

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date:	September 22, 2015	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing
Department:	Department of Economic Sustainability		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: **A)** a Budget Transfer of \$39,954 to the Disaster Recovery Initiative Fund to decrease the transfer budget for the Limestone Creek Phase IIC project; and **B)** a Budget Amendment of \$39,954 to the Capital Outlay fund to recognize the decrease.

Summary: The Limestone Creek Phase IIC Project is complete. This budget transfer and amendment will eliminate the remaining transfer budget and reallocate the funds so that final costs can be processed in the appropriate budget line. Modification 12 to the DRI4 grant reduced the Limestone Creek Activity to the \$854,689 amount that was reported as the final expenditure total. **These are Federal CDBG funds which require no local match.** (FALS) District 1 (JB)

Background and Justification: Community Development Block Grant disaster relief funding was made available to the State of Florida by the United States Department of Housing and Urban Development, under the Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121) to assist in recovery from Tropical Storm Fay, Hurricane Ike and Hurricane Gustav.

Attachments:

1. Modification No. 12
2. Budget Amendment
3. Budget Transfer

Recommended By:

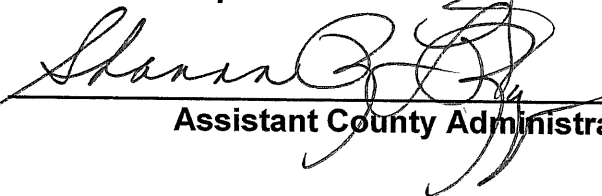


Department Director

9/31/2015

Date

Approved By:



Assistant County Administrator

9-10-15

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT					

# ADDITIONAL FTE POSITIONS (Cumulative)					
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Is Item Included In Current Budget? Yes X No
Budget Account No.:

Fund Dept Unit Object Program Code/Period

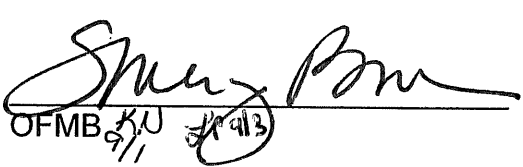
B. Recommended Sources of Funds/Summary of Fiscal Impact:

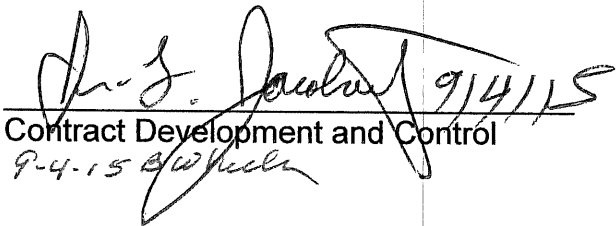
Approval of this agenda item will decrease the transfer budget for the DRI#4 grant and reallocate the funds to the appropriate budget line to process final expenses.

C. Departmental Fiscal Review: Shairette Major, Fiscal Manager II

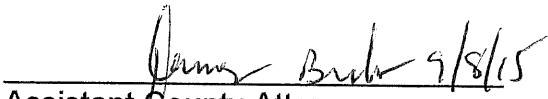
III. REVIEW COMMENTS

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


OFMB KU 9/11 9/13


Contract Development and Control
 9-4-15 B.W. Fisher

B. Legal Sufficiency:


Assistant County Attorney

C. Other Department Review:

Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

Rick Scott
GOVERNOR



Jesse Panuccio
EXECUTIVE DIRECTOR

March 27, 2014

The Honorable Priscilla A. Taylor, Mayor
Palm Beach County Board of Commissioners
301 North Olive Avenue, 12th Floor
West Palm Beach, Florida 33401

Re: Florida Community Development Block Grant Program
Disaster Recovery Initiative (DRI) Contract No.: 10DB-K4-10-60-01-K 29
Palm Beach County Modification Number 12

Dear Mayor Taylor:

A review of the proposed Modification Number 12 to the referenced subgrant agreement, transmitted with your letter dated February 28, 2014, has been completed. The review indicates that the revised activity work plans and revised budget and scope of work appear to be in accordance with program requirements. An approved copy of the fully executed modification is enclosed with this letter. Please retain the modification in the official CDBG subgrant files.

If you any have questions regarding this matter, please contact Mona Wood via email at mona.wood@deo.myflorida.com or at (850) 717-8408.

