

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

<b>Meeting Date:</b>	June 19, 2018	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing
<b>Department:</b>			
<b>Submitted By:</b>	Engineering & Public Works		
<b>Submitted For:</b>	Traffic Division		

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to a:

- A) adopt a Resolution to approve Amendment Number Four to the Joint Participation Agreement R2009-0823 (JPA) dated June 27, 2009, with the Florida Department of Transportation (FDOT) for the operation and maintenance from July 1, 2018 to June 30, 2020 of the Traffic Management Center (TMC) located in the Palm Beach County (County) Engineering Department; and
- B) approve a budget amendment of \$249,204 in the County Transportation Trust Fund to recognize the JPA with FDOT and appropriate it to the operations and maintenance of the TMC.

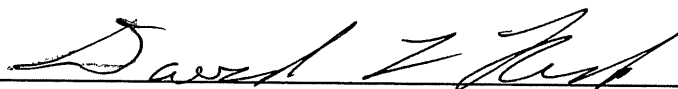
**SUMMARY:** Adoption of this Resolution and approval of Amendment Number Four to the JPA will allow FDOT to continue to add funds for State FY2018/19 and State FY2019/20 to pay for the operations and maintenance of the audio-visual components in the TMC and add a new financial account number to the agreement. The FDOT reimburses the County 70% of the expenses for operating and maintaining the video wall and related audio-visual equipment, up to a maximum limit of \$50,000 per year. The total additional compensation for the two years will be \$100,000, at a maximum limit of \$50,000 per year. Countywide (LBH)

**Background and Justification:** On June 27, 2009, the FDOT entered into a twenty year JPA with the County for joint operation of the TMC and its audio and visual equipment. As part of the JPA, the FDOT reimburses the County 70% of the expenses for operating and maintaining the video wall and related audio-visual equipment, up to a maximum limit of \$50,000 per year. Amendment Number Three dated June 4, 2014, will expire on June 30, 2018. Approval of Amendment Number Four will extend funding through State FY2019/20, with all provisions, covenants, terms and conditions of R2009-0823, and subsequent amendments thereafter, remaining the same and unaffected.

**Attachments:**

- 1. Resolution (6)
- 2. Amendment Number Four to the JPA (5)
- 3. Budget Amendment

**Recommended By:**



Department Director

5/30/2017

Date

**Approved By:**



Assistant County Administrator

6/5/18

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	\$231,006	-0-	-0-	-0-	-0-
External Revenues	(\$161,704)	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ 69,302	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No X  
Does this item include the use of federal funds? Yes No X

Budget Account No:

Fund 1201 Dept 360 Unit 3229 Object/Revenue Various/6943  
Fund 1201 Dept 360 Unit 3220 Object Various

Recommended Sources of Funds/Summary of Fiscal Impact:

County Transportation Trust Fund  
TMC Operation Maint. FDOT  
Traffic Operations

The Florida Department of Transportation has agreed to fund 70% of the operation and maintenance of the Traffic Management Operations Center for an additional two years. The County match of 30%, will be funded from Traffic Operations account.

C. Departmental Fiscal Review:

Alice Kovalainen

III. REVIEW COMMENTS

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

Lon Park 5/25/18 OFMB  
85/23  
5/24  
5/24  
Dr. S. Jansbary 6/14/18  
Contract Dev. and Control  
6/1/18

B. Approved as to Form  
and Legal Sufficiency:

MB Herman 6/5/18  
Assistant County Attorney

C. Other Department Review:

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

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

**RESOLUTION NO. R-2018-**

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, APPROVING THE EXECUTION OF AMENDMENT NUMBER FOUR TO THE JOINT PARTICIPATION AGREEMENT FOR THE TRAFFIC MANAGEMENT CENTER WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION.**

**WHEREAS**, the State of Florida Department of Transportation (FDOT) and Palm Beach County (County) entered into a Joint Participation Agreement (JPA) on June 27, 2009, to jointly use and share the expenses of operating and maintaining the Traffic Management Center (TMC) located in the Palm Beach County Engineering Department; and

**WHEREAS**, the County deems it in the public interest to enter into Amendment Number Four to continue the joint operation and maintenance of the TMC; and

**WHEREAS**, the FDOT has requested that the County execute Amendment Number Four. **NOW, THEREFORE**, be it resolved by the Board of County Commissioners of Palm Beach County, Florida, that the Mayor is hereby authorized to execute Amendment Number Four to the JPA.

