

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: November 2, 2021	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
	<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Public Hearing
Department:	Engineering & Public Works Department			
Submitted By:	Engineering & Public Works Department			
Submitted For:	Roadway Production Division			

I. EXECUTIVE BRIEF



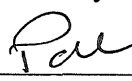
Motion and Title: Staff recommends motion to receive and file: Amendment Number 1 to the County Incentive Grant Program (CIGP) agreement, R2019-0022, with the Florida Department of Transportation (FDOT) for the intersection improvements at SR-809/Military Trail at Forest Hill Boulevard (Project), extending the expiration date to continue in effect and be binding until the Project is completed.

SUMMARY: In accordance with Countywide PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating department as a receive and file agenda item. As authorized by Resolution R2012-0035, and per delegation from the County Administrator, the Assistant County Engineer approved Amendment Number 1 to the CIGP agreement on August 25, 2021. Districts 2 & 3 (YBH)

Background and Justification: Final execution of Amendment Number 1 to the CIGP agreement, R2019-0022, was completed by FDOT on August 25, 2021.

Attachments:

- 1. Location Map
- 2. CIGP Amendment Number 1

Recommended by:  YBH/TEL	 County Engineer	9/30/2021 Date
Approved By: 	Assistant County Administrator	10/14/21 Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
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)					

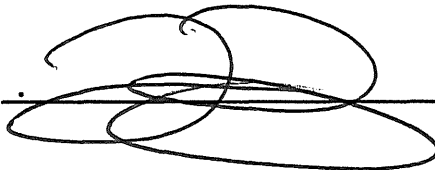
Is Item Included in Current Budget? Yes X No
Does this item include the use of federal funds? Yes No X

Budget Account No:

Recommended Sources of Funds/Summary of Fiscal Impact:

**This item has no fiscal impact. The agenda item extends the eligible time frame for these grants. The funds are currently budgeted.

