. All provisions of the Agreement being modified and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform to this Modification, effective as of the date of the last execution of this Modification by both parties.
4. All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.
5. Quarterly reports are due to the Division no later than 15 days after the end of each quarter of the program year and shall be sent each quarter until submission of the administration close-out report. The ending dates for each quarter of the program year are March 31, June 30, September 30, and December 31.

IN WITNESS WHEREOF, the parties hereto have executed this Modification as of the dates set out below.

RECIPIENT: PALM BEACH COUNTY DIVISION OF EMERGENCY MANAGEMENT

By:  By: 

Name and Title: Robert Weisman ^{for} Name and Title: Bryan W. Koon, Director
County Administrator

Date: 8/10/12 Date: 8/21/12

Attachment A (2nd Revised)

Budget and Scope of Work

Scope of Work

As a Hazard Mitigation Grant Program project, the Recipient, Palm Beach County, proposes to improve the drainage at the Lakeside Mobile Home Park located in West Palm Beach, Florida 33406, by constructing a storm water pumping station, including three 55,000 gallons per minute submersible electric pump, a gravity sluice gate with 48 linear feet of 72" CAP and flap gate, a generator building, and a 4,000 gallon above ground diesel fuel tank in the L-2 Canal just west of North Florida Mango Road and North of Bridgeman Drive. The completed project will provide protection against a 10-year storm event.

Environmental Review Project Conditions:

1. The Recipient must follow all applicable state, local and federal laws regulations and requirements, and obtain (before starting project work) and comply with all required permits and approvals. If project work is delayed for a year or more after the date of the CATEX, then coordination with and project review by regulatory agencies must be redone.
2. Any change, addition or supplement to the approved Scope of Work that alters the project (including other work not funded by FEMA, but done substantially at the same time) will require re-submission of the application to the Federal Emergency Management Agency for National Environmental Policy Act (NEPA) re-evaluation before starting project work.
3. If any historical or archaeological material is discovered during project work, the Recipient shall cease work immediately in that area and contact the State Historic Preservation Officer (SHPO) and DHS/FEMA Region IV Environmental Officer and FDEM State Environmental Liaison Officer for further guidance.
4. Construction vehicles and equipment used for this project shall be maintained in good working order to minimize pollutant emissions.
5. Best management practices will be used during project work to minimize soil erosion, sediment migration and turbidity. The Recipient will need to prepare and implement a Storm Water Pollution Prevention Plan (SWPPP). The Recipient must obtain a National Pollutant Discharge Elimination System (NPDES) stormwater permit (if area of disturbance will be greater than one acre). The Applicant will need to provide a copy of the Notice of Intent (NOI) submitted to use the State of Florida Generic Permit for storm water discharge from construction activities; response letter from Florida Department of Environmental Protection (FDEP) if provided; and a copy of the Notice of Termination (NOT) – at project closeout.
6. For projects involving groundwater dewatering activities at the construction site, provide documentation of coverage under the Florida Department of Environmental Protection (FDEP) "Generic Permit for the Discharge of Produced Ground Water from any Non-contaminated Site Activities."

This is FEMA project 1561-136-R, funded under 1561-DR-FL.

The Period of Performance for this project ends on August 22, 2013.

Schedule of Work

Execution of Construction Contracting:	2 Months
Acquisition, Clearing and Grubbing:	10 Months
Excavation:	10 Months
Sodding and General Cleanup:	10 Months
Project Completion:	2 Months
State Final Inspection and Closeout:	1 Month
<u>Potential Weather Delays:</u>	<u>1 Month</u>
Total Period of Performance:	36 Months

Budget

Line Item Budget*

	Project Cost	Federal Share	Local Share
Phase II Construction:	<u>\$3,408,486.00</u>	<u>\$2,556,365.00</u>	<u>\$ 852,121.00</u>
Sub-Total:	\$3,408,486.00	\$2,556,365.00	\$ 852,121.00
<u>Administrative Cost:</u>	<u>\$ 0.00</u>	<u>\$ 29,370.00</u>	<u>\$ 0.00</u>
Total:	\$3,408,486.00	\$2,585,735.00	\$ 852,121.00