Sincerely,

Monique H. Kabitzke
Planning Manager

MHK/mpw

Enclosure

cc: Ms. Shannon LaRocque-Baas, Assistant County Administrator, Palm Beach County
Mr. Bud Cheney, Department of Economic Sustainability, Palm Beach County
✓ Mr. Clement Clarke, Department of Economic Sustainability, Palm Beach County

Florida Department of Economic Opportunity | Caldwell Building | 107 E. Madison Street | Tallahassee, FL 32399
866.FLA.2345 | 850.245.7105 | 850.921.3223 Fax
www.floridajobs.org | www.twitter.com/FLDEO | www.facebook.com/FLDEO

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ATTACHMENT 1

Department of Economic Opportunity – Disaster Recovery Initiative
Modification to Subgrant Agreement

6/1/2013

**MODIFICATION NUMBER 12 TO SUBGRANT AGREEMENT BETWEEN
THE DEPARTMENT OF ECONOMIC OPPORTUNITY AND
PALM BEACH COUNTY**

This Modification is made and entered into by and between the State of Florida, Department of Economic Opportunity, ("the Department"), Palm Beach County, ("the Recipient"), to modify **DEO/DCA Contract Number 10-DB-K4-10-60-01-K29**, award dated June 14, 2010 ("the Agreement").

WHEREAS, the Department and the Recipient entered into the Agreement, pursuant to which the Department provided a subgrant of \$6,533,405 to Recipient under the Disaster Recovery Initiative Program ("DRI") as set forth in the Agreement;

WHEREAS, the Department and the Recipient desire to modify the Agreement;

WHEREAS, pursuant to the provisions of Chapter 2011-142, Laws of Florida, the DCA Division of Housing and Community Development was transferred to the Department of Economic Opportunity effective October 1, 2011; and the parties wish to reflect the new name.

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

☒ **Reinstate Agreement**

1. The Agreement is hereby reinstated as though it had not expired.

☐ **Extend Agreement**

2. Paragraph 3, Period of Agreement is hereby revised to reflect an ending date of _____.

☒ **Revise Activity Work Plan**

3. The Attachment 3, Activity Work Plan section of the Agreement is hereby deleted and is replaced by the revised Attachment 3, Activity Work Plan section, which is attached hereto and incorporated herein by reference.

☒ **Revise Program Budget and Scope of Work**

4. The Attachment A, Program Budget section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget, which is attached hereto and incorporated herein by reference.

Modification to Subgrant Agreement

6/1/2013

Modification Number: 12

DEO/DCA Contract Number: 10-DB-K4-10-60-01-K29

Recipient: PALM BEACH COUNTY

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☐ **Change in Participating Parties**

5. The Attachment A, Program Budget section, is hereby modified to delete all references to "N/A," as the Participating Party, and replace them with "N/A" as the Participating Party with the understanding that the Recipient and the new Participating Party will enter into a Participating Party Agreement containing provisions and caveats that meet or exceed the conditions agreed to in the Participating Party Agreement between the Recipient and the original Participating Party.

☐ **Inclusion of an Unmet Need as Addressed in the Original Application**

6. The Attachment A, Program Budget section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget, which is attached hereto and incorporated herein by reference.
7. The Attachment , Activity Work Plan section of the Agreement is hereby deleted and is replaced by the revised Attachment , Activity Work Plan section, which is attached hereto and incorporated herein by reference.

☐ **Change in Number of Accomplishments and/or Beneficiaries**

8. The Attachment A, Program Budget section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget, which is attached hereto and incorporated herein by reference.

☐ **Reflect Change in Agency from DCA to DEO**

9. This modification to the Subgrant Agreement hereby replaces "Department of Community Affairs" with "Department of Economic Opportunity" where appropriate in context.

☐ **Other:** (Type in the reason for the modification.)

Department of Economic Opportunity – Disaster Recovery Initiative
Modification to Subgrant Agreement

6/1/2013

Modification Number: 12

DEO/DCA Contract Number: 10-DB-K4-10-60-01-K29

Recipient: PALM BEACH COUNTY


Page 3

All provisions of the Agreement 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 execution of this Modification by both parties.

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.

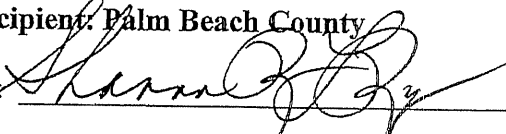
IN WITNESS WHEREOF, the parties hereto have executed this document as of the dates set herein.

