

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 20, 2018 Consent () Regular
 Workshop () Public Hearing

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

I. EXECUTIVE BRIEF

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

A) approve State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. AB009 (Agreement) with the FDEP to receive reimbursement for the cost of cleanup of dead fish and marine life washing up on County beaches as a result of red tide (marine debris) for an amount not to exceed \$500,000 beginning on October 4, 2018 and expiring December 1, 2018;

B) approve a Budget Amendment of \$500,000 in the General Fund (0001) to recognize the revenue award from the FDEP Agreement;

C) adopt a Resolution approving a standard form Interlocal Agreement for the dispersal of grant funds for the cleanup of red tide marine debris and authorizing the County Administrator, or designee, to execute the standard form Interlocal Agreement; and

D) authorize the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with this Agreement, and any necessary minor amendments that do not significantly change the scope of work, terms or conditions of this Agreement.

Summary: On October 4, 2018, Governor Rick Scott issued Emergency Order 18-275 to help address the red tide algal bloom in five counties including Palm Beach. As a result, FDEP provided grant funds to the County for the reimbursement of costs associated with the clean up of red tide marine debris. The County will disperse grant funds to County municipalities incurring clean up costs by using standard form Interlocal Agreements. Municipalities shall submit final invoice(s) no later than December 11, 2018, to the County. The Resolution also authorizes the County Administrator, or designee, to sign extensions and minor amendments to the Interlocal Agreements. **No County match is required.** Countywide (AH)

Background and Justification: Approval of a standard form Interlocal Agreement will expedite agreement execution and streamline the dispersal of grant funds to County municipalities.

Attachments:

1. Grant Agreement
2. Budget Amendment (0001)
3. Resolution with standard form Interlocal Agreement

Recommended by:  10-24-18
 Department Director Date

Approved by:  11/7/18
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2019 | 2020 | 2021 | 2022 | 2023 |
|--|--------------------|-------|-------------|-------|-------|
| Capital Expenditures | _____ | _____ | _____ | _____ | _____ |
| Operating Costs | <u>\$500,000</u> | _____ | _____ | _____ | _____ |
| External Revenues | <u>(\$500,000)</u> | _____ | _____ | _____ | _____ |
| Program Income (County) | _____ | _____ | _____ | _____ | _____ |
| In-Kind Match (County) | _____ | _____ | _____ | _____ | _____ |
| NET FISCAL IMPACT | <u>\$0</u> | _____ | _____ | _____ | _____ |
| # ADDITIONAL FTE POSITIONS (Cumulative) | _____ | _____ | _____ | _____ | _____ |
| Is Item Included in Current Budget? | Yes _____ | | No <u>X</u> | | |
| Does this item include the use of federal funds? | Yes _____ | | No <u>X</u> | | |

Budget Account No.:

Fund 0001 Department 380 Unit 3439 Object VARIOUS Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:
 FDEP Grant AB009 \$500,000. CSFA#: 37.039 Statewide Surface Water Restoration and Wastewater Projects.

C. Department Fiscal Review:

S. Neary

III. REVIEW COMMENTS

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

[Signature] 10/2/18
 OFMB [Signature] 10/2/18
[Signature] for [Signature] 11/5/18
 Contract Development & Control

