

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 19, 2015

☒ 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: **A) ratify** the signature of the Mayor on a Florida Boating Improvement Program (FBIP) grant application submitted to Florida Fish and Wildlife Conservation Commission (FFWCC) on March 30, 2015, requesting \$400,000 to fund 50% of the construction costs associated with the redevelopment and expansion of the boating facilities at Bert Winters Park; **B) adopt** Resolution for assistance under the Florida Boating Improvement Fund for grant funding for Bert Winters Park for construction costs associated with the redevelopment and expansion of Bert Winters Park in the amount of \$400,000; **C) authorize** the County Administrator or his designee to execute the Grant Agreement, as well as task assignments, time extensions, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement, if the grant is approved; and **D) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with FFWCC for this project.

Summary: This grant application requests up to \$400,000 from the FFWCC FBIP to pay for 50% of the grant project cost of \$800,000 for the redevelopment and expansion of the boating facilities at Bert Winters Park. The grant requires a 50% match which will be funded from the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue, the Park Improvement Fund, and \$25,000 (2%) of Park and Recreation Department staff costs for construction oversight as in-kind services. The County estimates the total cost of this project at \$2,000,000, however, for purposes of this grant application, the grant project costs are estimated at \$800,000 in order to maintain the FFWCC's reimbursement percentage at 50% and to ensure reimbursement of the full \$400,000 should grant funding be awarded. The County also applied for \$1,000,000 in grant funding from the Florida Inland Navigation District for this project. District 1 (AH)

Background and Justification: The FFWCC offers grants to local governments through its FBIP for public recreation projects directly related to the waterways. A grant application requesting \$400,000 in funding was submitted to FFWCC for the Bert Winters Park Redevelopment and Expansion Project. Bert Winters Park is very popular with boaters and the parking lot is often completely full on weekends and holidays. The project improvements include construction of a second entrance road to improve park traffic circulation; reconfiguring the existing 24 car/trailer parking spaces; constructing 45 new car/trailer parking spaces; building a new ADA compliant restroom; renovating the existing boat ramps; adding three new floating staging docks; stormwater improvements; and associated site work and infrastructure. Due to multiple grant related items requiring timely execution by the County, staff is requesting the Board authorize the County Administrator to approve grant documents and the Parks and Recreation Director to act as the Liaison for this project.

FFWCC's time frame to submit this application did not allow for prior approval by the Board. In order to meet the grant application deadline the Mayor signed the application on behalf of the Board, as authorized by Palm Beach County Administrative Code, Section 309.00. The code requires the grant application be presented to the Board for approval at its next available meeting after signature by the Mayor.

Attachments:

1. Grant Application
2. Resolution

Recommended by: _____

Department Director

Date

Approved by: _____

Assistant County Administrator

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	<u>800,000</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>(400,000)</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>25,000</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>*375,000</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>				

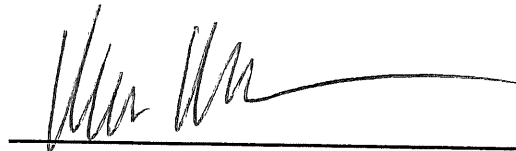
Is Item Included in Current Budget? Yes _____ No _____
Budget Account No.: Fund _____ Department _____ Unit _____
Object _____ Program _____

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

*There is no fiscal impact at this time. Should the grant be awarded, a budget amendment will be presented to the Board for approval. The additional funding sources for this project are identified as follows:

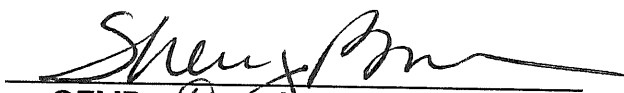
FFWCC grant	3600-581-P607	\$400,000
FIND grant	3600-581-P607	\$1,000,000
\$50M GO 05, Waterfront Access	3038-581-P607	\$600,000
Total Grant Project Cost		<u>\$2,000,000</u>


C. Departmental Fiscal Review:



III. REVIEW COMMENTS

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


OFMB
HJ 56
4/28


Contract Development and Control
4-28-15

B. Legal Sufficiency:


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

g:\planning and development section\staff folders\jmatthews\parks1\bert winters (bwp)\active grants\2015 - fwc\agendas\2015 bert winters park - request permission reduced to \$800,000.docx

**2015 Florida Boating Improvement Program Grant
Bert Winters Park Phase II A Redevelopment and Expansion Project**



Submitted by
Palm Beach County
Parks and Recreation Department
March 30, 2015



Attachment "A"
Cover Letter



**Parks and Recreation
Department**

2700 6th Avenue South
Lake Worth, FL 33461
(561) 966-6600
Fax: (561) 963-6734
www.pbcparcs.com



**Palm Beach County
Board of County
Commissioners**

Shelley Vana, Mayor

Mary Lou Berger, Vice Mayor

Hal R. Valeche

Paulette Burdick

Steven L. Abrams

Melissa McKinlay

Priscilla A. Taylor

County Administrator

Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"