Department of Economic Opportunity

By: 
Name: ROBERT DENNIS
William B. Killingsworth
Title: Director Bureau Chief
Division of Community Development

Date: 3-26-14

Recipient: Palm Beach County

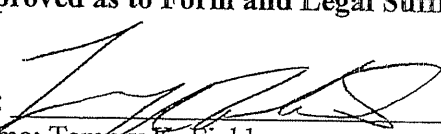
By: 
Name: Shannon R. LaRocque-Baus, P.E.
Title: Assistant County Administrator

Date: February 28, 2014

**Approved as to Terms and Conditions
Dept. of Economic Sustainability**

By: _____
Name: Edward W. Lowery J.D.
Title: Director, DES

Approved as to Form and Legal Sufficiency

By: 
Name: Tammy K. Fields
Title: Chief Assistant County Attorney

ATTACHMENT A - PROGRAM BUDGET AND SCOPE OF WORK SUMMARY

CATEGORY	ACTIVITY		ACCOMPLISHMENTS		BENEFICIARIES			BUDGET		
	NUMBER	DESCRIPTION	UNIT	NUMBER	LMI	VLI	TOTAL	CDBG AMOUNT	OTHER FUNDS	SOURCE
ADMINISTRATION (LIMITED TO 2.5% OF TOTAL ALLOCATION)	21A	ADMINISTRATION: Activity #11- Administration costs of DRI program	N/A	N/A	N/A		N/A	163,355.00		
ENGINEERING	21B	ENGINEERING: Activity #3, #8, #9	N/A	N/A	N/A		N/A	153,524.00		
SUBTOTAL			N/A	N/A	N/A		N/A	316,879.00		
DOLLARS ALLOCATED FOR AFFORDABLE RENTAL HOUSING										
Rehab, multi-unit residential	14B	Activity #10-LMI housing	HU	45	45		45	740,744.00		
Street improvements, flood & drainage	03K	Activity #1, #2-LMI housing	SF	144,150	213		213	884,913.00		
SUBTOTAL			HU	45						
			SF	144,150	258		258	\$1,625,657.00		
ALL OTHER RECOVERY ACTIVITIES										
Flood & drainage, Storm Drains	03I	Activity #4, #4b, #5, #6, #7, #8, #9 LMI area benefit	Unit	5	3,424		6,146	\$3,919,146.67	\$355,000	(#8) DRI2
Pump/lift stations, Improvement of Water & Sewer Lines	03J	Activity #4 LMI area benefit	Unit	1*	2953*		4147*	\$327,553.33		
Public Facilities & Improvements	03	Activity #3- LMI area benefit	Unit	7	829		1294	\$344,169.00		
SUBTOTAL			Unit	11	4,253		7,440	\$4,590,869	\$355,000	
TOTALS				45 HU 11 Units 144,150 SF	4,511		9,822	\$6,533,405.00	\$355,000	
							9,822			

*= Duplicate beneficiaries

ATTACHMENT A.1 - PROGRAM BUDGET AND SCOPE OF WORK BY SERVICE AREA

SERVICE AREA: #1 -- WEST PALM BEACH HOUSING AUTHORITY -- SOUTHRIDGE ON-SITE IMPROVEMENTS

CATEGORY	ACTIVITY		ACCOMPLISHMENTS		BENEFICIARIES			BUDGET		
	NUMBER	DESCRIPTION	UNIT	NUMBER	LMI	VLI	TOTAL	CDBG AMOUNT	OTHER FUNDS	SOURCE
ADMINISTRATION (LIMITED TO 2.5% OF TOTAL ALLOCATION)	21A	ADMINISTRATION								
ENGINEERING	21B	ENGINEERING								
DOLLARS ALLOCATED FOR AFFORDABLE RENTAL HOUSING										
On-site infrastructure improvements in support of affordable housing	(03K)	Reconstruction of hurricane-damaged cement walkways, asphalt roadway, and parking lots	SF	85,800	148		148	\$432,964		
SUBTOTAL			SF	85,800	148		148	\$432,964		
ALL OTHER RECOVERY ACTIVITIES										
SUBTOTAL										
TOTALS			SF	85,800	148		148	\$432,964		
TOTAL UNDUPLICATED BENEFICIARIES (THIS SERVICE AREA)					148	TOTAL LMI BENEFICIARIES (THIS SERVICE AREA)				148

ATTACHMENT A.1 - PROGRAM BUDGET AND SCOPE OF WORK BY SERVICE AREA

SERVICE AREA: **#9 PBC ENGINEERING -- LIMESTONE CREEK DRAINAGE IMPROVEMENT**

CATEGORY	ACTIVITY		ACCOMPLISHMENTS		BENEFICIARIES			BUDGET		
	NUMBER	DESCRIPTION	UNIT	NUMBER	LMI	VLI	TOTAL	CDBG AMOUNT	OTHER FUNDS	SOURCE
ADMINISTRATION (LIMITED TO 2.5% OF TOTAL ALLOCATION)	21A	ADMINISTRATION								
ENGINEERING	21B	ENGINEERING						\$115,024		
DOLLARS ALLOCATED FOR AFFORDABLE RENTAL HOUSING										
SUBTOTAL										
ALL OTHER RECOVERY ACTIVITIES										
Flood & drainage, storm drains	03I	Construction of a storm drainage system on Mitchell Street	Unit	1	260		399	\$739,665		
SUBTOTAL			Unit	1	260		399	\$854,689		
TOTALS			Unit	1	260		399	\$854,689		
TOTAL UNDUPLICATED BENEFICIARIES (THIS SERVICE AREA)					811	TOTAL LMI BENEFICIARIES (THIS SERVICE AREA)			157	