** Any line item amount in this Budget may be increased or decreased 10% or less without an amendment to this Agreement being required, so long as the overall amount of the funds obligated under this Agreement is not increased.*

Funding Summary

Federal Share:	\$2,556,365.00 (75%)
<u>Local Share:</u>	<u>\$ 852,121.00 (25%)</u>
Total Project Cost	\$3,408,486.00 (100%)

Recipient Administrative Allowance up to \$29,370.00

ATTACHMENT 3

Contract Number: 11HM-2Y-10-60-01-010

Project Number: 1561-136-R

MODIFICATION TO SUBGRANT AGREEMENT BETWEEN THE DIVISION OF EMERGENCY MANAGEMENT AND PALM BEACH COUNTY

This Modification Number Three is made and entered into by and between the State of Florida, Division of Emergency Management ("the Division"), and Palm Beach County ("the Recipient") to modify DEM Contract Number: 11HM-2Y-10-60-01-010, dated February 22, 2011 ("the Agreement").

WHEREAS, the Division and the Recipient desire to modify the Agreement and increase the funding under the Agreement.

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

1. The Agreement is amended to increase the maximum amount payable under the Agreement to Two Million Six Hundred Seventy Four Thousand Three Hundred Eighteen and No/100 Dollars (\$2,674,318.00).
2. The Budget and Scope of Work, Attachment A to the Agreement, are hereby modified as set forth in Revised Attachment A to this Modification, a copy of which is attached hereto and incorporated herein by reference.
3. All provisions of the Agreement being modified and any attachments in conflict with this Modification shall be and are hereby changed to conform with this Modification, effective on the date of execution of this Modification by both parties.
4. All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.
5. Quarterly reports are due to the Division no later than 15 days after the end of each quarter of the program year and shall be sent each quarter until submission of the administrative close-out report. The ending dates for each quarter of the program year are March 31, June 30, September 30 and December 31.

IN WITNESS WHEREOF, the parties hereto have executed this Modification as of the dates set out below.

RECIPIENT: PALM BEACH COUNTY

By: _____
Chair, Palm Beach County
Board of County Commissioners

Date: _____

Sharon R. Bock, Clerk & Comptroller
Palm Beach County

FID# _____

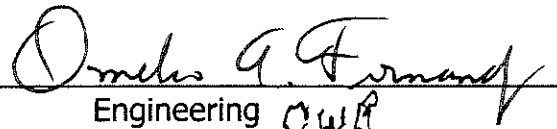
By: _____

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**



Assistant County Attorney

**APPROVED AS TO TERMS
AND CONDITIONS**



Engineering OWR

**STATE OF FLORIDA
DIVISION OF EMERGENCY MANAGEMENT**

By: _____
Bryon W. Koon, Director

Date: _____

Attachment A (3rd Revision)

Budget and Scope of Work

Scope of Work

As a Hazard Mitigation Grant Program project, the Recipient, Palm Beach County, proposes to improve the drainage at the Lakeside Mobile Home Park located in West Palm Beach, Florida 33406, by constructing a storm water pumping station, including three 55,000 gallons per minute submersible electric pump, a gravity sluice gate with 48 linear feet of 72" CAP and flap gate, a generator building, and a 4,000 gallon above ground diesel fuel tank in the L-2 Canal just west of North Florida Mango Road and North of Bridgeman Drive. The completed project will provide protection against a 10-year storm event.