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March 30, 2015

Mr. Tim Woody, Program Administrator
Florida Fish and Wildlife Conservation Commission
Division of Law Enforcement, Boating and Waterways Section
620 South Meridian Street, Room 235
Tallahassee, FL 32399-1600

**RE: 2015 FBIP Application for Bert Winters Park Phase II A
Redevelopment and Expansion Project**

Dear Mr. Woody:

Attached is one original, two copies, and an electronic copy of FY 2015 Florida Fish and Wildlife Conservation Commission (FFWCC) Florida Boating Improvement Program (FBIP) grant application requesting \$400,000 or (50% of the total cost of \$800,000) for the redevelopment and expansion of the boating facilities at Bert Winters Park.

The purpose of this project is to provide additional public access to the Intracoastal Waterway by renovating and expanding the boating facilities at Bert Winters Park. The project includes construction of a second entrance road to improve park traffic circulation, reconfiguring the existing 24 car/trailer parking spaces, constructing 45 new car/trailer parking spaces, building a new ADA compliant restroom, renovating the existing boat ramps, adding three new floating staging docks, stormwater improvements and associated site work and infrastructure.

This application has been signed by Commissioner Shelley Vana, Mayor of the Palm Beach County Board of County Commissioners, in accordance with County policies and procedures for the submission of grants that are awaiting Board approval. The FFWCC Resolution approving submittal of the grant application will be placed on the May 19, 2015, Board of County Commissioners agenda for Board consideration. A fully executed Resolution will be provided to FFWCC by May 30, 2015.

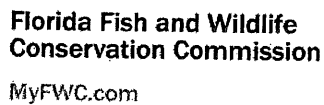
Please contact me at 561-966-6613 or call Jean Matthews, Senior Planner 561-966-6652 if you have any questions about this grant application or if you need any additional information.

Sincerely,

Eric Call, Director
Parks and Recreation Department

Attachments

Attachment "B"
Application



Florida Boating Improvement Program Grant Application for Boating Access Facilities

FOR OFFICE USE ONLY	
Grant Application Number :	Date Received:

Fill in all sections that apply – Leave all other sections blank

a. Applicant: Palm Beach County Board of County Commissioners

b. Federal Employer Id. No.: 59-6000-785

c. Project Manager Name: Eric Call

Project Manager Title: Director, PBC Parks & Recreation

d. Mailing Address: 2700 6th Avenue South

City: Lake Worth

Zip Code: 33461

e. Shipping Address: Same

City: Same

Zip Code: Same

f. Telephone: 561-966-6641

Fax: 561-963-6747

Email: ecall@pbcgov.org

g. District Numbers:

U.S. Congressional: 18

State Senate: 25

State House: 35

a. Project Title: Bert Winters Park Phase IIA Redevelopment Project

b. Type of Application: ☒ New (never considered before) ☐ Reconsideration ☐ Phased Continuation—Phase No.: _____

c. Project Cost: Total Cost: \$ 800,000

Amount Requested: \$ 400,000

d. Project Summary:

The Palm Beach County Parks & Recreation Department is requesting \$400,000 from the Florida Boating Improvement Program to fund 50% of the construction costs associated with the renovation and expansion of the boating facilities at Bert Winters Park. Bert Winters Park is a 13.5 acre waterfront park located on the east side of the Intracoastal Waterway in northern Palm Beach County. This park currently features two concrete boat ramps (4 narrow lanes), 24 car/trailer parking spaces, three fixed staging docks, restroom, ball fields and tennis courts.

The proposed project includes renovation and reconfiguration of the existing boat ramps and parking, construction of new restrooms, 45 car/trailer parking spaces, three floating staging docks, site lighting, drainage improvements and a second entrance road to improve traffic circulation. Due to the narrowness of the ramp lanes and the position of the staging docks, the ramps function as two single lanes for the majority of boaters. Reconfiguring the existing boat ramp will result in more efficient launching.