**DEPARTMENT OF ECONOMIC OPPORTUNITY CDBG DISASTER RECOVERY PROGRAM
ATTACHMENT 3 - ACTIVITY WORK PLAN**

**RECIPIENT
CONTRACT NO.**

**PALM BEACH COUNTY
10DB-K4-10-60-01-K29**

**DATE PREPARED
PROJECT BUDGET \$**

**October 17, 2013
\$432,464**

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
ACTIVITY #1: PBC ENGINEERING—WEST PALM BEACH HOUSING AUTHORITY – SOUTHRIDGE INFRASTRUCTURE IMPROVEMENTS					
September 2013		<u>Status: Contract award pending @ WPBHA</u>			
Mar 2014	May 2014	Construction Begins; Monitoring begins for construction progress and Davis-Bacon compliance via site visits, employee interviews and payroll reviews;		\$ 125,000	
June 2014	Aug 2014	Construction and Activity monitoring continues: Draw Request: \$125,000		\$ 246,964	
Aug 2014	Sept 2014	Activity is complete; Engineer's Certificate of Completion issued to DES; Final Payment to contractor: \$60,500	89,400 SF	\$ 60,500	

Note: More than one activity may be included per form.

(Rev. Aug 2004)

**DEPARTMENT OF ECONOMIC OPPORTUNITY CDBG DISASTER RECOVERY PROGRAM
ATTACHMENT 3 - ACTIVITY WORK PLAN**

**RECIPIENT
CONTRACT NO.**

**PALM BEACH COUNTY
10DB-K4-10-60-01-K29**

**DATE PREPARED
PROJECT BUDGET \$**

**February 13, 2014
854,689**

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
ACTIVITY #9: PBC ENGINEERING—LIMESTONE CREEK DRAINAGE IMPROVEMENTS					
September 2013		<u>Status: Under Construction (95% complete) (Activity also utilizes funding from DRI 2 - Z Grant): DRI 4 (K Grant) Expended: \$554,327</u>			
Sept 2013	Nov 2013	Construction Continues; Activity monitoring continues for construction progress and Davis-Bacon compliance via site visits, employee interviews and payroll reviews; Draw Request: \$300,000		\$300,000	
Dec 2013	Feb 2014	Activity is complete; Engineer's Certificate of Completion issued to DES; Final Payment to contractor: \$72,826		\$72,826	
Feb 2014		Submitted Mod to remove surplus funding and transfer to Activity #1		(\$72,464)	

Note: More than one activity may be included per form.

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT


FUND 1106 -Disaster Recovery Initiative

Use this form to provide budget for items not anticipated in the budget.

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED	REMAINING BALANCE
EXPENDITURES								
820-1427-9207	Transfer to Capital Outlay Fund 3900	0	39,954	0	39,954	0		
143-1427-8201	Contributions Non-Govt Agency	0	0	39,954	0	39,954		
TOTAL EXPENDITURES		3,038,753	2,938,388	39,954	39,954	2,938,388		

Department of Economic Sustainability
INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval
OFMB Department - Posted

Signatures



Date

8/31/2015

By Board of County Commissioners
At Meeting of :
September 22, 2015
Deputy Clerk to the
Board of County Commissioners

2015- _____

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY
BUDGET Amendment

FUND Capital Outlay Fund

BGRV 360 083115-593
BGEX 360 083115-1684

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 08/31/15	REMAINING BALANCE
<u>REVENUES</u>								
<u>Limestone Creek Drainage</u>								
3900-800-1374-8319	Transfer from Disaster Recovery	<u>0</u>	<u>39,954</u>	<u>0</u>	<u>39,954</u>	<u>0</u>		
TOTAL RECEIPTS & BALANCES		15,114,805	17,907,288	0	39,954	17,867,334		
<u>EXPENDITURES</u>								
<u>Reserves - Fund 3900</u>								
3900-821-9801-9908	Res-New Projects	<u>0</u>	<u>176,898</u>	<u>0</u>	<u>39,954</u>	<u>136,944</u>	0	136,944
TOTAL APPROPRIATIONS & EXPENDITURES		15,114,805	17,907,288	0	39,954	17,867,334		

SIGNATURE

DATE

By Board of County Commissioners
At Meeting of _____

Engineering & Public Works

Atwillhite

8/31/15

Administration / Budget Approval

Deputy Clerk to the
Board of County Commissioners

OFMB Department – Posted