1. The recitations set forth herein above are true, accurate and correct and are incorporated herein.
2. This Resolution will take effect upon its adoption.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

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 MELISSA MCKINLAY, MAYOR -
- COMMISSIONER MACK BERNARD, VICE MAYOR -
- COMMISSIONER HAL R. VALECHE -
- COMMISSIONER PAULETTE BURDICK -
- COMMISSIONER DAVE KERNER -
- COMMISSIONER STEVEN L. ABRAMS -
- COMMISSIONER MARY LOU BERGER -

The Mayor thereupon declared the Resolution duly passed and adopted this day of \_\_\_\_\_ 2018.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY,  
FLORIDA, BY ITS BOARD OF COUNTY  
COMMISSIONERS

By: \_\_\_\_\_  
Yelizaveta Herman  
Assistant County Attorney

By: \_\_\_\_\_  
Melissa McKinlay, Mayor

SHARON R. BOCK,  
CLERK & COMPTROLLER  
CIRCUIT COURT

By: \_\_\_\_\_  
Deputy Clerk

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

THIS AMENDMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, 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, hereinafter called the COUNTY.

**WITNESSETH**

WHEREAS, on June 27, 2009, 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) Numbers 416258-1-82-01 and 416258-2-82-01 for the purpose of operating and maintaining the facility housing the Palm Beach County Transportation Management Center (TMC) and for allocation of costs for the video display wall and audio system in Palm Beach County, Florida and hereinafter referred to as the Project; and,

WHEREAS, the parties amended the Agreement on November 5, 2010 (Amendment No. One), June 11, 2013 (Amendment No. Two), and June 4, 2014 (Amendment No. Three); and

WHEREAS, the parties desire to further 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 the Joint Participation Agreement dated June 27, 2009, as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. This Amendment adds FM number 416258-3-88-01 to the Agreement.
3. This Amendment adds funding for the next two (2) fiscal years to pay for the operations and maintenance of the facility housing the Palm Beach County Transportation Management Center (TMC) and for the allocation of costs for the video display wall and audio system. The additional funding shall be in the amount of ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00). This sum shall be payable in the annual amount of FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00) per year for fiscal years 2018/2019 and 2019/2020. As a result, the total DEPARTMENT

share is FIVE HUNDRED TWENTY SEVEN THOUSAND SIX HUNDRED FIFTY SEVEN DOLLARS AND TWENTY FIVE CENTS (\$527,657.25). The DEPARTMENT's obligation to pay is contingent upon an annual appropriation by the Florida Legislature.

The first FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00) for fiscal year 2018/2019 shall be applied to FM number 416258-2-82-01. The remaining FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00) for fiscal year 2019/2020 shall be applied to FM number 416258-3-88-01.

All provisions, covenants, terms and conditions of the Agreement between the parties theretofore entered into of June 27, 2009 and amended on November 5, 2010, June 11, 2013, and June 4, 2014, 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.

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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 Amendment 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: \_\_\_\_\_  
NAME: MELISSA McKINLAY  
TITLE: MAYOR  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

BY: \_\_\_\_\_  
HOWARD WEBB, P.E.  
DIRECTOR OF TRANSPORTATION OPERATIONS

ATTEST:  
SHARON R. BOCK

LEGAL REVIEW:

\_\_\_\_\_  
CLERK & COMPTROLLER (SEAL)  
CIRCUIT COURT

BY: \_\_\_\_\_  
OFFICE OF THE DISTRICT GENERAL COUNSEL

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

APPROVED:

BY: \_\_\_\_\_  
COUNTY ATTORNEY

BY: \_\_\_\_\_  
DISTRICT PROGRAM MGMT ENGINEER

APPROVED AS TO TERMS AND CONDITIONS:

BY:   
DIRECTOR, TRAFFIC ENGINEERING

2018- \_\_\_\_\_

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**BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY  
BUDGET Amendment**

FUND County Transportation Trust

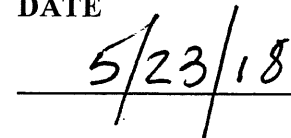
BGRV 051018-0411  
BGEX 051018-1365

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 05/10/18	REMAINING BALANCE
<b><u>REVENUES</u></b>								
<b><u>TMC OPERATION MAINT. FDOT</u></b>								
1201-360-3229-6943	Reimbursed Expense Other	278,453	278,453	249,204	0	527,657		
<b>TOTAL RECEIPTS &amp; BALANCES</b>		45,906,487	45,906,487	249,204	0	46,155,691		
<b><u>EXPENDITURES</u></b>								
<b><u>TMC OPERATION MAINT. FDOT</u></b>								
1201-360-3229-6405	Data Processing Equipment	108,453	108,453	161,704	0	270,157	22,827	247,330
1201-360-3229-9902	Operating Reserves	0	0	87,500	0	87,500	0	87,500
<b>TOTAL APPROPRIATIONS &amp; EXPENDITURES</b>		45,906,487	45,906,487	249,204	0	46,155,691		

SIGNATURE



DATE



By Board of County Commissioners  
At Meeting of \_\_\_\_\_

Engineering &amp; Public Works

Administration / Budget Approval

OFMB Department – Posted

Deputy Clerk to the  
Board of County Commissioners