III - FACILITY INFORMATION																											
a. Facility Name: Bert Winters Park																											
b. Type of Facility: <div><div><input checked="" type="checkbox"/> Existing Boat Ramp / Public Launching Facility</div><div><input type="checkbox"/> Existing Marina / Tie-up / Overnight Moorage Facility</div><div><input type="checkbox"/> Proposed Boat Ramp / Public Launching Facility</div><div><input type="checkbox"/> Proposed Marina / Tie-up / Overnight Moorage Facility</div><div><input type="checkbox"/> Other: </div></div>																											
c. Facility location: <div><div>County: Palm Beach County</div><div>Water body: Intracoastal Waterway</div><div>Township: 41</div><div>Section: 29</div><div>Range: 43</div><div>Latitude: N 26 deg. 52 min. 27.13 sec.</div><div>Longitude: W 80 deg. 30 min. 58.12 sec.</div><div>Facility Street Address or Location: 13425 Ellison Wilson Road, Juno Beach, FL 33408</div></div>																											
d. Upland Ownership: <div><div><input checked="" type="checkbox"/> Public - Fee Simple</div><div><input type="checkbox"/> Public – Lease</div><div>Number of Years Remaining in Lease: </div><div>Name of Owner: Palm Beach County Board of County Commissioners</div></div>																											
e. Is this facility open to the general public? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																											
f. Estimate Percent (%) Use of Launching Facility: 95% Motorboats/Sailboats 5% Non-Motorboats																											
g. Day Use, Parking or Launch Fee Amount: \$10 Tie-up/Overnight Moorage: \$N/A																											
h. Number of Launch Lanes: 4		Condition: <input type="checkbox"/> New <input type="checkbox"/> Good <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor																									
i. Number of Boarding Docks: 3		Length: 30 Ft.																									
Condition: <input type="checkbox"/> New <input type="checkbox"/> Good <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor																											
Type of docks: <input checked="" type="checkbox"/> Fixed Wooden <input type="checkbox"/> Fixed concrete <input type="checkbox"/> Floating <input type="checkbox"/> Other :																											
j. Number of Boat Trailer Parking Spaces: 24		Condition: <input type="checkbox"/> New <input type="checkbox"/> Good <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor																									
k. Tie-up Dock or Moorage: N/A Ft or Slip		Condition: <input type="checkbox"/> New <input type="checkbox"/> Good <input type="checkbox"/> Average <input type="checkbox"/> Poor																									
Type of docks: <input type="checkbox"/> Fixed Wooden <input type="checkbox"/> Fixed concrete <input type="checkbox"/> Floating <input type="checkbox"/> Other :																											
l. Other Facility Attributes: <div><div>Restroom: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Proposed</div><div>Other: Playground, ball field, tennis courts</div><div>Pump out or Dump Station: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</div><div>Other: </div></div>																											
m. Names of adjacent boating facilities, public and private (ramps, tie-up facilities/marinas) within a 10-mile radius.																											
<table><tr><td>Name</td><td>Distance</td><td>Name</td><td>Distance</td></tr><tr><td>1. Loggerhead Marina PBG (Private)</td><td>1.15 miles</td><td>2. Jupiter Yacht Club (Private)</td><td>1.96 miles</td></tr><tr><td>3. Juno Park (Public)</td><td>2.45 miles</td><td>4. Bluffs Marina (Private)</td><td>2.76 miles</td></tr><tr><td>5. Anchorage Park (NPB Residents only)</td><td>4.68 miles</td><td>6. Admirals Cove (Private)</td><td>4.72 miles</td></tr><tr><td>7. Burt Reynolds Park (Public)</td><td>4.44 miles</td><td>8. Lake Park Marina (Public)</td><td>5.53 miles</td></tr><tr><td>9. DuBois Park (Public)</td><td>5.94 miles</td><td>10. Jonathan's Landing (Private)</td><td>6.28 miles</td></tr></table>				Name	Distance	Name	Distance	1. Loggerhead Marina PBG (Private)	1.15 miles	2. Jupiter Yacht Club (Private)	1.96 miles	3. Juno Park (Public)	2.45 miles	4. Bluffs Marina (Private)	2.76 miles	5. Anchorage Park (NPB Residents only)	4.68 miles	6. Admirals Cove (Private)	4.72 miles	7. Burt Reynolds Park (Public)	4.44 miles	8. Lake Park Marina (Public)	5.53 miles	9. DuBois Park (Public)	5.94 miles	10. Jonathan's Landing (Private)	6.28 miles
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IV – PROJECT DESCRIPTION

a. List Primary Need for Project:

- ☐ Safety
- ☐ Age-end of Useful Life
- ☐ Environmental Needs of the Area
- ☐ Other: _____
- ☒ High Demand by Users
- ☐ Recommended by FWC Staff
- ☐ Lack of In-house Capability

b. Need Statement:

Palm Beach County Parks and Recreation Department completed a 2002 Boating Needs Assessment Study that clearly identified a countywide need for 500 additional public saltwater car/boat trailer parking spaces. According to the Florida Department of Highway Safety and Motor Vehicles FY 2014 statistics, there are 37,780 registered vessels in Palm Beach County. On nice weekends and holidays many of the existing public boat ramps are overcapacity, with park patron’s parking car/trailers along the entrance drive, ball fields, tennis courts and along the adjacent public thoroughfare.

c. Approach (Scope of Work): Describe the project’s scope of work by providing a list of tasks and deliverables:

The renovation/expansion plans include the following elements:

- Construction of a second entrance road along the northern portion of Bert Winters Park to improve traffic flow and circulation.
- Reconfiguring the layout of the existing 24 car/trailer parking spaces.
- 45 new car/trailer parking spaces.
- A new restroom.
- Three new floating staging docks.
- Renovation and reconfiguration of the existing boat ramps to reduce the ramp lanes from four narrow ramps to three usable ramps.

d. Project Benefits:

This project will provide additional direct boating access to the Intracoastal Waterway. Bert Winters Park is located close to several boating destinations including the docks at Juno Dunes Natural Area, nearby restaurants, and Munyon Island. The Park is located 6.4 miles from the Jupiter Inlet, in northern Palm Beach County and will serve residents of Palm Beach County as well as those from neighboring Martin, Okeechobee and Hendry County.

