

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

Meeting Date:	April 2, 2019	(X) Consent	() Regular
		() Workshop	() Public Hearing
Department:	<u>Environmental Resources Management</u>		
Submitted By:	<u>Environmental Resources Management</u>		
Submitted For:	<u>Environmental Resources Management</u>		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A) approve the Lake Worth Lagoon (Section 1135) Project Partnership Agreement (PPA) with the Department of the Army, United States Army Corps of Engineers (ACOE) to implement a Lake Worth Lagoon (LWL) Environmental Restoration Project (Project);

B) adopt a Resolution to authorize the Clerk and Comptroller to disburse \$935,401 in Vessel Registration Fees to cover a portion of the funds specified in the PPA;

C) approve a Budget Transfer of \$935,401 in the Environmental Enhancement Non Specific Fund (1225) from reserves to fund a portion of the Project; 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 6, 2015, the Board of County Commissioners approved a Federal Cost Sharing Agreement (R2015-1393) with ACOE to conduct an environmental restoration project feasibility study. The study resulted in a February, 2017 Feasibility Report from ACOE recommending construction of the Project, which is the subject of the proposed PPA. The total project cost is estimated to be \$11,815,000. The Project will utilize dredge spoil from Peanut Island to create an approximately 50 acre eco-island chain in the LWL including mangrove islands, riprap wave-breaks, oyster reef and seagrass recruitment area. Upon execution of the PPA, the County, as local sponsor, is responsible for reimbursing the ACOE \$2,953,750, or 25% of the total Project cost. The County's share of the Project costs will be funded by Manatee Protection Program Funds (\$1,352,992), Vessel Registration Fees Trust Funds (\$935,401), and creditable real property interests and in-kind services in the amount of \$665,357 from the Palm Beach County (PBC) Department of Environmental Resources Management (ERM). A portion of PBC funds is anticipated to be supplemented by grants, which would replace some PBC funds. ACOE is responsible for the remaining \$8,861,250. Project construction is expected to begin in the summer of 2020, and be completed within one year. Additionally, the \$39,500 County share of Adaptive Management and Monitoring is expected to be covered by in-kind services. In the event that the final audit shows that the County's contributions exceed its share, reimbursement is contingent upon a separate agreement and subject to the availability of funds. Project construction will be performed by ACOE with local Project management coordinated by ERM. Districts 3 & 7 (SF)

Background and Justification: Under Section 1135 of the Water Resources Development Act of 1986, ACOE may plan, design, and build modifications to areas degraded by ACOE projects to restore aquatic habitats for fish and wildlife. This project has been qualified by ACOE.

Attachments:

1. The Department of the Army Project Partnership Agreement
2. Resolution
3. Budget Transfer
4. Final Integrated Feasibility Report and Environmental Assessment

Recommended by:		<u>3-12-19</u>
	Department Director	Date
Approved by:		<u>3/23/19</u>
	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>2,288,393</u>	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	<u>704,857</u>	_____	_____	_____	_____
NET FISCAL IMPACT	<u>2,993,250</u>	_____	_____	_____	_____
# 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 _____ Department _____ Unit _____ Object _____ Program _____
Fund _____ Department _____ Unit _____ Object _____ Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Vessel Registration Fee Trust Fund – Non-Specific \$935,401 (1225)
Manatee Protection Program (Bonefish Cove) \$1,352,992 (1232)

C. Department Fiscal Review:

S. Neary

III. REVIEW COMMENTS

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

Luc R 3/13/19
OFMB 4/3/12 (2/12) 3/13

A. J. Jantone 3/19/19
Contract Development and Control
3/19/19 FW

B. Legal Sufficiency:

[Signature]
Assistant County Attorney

C. Other Department Review:

Department Director

19-0564

BGEX 022719*1066

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET TRANSFER

FUND 1225 Environmental Enhance-Nonspecific

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED As of 02/27/2019	REMAINING BALANCE
<u>REVENUES/EXPENDITURES</u>								
380-3893-9902	Operating Reserves	1,855,350	1,927,813	0	935,401	992,412	0	992,412
380-3303-3401	Other Contractual Services	0	0	935,401	0	935,401	0	935,401
Total Receipts and Balances		4,224,701	3,867,527	935,401	935,401	3,867,527		

Signatures & Dates

By Board of County Commissioners

Office of Financial Management & Budget

At Meeting of

INITIATING DEPARTMENT/DIVISION

April 2, 2019

Administration/Budget Department Approval

Deputy Clerk to the

OFMB Department - Posted

Board of County Commissioners

ATTACHMENT 2