

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

**Meeting Date:** July 11, 2017      ☒ 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 receive and file:** Amendment Number One to Joint Partnership Agreement (Agreement) Contract No. ARX-05 (R2015-0725) with the Florida Department of Transportation (FDOT) providing for a one-year time extension expiring June 30, 2020.

**Summary:** On June 2, 2015, the Board of County Commissioners (BCC) approved Agreement (R2015-0725) with the FDOT for mangrove mitigation along the Southern Boulevard Causeway. FDOT will provide up to \$60,000 for services associated with the post-construction monitoring and maintenance of a mangrove mitigation project along the Causeway. Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement was approved at that time.

**Background and Justification:** A prior Agreement (R2015-0065) with the FDOT provided reimbursement to the County of up to \$265,000 for designing, permitting and constructing a mitigation project along the FDOT right-of-way and a portion of the adjacent parcel owned by the National Audubon Society. FDOT requested that the County provide the necessary monitoring and maintenance of the restored area upon completion of the project.

**Attachments:**

1. Amendment Number One to Contract No. ARX-05
2. Delegation Memo

Recommended by: *[Signature]* 6/13/17  
Department Director Date

Approved by: \_\_\_\_\_ Date: 6/21/17

Deputy County Administrator

## 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)	_____	_____	_____	_____	_____
 NET FISCAL IMPACT	_____	_____	_____	_____	_____
 # ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

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:

C. Department Fiscal Review: S. Henry

## III. REVIEW COMMENTS

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

*[Signature]* 6/16/17  
JST 6/15  
OFMB

*[Signature]* 6/16/17  
Contract Development and Control

### B. Legal Sufficiency:

Anne Delgant 6-21-17  
Assistant County Attorney

### C. Other Department Review:

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

ATTACHMENT 1

DUNS No.: 80-939-7102  
CSFA No.: n/a

Contract No.: ARX-05  
FM No.: 419013-1-78-02  
FEID No.: VF-596-000-785

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
AND  
PALM BEACH COUNTY  
JOINT PARTICIPATION AGREEMENT  
AMENDMENT NUMBER ONE

THIS Amendment Number One made and entered into this 22<sup>nd</sup> day of FEBRUARY, 2017, by and between the State of Florida Department of Transportation hereinafter called the DEPARTMENT, and Palm Beach County, located at 2300 North Jog Road, West Palm Beach, Florida 33411-2745, hereinafter referred to as the COUNTY.

WITNESSETH

WHEREAS, on June 19, 2015 the parties entered into a Joint Participation Agreement, hereinafter referred to as the AGREEMENT, wherein the COUNTY agreed to provide certain improvements in connection with Financial Management (FM) Number 419013-1-78-02 for post construction monitoring and maintenance and perpetual maintenance in Palm Beach County, Florida, hereinafter referred to as Project; and

WHEREAS, the parties desire to amend the Agreement; and

WHEREAS, the parties hereto mutually agree that this Amendment is in their best interest;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations herein, the parties agree to amend that certain Joint Participation Agreement dated June 19, 2015, as follows:

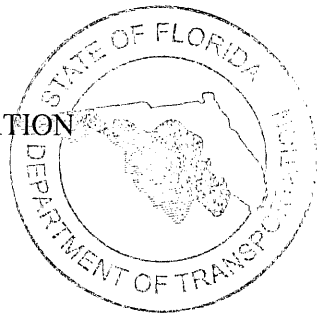
1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. Paragraph 5, of the Agreement, is amended to read as follows:  
Except as otherwise set forth herein, this Agreement shall continue in effect and be binding to both the COUNTY and the DEPARTMENT until the Project is completed as evidenced by the written acceptance of the DEPARTMENT or June 30, 2020, whichever occurs first.

All provisions, covenants, terms and conditions of the Agreement between the parties theretofore entered into of June 19, 2015, as originally set forth therein, which are not hereby expressly amended or modified and not in conflict with the terms hereof, are hereby ratified and confirmed and shall remain the same and be unaffected by these presents.

IN WITNESS WHEREOF, this Agreement is to be executed by the parties below for the purposes specified herein. Authorization has been given to enter into and execute this Agreement by Resolution No. \_\_\_\_\_, hereto attached.

PALM BEACH COUNTY, Florida, A  
Political Subdivision of the State of Florida  
BOARD OF COUNTY COMMISSIONERS

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION



BY: Robert Robbins  
NAME: ROBERT ROBBINS  
TITLE: DIRECTOR OF ENVIRONMENTAL  
          RESOURCE MANAGEMENT  
9<sup>th</sup> day of February, 2017

BY: Stacy L. Miller  
STACY L. MILLER, P.E.  
DIRECTOR OF TRANSPORTATION DEVELOPMENT

APPROVED AS TO FORM

LEGAL REVIEW:

BY: Anne Idelgunt  
COUNTY ATTORNEY

BY: Laurie M. [Signature]  
OFFICE OF THE GENERAL COUNSEL

APPROVED:

BY: [Signature]  
DISTRICT PROGRAM MANAGEMENT ADMINISTRATOR


ATTACHMENT 2



**INTEROFFICE MEMORANDUM**  
**Palm Beach County**  
**Environmental Resources Management**

**DATE:** June 8, 2015

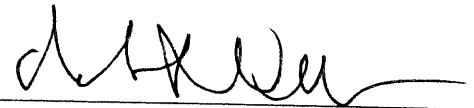
**TO:** Robert Weisman  
County Administrator

**FROM:**  Robert Robbins, Director  
Environmental Resources Management

**SUBJECT:** REQUEST FOR DELEGATION OF APPROVAL AUTHORITY:  
**Joint Partnership Agreement with the Florida Department of Transportation (FDOT) for reimbursement for monitoring and maintenance of planned mitigation project along the Southern Boulevard Causeway.**

On June 2, 2015 agenda item 3L3 (2015-0725-0726) the County Commission approved the County Administrator or his designee to sign all future time extensions, task assignments, certifications and other documents associated with this Agreement and any necessary minor amendments that do not substantially change the scope of work or terms and conditions.

This memorandum is my formal request for delegation of signatory authority for the Director or Deputy Director of Environmental Resources Management (ERM) to sign the Work Supplement. If you agree, please sign below and return this memorandum. I am available to answer any questions you may have concerning this request. Thank you in advance for your consideration.

**APPROVED:**  **DATE:** 6/9/15  
Robert Weisman, County Administrator

RR:mc  
Attachment