A recent study released by the Marine Industries Association shows the marine industry has \$1.35 billion dollars in annual economic impact in Palm Beach County, and the expansion of boating facilities in Palm Beach County supports this industry. In addition, there will be an indirect economic benefit to the Town of Juno Beach as a result of the renovation and expansion of the Park, since boaters will spend money on food, fuel, bait and other sundries.

V – BUDGET				
a. Has a detailed cost estimate been developed for this project? If yes, attach a copy to application.				
<input checked="" type="checkbox"/> Yes, Preliminary <input type="checkbox"/> Yes, Final <input type="checkbox"/> No				
b. PROJECT COST: NON-CASH/IN-KIND				
Cost Item	Planning/Pre-Construction Costs		Construction Costs	TOTAL
	Pre-Award	Post-Award		
Administration	\$	\$	\$ 25,000	\$ 25,000
Project Management	\$	\$	\$	\$
In-Kind Engineering	\$	\$	\$	\$
In-Kind Labor	\$	\$	\$	\$
In-Kind Materials	\$	\$	\$	\$
In-Kind Equipment	\$	\$	\$	\$
Total Non-Cash/In-Kind Services:	\$	\$	\$	\$
c. PROJECT COST: CASH FUNDS				
Cost Item	Planning/Pre-Construction Costs		Construction Costs	TOTAL
	Pre-Award	Post-Award		
Administration / Project Management	\$	\$	\$ 50,000	\$ 50,000
Design / Engineering	\$	\$	\$	\$
Permitting	\$	\$	\$ 25,000	\$ 25,000
Construction / Repair: Boat Ramps	\$	\$	\$ 100,000	\$ 100,000
Construction / Repair: Lifts, Hoists, Marine Railways	\$	\$	\$	\$
Construction / Repair: Piers or Docks	\$	\$	\$ 100,000	\$ 100,000
Construction / Repair: Parking	\$	\$	\$	\$
Construction / Repair: Restrooms	\$	\$	\$ 200,000	\$ 200,000
Other: Instructure Improvements	\$	\$	\$ 300,000	\$ 300,000
Total Cash Funds	\$	\$	\$ 775,000	\$ 775,000
d. TOTAL COST: (non-cash/in-kind + cash funds)	\$	\$	\$ 800,000	\$ 800,000
e. COST SHARE:				
Grantee Share:			\$	400,000
Partnerships (Other sources of funds):			\$	
FBIP Grant Request:			\$	400,000
Total Project Cost:			\$	800,000

VI – OTHER SOURCE OF FUNDS (Partnerships)

a. Funding source / Agency: Florida Inland Navigation District

b. Type of funding: ☐ Federal grant ☒ State/Local grant ☐ Loan

c. Grant Name: Waterway Assistance Program Amount \$ 1,000,000

d. Approval Status: ☐ Approved ☐ Pending ☒ Intend to Apply, Date: March 30, 2015

a. Funding source / Agency: _____

b. Type of funding: ☐ Federal grant ☐ State/Local grant ☐ Loan

c. Grant Name: _____ Amount \$ _____

d. Approval Status: ☐ Approved ☐ Pending ☐ Intend to Apply, Date: _____

a. Funding source / Agency: _____

b. Type of funding: ☐ Federal grant ☐ State/Local grant ☐ Loan

c. Grant Name: _____ Amount \$ _____

I. Approval Status: ☐ Approved ☐ Pending ☐ Intend to Apply, Date: _____

VII - PROJECT ENGINEERING AND CONSTRUCTION

a. Who is or will be completing project design/engineering?

b. Level of engineering completed at time of application:

☐ Applicant's Own Staff☒ Consulting Engineers☐ N/A (Materials or Equipment Purchase)☐ Other: _____

b. Level of engineering completed at time of application:

☐ None☐ Conceptual (Master Plan Phase)

☒ Preliminary 95% drawings

☐ Final (Ready to Bid)

☐ Final (Ready to Bid)

VIII - PERMITS

	Submitted	Approved	N/A
a. Florida Department of Environmental Protection	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Florida Fish and Wildlife Conservation Commission*	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. U.S. Army Corps of Engineers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Local and Others (If needed) SFWMD Permit Modification Required (pending)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

* Notes: Permitting is required for all projects involving construction, dredging, or other activities that may affect the waterway.

* Note: Projects involving mooring buoys must be permitted pursuant to Chapter 68D-23, F.A.C.

