

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: March 11, 2014 (X) Consent ( ) Regular  
( ) Workshop ( ) Public Hearing

Department

Submitted By: Environmental Resources Management  
Submitted For: Environmental Resources Management

I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to:**

A) **approve** Amendment No. 5 to Grant Agreement No. 06PB2 with the Florida Department of Environmental Protection (FDEP) to revert \$3,455,326 in State funds and extends the Agreement to July 1, 2017 for the Singer Island shore protection efforts;

B) **approve** Grant Agreement 14PB5 with the FDEP for cost-share up to \$550,000 on the Singer Island Storm Repair Project with an expiration date of December 31, 2014;

C) **authorize** the County Administrator, or his designee, to sign all future time extensions, task assignments, certifications, and other forms associated with this Agreement 14PB5, and necessary minor amendments that do not change the scope of work or terms and conditions of the Agreement;

D) **approve** Budget Amendment reduction of \$9,556,395 to recognize the reversion of \$3,455,326 for 06PB2, the reversion of \$6,651,069 revenue from the City of Riviera Beach, an increase of \$550,000 for newly approved 14PB5, and the redistribution of reduced matching funds to the Ocean Ridge Shoreline Restoration Project (\$650,000) and the Jupiter/Carlin Shoreline Restoration Project (\$650,000) to fund ongoing and future beach restoration activities.

E) **authorize** the County Administrator or his designee to terminate the cost sharing Interlocal Agreement with Riviera Beach (R-2008-2220) for the Singer Island Breakwater Project ("Project") for lack of purpose as the BCC voted on March 22, 2011 to discontinue the Project.

**Summary:** Amendment No. 5 to Grant Agreement 06PB2 includes a reversion of \$3,455,326 in State funds for Construction of Structures and transfers \$1,145,611 from Task 3.1 to Task 3.2 for Construction of Dunes. The total revised award amount is reduced from \$5,762,182 to \$2,306,856. FDEP Grant Agreement 14PB5 is a new funding agreement for 50% cost share up to \$550,000 for dune restoration to mitigate erosion from Hurricane Sandy and Tropical Storm Debby. Matching funds up to \$550,000 are provided through Tourist Development Taxes. On December 2, 2008 the BCC signed an agreement with the City of Riviera Beach (R2008-2220) to cost share on the Singer Island Breakwater Project which was later discontinued. District 1 (SF)

**Background and Justification: (Continued on page 3.)**

**Attachments:**

1. Amendment No. 5 for 06PB2
2. 14PB5 Grant Agreement
3. 06PB2 Grant Agreement and Executed Amendments
4. Budget Amendment (3652)

Recommended by:

[Signature]  
Department Director

2-21-14

Date

Approved by:

[Signature]  
County Administrator

3-6-14

Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	<u>\$3,994,857</u>	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	(1,618,598)	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u>\$2,376,259</u>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____
Is Item Included in Current Budget?	Yes _____		No <u>X</u>		
Budget Account No.:	Fund _____	Department _____	Unit _____	Object _____	
	Program _____				

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

	<u>06PB2</u>	<u>14PB5</u>
FDEP	\$1,068,598	\$550,000
Tourist Development Match	1,606,576	550,000
TDC – other project costs	<u>119,683</u>	<u>100,000</u>
	\$2,794,857	\$1,200,000

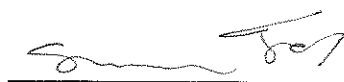
Reduced matching funds of \$1,300,000 are being equally distributed to the Jupiter/Carlin and Ocean Ridge Projects.  
 A balance of \$70,549 remains due from the City for an outstanding invoice dated January 30, 2011.

C. Department Fiscal Review: *JP*

**III. REVIEW COMMENTS**

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

<p><i>J. P. ... 2/19/14</i>  <u>OFMB</u>  <i>2/14/14</i></p>	<p><i>...</i>  <u>Contract Development and Control</u>  <i>3-4-14</i></p>
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B. Legal Sufficiency:  
  
 \_\_\_\_\_  
 Assistant County Attorney

C. Other Department Review:  
 \_\_\_\_\_  
 Department Director

**Background and Justification (continued from Page 1):**

The Florida Legislature authorized funding through the FDEP to provide assistance to eligible governmental entities for beach erosion control activities under the Florida Beach Management Funding Assistance Program. DEP Grant Agreement No. 06PB2 was executed by the BCC on January 9, 2007 (R-2007-0046) for cost share of the design and permitting of the Singer Island Erosion Shore Protection Project (up to \$270,431). Amendment No. 1 to FDEP Agreement 06PB2, executed on May 13, 2008, extended the Agreement until June 1, 2010. Amendment No. 2, executed on December 2, 2008, authorized FDEP to reimburse the County an additional \$7,014,964 for design, permitting, construction and monitoring costs on the Singer Island Shore Protection Project. Amendment No. 3 authorized FDEP to reimburse the County an additional \$2,250,000 (up to \$9,535,395) for design, permitting, construction and monitoring costs and extended the agreement expiration date through June 1, 2012. On February 7, 2012, after attempts to permit multiple structural design alternatives were unsuccessful, the BCC voted against pursuing a permit for a structural alternative and instructed staff to continue with the dune restoration efforts. Amendment No. 4 reallocated \$542,000 of State funds to facilitate the 2012/2013 dune restoration project on Singer Island and reverted \$3,773,213 of State funds and extended the agreement expiration date through July 1, 2014.

DEP Grant Agreement 14PB5 is for a 50% cost-share on dune restoration efforts in response to erosion from Hurricane Sandy and Tropical Storm Debby. The Agreement includes State funds up to \$550,000 and requires \$550,000 in local matching funds.