

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: June 7, 2016 Consent Regular
 Ordinance Public Hearing

Department:

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

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A) adopt a Resolution approving Local Agency Program (LAP) Supplemental Agreement No. 2 with the Florida Department of Transportation (FDOT) for the Bluegill Trail Project;

B) approve LAP Supplemental Agreement No. 2 to FDOT Agreement FM #423809-2-58/68-01 (R2015-0328) providing for an additional \$13,687 of encumbered funds for the reimbursement of construction costs for Bluegill Trail Project; and

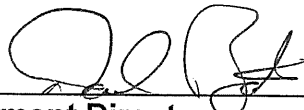
C) approve a Budget Amendment of \$13,687 in the Environmental Resources Capital Projects Fund to recognize the increase in Agreement funding.

Summary: LAP Supplemental Agreement No. 2 increases FDOT funds from \$639,043 to \$652,730 caused by an FDOT-approved \$13,687 change order that addresses unforeseen construction due to a changed site condition. No match is required. No other terms of the original Agreement (R2015-0328) or Supplemental Agreement No. 1 (R2015 1132) are being changed and the expiration date remains as June 30, 2017. FDOT is requesting the County adopt the Resolution to approve the Supplemental Agreement No. 2. Districts 1 and 6 (AH)

Background and Justification: This portion of the Bluegill Trail will extend from the City of West Palm Beach Grassy Waters Preserve to the Karen T. Marcus Sandhill Crane Access Park. It was selected by the Metropolitan Planning Organization as a priority FDOT Local Agency Program transportation enhancement project in 2011.

Attachments:

- 1. Resolution
 - 2. Local Agency Program Supplemental Agreement No. 2
 - 3. Budget Amendment (3654)
-
-

Recommended by:  5-13-16
Department Director Date

Approved By: pat  5/23/16
Deputy County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	\$13,687	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	(\$13,687)	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	-0-	_____	_____	_____	_____
No. ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes _____ No X
 Budget Account No.: Fund 3654 Department 381 Unit E458
 Object _____ Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:
 Federal Highway Admin pass-through FDOT CFDA 20.205

C. Departmental Fiscal Review: *S. Neary*

III. REVIEW COMMENTS

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

[Signature]
 OFMB 5/19

[Signature] 5/20/16
 Contract Dev. and Control

B. Legal Sufficiency:

Anne Adelant 5/20/16
 Assistant County Attorney

C. Other Department Review:

 Department Director

RESOLUTION NO. 2016-_____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, APPROVING THE LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT NO. 2 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION CONCERNING THE BLUEGILL TRAIL

WHEREAS, the Florida Department of Transportation (FDOT) and Palm Beach County entered a Local Agency Program (LAP) Agreement (R2015-0328) outlining the responsibilities of each party with respect to the LAP funding for the Bluegill Trail from Grassy Waters Preserve/Northlake Boulevard to North of PGA Boulevard (Project), and

WHEREAS, Palm Beach County subsequently entered into a Contract with Dickerson Florida, Inc. (R2015 1090) to construct the Project; and

WHEREAS, due to a change in site conditions additional work at an additional cost is required to complete the Project; and

WHEREAS, according to the terms of the LAP Agreement in order for FDOT to help finance the unforeseen eligible construction work it is necessary to amend the original Agreement; and

WHEREAS, through this Supplemental Agreement No. 2, the FDOT will grant additional funding in the amount of \$13,687 for the Project; and

WHEREAS, the Board of County Commissioners has determined execution of the Supplemental Agreement No. 2 to be in the best interest of the citizens and residents of the County.

NOW, THEREFORE be it resolved by the Board of County Commissioners of Palm Beach County, Florida, that:

1. The recitations set forth herein above are true, accurate and correct and are incorporated herein.

2. The Board of County Commissioners approves the Local Agency Program Supplemental Agreement No. 2 and authorizes the Mayor to sign on behalf of the Board.

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:

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

1
2
3
4
5
6
7
8
9
10
11
12

The Mayor thereupon declared the Resolution duly passed and adopted this _____
day of _____, 2016.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS

Sharon R. Bock, Clerk & Comptroller

By Anne Helgenst
Assistant County Attorney

By _____
Deputy Clerk

ATTACHMENT 2

525-010-32
PROGRAM MANAGEMENT
01/15

Page 1 of 3

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 423809-2-58/68-01 CONTRACT NO. ART-43
--	---	--

The Florida Department of Transportation and Palm Beach County desires to supplement the original Agreement entered into and executed on March 25, 2015 as identified above. All provisions in the original Agreement and supplements, if any, remain in effect except as expressly modified by this supplement.