IX – ENVIRONMENTAL ASSESSMENT

a. Explain how the project may impact the environment and describe any mitigation or actions proposed to minimize impacts.

The County has an existing South Florida Water Management District environmental permit in place for Bert Winters Park, and this project will require a permit modification. The design takes into consideration the existing sea grasses and native vegetation located on the north and south sides of the boat ramps, and minimizes environmental impacts.

During construction turbidity screens will be used and care will be taken not to impact the waterway. The existing native vegetation will be preserved or relocated to the greatest extent possible. The project includes installation of an irrigation system and planting of native trees and shrubs to both create shade and habitat.

X – BOATER SAFETY

a. Explain how the project may affect boater safety whether positively or negatively.

This project will positively impact boater safety in that the project includes reconfiguring the parking and drive isles to improve traffic circulation and sight lines. Creating wider and longer car/trailer parking spaces will make parking easier, and increasing the number of car/trailer parking spaces provides the public additional boater access to the Intracoastal Waterway.

XI – APPLICATION ATTACHMENTS CHECKLIST	
Submit one (1) signed original plus two (2) photocopies of the application with attachments and an electronic copy on CD.	
Inc.	--- Required Attachments ---
<input checked="" type="checkbox"/>	a. Cover Letter: application transmittal cover letter (Identify priority rank with multiple applications).
<input checked="" type="checkbox"/>	b. Application: One (1) application with original signature from authorized individual.
<input checked="" type="checkbox"/>	c. Resolution: An adopted resolution, by the Governing Body, authorizing that the Project Manager has the authority to apply for and administer the grant on behalf of the applicant. If the Applicant is applying on behalf of another public entity, then a Memorandum of Understanding between the Applicant and the public entity must also be submitted.
<input checked="" type="checkbox"/>	d. Boundary Map: indicate boundary of the project area.
<input checked="" type="checkbox"/>	e. Site Control Documentation: (e.g. a deed, lease, results of title search, etc. for the project site.)
<input checked="" type="checkbox"/>	f. Existing Condition Photographs: (sufficient to depict the physical characteristics of the project area)
<input checked="" type="checkbox"/>	g. Aerial Photographs: (marked with the approximate boundaries of the project site)
<input checked="" type="checkbox"/>	h. Detailed Cost Estimate: Cost estimate in the form of a formal bid, written quote from proposed vendor or an engineer's cost estimate.
<input checked="" type="checkbox"/>	i. Navigational Chart: An 8.5" x 11" photocopy of a current NOAA North American Datum 83 nautical chart (provide the NOAA chart name and number) indicating the precise location of the project site.
<input type="checkbox"/>	j. Permits: (For construction projects only) Photocopies of necessary project permit(s). If exempt, provide notification of exemption from permitting agency.
--- Optional Attachments ---	
<input checked="" type="checkbox"/>	k. Plans: preliminary site plan or conceptual plan (if completed).
<input checked="" type="checkbox"/>	l. Support/Opposition: Attach letters of known public support or known public opposition.

APPLICANT SIGNATURE

Application is hereby made for the activities described herein. I certify that I am familiar with the information contained in the application, and, to the best of my knowledge and belief, this information is true, complete, and accurate. I further certify that I possess the authority including the necessary requisite property interests to undertake the proposed activities.

I also certify that the Applicant's governing body is aware of and has authorized the Project Manager as the official representative of the Applicant to act in connection with this application and subsequent project as well as to provide additional information as may be required. By signature below, the Applicant agrees to comply with all applicable federal, state, and local laws in conjunction with this proposal and resulting project so approved.

Commissioner Shelley Vana
Print/Type Name

Shelley Vana
Applicant Signature

Mayor, Board of County Commissioners
Title

3 - 30 - 2015
Date

WARNING: "Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083." § 837.06, Florida Statutes.

NOTE: Instruction and further information regarding this application and the Florida Boating Improvement Program can be found in the Florida Boating Improvement Program Guidelines or you may contact the Program Administrator at: Florida Fish and Wildlife Conservation Commission, Florida Boating Improvement Program, 620 South Meridian Street, Tallahassee, FL 32399-1600; or call (850) 488-5600; or email fbip@MyFWC.com.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY
Anne Delaney
COUNTY ATTORNEY

Attachment "C"
Resolution

The Resolution will be presented to the Palm Beach County Board of County Commissioners for their consideration on May 19, 2015. Once executed a copy of the Resolution will be mailed to the Florida Fish and Wildlife Conservation Commission.

Attachment “C”

RESOLUTION 2015-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE PROJECT MANAGER TO SUBMIT A GRANT APPLICATION FOR THE FLORIDA BOATING IMPROVEMENT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County has determined that recreational boating and fishing is a viable industry that significantly contributes to economic growth; and

WHEREAS, the Palm Beach Board of County Commissioners desires to improve upon and expand facilities that will encourage recreational boating and fishing; and

WHEREAS, the Palm Beach Board of County Commissioners has determined that the redevelopment and expansion of boating facilities at Bert Winters Park will promote recreational boating and fishing; and

WHEREAS, the Director of Parks and Recreation is hereby designated as the Project Manager and has the authority to apply for and to administer the requested grant on behalf of the Board of County Commissioners.

