Agenda Item #: \(\frac{1}{-} \(\frac{1}{-} \)

PALM BEACH COUNTY

BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 4, 2012	[] []	Consent Workshop	[X]	Regular Public Hearing
Department:				
Submitted By: Engineering & Public V Submitted For: Roadway Production D				
	=====		**************************************	
I. EXE	ECUTIV	E BRIEF		
Motion and Title: Staff recommend and advertise for public hearing on T An Ordinance amending Ordinance No Five Year Road Program; providing for Road Program and revised list of project the Program; modification of Program interpretation of exhibit; repeal of laws Laws and Ordinances; and effective day	Fuesda	y, December 0, as amended purpose; addentained in Execution of the content of the	18, 20 d, esta option thibit "A er roa	12 at 9:30 a.m.: ablishing an amended of revised Five Year A"; implementation of dway improvements,
SUMMARY: This is the Annual Upon Program which is required to be considered ordinance. Exhibit "A" to the Ordinance years and contains certain changes a Board of County Commissioners' constituted in the Ordinal list to be approved with the Ordinal 2012.	dered e ce is a and mo siderati	ach year by the list of proposed difications. To on on prelimir	ne Five ed pro his list nary re	e Year Road Program jects for the next five t is submitted for the eading today with the
Countywide (MRE)				
Background and Policy Issues: This a Commissioners' general direction.	approa	ch is consister	nt with	the Board of County
Attachments:				
1. Ordinance with Exhibit "A" (2 Origina	als)			
	=====		d 1000 1000 1000 1000 100	
Recommended By: Division Div	lo rector	a.F.	rna	nder 11/26/12
Approved By: County Eng	<u>/</u> gineer			///27/12 Date
F:\ROADWAY\AIS\5YR_Road_Program\Preliminary_Rea	ading_201	3_Annual Update\P	reliminar	y Reading 12042018.Doc

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	\$34.5M	\$36.6M	<u>\$27.3M</u>	<u>\$16.9M</u>	\$133.1M
Operating Costs					<u> </u>
External Revenues	(\$34.8M)	(<u>\$36.8M)</u>	(<u>\$27.6M)</u>	(<u>\$17.5M)</u>	(<u>\$133.9M</u>)
Program Income (County)					
In-Kind Match (County)		0-			
NET FISCAL IMPACT	(<u>\$ 0.3M)</u>	(\$ 0.2M)	<u>(\$ 0.3M)</u>	<u>(\$ 0.6M)</u>	(\$ 0.8M)
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Budget Acct No.: Fund__ Dept.__ Unit__ Object Program

Recommended Sources of Funds/Summary of Fiscal Impact:

The Five Year Road Program is funded from Gasoline Taxes and Impact Fees, including the interest on these two sources of funds, as well as Grants and Developer Contributions.

C. Departmental Fiscal Review: _. \(\text{UULfortalauler} \)

III. REVIEW COMMENTS

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

OFMB 1128 2012
Approved as to Form

Contract Dev. and Control

11-29-12 Biokech

B. Approved as to Form and Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

ORDINANCE NO. 2012-

ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 85-40, AS AMENDED, ESTABLISHING AN AMENDED FIVE YEAR ROAD PROGRAM; PROVIDING FOR TITLE; PURPOSE; ADOPTION OF REVISED FIVE YEAR ROAD PLAN AND REVISED LIST OF PROJECTS CONTAINED IN EXHIBIT "A"; IMPLEMENTATION OF PLAN; MODIFICATION OF PLAN; FUNDING OF OTHER ROADWAY IMPROVEMENTS, INTERPRETATION OF EXHIBIT; REPEAL OF LAWS IN CONFLICT; SEVERABILITY; INCLUSION IN THE CODE OF LAWS AND ORDINANCES; EFFECTIVE DATE.

WHEREAS, by Ordinance 85-40, the County established a Five Year Road Program setting forth the road projects to be funded, designed and constructed by the County within the next five years; and

WHEREAS, Ordinance 85-40 required annual updates of the road projects by December of each year and permits modifications of the plan no more than twice in a one year period; and

WHEREAS, the Board of County Commissioners annually updated Ordinance 85-40 by enacting Ordinances in each fiscal year. by amending the attachment identified as Exhibit "A" to each of the Ordinances; and

WHEREAS, the last adopted Ordinance was 2012-013; and

WHEREAS, the Board has considered the funding and timing of road projects for the next five years as set forth in Exhibit "A" to Ordinance 2012-013 and desires to revise Exhibit "A" of Ordinance 2012-013 to reflect such changes; and

WHEREAS, the Board wishes to amend the Five Year Road Program Ordinance by amending Exhibit "A" and enacting a new Exhibit "A" to this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

SECTION I

Ordinance 85-40, as amended by the last adopted Ordinance 2011-036; and is hereby amended.