B. Legal Sufficiency:

Anne Delgado 11-7-18
 Assistant County Attorney

C. Other Department Review:

 Department Director

19-0145

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT

Fund 0001 General Fund

BGEX 380 101718-163
BGRV 380 101718-18

| ACCT.NUMBER | ACCOUNT NAME | ORIGINAL BUDGET | CURRENT BUDGET | INCREASE | DECREASE | ADJUSTED BUDGET | EXPENDED/ ENCUMBERED As of 10/17/2018 | REMAINING BALANCE |
|--|---------------------------------|----------------------|----------------------|----------------|----------|----------------------|---------------------------------------|-------------------|
| <u>REVENUES</u> | | | | | | | | |
| 380-3153-3439 | State Grant Other Physical Env | 0 | 0 | 500,000 | 0 | 500,000 | | |
| Total Receipts and Balances | | 1,404,865,328 | 1,404,865,328 | 500,000 | 0 | 1,405,365,328 | | |
| <u>EXPENDITURES</u> | | | | | | | | |
| 380-3153-1401 | Salaries & Wages Overtime | 0 | 0 | 125,000 | 0 | 125,000 | 0 | 125,000 |
| 380-3153-3401 | Other Cotractual Services | 0 | 0 | 300,000 | 0 | 300,000 | 0 | 300,000 |
| 380-3153-4405 | Rent - Other Equipment | 0 | 0 | 25,000 | 0 | 25,000 | 0 | 25,000 |
| 380-3153-8101 | Contributions Other Govt Agency | 0 | 0 | 50,000 | 0 | 50,000 | 0 | 50,000 |
| Total Appropriations & Expenditures | | 1,404,865,328 | 1,404,865,328 | 500,000 | 0 | 1,405,365,328 | | |

Office of Financial Management & Budget
INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates

Seborah Drum 10-24-18
[Signature] 10/31/18

By Board of County Commissioners
At Meeting of 11/20/2018

Deputy Clerk to the
Board of County Commissioners

ATTACHMENT 2

RESOLUTION NO. 2018-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ESTABLISHING A STANDARD FORM INTERLOCAL AGREEMENT FOR THE DISPERSAL OF GRANT FUNDS FOR CLEANUP OF RED TIDE MARINE DEBRIS, AND AUTHORIZING THE COUNTY ADMINISTRATOR OR THEIR DESIGNEE TO EXECUTE THE STANDARD FORM INTERLOCAL AGREEMENT.

WHEREAS, on October 4, 2018, Governor Rick Scott issued Emergency Order 18-275 to help address the red tide algal bloom in five counties including Palm Beach; and

WHEREAS, the Florida Department of Environmental Protection (FDEP) provided grant funds to the County for the purpose of assisting with the cleanup of dead fish and marine life (marine debris) washing up on County beaches as a result of red tide; and

WHEREAS, the County wishes to disperse FDEP grant funds to the County municipalities incurring costs for the cleanup of red tide marine debris; and

WHEREAS, the Board of County Commissioners desires to establish a standard form Interlocal Agreement and to authorize the County Administrator or their designee to execute such standard form Interlocal Agreements; and

WHEREAS, the delegation to the County Administrator or their designee of the authority to execute the standard form Interlocal Agreements will eliminate delays caused by requiring such items to be brought before the Board of County Commissioners for approval and will, therefore, be consistent with the goal of the Board of County Commissioners to streamline the agenda process.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1 The foregoing recitals are true and correct and incorporated herein.

Section 2 The standard form Interlocal Agreement attached hereto as Exhibit "A" is hereby approved.

Section 3 The Board of County Commissioners hereby authorizes the County Administrator or their designee to execute the standard form Interlocal Agreements (attached as Exhibit "A") with municipalities and to sign all future time extensions, task assignments, certifications, and other forms associated with these Agreements, and any necessary minor amendments that do not significantly change the scope of work, or terms and conditions of the Agreements.

Section 4: Effective Date: This Resolution shall become effective upon adoption.

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:

- District 1: Commissioner Hal R. Valeche _____
- District 2: _____
- District 3: Commissioner Dave Kerner _____
- District 4: _____
- District 5: Commissioner Mary Lou Berger _____
- District 6: Commissioner Melissa McKinlay _____
- District 7: Commissioner Mack Bernard _____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2018.

APPROVED AS TO FORM AND ITS LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA, BY BOARD OF COUNTY COMMISSIONERS SHARON R. BOCK, CLERK

By: Anne Delgado
County Attorney

By: _____
Deputy Clerk