

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 6, 2023 (X) Consent () Regular
() Workshop () Public Hearing

Department: Environmental Resources Management

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A) approve a Governmental Agreement No. 4600004724 (Agreement) with the South Florida Water Management District (District) for the collection and analysis of water quality data in Lake Worth Lagoon (LWL) effective July 1, 2023 for a term of five years; and

B) authorize 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 substantially change the scope of work, terms, or conditions of the Agreement.

Summary: The Agreement outlines the cooperative process in which Palm Beach County (PBC) Environmental Resources Management (ERM) will collect monthly surface water quality samples and associated field parameters at 14 stations in LWL and will deploy and retrieve calibrated sondes provided by the District. The District shall operate two sondes and one autosampler, analyze the samples collected and post the data on the District's data base, DBHYDRO. Each party is responsible for their own expenses under this Agreement. The Agreement contains indemnification and liability provisions that differ from that adopted for use by the County under PPM CW-F-049. In accordance with PPM CW-F-049, Risk Management and the County Attorney's Office have reviewed the language and advised the Department of the associated risks. Due to business needs and the benefits to be derived from the agreement, Risk Management and the County Attorney's Office have agreed to allow the Department to move the agreement forward for Board of County Commissioner approval. Countywide (SF)

Background and Justification: The Agreement formalizes the partnership between the District and the County for water quality data collection resulting from the establishment of the LWL Initiative through County and District Resolutions (R2008-0569) and (R2008-421), respectively. The protocol outlined in the Agreement is a continuation of the water quality collection and data processing arrangement between PBC ERM and the District beginning in 2008 and most recently reauthorized in 2017 (R2017-1492). The water quality data is utilized to establish the LWL water quality baseline, track water quality trends, and establish Total Maximum Daily Values and Numeric Nutrient Criteria.

Attachment:

- 1. District Governmental Agreement No. 4600004724

Recommended by: *Selena Gray* 4/21/23
Department Director Date SF 4/21/23

Approved by: *Pace* 5/8/23
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	<u>58,400</u>	<u>58,400</u>	<u>58,400</u>	<u>58,400</u>	<u>58,400</u>
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>58,400</u>	<u>58,400</u>	<u>58,400</u>	<u>58,400</u>	<u>58,400</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 0001 Department 380 Unit 3130 Object various Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:
Annual operating costs include staff time and supplies associated with the County's obligations within the Agreement. County is responsible for sampling effort. District is responsible for laboratory analysis and data entry.

C. Department Fiscal Review:

S. Henry

III. REVIEW COMMENTS

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

*for review
5/1/23*
Laura M. ... 5/1/23
OFMB 94 5/1

John S. ... 5/3/23
Contract Development and Control
7/6 5/3/23

B. Legal Sufficiency:

[Signature]
Assistant County Attorney

C. Other Department Review:

Department Director