

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: February 3, 2015

Consent [ X ]  
Public Hearing [ ]

Regular [ ]

Department: Water Utilities Department

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Amendment No. 3 to the "Finance Assistance Award" contract with the U.S. Department of Commerce, Economic Development Administration (EDA), to provide a two (2) month extension to the contract.

**Summary:** On May 4, 2010 (R2010-0719), the Board of County Commissioners (BCC) ratified the signature of the County Administrator on a Financial Assistance Award with the EDA in the amount of \$3,990,000 for the design and construction of wastewater infrastructure then owned by the Glades Utility Authority (GUA) within its utility service area. The grant funds were utilized to rehabilitate nine (9) lift stations in Belle Glade and two (2) lift stations in South Bay. In addition the funds were utilized to line gravity sewer, replace laterals and install cleanouts to reduce infiltration in the sanitary sewer system. When the Water Utilities Department (WUD) assumed the GUA's assets, this Agreement was assigned to WUD. On December 17, 2013 (R2013-1823), the BCC approved an eight (8) month extension to the construction period until June 7, 2014, to allow for efficient completion of the project. An additional two (2) month extension to the construction period is necessary to provide for the full payout of construction invoices and to allow the EDA to provide concurrence on project closeout. District 6 (MJ)

**Background and Justification:** The Glades Communities have struggled with inadequate sewer infrastructure, lack of revenues, and the inability to encourage business growth. In an effort to address these issues, the original grant application and award was coordinated with the Department of Economic Development, Glades Communities, EDA, and the Treasure Coast Regional Planning Council. Completion of the project funded in part by the EDA grant is part of a larger effort to overcome many of the issues related to inflow and infiltration of the former Glades Utility Authority wastewater system. The project is expected to contribute to the enhancement of the regional economic base and provide necessary infrastructure to new and existing economic development in the region.

**Attachment:**

- 1. Four (4) Original Amendment (#04-79-06627)

Recommended By: Jim Stiles Department Director 1-22-15 Date

Approved By: Sharon G. Bay Assistant County Administrator 1-26-15 Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2015	2016	2017	2018	2018
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Expenses	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>NET FISCAL IMPACT</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Budget Account No.: Fund Dept Unit Obj**

**Is Item Included in Current Budget? Yes X No Reporting Category**

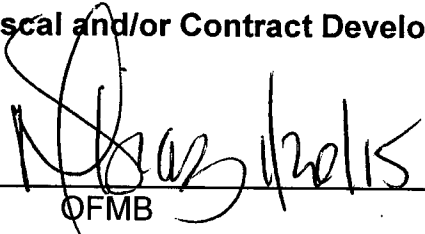
**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

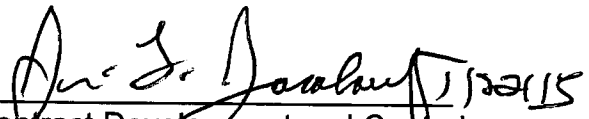
The Amendment to the Financial Assistance Award incorporates a "no cost time extension" of two (2) months to the construction portion of the award contract.

