

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 6, 2017

(X) Consent ( ) Regular  
( ) Workshop ( ) Public Hearing

Department

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

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Amendment No. 3 to Agreement No. 15PB3 with the Florida Department of Environmental Protection (FDEP), correcting the commencement date for reimbursable work from January 1, 2013 to January 1, 2012, for the Ocean Ridge Beach Nourishment Project (Project).

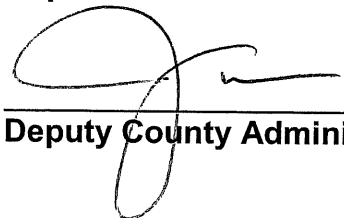
**Summary:** Amendment No. 3 corrects the commencement date for reimbursable work from January 1, 2013 to January 1, 2012 to allow for the reimbursement of \$4,415 in eligible costs. Approved work may be eligible for reimbursement retroactive to January 1, 2012. There is no cost to the County. District 4 (AH)

**Background and Justification:** The Board of County Commissioners approved FDEP Agreement No. 15PB3 (R2015-0792) for the Project on June 23, 2015. Amendment No. 1 (R2016-0907) extended the termination date to July 1, 2018. Amendment No. 2 (R2017-0081) allocated up to \$151,300 for additional eligible Project costs and reallocated existing funds for remaining eligible Project costs. Project construction was completed in February 2014. Amendment 3 will allow for the reimbursement of \$4,415 in Project costs incurred in 2012.

**Attachment:**

- 1. Amendment No. 3

Recommended by:  4/29/17  
Department Director Date

Approved by:  5-02-17  
Deputy County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>\$0</b>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____
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 associated with this item.

*L. Thompson*

**C. Department Fiscal Review:**

**III. REVIEW COMMENTS**

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

*J. H. [Signature] 5/16/17*  
*Joe J. [Signature] 5/17/17*  
 OFMB ETS/10 ✓ BS/15 4/14/15 Contract Development and Control  
*5/17/17 [Signature]*

**B. Legal Sufficiency:**

*Anne [Signature] 5-18-17*  
 Assistant County Attorney

**C. Other Department Review:**

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

**AGREEMENT No: 15PB3**  
**AMENDMENT No. 3**

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DIVISION OF WATER RESTORATION ASSISTANCE  
BEACH MANAGEMENT FUNDING ASSISTANCE PROGRAM  
STATE OF FLORIDA  
GRANT AGREEMENT FOR  
OCEAN RIDGE BEACH NOURISHMENT PROJECT**

THIS AGREEMENT, entered into on the 29<sup>th</sup> of July, 2015, amended on the 25<sup>th</sup> of May, 2016, and amended on the 26<sup>th</sup> day of January, 2017, between the FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (hereinafter referred to as the "DEPARTMENT"), whose address is 3900 Commonwealth Boulevard, MS 3601, Tallahassee, Florida 32399, and PALM BEACH COUNTY, a local government (hereinafter referred to as the "LOCAL SPONSOR"), whose address is 2300 North Jog Road, 4th Floor, West Palm Beach, Florida, 33411-2743, is hereby amended.

WHEREAS, there was a commencement date error in paragraph 2 and the LOCAL SPONSOR has requested a correction and the DEPARTMENT has agreed.

NOW, THEREFORE, in consideration of the mutual benefits to be derived here from, the DEPARTMENT and the LOCAL SPONSOR do hereby agree as follows:

- Paragraph 2, sentence 2, is hereby deleted in its entirety and is replaced with the following:

Pursuant to Section 161.101 (18), Florida Statutes (F.S.), and 62B-36.009, Florida Administrative Code (F.A.C.), work conducted on this PROJECT by the LOCAL SPONSOR or its subcontractor and approved by the DEPARTMENT beginning on or after January 1, 2012, may be eligible for reimbursement by the DEPARTMENT.

IN WITNESS WHEREOF, the undersigned have signed and executed this Agreement on the respective dates under their signatures:

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Title: Paulette Burdick, Mayor

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

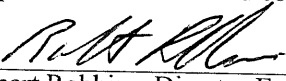
ATTEST:

\_\_\_\_\_  
Sharon R. Bock, Clerk and Comptroller

Approved as to Form and Legal Sufficiency

\_\_\_\_\_  
Assistant County Attorney

Approved as to terms and conditions

  
\_\_\_\_\_  
Robert Robbins, Director Environmental Resources Management

STATE OF FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

By: \_\_\_\_\_  
Department of Environmental Protection  
Secretary or designee

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

\_\_\_\_\_  
Dena VanLandingham,  
Grant Program Administrator

\_\_\_\_\_  
Rob Buda, Grant Manager