

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 7, 2023 Consent [X] Regular [ ]  
Public Hearing [ ]

Department: Water Utilities Department

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to receive and file: An executed Standard Potable Water and Wastewater Development Agreement, a Standard Reclaimed Water Development Agreement, a Standard Reclaimed Water Service Agreement Direct System, and an Amendment to Standard (Potable Water, Wastewater, and/or Reclaimed Water) Development Agreement for the month of July 2023.

- A) Standard Potable Water and Wastewater Development Agreement with W & W XXIV, LLC, SDA #05-11134-000 (District 6), Recorded in OR BK 34435 PG 698.
- B) Standard Reclaimed Water Development Agreement with Pebb Atlantic II, LLC and Socro LLC, SDA #09-90018-000 (District 5), Recorded in OR BK 34435 PG 680.
- C) Standard Reclaimed Water Service Agreement Direct System with Pebb Atlantic II, LLC and Socro LLC, SRWSA #09-90018-000 (District 5), Recorded in OR BK 34435 PG 689.
- D) Amendment to Standard (Potable Water, Wastewater, and/or Reclaimed Water) Development Agreement with Principal Development Group, LLC, SDA #03-01052-000 (District 5), Recorded in OR BK 34435 PG 677.

**Summary:** In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants/ procurement items must be submitted by the initiating Department as a receive and file agenda item and are attached unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Palm Beach County Water Utilities Department (PBCWUD) in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the BCC to receive and file. Districts 5 & 6 (MWJ)

**Background and Justification:** PBCWUD's Uniform Policies and Procedures require Standard Development Agreements to obtain concurrency for water and/or wastewater service. The terms and conditions for Standard Development Agreements are outlined in the PBCWUD Uniform Policies and Procedures Manual. The BCC delegated the authority to execute various types of Standard Development Agreements, and related documents including Standard Indemnity Agreements to the Department Director including potable water and wastewater agreements (R93-1619); reclaimed water agreements (R96-0228); and additional conditions for potable water, wastewater, and reclaimed water agreements (R2003-0539).

**Background and Justification (Continued on page 3)**

Recommended By:                                                                    
Al. Bayat 10/12/23  
Department Director Date

Approved By:                                                                    
Wally Glenn 10/24/23  
Assistant County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2024	2025	2026	2027	2028
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>NET FISCAL IMPACT</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Budget Account No.:** Fund 4000 Dept. 720 Unit 4200 Object 6992

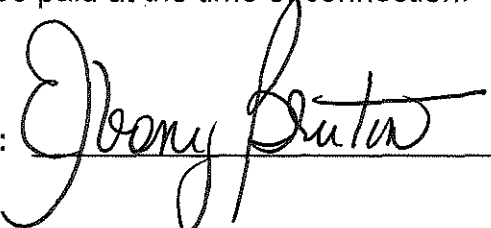
Is Item Included in Current Budget? Yes X No       

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

Reporting Category N/A

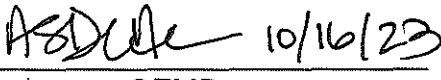
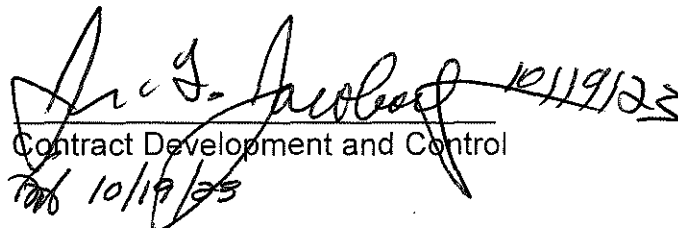
**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

Mandatory Agreement Payment has been paid in full (\$31,734 in FY 2023) and service installation fees will be paid at the time of connection.

C. Department Fiscal Review: 

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development and Control Comments:**

<u></u> MG 10/16 OFMB 10/16/23	<u></u> Contract Development and Control 10/19/23 10/19/23
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**B. Legal Sufficiency:**

 10/23/23  
 Assistant County Attorney

**C. Other Department Review:**

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 Department Director

- A) Standard Potable Water and Wastewater Development Agreement with W & W XXIV, LLC, SDA #05-11134-000 (District 6), Recorded in OR BK 34435 PG 698. This Agreement authorizes the Property Owner located along the south side of Lantana Road, north of Hypoluxo Road and east of Lyons Road, 42.10 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- B) Standard Reclaimed Water Development Agreement with Pebb Atlantic II, LLC and Socro LLC, SDA #09-90018-000 (District 5), Recorded in OR BK 34435 PG 680. This Agreement authorizes the Property Owner located along the south side of Atlantic Avenue between Lyons Road and Persimmons Avenue to reserve reclaimed water.
- C) Standard Reclaimed Water Service Agreement Direct System with Pebb Atlantic II, LLC and Socro LLC, SRWSA #09-90018-000 (District 5), Recorded in OR BK 34435 PG 689. This Agreement authorizes the Property Owner located along the south side of Atlantic Avenue between Lyons Road and Persimmons Avenue to direct access of reclaimed water for irrigation purposes.
- D) Amendment to Standard (Potable Water, Wastewater, and/or Reclaimed Water) Development Agreement with Principal Development Group, LLC, SDA #03-01052-000 (District 5), Recorded in OR BK 34435 PG 677. This Agreement authorizes the Property Owner located on the NW corner of Atlantic Avenue and Hagen Ranch Road, 12.76 ERC's for both water and wastewater for five (5) years.