

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
No. ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget?	Yes _____		No _____		
Does this item include the use of federal funds?	Yes _____		No _____		
Budget Account No.:	Fund _____	Department _____	Unit _____	Object _____	
Reporting Category	_____				

B. Recommended Sources of Funds/Summary of Fiscal Impact:
 No fiscal impact, time extension only.

C. Department Fiscal Review: *A. Thompson*

III. REVIEW COMMENTS

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

Lisa R. Shelton **OFMB** *(2/10) 8/15*
8/14

David J. Jacobson **Contract Dev. and Control** *8/22/19*
8/22/19 JW

B. Legal Sufficiency:
AA *8/23/19*
Assistant County Attorney

C. Other Department Review:

Department Director

ATTACHMENT I

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

Contract No.: ARQ-58
FM No: 419013-1-78-01
FEID No: VF-596-000-785

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

THIS Amendment Number Two made and entered into this 24th day of June, 20 19, 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 December 19, 2014 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 419013-1-78-01 for post construction monitoring and maintenance and perpetual maintenance in Palm Beach County, Florida, hereinafter referred to as Project; and

WHEREAS, the parties amended the Agreement on November 24, 2015 (Amendment Number One); 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 that certain Joint Participation Agreement dated December 19, 2014, as amended by the Amendment Number One dated November 24, 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 December 30, 2019, whichever occurs first.

All provisions, covenants, terms and conditions of the Agreement between the parties theretofore entered into on December 19, 2014, and amended on November 24, 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 Amendment 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 Agenda Item 3L2, hereto attached.

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

BY: Deborah Drum

NAME: Deborah Drum
TITLE: Director, Environmental Resources Management

13TH day of June, 20 19

WITNESSES:

Signed, sealed and delivered
in the presence of:

Michael Spive
Print Name: MICHAEL SPIVE

Karen L. Foster
Print Name: Karen L. Foster

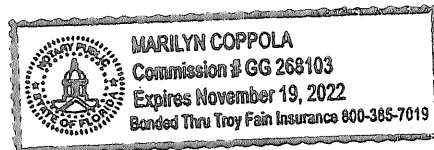
STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 13th day of June, 2019 by
(name), who is personally known to me or has produced a driver's license as identification.

Deborah Drum

Marilyn Coppola
Notary Public, State of Florida
Print Name: MARILYN COPPOLA


My Commission Expires: 11/19/22



APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


BY: [Signature]
ASSISTANT COUNTY ATTORNEY

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

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

BY: 
OFFICE OF THE GENERAL COUNSEL

APPROVED:

BY: 
DISTRICT PROGRAM MANAGEMENT ENGINEER

Agenda Item #: 3L2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 18, 2014 (X) 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:

- A) approve a Joint Partnership Agreement with the Florida Department of Transportation (FDOT) in the amount not to exceed \$200,000 to cover costs for the monitoring and management of a mitigation project;
- B) adopt a Resolution to authorize entering into an agreement as a requirement of FDOT;
- C) approve a Budget Amendment of \$200,000 in the Environmental Resources Capital Fund to recognize the revenues from the Agreement; and
- D) authorize the County Administrator, or his designee, to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement, and necessary minor amendments that do not substantially change the scope of work, terms or conditions of this Agreement.

Summary: This Agreement will provide funding to cover costs of a 5-year program for the monitoring and maintenance of a wetland mitigation project located in the City of Lake Worth. In addition, the County will maintain the project site in perpetuity as part of the overall management of the Snook Islands Natural Area. There are no matching requirements and all costs associated with this work are provided by the FDOT. District 3 (SF)

Background and Justification: On May 19, 2009, the Board of County Commissioners approved Agreement (R2009-0864) with the FDOT to provide wetland mitigation for the planned replacement of bridges within Palm Beach County. The mitigation project was completed June 30, 2014.

FDOT staff have requested assistance from the County to provide the monitoring and maintenance for this mitigation project as a condition of the environmental permits. All costs for this effort will be the responsibility of FDOT.

Attachments:

- 1. Joint Partnership Agreement
- 2. Resolution
- 3. Budget Amendment (3654)

Recommended by:  10/22/14
Department Director Date

Approved by: _____
County Administrator Date