

I. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes _____ No _____

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

Budget Account No.:

Fund _____ Department _____ Unit _____ Object _____ Program _____

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

There is no fiscal impact associated with this item.

C. Department Fiscal Review:

_____ *L. Nelson*

II. REVIEW COMMENTS

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

John B. ... 9/7/22 *ASD ... 9/7/22* *9/7/22* *9/12/22*
 OFMB *JA 9/7* *2091* Contract Development and Control

B. Legal Sufficiency:

_____ *9/13/22*
 Assistant County Attorney

C. Other Department Review:

 Department Director

Attachment 1

**AMENDMENT NO. 2
TO AGREEMENT NO. LPA0072
BETWEEN
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND
PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**

This Amendment to Agreement No. LPA0072 (Agreement), as previously amended, is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and Palm Beach County Board of County Commissioners (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. (Project), effective December 20, 2019; and,

WHEREAS, the Grantee has requested a revision in the scope of work for the Project; and,

WHEREAS, the Grantee has requested a change in task timelines within the Agreement period; and,

WHEREAS, other changes to the Agreement are necessary.

NOW THEREFORE, the parties agree as follows:

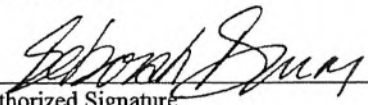
1. Attachment 3, Grant Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-1, Revised Grant Work Plan, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to Attachment 3 shall hereinafter refer to Attachment 3-1, Revised Grant Work Plan.
2. 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

The parties agree to the terms and conditions of this Amendment and have duly authorized their respective representatives to sign it on the dates indicated below.

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

By: 
Authorized Signature

By: Angela Knecht Digitally signed by Angela Knecht
Date: 2022.07.28 11:31:00 -04'00'
Secretary or Designee

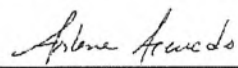
Deborah Drum, ERM Department Director
Print Name and Title

Angela Knecht, Division Director
Print Name and Title

Date: 7/27/22

Date: 7/28/2022

Approved as to form and legal sufficiency:


Arlene Acevedo, DEP Grant Manager

/s/ Scott A. Stone
Scott Stone, Assistant County Attorney

Zachary Easton Digitally signed by Zachary Easton
Date: 2022.07.28 10:52:45 -04'00'
Zachary Easton, DEP QC Reviewer

List of attachments/exhibits included as part of this Amendment:

<u>Specify Type</u>	<u>Letter/ Number</u>	<u>Description</u>
Attachment	3-1	Revised Grant Work Plan

**ATTACHMENT 3-1
REVISED GRANT WORK PLAN**

PROJECT TITLE: Palm Beach County Loxahatchee River Preservation Initiative-Palm Beach County Loxahatchee River Watershed Hydrological Refinements Phase I.

PROJECT LOCATION: The project will be located in the Loxahatchee Slough and Hungryland Slough natural areas within the City of Palm Beach Gardens and unincorporated Palm Beach County; Lat/Long (26.8828, -80.2114). See Figure 1 for location map.

PROJECT BACKGROUND: The project is part of a watershed-based effort to protect and restore the Loxahatchee River and enhance Palm Beach County's (Grantee) natural areas within the Loxahatchee River watershed. The South Florida Water Management District (SFWMD) C-18 Canal, both the east and west legs, cause groundwater seepage to occur through the soils and have a negative impact on the wetlands immediately adjacent to the canal, especially during the dry season when the canal levels are low.

PROJECT DESCRIPTION: This project will define the best method to maintain wet season water levels and quantify the increased water storage on Palm Beach County's Loxahatchee Slough and Hungryland Slough natural areas. These two large natural areas are major contributors of freshwater and are located immediately upstream to the Loxahatchee River, within the Loxahatchee River watershed. The project area is 17 linear miles and would benefit approximately 13,400 acres. Phase I of the project includes the completion of a geotechnical engineering and seepage analysis for the hydrological restoration project, to be completed in Phase II.

TASKS:

All documentation should be submitted electronically unless otherwise indicated.

Task 1: Pre-Design Study

Deliverables: The Grantee will perform a pre-design study of geotechnical data collection and groundwater seepage analysis and produce a pre-design report that will detail the scope of the problem in the analysis area, outline design options, and identify tasks required to complete resolution of the problem.

Documentation: The Grantee will submit the final pre-design report.