TITLE

This Ordinance shall be known as the "Palm Beach County Five Year Road Program Ordinance."

PURPOSE

The Palm Beach County Comprehensive Plan, Transportation Element, is designed to be used as a guide to meet existing and future ground transportation needs of the County including major roadways within incorporated municipalities. The element analyzes the primary transportation network within the County to determine system deficiencies and identify improvements.

The Board of County Commissioners now desires to codify in this Ordinance a reasonably attainable program of roadway construction for the next five years and match the construction of the projects with available funding.

The further purpose of this Ordinance is to encourage the prioritization of projects, provide for better timing of right-of-way acquisition and provide improved planning for financial funding mechanisms.

ADOPTION OF REVISED FIVE YEAR ROAD PLAN

The list of projects for the Five Year Road Program set forth in Exhibit "A," of Ordinance 85-40, as amended, is hereby modified as set forth in a new Exhibit "A", attached hereto and incorporated herein, and is hereby adopted as the Five Year Road Plan. Exhibit "A" of Ordinance 2012-013 is hereby deleted and replaced with the new Exhibit "A", attached hereto.

IMPLEMENTATION OF PROGRAM

The County Administrator and the County Engineer are directed to implement the Five Year Road Program by taking such actions as are necessary to cause the construction of the roadway segments indicated on the Program, make periodic reports to the Board of County Commissioners with regard to the progress of the projects and to bring all necessary agreements and budget amendments to accomplish the project to the Board of County Commissioners for consideration.

MODIFICATION OF PROGRAM

Each year prior to December, the Board of County Commissioners shall consider an amendment to this Ordinance modifying the list of projects contained on Exhibit "A" to create a viable list of funded projects for the succeeding five years.

From time to time during each year, the Board of County Commissioners, by resolution, may shift funding within the program to promote the more efficient construction of the projects. Deletions, substitutions and additions of entire construction projects from Exhibit "A" may only be accomplished by Ordinance of the Board of County Commissioners. Deletions of projects may be accomplished no more frequently than twice a year.

FUNDING OF OTHER ROADWAY IMPROVEMENTS, INTERPRETATION OF EXHIBIT

This Ordinance shall not be construed to prevent the Board of County Commissioners from constructing other roadway improvements which are not listed on Exhibit "A," provided the projects are funded from sources which will not delete or delay projects included on Exhibit "A."

It is recognized that Exhibit "A" depicting limits of the various projects, length of projects, type of work, timetables and costs are approximations that will require modification and updating by the County Administrator based upon more detailed information and bidding results; provided that the following changes may only be made by the County Commission:

- (a) Changes that increase or decrease the total approved appropriations of the program.
- (b) Changes requiring funding from a reserve account.
- (c) Changes increasing a Board approved project budget by more than five percent.
- (d) Changes which significantly affect the scope, nature, or phasing of a capital project.

REPEAL OF LAWS IN CONFLICT

All local laws and ordinances applying to the unincorporated area of Palm Beach County in conflict with any provisions of this Ordinance are hereby repealed.

SEVERABILITY

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by the Court to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

INCLUSION IN THE CODE OF LAWS AND ORDINANCES

The provisions of this Ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

EFFECTIVE DATE

2012.

The provisions of this Ordinance shall become effective upon filing with the Department of State.