The changes to the Agreement and supplements, if any, are described as follows:

PROJECT DESCRIPTION

Name Bluegill Trail Length 3.41 Miles

Termini Grassy Waters Preserve/North Lake Boulevard to North of PGA Boulevard

Description of Work:

The project is a bicycle and pedestrian path and associated amenities lying within the Northeast Everglades Natural Area (NENA) Bluegill Trail Corridor.

Reason for Supplement and supporting engineering and/or cost analysis:

This Supplemental Agreement is to add federal funds in the amount of \$13,687 for unforeseen eligible construction work.

Exhibit B of the original Agreement is replaced by Exhibit B attached hereto and made a part hereof.

ADJUSTED EXHIBIT B SCHEDULE OF FUNDING

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 423809-2-58/68-01 CONTRACT NO. ART-43
--	---	--

TYPE OF WORK By Fiscal Year	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL AGENCY FUNDS	(5) TOTAL STATE & FEDERAL FUNDS
Planning					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Planning Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Project Development & Environment (PD&E)					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total PD&E Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Design					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Design Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Right-of-Way					
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Right-of-Way Cost	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Construction					
FY: 2014-2015	\$564,229.00	\$13,687.00	\$577,916.00		\$577,916.00
FY: 2014-2015	\$2,475.00		\$2,475.00	\$2,475.00	
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total Construction Cost	\$566,704.00	\$13,687.00	\$580,391.00	\$2,475.00	\$577,916.00
Construction Engineering and Inspection (CEI)					
FY: 2014-2015	\$74,814.00		\$74,814.00		\$74,814.00
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
FY: _____	_____	_____	_____	_____	_____
Total CEI Cost	\$74,814.00	\$0.00	\$74,814.00	\$0.00	\$74,814.00
Total Construction & CEI Costs	\$641,518.00	\$13,687.00	\$655,205.00	\$2,475.00	\$652,730.00
TOTAL COST OF THE PROJECT	\$641,518.00	\$13,687.00	\$655,205.00	\$2,475.00	\$652,730.00

SUPPLEMENTAL NO. 2 DUNS NO. 80-939-7102	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT	FPN 423809-2-58/68-01 CONTRACT NO. ART-43
--	---	--


IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

AGENCY PALM BEACH COUNTY

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____
Name: Mary Lou Berger
Title: Mayor, Board of County Commissioners
Approved as to terms and conditions.

By: _____
Name: Stacy L. Miller, P.E.
Title: Director of Transportation Development

Attest:  _____
Name: Robert Robbins
Title: Director, Environmental Resources Management

Attest: _____
Name:
Title:

Date: _____

Date: _____

Legal Review:
Approved as to form and legal sufficiency:

Legal Review:

Assistant County Attorney

See attached Encumbrance Form for date of funding approval by Comptroller.

Attest:

2016-0817

ATTACHMENT 3

BGEX - 0504160000000001329

BGRV - 0504160000000000472

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA

BUDGET AMENDMENT

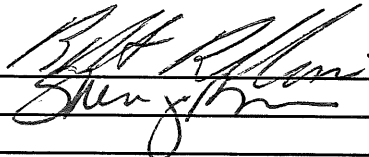
Fund 3654 Environmental Resources Capital Projects

ACCOUNT NAME AND NUMBER	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	ENCUMBERED / Expended	REMAINING BALANCE
<u>REVENUES</u>							
381-E458 Bluegill Trail (NENA) 3139 Fed Grnt Other Phys Envir	725,738	639,043	13,687	0	652,730		
TOTAL RECEIPTS & BALANCES	5,541,359	5,466,372	13,687	0	5,480,059		
<u>EXPENDITURES</u>							
381-E458 Bluegill Trail (NENA) 6504 Iotb Non Infrastructure	650,924	564,229	13,687	0	577,916	564,228	13,688
TOTAL APPROPRIATIONS & EXPENDITURES	5,541,359	5,466,372	13,687	0	5,480,059		

Environmental Resources
Management

INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates



BY BOARD OF COUNTY COMMISSIONERS

AT MEETING OF

June 7, 2016

Deputy Clerk to the
Board of County Commissioners