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

The Board of County Commissioners hereby approves the submission of a Florida Fish and Wildlife Conservation Commission, Florida Boating Improvement Program Grant application for funding in the amount of \$400,000 for the redevelopment and expansion of Bert Winters Park and authorizes the Director of Parks and Recreation, as the Project Manager, to execute and administer the grant on behalf of Palm Beach County.

Effective Date: This Resolution shall become effective upon adoption.

The foregoing resolution was offered by Commissioner _____ who moved its adoption. The Motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Attachment "C"

- Commissioner Shelley Vana, Mayor
- Commissioner Mary Lou Berger, Vice Mayor
- Commissioner Hal R. Valeche
- Commissioner Paulette Burdick
- Commissioner Steven L. Abrams
- Commissioner Melissa McKinlay
- Commissioner Priscilla A. Taylor

The Mayor thereupon declared the resolution duly passed and adopted this ____ day of _____, 2015.

PALM BEACH COUNTY, a political subdivision of the State of Florida

BOARD OF COUNTY COMMISSIONERS

Attest:

Sharon R. Bock, Clerk & Comptroller
Palm Beach County

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


By: _____
Deputy Clerk

By: _____
Commissioner Shelley Vana, Mayor

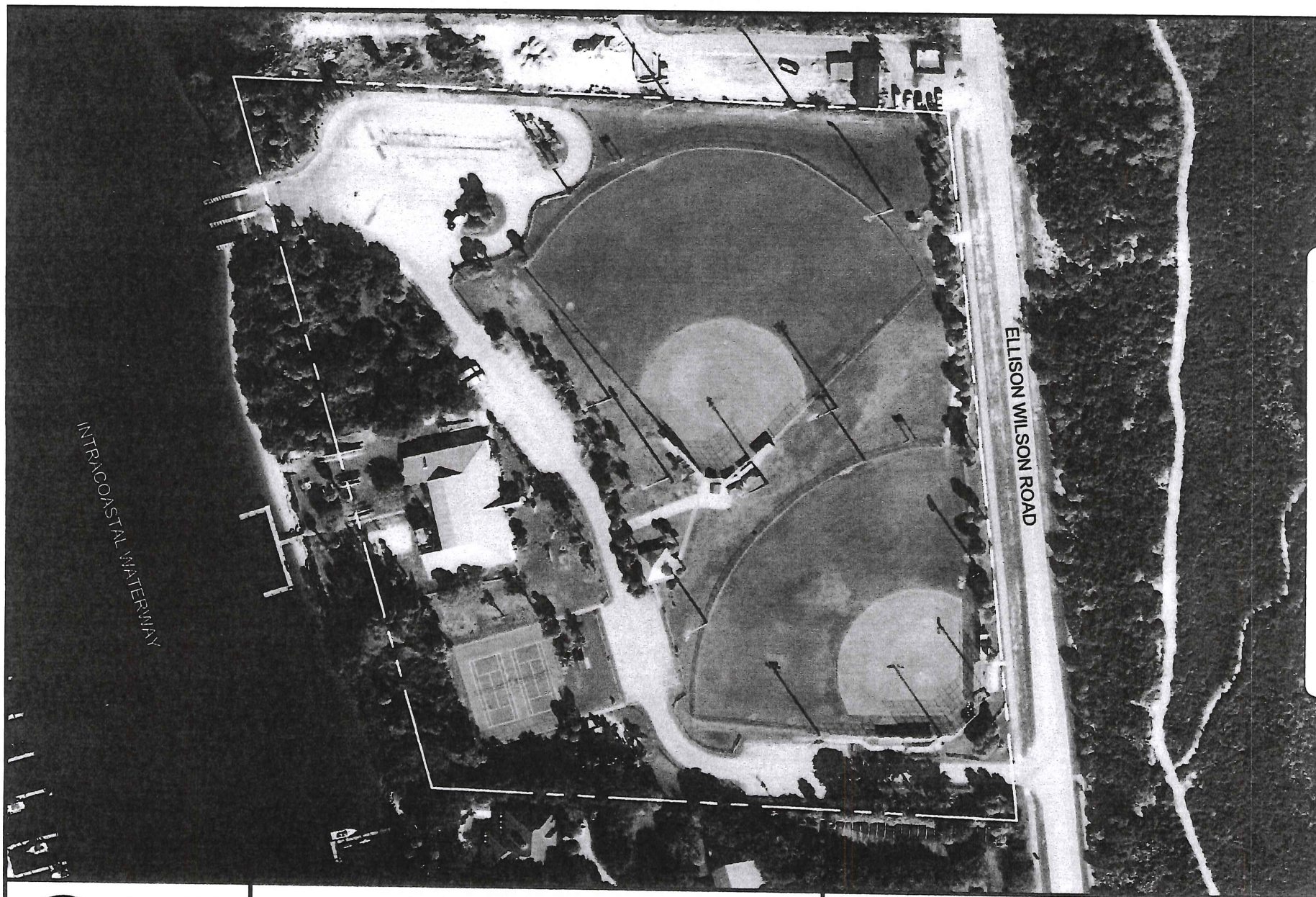
Approved as to Form and Legal Sufficiency