APPROVED AND ADOPTED by the Board of	County Commissioners of Palm Beach
County, Florida, this day of	_, 2012.
Sharon R. Bock, Clerk & Comptroller Circuit Courts	Palm Beach County Florida, by its Board of County Commissioners
By: Deputy Clerk	By:Steven L. Abrams, Chairman
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	
By: Assistant County Attorney	
EFFECTIVE DATE : Filed with the Department of	of State on the day of,

PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A

Annual Update - Preliminary Reading - December 4, 2012

	FY 2013 PROJECTED	FY 2014 PROJECTED	FY 2015 PROJECTED	FY 2016 PROJECTED	FY 2017 PROJECTED	TOTAL PROJECTED
Local Option Gas Taxes Total	46,280,000	46,280,000	46,280,000	46,280,000	46,280,000	231,400,000
LESS Mass Transit (Palm Tran) Share	(32,176,500)	(32,176,500)	(32,176,500)	(32,176,500)	(32,176,500)	(160,882,500)
LESS Engineering Operating (Road Maintenance and Streetscape)	(4,644,000)	(4,644,000)	(4,644,000)	(4,644,000)	(4,644,000)	(23,220,000)
REMAINING ROAD PROGRAM ALLOCATION	9,459,500	9,459,500	9,459,500	9,459,500	9,459,500	47,297,500
LESS 5% STATUTORY RESERVES	(472,975)	(472,975)	(472,975)	(472,975)	(472,975)	(2,364,875)
Recurring Annual Expenses: GLADES AREA ROADS STREET LIGHTING OCEAN AVENUE LOAN REPAYMENT	700,000 1,600,000 1,029,000	700,000 1,600,000 1,029,000	700,000 1,500,000 1,029,000	700,000 1,600,000 1,029,000	700,000 1,600,000 1,029,000	3,500,000 8,000,000 5,145,000
GAS TAX AVAILABLE FOR NEW ALLOCATIONS	5,657,525	5,657,525	5,657,525	5,657,525	5,657,525	28,287,625
INTEREST EARNINGS	509,177	509,177	509,177	509,177	509,177	2,545,886
BOND PROCEEDS	0	0	0	0	80,000,000	80,000,000
MISCELLANEOUS	100,000 A	1,147,000 B	2,486,000 C	7,350,000 D	0 E	11,083,000
IMPACT FEES USED FOR PROJECTS	19,546,000	8,114,000	17,736,000	2,655,000	41,118,0 0 0	89,169,000
TOTAL CURRENT REVENUES	25,812,702	15,427,702	26,388,702	16,171,702	127,284,702	211,085,511
BALANCES FORWARD	4,037,418	345,120	197,823	271,525	568,227	4,037,418
CARRY FORWARD	5,000,000	21,000,000	1,000,000	1,000,000	6,000,000	34,000,000
TOTAL REVENUES	34,850,120	36,772,823	27,586,525	17,443,227	133,852,929	249,122,929
PROJECT COSTS AS PROPOSED	34,505,000	36,575,000	27,315,000	16,875,000	133,065,000	248,335,000
REVENUES LESS PROJECT COSTS	345,120	197,823	271,525	568,227	787,929	787,929

General note on interest projections:

Projections for interest earnings assume that average cash balances will approximate 3.0 times the current year revenue projections at an interest rate of 3% in FY 2013 thru FY 2017. Interest earnings on gas taxes are shown on this sheet.

Interest earnings on impact fees remain within each impact fee area and are not shown above.

Footnotes:

- A FDOT (anticipates CIGP funds) up to \$100,000 for design of Northlake Blvd. and Military Tr. Intersection in FY 2013.
- B FDOT (Florida Tumpike JPA) \$147,375 for Jog Road, N. of S.R. 710 to N. of Florida's Tumpike Entrance in FY 2014.

Donald Ross Rd. and I-95 \$1,000,000 Scripps Florida Phase II/Briger Proportionate Share Agreement.

- C FDOT (anticipates JPA) (LAP funds) \$1,236,000 for construction of Community Dr. & Military Tr. Intersection in FY 2015.
- FDOT (CIGP funds) up to \$1,999,125 for the construction of Donald Ross Rd. and I-95 Interchange Modifications. Reimbursement expected to be \$1,000,000 or 50% of \$2,000,000 in FY 2015.
- FDOT (anticipates CIGP funds) up to \$250,000 for right-of-way acquisition of Northlake Blvd. and Military Tr. Intersection in FY 2015.
- D FDOT (anticipates CIGP funds) up to \$350,000 for construction of Northlake Blvd. and Military Tr. Intersection in FY 2016.

Additional funds include \$7,000,000 per Atlantic Ave. Agreement approved by BCC on 11/3/09.

PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A (\$'s IN 1,000'S)

Annual Update - Preliminary Reading - December 4, 2012

	PROJECT	LIMITS	DESCRIPTION	FY 2013 Cost Phase	FY 2014 Cost Phase	FY 2015 Cost Phase	FY 2016 Cost Phase	FY 2017 Cost Phase
10th A	Ave. N.	Military Tr.	Intersection Improvements		400 C			According to the second
45th S	St.	I-95 to Congress Ave.	0.5 mi, 8 L					100 D/R/M
60th S	Street North	W. of Royal Palm Beach Blvd. to E. of Royal Palm Beach Blvd.	0.5 mi, 3 L	2,900 C				
A-1-A	(Carlin Park)	Bridge	Bridge Replacement		750 C			
Admin	n. Support/Equipment	Countywide	Staff support and Computer Equip. for Program	370 P				
Annua	al Contract Advertising	Countywide	Advertising	10 P				
(1) Atlanti	tic Ave.	SR 7 to W. of Lyons Rd.	1.0 mi, 4/6 L		1,260 D		7,100 R/M	
Atlanti	tic Ave.	Florida's Turnpike	Intersection Improvements	50 D		280 C		
Austra	alian Ave.	7th St. to 15th St.	0.6 mi, 5/6 L	2,300 C				
Belved	dere Rd.	Haverhill Rd.	Intersection Improvements	260 C				
Camin	no Real Rd./Boca Club	over Intracoastal Waterway	Approach Bridge Span Rehabilitation	5,000 D/M/C				
Centra	al Bivd.	Indiantown Rd.	Intersection Improvements		1,000 R/C			
Clint M	Moore Rd.	Jog Rd. to Military Tr.	1.5 mi, 6 L					100 D/R
Comm	nunity Dr.	Military Tr.	Intersection improvements		***	1,600 C		
Congre	ress Ave.	Hypoluxo Rd. to Donnelly Dr.	0.7 mi, 4 L	1,100 C				
Congre	ress Ave.	S. of Lantana Rd. to Lantana Rd.	0.3 mi, 6 L	800 C				
Congre	ress Ave.	Palm Beach Lakes Blvd.	Intersection Improvements	100 S				<u> </u>
Congre	ress Ave.	N. of Northlake Blvd. to Alt. A-1-A	0.6 mi, 2 L & 3 L	1,500 D/R/M	800 R/M	2,000 P		
Donald	d Ross Road	and I-95	Interchange Modifications		2,000 P/C			
Ellison	n Wilson Rd.	Juno Isles Blvd. to Ascot Rd.	0.1 mi, 3 L	300 D		1,400 C		
Flavor	r Pict Rd.	SR 7 to Lyons Rd.	1.0 mi, 2/6 L	470 D		100 M		4,500 C
Glades	s Rd.	Butts Rd.	Intersection Improvements	50 D	100 R		200 C	
Glades	s Rd.	Florida's Turnpike	Intersection Improvements	100 D		220 C		
Hatton	n Hwy.	Bridge over PDD Main Canal 2	Bridge Replacement		1,950 C			
Haverh	hill Rd.	Lantana Rd. to S. of L.W.D.D. L-14 Canal	0.9 mi, 4 L		2,600 C			

PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A (\$'s IN 1,000'S)