C. Departmental Fiscal Review: .



III. REVIEW COMMENTS

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

Luc Mart a/b/d/21
OFMB 9/30/21 8/9/30
AP 9/30/21

J. J. Jacobson 10/12/21
Contract Dev. and Control
10-12-21 TW

B. Approved as to Form and Legal Sufficiency:

for YBH
10/13/2021
Assistant County Attorney

C. Other Department Review:

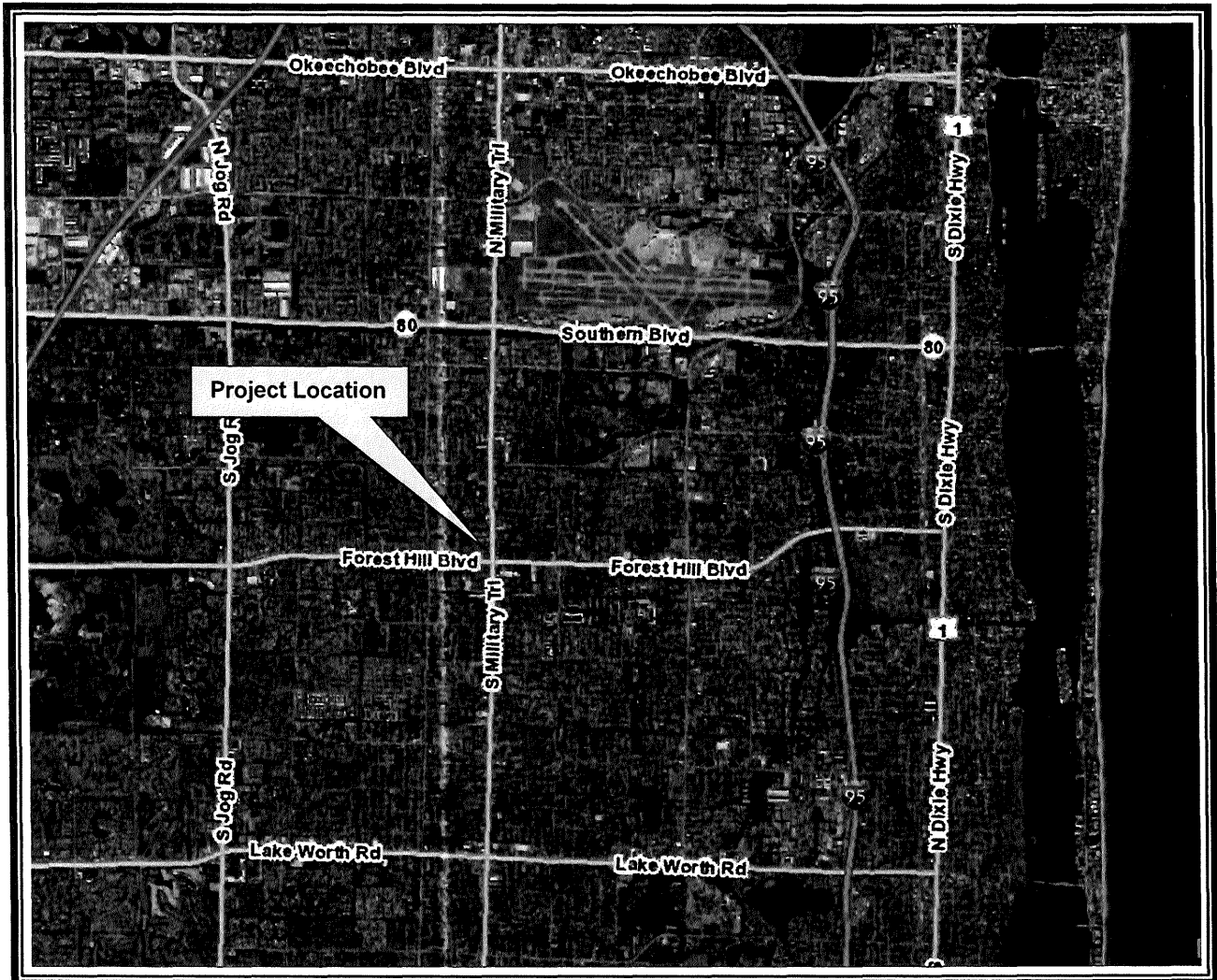
Department Director

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

PROJECT LOCATION

SR-809/MILITARY TRAIL AT FOREST HILL BOULEVARD

PALM BEACH COUNTY PROJECT #2012504



DUNS No.: 80-939-7102
CSFA No.: 55.008

FM No: 437878-1-4B/42/43/45-01
Vendor No: F 596-000-743

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
AND
PALM BEACH COUNTY
COUNTY INCENTIVE GRANT PROGRAM
LOCALLY FUNDED AGREEMENT
AMENDMENT NUMBER ONE

THIS Amendment, made and entered into this 25TH day of AUGUST, 2021, by and between the State of Florida Department of Transportation, an agency of the State of Florida, hereinafter called the DEPARTMENT, and Palm Beach County, 2300 North Jog Road, West Palm Beach, Florida 33411, hereinafter called the COUNTY.

WITNESSETH

WHEREAS, on February 1st, 2019, the parties entered into a County Incentive Grant Program Locally Funded Agreement, hereinafter referred to as the Agreement, wherein the COUNTY agreed to provide the DEPARTMENT financial assistance in connection with Financial Management (FM) No. 437878-1-4B/42/43/45-01 for the construction of intersection improvements of SR-809/Military Trail at Forest Hill Boulevard in Palm Beach County, Florida, hereinafter referred to as the Project; and

WHEREAS, the parties hereto desire to 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 Agreement dated February 1st, 2019 as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. Paragraph 3A 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 (FM# 437878-1-4B/42/43/45-01) is completed as evidenced by the written acceptance of the DEPARTMENT.

All provisions, covenants, terms and conditions of the Agreement between the parties theretofore entered into on February 1st, 2019, 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, the COUNTY has caused this Amendment to be executed in its behalf this 25th day of August, 2021, by the Assistant County Engineer, authorized to enter into and execute same by Resolution Number R-2012-0035 of the Board on the 24th day of January, 2012, and the DEPARTMENT has executed this Amendment through its District Director of Transportation Development for District 4, Florida Department of Transportation, this 25TH day of AUGUST, 2021.

PALM BEACH COUNTY, FLORIDA

PALM BEACH COUNTY, A POLITICAL
SUBDIVISION OF THE STATE OF FLORIDA
BY AND THROUGH ITS BOARD OF
COUNTY COMMISSIONERS

ATTEST:
JOSEPH ABRUZZO
CLERK OF THE COURT & COMPTROLLER

BY: Steven B. Carrier
NAME: Steven B. Carrier, P.E.

Assistant County Engineer

25 day of August, 2021

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS:

BY: *Yelizaveta B. Herman*
NAME: Yelizaveta B. Herman
Assistant County Attorney

BY: *[Signature]*
NAME: Morton L. Rose, P.E.
Director of Roadway Production

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

DocuSigned by:
Atia E. Chenev
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ATTEST: _____
EXECUTIVE SECRETARY

NAME: Alia Chanel

DocuSigned by:
BY: steven braun
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DIRECTOR OF TRANSPORTATION
DEVELOPMENT
NAME: steven braun

Availability of Funds Approval:

N/A
(Date)

DISTRICT

LEGAL REVIEW:

DocuSigned by:
Jeb Niewood
180383204327448

BY: _____
OFFICE OF THE GENERAL COUNSEL
NAME: Jeb Niewood