Approved as to Terms & Conditions

By: _____
Anne Helfant, Assistant County Attorney

By:  _____
Eric Call, Director
Parks & Recreation Department

Attachment "D"
Boundary Map

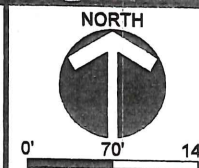


PALM BEACH
COUNTY
PARKS &
RECREATION
DEPARTMENT

BERT WINTERS PARK
13425 Ellison Wilson Road
Juno Beach, FL 33408

This map is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The County makes no warranties, expressed or implied, as to the use of this map. There are no implied warranties of merchantability or fitness for a particular purpose. The owner of this map acknowledges and accepts the limitations of the map, including the fact that the data coverages are dynamic and in a constant state of maintenance, correction and update.

IMAGE DATE: JAN 2013 MAP DATE: 8/15/2014 N. OUELLETTE



Attachment "E"
Site Control Documentation

Palm Beach County Board of County Commissioners owns Bert Winters Park a 13.52 acre waterfront property. The majority of the park was purchased from FIND in 1987. On April 25, 2013 the County purchased the one acre AMIkids, Inc. site for inclusion into the park.

Toll Brothers, Inc. is developing the waterfront neighborhood located direct north of Bert Winters Park. The developer is required to convey to the County a 1.51 acre linear civic site as a requirement of the development approval process. This 1.51 acre parcel is incorporated into the Park's expansion project. This site will be conveyed to the County on May 6, 2015.

Attachment "F"

Attachment E-7

ATTORNEYS CERTIFICATION OF TITLE 2015
(See Rule 66B-2.006(4) & 2.008(2) FAC)

March 26, 2015

Office of Property and Real Estate Management
Palm Beach County
2633 Vista Parkway
West Palm Beach, FL 33411-5605

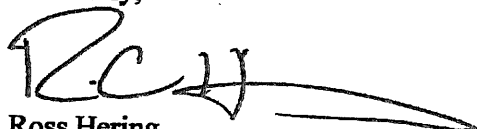
TO WHOM IT MAY CONCERN:

I, Ross Hering, an attorney, am the Director of Property and Real Estate Management for Palm Beach County, Florida. I hereby state that I have examined a copy of the Southeast Guaranty & Title, Inc. Title Commitment, File Number 201306006, dated May 31, 2013, establishing Palm Beach County's fee simple ownership of the property, attached as Exhibit "A". The legal description in Schedule A, Section 5, of the Title Commitment, attached as Exhibit "B", legally describes the property known as Bert Winters Park.

Furthermore, I have examined documents wherein this property is listed on the Palm Beach County tax rolls as belonging to the County, as well as, such documents and records necessary for this Certification.

I hereby certify that, as of the date hereof, Palm Beach County owns record fee simple title to Bert Winters Park property, as legally described in Exhibit "B".

Sincerely,



Ross Hering
Director
Property and Real Estate Management
Palm Beach County, Florida

Attachments

\\pbcfs01\fd0\COMMON\PREM\Dev\Open Projects\PR-Bert Winters\Title Certification\Certification.3-26-15.docx

EXHIBIT "A"

Southeast Guaranty & Title, Inc. Title Commitment, File Number 201306006, dated May 31, 2013.



CHICAGO TITLE
INSURANCE COMPANY

201306006

COMMITMENT FOR TITLE INSURANCE
Issued by
Chicago Title Insurance Company

Chicago Title Insurance Company, a Nebraska corporation (the "Company"), for a valuable consideration, commits to issue its policy or policies of title insurance, as identified in Schedule A, in favor of the proposed Insured named in Schedule A, as owner or mortgagee of the estate or interest in the Land described or referred to in Schedule A, upon payment of the premiums and charges and compliance with the Requirements; all subject to the provisions of Schedules A and B and to the Conditions of this Commitment.

This Commitment shall be effective only when the identity of the proposed Insured and the amount of the policy or policies committed for have been inserted in Schedule A by the Company.

All liability and obligation under this Commitment shall cease and terminate six (6) months after the Effective Date or when the policy or policies committed for shall issue, whichever first occurs, provided that the failure to issue the policy or policies is not the fault of the Company.

The Company will provide a sample of the policy form upon request.

