Agenda Item: 3L-1

## PALM BEACH COUNTY **BOARD OF COUNTY COMMISSIONERS**

## **AGENDA ITEM SUMMARY**

<b>Meeting Date:</b>	M	ee	tin	a D	ate:	
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June 16, 2020

(X) Consent

() Regular

() Workshop

() Public Hearing

**Department:** 

**Environmental Resources Management** 

## I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file Amendment No. 1 to State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. LPA0072 (Agreement) to correct its expiration date to December 31, 2022.

Summary: On December 3, 2019, the Board of County Commissioners approved Agreement (R2019-1850) with FDEP, for an amount not to exceed \$160,000, providing for geotechnical engineering and seepage analysis for the Loxahatchee River Watershed Hydrological Refinements Phase I Project (Project) beginning upon contract execution, and expiring December 31, 2021. Delegated authority to execute all future time extensions, task assignments, certifications, and any other forms associate with this Agreement was approved at that time. Amendment No. 1 is a revision to reflect a correction for the date of expiration of the Agreement. The Agreement is effective until December 31, 2022. District 1 (SS)

Background and Justification: The Agreement provides 50% of the cost share and reimburses the county up to \$160,000 for geotechnical engineering and seepage analysis to define the best method to maintain wet season water levels and quantify the increased water storage on Loxahatchee Slough and Hungryland Slough Natural Areas which are major contributors of freshwater to the Loxahatchee River. The County is providing up to \$160,000 for the Project, using available funds in the Natural Areas Fund, for a total project cost of \$320,000. The Project is part of a watershed-based effort to protect and restore the Loxahatchee River and enhance natural areas within the Loxahatchee River Watershed. The Project area is 17 linear miles and would benefit 13,400 acres.

### Attachment:

1. Amendment No. 1 to Agreement No. LPA0072

2. Delegation of Authority

Recommended by:

Department Directo

Approved by:

**Assistant County Administrator** 

# **II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2020	2021	2022	2023	2024	
Capital Expenditures	***************************************					
Operating Costs						
External Revenues			-			
Program Income (Coun	ty)					
In-Kind Match (County)						
NET FISCAL IMPACT						
# ADDITIONAL FTE POSITIONS (Cumulativ	re)					
ls Item Included in Curr	ent Budget	? Ye	s	No		
Does this item include t	the use of f	ederal funds	? Yes	No		
Budget Account No.:						
Fund Department	Unit	Objec	t Progr	ram		
B. Recommer	nded Sourc	es of Funds/	Summary of	Fiscal Impac	et:	
<del>-</del>	nt Fiscal Re Meany					
	III. RE	VIEW COM	<u>IENTS</u>			
A. OFMB Fisc	cal and /or 0	Contract Dev	. and Contro	l Comments:		
OFMB OF ME	5 1,312a		ontract Devel	opment and	S/18 DOD Control	Đ
B. Legal Suff Assistant	County Atto	5/20/2022 orney	)	1020 10	,	
C. Other Dep	artment Re	view:				
 Departmer	nt Director					

## ATTACHMENT 1

# AMENDMENT NO. 1 TO AGREEMENT NO. LPA0072 BETWEEN FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND PALM BEACH COUNTY

This Amendment to Agreement No. LPA0072, (Agreement) is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and Palm Beach County (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for Palm Beach County Loxahatchee River Preservation Initiative-Palm Beach County Loxahatchee River Watershed Hydrological Refinements Phase I, effective December 20, 2019; and,

WHEREAS, the Agreement needs to be revised to reflect a correction for the date of expiration of the Agreement.

NOW THEREFORE, the parties agree as follows:

- The Agreement is effective until December 31, 2022. The reimbursement period for this Agreement begins
  on July 1, 2019 and ends at the expiration of the Agreement. The Department and the Grantee shall continue
  to perform their respective duties during this extension period pursuant to the same terms and conditions
  provided in the Agreement.
- All other terms and conditions of the Agreement remain in effect. If and to the extent that any inconsistency
  may appear between the Agreement and this Amendment, the provisions of this Amendment shall control.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHERBOF, the parties have caused this amendment to Agreement No. LAP0072 to be duly executed, the day and year last written below.

PALM BEACH COUNTY	STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
By: Black Duks	Ву:
Department Director or Designee	Secretary or Designee
Deborah Drum, Director	Tring Vielhauer
Print name and Title	Trina Vielhauer, Director
Date: 3-4-2020	Date: 3/4/2020
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APPROVED AS TO FORM AND	Arlene Acevedo, DEP Grant Manager
LAGAL SUFFICIENCY	Landre Wal
COUNTY ATTORNEY	Sandra Waters, DEP QC Reviewer
for Scott Stone	

### **ATTACHMENT 2**



## INTEROFFICE MEMORANDUM Palm Beach County Environmental Resources Management

DATE:

December 17, 2019

TO:

Verdenia C. Baker County Administrator

THIROUGH:

Patrick Rutter Assistant County Administrator

FROM:

Deborah Drum, Director
Environmental Resource

REQUEST FOR DELEGATION OF APPROVAL AUTHORITY:

State of Florida Department of Environmental Protection Standard Grant Agreement No. LPA0072 (Agreement) for an amount not to exceed \$160,000 providing for geotechnical engineering and seepage analysis for the Loxahatchee River Watershed Hydrological Refinements Phase I Project beginning upon

Agreement execution and expiring December 31, 2021.

On December 3, 2019, agenda item 3L2 (R2019-1850) the Board of County Commissioners approved the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with the Agreement, and any necessary minor amendments that do not significantly change the scope of work, terms, or conditions of the Agreement.

This memorandum is my request for delegation of signatory authority for the Director or Deputy Director of Environmental Resources Management (ERM) to sign all future time extensions, task assignments, certifications, and other forms associated with this Agreement, and any necessary minor amendments that do not substantially change the scope of work, terms, or conditions of the Agreement. If you agree, please sign below and return this memorandum. I am available to answer any questions you may have concerning this request. Thank you in advance for your consideration.

OT DATE: 13/80/19 denia C. Baker, County Administrator

DD:kf