

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: September 10, 2019 Consent  Regular   
Public Hearing   
Department: Water Utilities Department

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to receive and file: Two (2) executed Standard Potable Water and Wastewater Development Agreements, two (2) executed Standard Reclaimed Water Development Agreements received during the month of June 2019, and one (1) executed Contract received during the month of July 2019.

- A) Standard Potable Water and Wastewater Development Agreement with BW Okeechobee Haverhill, LLC, SDA #01-01256-000 (District 7), Recorded in OR BK 30671 PG 0517.
- B) Standard Potable Water and Wastewater Development Agreement with 13FH Avalon, LP, SDA #03-01047-000 (District 5), Recorded OR BK 30671 PG 0527.
- C) Standard Reclaimed Water Development Agreement with 13FH Avalon, LP, SDA #03-90013-000 (District 5), Recorded OR BK 30671 PG 0543.
- D) Standard Reclaimed Water Service Agreement Lake Discharge Irrigation System with 13FH Avalon, LP, Reference to SDA #03-90013-000 (District 5), Recorded in OR BK 30671 PG 0551.
- E) Contract for Mechanical Integrity Testing of the Western Region North Wastewater Treatment Plant (WRNWWTP) and the Western Region Wastewater Treatment Plant (WRWWTP) Deep Injection Wells Project with Layne Christensen Company (WUD Project No. 19-032) (District 6).

**Summary:** In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants/procurement items must be submitted by the initiating Department as a receive and file agenda item and are attached unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Water Utilities Department (WUD) in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the BCC to receive and file. Districts 5, 6 and 7 (MJ)

**Background and Justification:** WUD's Uniform Policies and Procedures require Standard Development Agreements to obtain concurrency for water and/or wastewater service. The terms and conditions for Standard Development Agreements are outlined in the WUD Uniform Policies and Procedures Manual. The BCC delegated the authority to execute various types of Standard Development Agreements, and related documents including Standard Indemnity Agreements to the Department Director including potable water and wastewater agreements (R93-1619); reclaimed water agreements (R96-0228); and additional conditions for potable water, wastewater, and reclaimed water agreements (R2003-0539).

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Attachment:

- 1. Three (3) Originals of Contract for Layne Christensen Company

Recommended By: Jim Stiles Department Director 8-14-19 Date

Approved By: Wally Blum Assistant County Administrator 9/23/19 Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures	\$94,500*	0	0	0	0
Operating Costs	0	0	0	0	0
External Revenues	(\$172,740)**	0	0	0	0
Program Income (County)	0	0	0	0	0
In-Kind Match County	0	0	0	0	0
<b>NET FISCAL IMPACT</b>	<b>(\$78,240)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0	0	0	0

								Amount
Budget Account No.:	Fund 4001	Dept. 720	Unit 2582	Object 4615				\$ 94,500
	Fund 4000	Dept. 720	Unit 4200	Object 6992				\$172,740


Is Item Included in Current Budget? Yes  No

Does this item include the use of federal funds? Yes  No

Reporting Category N/A

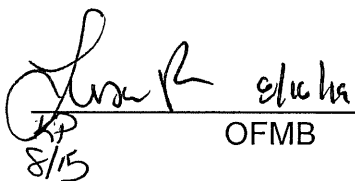

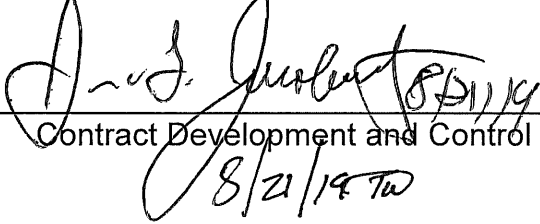
**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

\* One (1) time expenditure from user fees, connection fees and balance brought forward.  
 \*\*Mandatory Agreement Payment has been paid in full and service installation fees will be collected at the time of connection.

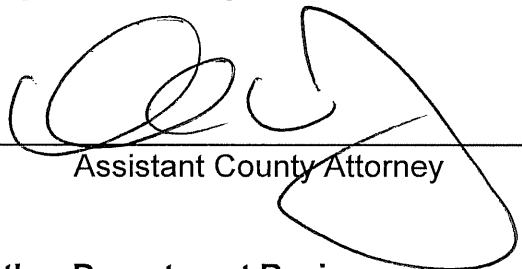
C. Department Fiscal Review: 

**III. REVIEW COMMENTS**

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

 OFMB   
 Contract Development and Control  
 8/21/19 TW

**B. Legal Sufficiency:**

 Assistant County Attorney  
 8/22/19

**C. Other Department Review:**

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

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- A) Standard Potable Water and Wastewater Development Agreement with BW Okeechobee Haverhill, LLC, SDA #01-01256-000 (District 7). The Agreement authorizes the Property Owner located at the southeast corner of Okeechobee Boulevard and Haverhill Road, 26.50 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- B) Standard Potable Water and Wastewater Development Agreement with 13FH Avalon, LP, SDA #03-01047-000 (District 5). The Agreement authorizes the Property Owner located north of Atlantic Avenue between Hagen Ranch Road and Jog Road, 272.15, Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- C) Standard Reclaimed Water Service Agreement with 13FH Avalon, LP, SDA #03-90013-000 (District 5).
- D) Standard Reclaimed Water Service Agreement Lake Discharge Irrigation System with 13FH Avalon, LP, Reference to SDA # 03-90013-000 (District 5).
- E) On May 22, 2019, two (2) bids were opened for mechanical integrity testing of one (1) deep injection well located at Western Region North Wastewater Treatment Plant (WRNWWTP) and one (1) deep injection well located at Western Region Wastewater Treatment Plant (WRWWTP). The project was presented to the Goal Setting Committee on April 3, 2019, and a Small Business Enterprise (SBE) Price Preference Affirmative Procurement Initiative (API) was applied to this Project. Layne Christensen Company is the lowest responsive and responsible bidder in the amount not to exceed \$94,500.00. Layne Christensen Company did not meet the API for this Project and there are no certified SBE bidders within 10% of the low bidder. Layne Christensen Company is not a local business. The Contract has been reviewed by the County Attorney's Office and approved by the Director of Water Utilities Department pursuant to the delegated authority contained in County PPM CW-F-064.