

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

Meeting Date: December 17, 2019 ☒ **Consent** ☐ **Regular**
☐ **Workshop** ☐ **Public**

Department: Engineering and Public Works
Submitted By: Engineering and Public Works
Submitted For: Land Development Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: an interlocal agreement (Agreement) with the City of Riviera Beach Utility Special District (District) regarding open cuts in Palm Beach County (County) maintained thoroughfare and non-thoroughfare roads.

SUMMARY: The County has a policy that requires a surety to be posted for any construction in County rights-of-way that results in the open cutting of the pavement. The District has requested that the County instead enter into an agreement which would relieve the District from posting surety but require them to make any required repairs upon request by the County. Similar agreements have been executed with several other municipalities and special districts. This agreement will remain in effect until termination by either party. District 7 (YBH)

Background and Justification: The District is requesting that it not be required to provide surety for the open cuts, as required by Land Development Division PPM EL-O-3605 and EL-O-3606, but instead be bound by the terms and conditions of the agreement requiring it to make any required repairs upon request by the County. The proposed agreement is consistent with Section 163.01, Florida Statutes, known as the Florida Interlocal Cooperation Act of 1969.

Attachments:

1. City of Riviera Beach Utility Special District Interlocal Agreement with Exhibit "A"
2. City of Riviera Beach Resolution 33-19UD

Recommended by: David Z. Kirk 15 NOV 2019
 County Engineer Date
 Approved by: Pat 11/25/19
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2020	2021	2022	2023	2024
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ **	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No
Does this item include the use of federal funds? Yes No X

Budget Account No:

Fund Dept Unit Object

Recommended Sources of Funds/Summary of Fiscal Impact:

**This item has no fiscal impact.

C. Departmental Fiscal Review: Alice Kovalainen

III. REVIEW COMMENTS

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

[Signature] 11/12/19
OFMB 11/12

[Signature] 11/19/19
Contract Dev. and Control 11/19/19

B. Approved as to Form
and Legal Sufficiency:

[Signature] 11/24/19
Assistant County Attorney

C. Other Department Review:

Department Director

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