Performance Standard: The Department's Grant Manager will review the documentation to verify that the deliverables are completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

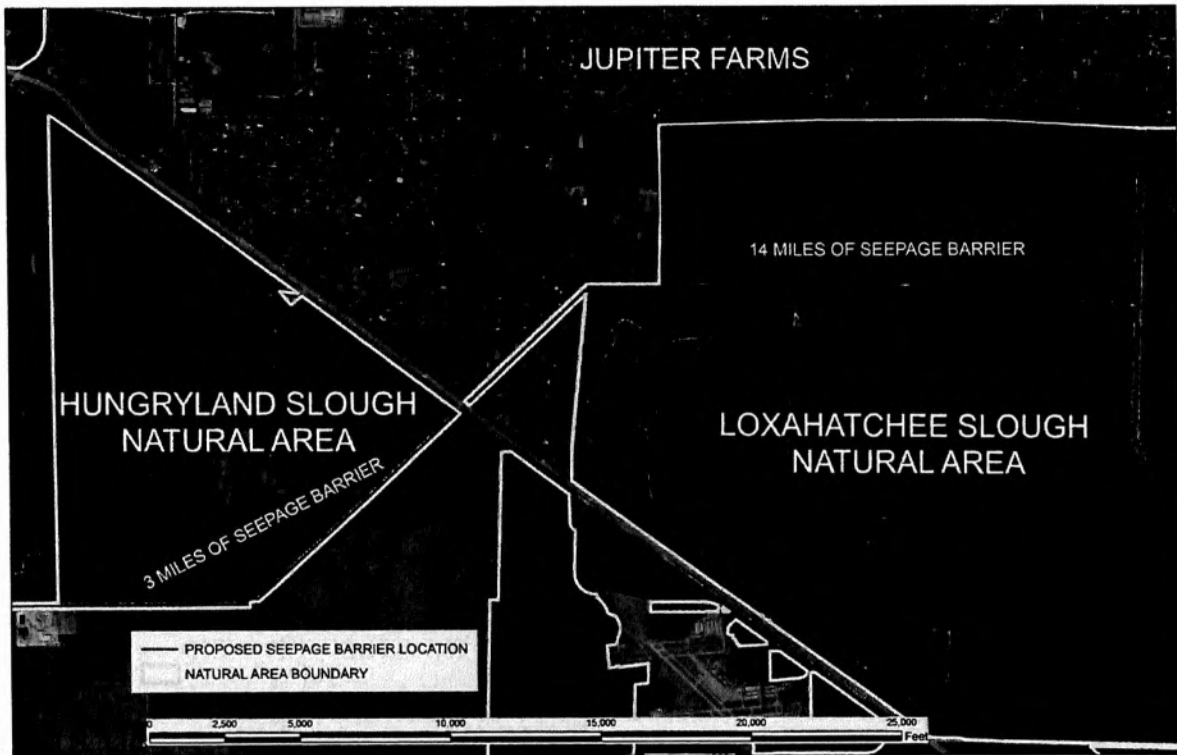
Payment Request Schedule: The Grantee may submit a payment request for cost reimbursement following the conclusion of the task.

PROJECT TIMELINE & BUDGET DETAIL: The tasks must be completed by, and all documentation received by, the corresponding task end date.

Task No.	Task Title	Budget Category	Budget Amount	Task Start Date	Task End Date
1	Pre-Design Study	Contractual Services	\$160,000	07/01/2019	12/31/2022
Total:			\$160,000		

Note that, per Section 8.h. of Attachment 1 in the Agreement, authorization for continuation and completion of work and any associated payments may be rescinded, with proper notice, at the discretion of the Department if the Legislature reduces or eliminates appropriations. Extending the contract end date carries the risk that funds for this project may become unavailable in the future. This should be a consideration for the Grantee with this and future requests for extension.

Figure 1: Location Map





**INTEROFFICE MEMORANDUM
Palm Beach County
Environmental Resources Management**

DEC 19 2019

DATE: December 17, 2019
TO: Verdenia C. Baker
County Administrator
THROUGH: Patrick Rutter *PR*
Assistant County Administrator
FROM: Deborah Drum, Director *DD* 12-17-19
Environmental Resources Management

SUBJECT: 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.

APPROVED: *VC Baker* DATE: 12/02/19
Verdenia C. Baker, County Administrator