**C. Department Fiscal Review:** Subramaniam

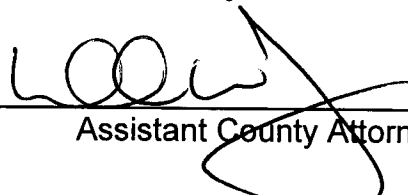
**III. REVIEW COMMENTS**

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

1/15  
  
 OFMB

1/23/15  
  
 Contract Development and Control  
 1-23-15 *Sheehy*

**B. Legal sufficiency:**

1/23/15  
  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

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

GRANT     COOPERATIVE AGREEMENT

## AMENDMENT TO FINANCIAL ASSISTANCE AWARD

**CFDA NO. AND PROJECT TITLE**  
11.307 Economic Adjustment Program

**AWARD NUMBER**  
04-79-06627

**RECIPIENT NAME**  
Glades Utility Authority/ Palm Beach County / City of Belle Glade

**AMENDMENT NUMBER**  
3

**STREET ADDRESS**  
8100 Forest Hill Boulevard / 900 East Strawbridge Avenue / 110 Dr. Martin Luther King Jr., West

**EFFECTIVE DATE**  
Date of Award Amendment Approval

**CITY, STATE, ZIP CODE**  
West Palm Beach, FL 33416 / West Palm Beach, FL 33401 / Belle Glade, FL 33430


**EXTEND WORK COMPLETION TO**

BUREAU	FUND	FCFY	PROJECT TASK	ORGANIZATION	OBJECT CLASS
20	40	10	0406327-003	04	4110
<b>COSTS ARE REVISED AS FOLLOWS:</b>		<b>PREVIOUS ESTIMATED COST</b>	<b>ADD</b>	<b>DEDUCT</b>	<b>TOTAL ESTIMATED COST</b>
<b>FEDERAL SHARE OF COST</b>		\$	\$	\$	\$
<b>RECIPIENT SHARE OF COST</b>		\$	\$	\$	\$
<b>TOTAL ESTIMATED COST</b>		\$	\$	\$	\$

**REASON(S) FOR AMENDMENT**  
No cost time extension

This Amendment approved by the Grants Officer is issued in triplicate and constitutes an obligation of Federal funding. By signing the three documents, the Recipient agrees to comply with the Amendment provisions checked below and attached, as well as previous provisions incorporated into the Award. Upon acceptance by the Recipient, two signed Amendment documents shall be returned to the Grants Officer and the third document shall be retained by the Recipient. If not signed and returned without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Amendment

- Special Award Conditions (See attached Exhibit A)
- Line Item Budget
- Other(s): \_\_\_\_\_

<b>SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER</b> 	<b>DATE</b> 12/2/14
--	------------------------

<b>TYPE NAME, TYPED TITLE, AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL</b> N/A <del>James Stiles, Executive Director, The Glades Utility Authority</del>	<b>DATE</b>
---	-------------

<b>Robert Weisman, County Manager, Palm Beach County</b> (See attached)	<b>DATE</b>
---	-------------

 <b>Lomax Harrelle, City Manager, City of Belle Glade</b>	<b>DATE</b> 1-6-15
--	-----------------------

**U.S. DEPARTMENT OF COMMERCE  
AMENDMENT TO FINANCIAL ASSISTANCE AWARD**

**PALM BEACH COUNTY  
A POLITICAL SUBDIVISION OF THE  
STATE OF FLORIDA**

**BOARD OF COUNTY COMMISSIONERS  
OF PALM BEACH COUNTY, FLORIDA**

Signed: \_\_\_\_\_  
Shelley Vana, Mayor

Date: \_\_\_\_\_

ATTEST:

Sharon R. Bock,  
Clerk & Comptroller

By: \_\_\_\_\_  
(Deputy Clerk)

Approved as to Terms and  
and Conditions:

By: Jim Stiles  
Jim Stiles, Director  
PBC Water Utilities Department

Approved as to Form  
Legal Sufficiency:

Date: 1-14-15

By: \_\_\_\_\_  
(County Attorney)

EXHIBIT "A"

U.S. DEPARTMENT OF COMMERCE  
Economic Development Administration (EDA)

---

Public Works and Development Facilities  
Amendment No.3

Investment No.: 04-79-06327

Recipient: Glades Utility Authority, FL

The following amended award condition(s) is added:

AMENDED SPECIAL AWARD CONDITION

1. PROJECT DEVELOPMENT TIME SCHEDULE: The Recipient agrees to the following Project development time schedule:

Time allowed after Receipt of Financial Assistance Award for:

Return of Executed Financial Assistance Award..... 30 days  
Start of Construction..... 24 Months from Date of Grant Award  
Must start construction by April 7, 2012  
Construction Period..... 28 Months  
Must complete construction by August 7, 2014

Project Closeout – All Project closeout documents including final financial information and any required program reports shall be submitted to the Government not more than 120 days after the date the Recipient accepts the completed project from the contractor(s).

The Recipient shall pursue diligently the development of the Project so as to ensure completion within this time schedule. Moreover, the Recipient shall notify the Government in writing of any event, which could delay substantially the achievement of the Project within the prescribed time limits. The Recipient further acknowledges that failure to meet the development time schedule may result in the Government's taking action to terminate the Award in accordance with the regulations set forth at 15 CFR 24.43 (53 Fed. Reg. 8048-9, 8102, March 11, 1988).

---