This Commitment shall not be valid or binding until countersigned by an authorized officer of the Company or an agent of the Company.

IN WITNESS WHEREOF, Chicago Title Insurance Company has caused its corporate name and seal to be affixed by its duly authorized officers on the Effective Date shown in Schedule A.

FL3215 201306006
Southeast Guaranty & Title, Inc.
824 US Highway 1, Suite 345
North Palm Beach, FL 33408
Tel: (561) 775-9401
Fax: (561) 775-9299

CHICAGO TITLE INSURANCE COMPANY



By:

[Signature]
ATTEST President
[Signature] Secretary

Countersigned:

[Signature]
Authorized Signatory

KENNETH L. TOWNSEND

72C10109

1 of 2

ALTA Commitment (8/17/06)
(with Florida Modifications)

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CONDITIONS

1. The term mortgage, when used herein, shall include deed of trust, trust deed, or other security instrument.
2. If the proposed Insured has or acquired actual knowledge of any defect, lien, encumbrance, adverse claim or other matter affecting the estate or interest or mortgage thereon covered by this Commitment other than those shown in Schedule B hereof, and shall fail to disclose such knowledge to the Company in writing, the Company shall be relieved from liability for any loss or damage resulting from any act of reliance hereon to the extent the Company is prejudiced by failure to so disclose such knowledge. If the proposed Insured shall disclose such knowledge to the Company, or if the Company otherwise acquires actual knowledge of any such defect, lien, encumbrance, adverse claim or other matter, the Company at its option may amend Schedule B of this Commitment accordingly, but such amendment shall not relieve the Company from liability previously incurred pursuant to paragraph 3 of these Conditions.
3. Liability of the Company under this Commitment shall be only to the named proposed Insured and such parties included under the definition of Insured in the form of policy or policies committed for and only for actual loss incurred in reliance hereon in undertaking in good faith (a) to comply with the requirements hereof, or (b) to eliminate exceptions shown in Schedule B, or (c) to acquire or create the estate or interest or mortgage thereon covered by this Commitment. In no event shall such liability exceed the amount stated in Schedule A for the policy or policies committed for and such liability is subject to the insuring provisions and Conditions and the Exclusions from Coverage of the form of policy or policies committed for in favor of the proposed Insured which are hereby incorporated by reference and are made a part of this Commitment except as expressly modified herein.
4. This Commitment is a contract to issue one or more title insurance policies and is not an abstract of title or a report of the condition of title. Any action or actions or rights of action that the proposed Insured may have or may bring against the Company whether or not based on negligence arising out of the status of the title to the estate or interest or the status of the mortgage thereon covered by this Commitment must be based on and are subject to the provisions of this Commitment.
5. The policy to be issued will contain the following arbitration clause: Unless prohibited by applicable law, arbitration pursuant to the Title Insurance Arbitration Rules of the American Arbitration Association may be demanded if agreed to by both the Company and the Insured at the time of the controversy or claim. Arbitrable matters may include, but are not limited to, any controversy or claim between the Company and the Insured arising out of or relating to this policy, and service of the Company in connection with its issuance or the breach of a policy provision or other obligation. Arbitration pursuant to this policy and under the Rules in effect on the date the demand for arbitration is made or, at the option of the Insured, the Rules in effect at Date of Policy shall be binding upon the parties. The award may include attorneys' fees only if the laws of the state in which the land is located permit a court to award attorneys' fees to a prevailing party. Judgment upon the award rendered by the Arbitrator(s) may be entered in any court having jurisdiction thereof.

The law of the situs of the land shall apply to an arbitration under the Title Insurance Arbitration Rules.

A copy of the Rules may be obtained from the Company upon request.





CHICAGO TITLE
INSURANCE COMPANY

SCHEDULE A

Name and Address of Title Insurance Company: Southeast Guaranty & Title, Inc.
824 U.S. HIGHWAY 1
SUITE 345
NORTH PALM BEACH, Florida 33408

File No.: 201306006

BERT WINTERS PARK

1. Effective Date: May 31, 2013 at 8:00 AM

2. Policy or Policies to be issued:

Proposed Amount of Insurance

a. ALTA Owner's Policy (6/17/06) with Florida Modifications

\$

Proposed Insured:

b. ALTA Loan Policy (6/17/06) with Florida Modifications

\$

Proposed Insured:

Premium: \$\$

3. The estate or interest in the land described or referred to in this Commitment is: Fee Simple.

4. Title to the Fee Simple estate or interest in the land is at the Effective Date vested in:
PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

5. The land referred to in this Commitment is described as follows:

SEE ATTACHED

Countersigned:


Authorized Countersignature

THE TELEPHONE NUMBER TO PRESENT INQUIRIES OR OBTAIN INFORMATION ABOUT
COVERAGE AND TO PROVIDE ASSISTANCE IS 1-800-669-7450

27C10109

1 of 5

ALTA Commitment (6/17/06)
(with Florida Modifications)

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