

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2020	2021	2022	2023	2024
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	<u>\$433,085</u>	<u>\$653,764</u>	<u>\$435,000</u>	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$433,085</u>	<u>\$653,764</u>	<u>\$435,000</u>	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget?		Yes <u>X</u>		No _____	
Does this item include the use of federal funds?		Yes _____		No <u>X</u>	
Budget Account No.:					
Fund	<u>0001</u>	Department	<u>261</u>	Unit	<u>2101</u>
Object	<u>Various</u>		Program	_____	

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

- FY2020 (included approved FY2020 budget):
 - PRTF: \$154,023; Ad Valorem: \$279,062
- FY2021 (included in the proposed FY2021 budget):
 - PRTF: \$77,012; Ad Valorem: \$576,752
- FY2022 (estimate of the FY2022 budget):
 - PRTF: \$77,012; Ad Valorem: \$357,988

C. Department Fiscal Review: *S. Neary*

III. REVIEW COMMENTS

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

[Handwritten signatures and dates]
 OFMB *3/24* *3/25* *3/25* Contract Development and Control *3/26/2020*
3/26/2020 TW

B. Legal Sufficiency:

M. Herman *3/30/2020*
 Assistant County Attorney

C. Other Department Review:

 Department Director

RESOLUTION NO. 2020-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE USE OF THE POLLUTION RECOVERY TRUST FUND FOR CLIMATE RESILIENCE PLANNING EXPENDITURES FOR AN ADDITIONAL THREE-YEAR PERIOD THROUGH FY2022

WHEREAS, the Board of County Commissioners of Palm Beach County (“the Board”) adopted Resolution R89-576 on April 4, 1989, establishing the Palm Beach County Pollution Recovery Trust Fund (PRTF) to receive monies collected in instances of environmental violations; and

WHEREAS, it has been established that monies from the PRTF shall be disbursed only for enhancement of environmental resources and pollution control activities in Palm Beach County (“the County”); and

WHEREAS, Southeast Florida is one of the most vulnerable areas in the country to the impacts of climate change, especially sea level rise; and

WHEREAS, the County Commissions of Broward, Miami-Dade, Palm Beach and Monroe Counties (“the Compact Counties”) adopted the Southeast Florida Regional Climate Change Compact (“the Compact”) in 2009-2010; and

WHEREAS, the Compact Counties have worked since then in common cause with one another and numerous stakeholders to address climate change at the regional scale; and

WHEREAS, the Board has the authority to designate additional uses of the PRTF and to waive the prohibition against funding operations as provided for in R89-576; and

WHEREAS, pursuant to R2012-0769, the Board authorized the use of PRTF monies to be used for climate change action planning and environmental sustainability coordination activities for a period of two-years; and

WHEREAS, pursuant to R2016-0726, the Board authorized the use of PRTF monies to be used for climate change action planning and environmental sustainability coordination activities for an additional one-year period; and

WHEREAS, pursuant to R2017-0834, the Board authorized the creation of the Office of Resilience and to transfer the existing positions into the newly created office.

WHEREAS, pursuant to R2017-0848, the Board authorized the use of PRTF monies to be used for climate change action planning and environmental sustainability coordination activities for an additional one-year period;

WHEREAS, pursuant to R2018-1104, the Board authorized the use of PRTF monies to be used for climate change action planning and environmental sustainability coordination activities for an additional one-year period; and

WHEREAS, the Board wishes to extend authorization for the use of the PRTF for an additional three-year period through FY2022 for support of climate resilience planning and coordination activities.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1: The foregoing recitals are hereby adopted and ratified.

Section 2: The Board hereby authorizes use of the PRTF for a three-year period through FY2022 in an amount not to exceed \$308,047 for climate resilience planning and coordination activities.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

- Commissioner Dave Kerner, Mayor _____
- Commissioner Robert S. Weinroth, Vice Mayor _____
- Commissioner Hal R. Valeche _____
- Commissioner Gregg K. Weiss _____
- Commissioner Mary Lou Berger _____
- Commissioner Melissa McKinlay _____
- Commissioner Mack Bernard _____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2020.

APPROVED AS TO FORM AND ITS LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA, BY BOARD OF COUNTY COMMISSIONERS SHARON R. BOCK, CLERK

By: _____
County Attorney

By: _____
Deputy Clerk

ORIGINAL

RESOLUTION NO. R.-89- 576

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, CREATING A LOCAL POLLUTION RECOVERY TRUST FUND IN WHICH TO DEPOSIT MONIES COLLECTED THROUGH ENFORCEMENT CASES AND TO BE USED TO ENHANCE PALM BEACH COUNTY'S ENVIRONMENTAL RESOURCES.

WHEREAS, it is desirable that monies collected in instances of environmental violation be deposited into a Palm Beach County Pollution Recovery Trust Fund; and

WHEREAS, it is desirable that monies collected in instances of environmental violation be applied to the enhancement of Palm Beach County's environmental resources and pollution control activities; and

WHEREAS, it is beneficial to establish a method for resolving enforcement matters in a manner required by the Florida Department of Environmental Regulation, with consideration of future delegation from the state.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

There is hereby established a Palm Beach County Pollution Recovery Trust Fund, the monies of which shall be disbursed only for enhancement of Palm Beach County's environmental resources and pollution control activities and not for operations and maintenance. Said trust fund shall be kept and maintained in trust by the Board of County Commissioners and shall be disbursed in accordance with the following procedures:

- (1) The Board of County Commissioners shall receive and consider the recommendations of the Director of the Department of Environmental Resources Management and Director of the Palm Beach County Public Health Unit pertaining to the proposed disbursement for a project.

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(2) Disbursement shall be made only upon the approval of a resolution by the Board of County Commissioners authorizing the Clerk of the Board of County Commissioners to disburse funds for a particular project.

The foregoing Resolution was offered by Commissioner Marcus, who moved its adoption. The motion was seconded by Commissioner Roberts and upon being put to a vote, the vote was as follows:

COMMISSIONER KAREN MARCUS	<u>AYE</u>
COMMISSIONER CAROL ROBERTS	<u>AYE</u>
COMMISSIONER CAROL ELMQUIST	<u>AYE</u>
COMMISSIONER RON HOWARD	<u>AYE</u>
COMMISSIONER CAROLE PHILLIPS	<u>AYE</u>

The Chair thereupon declared the Resolution duly passed and adopted this 4th day of April, 1989.

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS

JOHN B. DUNKLE, CLERK

BY: Jana M. Blair
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

[Signature]
Assistant County Attorney

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