

THIS ITEM IS OVER 50 PAGES;
MAY BE VIEWED IN THE
MINUTES DEPARTMENT

Agenda Item #: 3-C-4

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: March 1, 2016

Consent

Regular

Workshop

Public

Department:

Submitted By: Engineering and Public Works

Submitted For: Land Development Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: an Interlocal Agreement (Agreement) with the Town of Jupiter (Town) regarding open cuts in Palm Beach County (County) maintained rights-of-way.

SUMMARY: The Town has agreed to follow the policies and procedures set forth by the County regarding open cuts in County roads; however, the Town is requesting that it not be required to provide surety for the open cuts, as required by County PPM EL-O-3605 and EL-O-3606, but instead be bound by the terms and conditions of this Agreement. A similar Agreement with the Town recently expired.

District 1 (MRE)

Background and Justification: The County has a policy that requires a guarantee to be posted for any construction in County rights-of-way that results in the open cutting of the pavement. The Town had requested that the County instead enter into an Agreement which would relieve the Town from posting surety but require them to make any required repairs upon request by the County; that Agreement was approved by Resolution R2011-0273 on March 1, 2011. That Agreement had an initial term of five years with a provision that the Agreement could be continued upon mutual consent of both parties, for an additional five year term. Instead of continuing the previous Agreement, the Town has agreed to the updated version of the Agreement. This new Agreement will remain in effect until termination by either party. The proposed Agreement is consistent with Section 163.01 of Florida Statutes, known as the Florida Interlocal Cooperation Act of 1969.

Attachments:

1. Interlocal Agreement (two originals with Exhibit "A")
2. Insurance Certificate
3. Town of Jupiter Resolution 92-15

Recommended by:

Joanne H. Kella
Division Director

02/19/2016
Date

Approved by:

[Signature]
County Engineer

2/19/16
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ -0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No

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

Recommended Sources of Funds/Summary of Fiscal Impact:

This item has no fiscal impact.

C. Departmental Fiscal Review: _____

Alicia Kovalainen

III. REVIEW COMMENTS

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

[Signature]
OFMB
2/11/16

[Signature]
Contract Dev. and Control
2/19/16

B. Approved as to Form and Legal Sufficiency:

[Signature] 2/19/16
Assistant County Attorney

C. Other Department Review:

Department Director

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