Annual Update - Preliminary Reading - December 4, 2012

PROJECT	LIMITS	DESCRIPTION	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017
Haverhill Rd.	S. of L.W.D.D. L-14 Canal to Lake Worth Rd.	42: 41 851	Cost Phase	Cost Phase	Cost Phase	Cost Phase	Cost Phase
Haverhill Rd.		1.3 mi, 4 L & 5 L		7,600 R/M/C			
	N. of Caribbean Blvd. to Bee Line Hwy.	1.6 mi, 5 L	700 D/R		1,000 R/M		11,000 C
Hood Rd.	E. of Florida's Turnpike to W. of Central Blvd.	1.2 mi, 4 L	1,400 D		200 M/R		6,400 C
Intersection Program	Countywide	Design, R/W & Construction	890 D/R/M/C	600 D/R/M/C	1,250 D/R/M/C	500 D/R/M/C	2,150 D/R/M/C
Jog Rd.	Roebuck Rd. to S. of 45th Street	1.9 mi, 4 L					30,000 R/M/C
Kirk Rd.	Bridge over LWDD L-9 Canal	Bridge Replacement	500 C				
Lake Worth Rd.	Jog Rd.	Intersection Improvements		500 R		630 C	
Linton Blvd.	Military Tr.	Intersection Improvements	210 D/S	200 R	300 R	280 C	
Lyons Rd.	Hillsboro Canal to SW 18th Street	0.3 mi, 6 L	240 D		100 R		2,000 C
Lyons Rd.	Kimberly Blvd	Intersection Improvements	100 C				· · · · · · · · · · · · · · · · · · ·
Lyons Rd.	Clint Moore Rd. to Atlantic Ave.	3.0 mi, 4 L	1,200 D		2,800 R/M		9,700 C
Lyons Rd.	Lantana Rd. to Lake Worth Rd.	2.0 mi, 4 L	1,300 R/M		1,300 R/M/P	1,300 R/M/P	
Lyons Rd.	Lake Worth Rd. to N. of L.W.D.D. L-10 Canal	1.0 mi, 2 L	1,000 R/M		3,000 P		
Northlake Blvd.	Seminole Pratt Whitney Rd. to Coconut Blvd.	3.4 mi, 4 L	500 D/R/M		2,000 R/M		10,500 C
Northlake Blvd.	Military Tr.	Intersection Improvements	200 D		500 R	700 C	
Okeechobee Blvd.	Church St.	Intersection Improvements		200 S/D			
Old Dixie Hwy.	Park Ave. to Northlake Blvd.	0.9 mi, 3 L	3,000 R/C				
PGA Blvd.	Military Tr.	Intersection Improvements		600 R		150 C	
Palmetto Park Rd.	over L.W.D.D. E-4 Canal	Bridge Replacement	10 D	500 D		2,600 C	
Pathway Program	Countywide	Pathways	1,500 D/R/C	1,500 D/R/C	1,500 D/R/C	1,500 D/R/C	1,500 D/R/C
Purdy Ln.	Forest Hill Elem E. Entr. to 54th Tr. S.	0.1 mi, 3 L	220 D		1,100 C		****
Recording Fees	Countywide	Right-of-Way	20 R	20 R	20 R	20 R	20 R
Reserve-Bridges	Countywide	Rehab./Repair/Replacement	1,000 S/D/R/M/C	2,300 S/D/R/M/C	2,500 S/D/R/M/C	500 S/D/R/M/C	500 S/D/R/M/
Reserve-Plans/Align.	Countywide	Study, Design & Mitigation	200 S/D/M	200 S/D/M	200 S/D/M	200 S/D/M	200 S/D/M
Reserve-R/W	Countywide	Land Acquisition	200 R	200 R	200 R	200 R	200 R
Reserve-Traffic Calming	Countywide	Minor Improvements	15 D/C	15 D/C	15 D/C	15 D/C	15 D/C

PALM BEACH COUNTY FIVE YEAR ROAD PROGRAM - EXHIBIT A (\$'s IN 1,000'S)

Annual Update - Preliminary Reading - December 4, 2012

PROJECT	LIMITS	DESCRIPTION	FY 2013 Cost Phase	FY 2014 Cost Phase	FY 2015 Cost Phase	FY 2016 Cost Phase	FY 2017 Cost Phase
Reserve-Traffic Signals	Countywide	Mast Arms	600 D/C				
Roebuck Rd.	Jog Rd. to Haverhill Rd.	1.0 mi, 5 L	410 D		150 M/R		3,200 C
Roebuck Rd.	Haverhill Rd.	Intersection Improvements	100 C				
Roebuck Rd.	S.R. 7 to Jog Rd.	3.0 mi, 4 L					50,000 M/C
S.W. 3rd. St.	S.R. 7 to E. of S.R. 7	0.1 mi, 3 L	280 D		1,200 C		
Sandalfoot Blvd.	S.R. 7 to E. of S.R. 7	0.1 mi, 5 L	300 D		1,400 C		
Seminole Pratt Whitney Rd.	Orange Blvd. to S. of Northlake Blvd.	1.8 mi, 4/6 L		6,800 C			
Seminole Pratt Whitney Rd.	Northiake Bivd.	Intersection Improvements		3,500 C			
Silver Beach Rd.	E. of Congress Ave. to Old Dixie Hwy.	0.9 mi, 2 L & 3 L	3,100 C				

34,505 36,575 27,315 16,875 133,065