

## Public Hearing [ ]

**Department:** Water Utilities Department

## I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to receive and file: five (5) executed Standard Potable Water and Wastewater Development Agreements and two (2) Standard Reclaimed Water Service Agreements received during the months of May and June 2019.

- A) Standard Potable Water and Wastewater Development Agreement with Tuscan Gardens of Delray Beach Properties, LLC, SDA #03-01046-000 (District 5), Recorded in OR BK 30685 PG 0079.
- B) Standard Potable Water and Wastewater Development Agreement with Ascend Hospitality LLC, SDA #01-01257-000 (District 2), Recorded in OR BK 30685 PG 0069.
- C) Standard Potable Water and Wastewater Development Agreement with Village at Banyan Ridge, LLC, SDA #01-01258-000 (District 2), Recorded in OR BK 30706 PG 1642.
- D) Standard Potable Water and Wastewater Development Agreement with Meritage Homes of Florida, Inc., SDA #02-01156-000 (District 6), Recorded in OR BK 30706 PG 1653.
- E) Standard Potable Water and Wastewater Development Agreement with AHC of West Palm Beach, LLC, SDA #01-01259-000 (District 7), Recorded in OR BK 30706 PG 1666.
- F) Standard Reclaimed Water Development Agreement with Boynton Beach Associates XVIII, LLLP, SDA #05-90026-000 (District 5), Recorded in OR BK 30706 PG 1626.
- G) Standard Reclaimed Water Service Agreement Lake Discharge Irrigation System with Boynton Beach Associates XVIII, LLLP, Reference to SDA #05-90026-000 (District 5), Recorded OR BK 30706 PG 1635.

**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 2, 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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**Attachments:**

None

Recommended By:

Jim Hiles

Department Director

9-17-19

Date \_\_\_\_\_

Approved By:

Wilhelm

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	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>(\$268,695.72)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>(\$268,695.72)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: Fund 4000 Dept. 720 Unit 4200 Object 6992

Is Item Included in Current Budget? Yes X No       

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

Reporting Category N/A

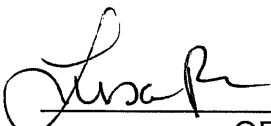
### B. Recommended Sources of Funds/Summary of Fiscal Impact:

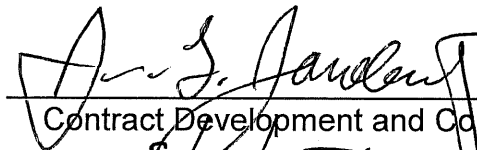
Mandatory Agreement Payment has been paid in full and service installation fees will be collected at the time of connection.

C. Department Fiscal Review: 

## III. REVIEW COMMENTS

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

 all 9/19  
OFMB 9/19

 9/20/19  
Contract Development and Control  
9/20/19 TW

### B. Legal Sufficiency:

 9/20/19  
Assistant County Attorney

### C. Other Department Review:

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

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

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- A) Standard Potable Water and Wastewater Development Agreement with Tuscan Gardens of Delray Beach Properties, LLC, SDA #03-01046-000 (District 5). The Agreement authorizes the Property Owner located at the southwest corner of Sims Road and Frost Lane, 52.00 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- B) Standard Potable Water and Wastewater Development Agreement with Ascend Hospitality LLC, SDA #01-01257-000 (District 2). The Agreement authorizes the Property Owner located at Vista Center, 27.45 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- C) Standard Potable Water and Wastewater Development Agreement with Village at Banyan Ridge, LLC, SDA #01-01258-000 (District 2). The Agreement authorizes the Property Owner located at the southeast corner of Belvedere Road and Cleary Road, 159.60 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- D) Standard Potable Water and Wastewater Development Agreement with Meritage Homes of Florida, Inc., SDA #02-01156-000 (District 6). The Agreement authorizes the Property Owner located at the northwest corner of Lake Worth Road and Lyons Road, 35.00 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- E) Standard Potable Water and Wastewater Development Agreement with AHC of West Palm Beach, LLC, SDA #01-01259-000, (District 7). The Agreement authorizes the Property Owner located on the east side of Haverhill Road, south of Century Boulevard, 190.50 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- F) Standard Reclaimed Water Development Agreement with Boynton Beach Associates XVIII, SDA #05-90026-000 (District 5).
- G) Standard Reclaimed Water Service Agreement Lake Discharge Irrigation System with Boynton Beach Associates XVIII, LLLP, Reference to SDA #05-90026-000 (District 5).