Environmental Review Project Conditions:

1. The Recipient must follow all applicable state, local and federal laws regulations and requirements, and obtain (before starting project work) and comply with all required permits and approvals. If project work is delayed for a year or more after the date of the CATEX, then coordination with and project review by regulatory agencies must be redone.
2. Any change, addition or supplement to the approved Scope of Work that alters the project (including other work not funded by FEMA, but done substantially at the same time) will require re-submission of the application to the Federal Emergency Management Agency for National Environmental Policy Act (NEPA) re-evaluation before starting project work.
3. If any historical or archaeological material is discovered during project work, the Recipient shall cease work immediately in that area and contact the State Historic Preservation Officer (SHPO) and DHS/FEMA Region IV Environmental Officer and FDEM State Environmental Liaison Officer for further guidance.
4. Construction vehicles and equipment used for this project shall be maintained in good working order to minimize pollutant emissions.
5. Best management practices will be used during project work to minimize soil erosion, sediment migration and turbidity. The Recipient will need to prepare and implement a Storm Water Pollution Prevention Plan (SWPPP). The Recipient must obtain a National Pollutant Discharge Elimination System (NPDES) stormwater permit (if area of disturbance will be greater than one acre). The Applicant will need to provide a copy of the Notice of Intent (NOI) submitted to use the State of Florida Generic Permit for storm water discharge from construction activities; response letter from Florida Department of Environmental Protection (FDEP) if provided; and a copy of the Notice of Termination (NOT) – at project closeout.
6. For projects involving groundwater dewatering activities at the construction site, provide documentation of coverage under the Florida Department of Environmental Protection (FDEP) "Generic Permit for the Discharge of Produced Ground Water from any Non-contaminated Site Activities."

This is FEMA project **1561-136-R**, funded under 1561-DR-FL.

The Period of Performance for this project ends on August 22, 2013.

Schedule of Work

Execution of Construction Contracting:	2 Months
Acquisition, Clearing and Grubbing:	10 Months
Excavation:	10 Months
Sodding and General Cleanup:	10 Months
Project Completion:	2 Months
State Final Inspection and Closeout:	1 Month
<u>Potential Weather Delays:</u>	<u>1 Month</u>
Total Period of Performance:	36 Months

Budget

Line Item Budget*

	Project Cost	Federal Share	Local Share
Phase II Construction:	<u>\$3,525,514.00</u>	<u>\$2,644,361.00</u>	<u>\$ 881,453.00</u>
Sub-Total:	\$3,525,814.00	\$2,644,361.00	\$ 881,453.00
<u>Administrative Cost:</u>	<u>\$ 0.00</u>	<u>\$ 29,957.00</u>	<u>\$ 0.00</u>
Total:	\$3,525,814.00	\$2,674,318.00	\$ 881,453.00

** Any line item amount in this Budget may be increased or decreased 10% or less without an amendment to this Agreement being required, so long as the overall amount of the funds obligated under this Agreement is not increased.*

Funding Summary

Federal Share:	\$2,644,361.00 (75%)
Local Share:	<u>\$ 881,453.00 (25%)</u>
Total Project Cost	\$3,525,814.00 (100%)

Recipient Administrative Allowance up to \$29,957.00



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

FUND Capital Outlay Fund

BGRV-360-111912*119
BGEX-360-112012*442

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 11/20/12	REMAINING BALANCE
<u>REVENUES</u>								
<u>Westgate/Belv CRA-Lakeside Mobile Home Pk Drainage</u>								
3900-361-1191-3149	Fed Grnt Other Transportation	2,019,067	2,019,067	117,953	0	2,137,020		
3900-361-1191-6693	Developer Contributions	<u>866,733</u>	<u>866,733</u>	<u>0</u>	<u>32,269</u>	<u>834,464</u>		
TOTAL RECEIPTS & BALANCES		17,094,189	15,843,503	117,953	32,269	15,929,187		
<u>EXPENDITURES</u>								
<u>Westgate/Belv CRA-Lakeside Mobile Home Pk Drainage</u>								
3900-361-1191-8201	Contributions-Non-Govts Agnces	<u>968,300</u>	<u>402,338</u>	<u>85,684</u>	<u>0</u>	<u>488,022</u>	301,687	186,335
TOTAL APPROPRIATIONS & EXPENDITURES		17,094,189	15,843,503	85,684	0	15,929,187		

Engineering & Public Works
Administration / Budget Approval
OFMB Department – Posted

SIGNATURE _____ DATE _____
 11/20/12
 11/20/12

By Board of County Commissioners
At Meeting of 12/04/12

Deputy Clerk to the Board of County Commissioners

ATTACHMENT 4