PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:

November 21, 2023

Consent [X]
Public Hearing []

Regular []

Department:

Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: Two (2) executed Standard Potable Water and Wastewater Development Agreements, two (2) Standard Reclaimed Water Development Agreements, a Standard Reclaimed Water Service Agreement Lake Discharge System, and a Standard Reclaimed Water Service Agreement Direct System for the months of June and July 2023.

- A) Standard Potable Water and Wastewater Development Agreement with West Atlantic Business Plaza, LLC, SDA #09-01103-000 (District 5), Recorded in OR BK 34379 PG 299.
- B) Standard Potable Water and Wastewater Development Agreement with Boynton Beach Associates 30, LLLP, SDA #05-11135-000 (District 5), Recorded in OR BK 34462 PG 1001.
- C) Standard Reclaimed Water Development Agreement with Boynton Beach Associates 30, LLLP, SDA #05-90029-000 (District 5), Recorded in OR BK 34462 PG 1011.
- D) Standard Reclaimed Water Service Agreement Lake Discharge System with Boynton Beach Associates 30, LLLP, RWSA #05-90029-000 (District 5), Recorded in OR BK 34462 PG 1021.
- E) Standard Reclaimed Water Development Agreement with Principal Commercial Group, LLC, SDA #03-90014-000 (District 5), Recorded in OR BK 34462 PG 1031.
- F) Standard Reclaimed Water Service Agreement Direct System with Principal Commercial Group, LLC, SRWSA #03-90014-000 (District 5), Recorded in OR BK 34462 PG 1039.

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. <u>District 5</u> (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 Ju	stification (Continued on page 3)		
Recommended By:	Ac-1Bayat	10123123	
	Department Director	Date	
Approved By:	Hel 1 Rlm	11/123	
	Assistant County Administrator	Date	

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2024	2025	2026	2027	2028			
Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match County	0000	0000	00000	0000	<u>0</u> <u>0</u> <u>0</u> <u>0</u> <u>0</u>			
NET FISCAL IMPACT	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>			
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>			
Budget Account No.: Fu	nd <u>4000</u> De	ept. <u>720</u> Unit	4200	Object 6992				
Is Item Included in Current Budget? Yes X No								
Is this item using Federal Fe	,	Yes	No <u>X</u>					
Is this item using State Fund	ds?	,	Yes	No <u>X</u>				
	Reporting Category <u>N/A</u>							

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

Mandatory Agreement Payment has been paid in full (\$241,149 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:

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Contract Development and Control

B. Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

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- A) Standard Potable Water and Wastewater Development Agreement with West Atlantic Business Plaza, LLC, SDA #09-01103-000 (District 5), Recorded in OR BK 34379 PG 299. This Agreement authorizes the Property Owner located along the south side of West Atlantic Avenue, west of Lyons Road and east of State Road 7, 40.80 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- B) Standard Potable Water and Wastewater Development Agreement with Boynton Beach Associates 30, LLLP, SDA #05-11135-000 (District 5), Recorded in OR BK 34462 PG 1001. This Agreement authorizes the Property Owner located approximately 1.30 miles south of Boynton Beach Boulevard between Lyons Road and State Road 7, 382 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- C) Standard Reclaimed Water Development Agreement with Boynton Beach Associates 30, LLLP, SDA #05-90029-000 (District 5), Recorded in OR BK 34462 PG 1011. This Agreement authorizes the Property Owner located approximately 1.30 miles south of Boynton Beach Boulevard between Lyons Road and State Road 7 to reserve Reclaimed Water.
- D) Standard Reclaimed Water Service Agreement Lake Discharge System with Boynton Beach Associates 30, LLLP, RWSA #05-90029-000 (District 5), Recorded in OR BK 34462 PG 1021. This Agreement authorizes the Property Owner located approximately 1.30 miles south of Boynton Beach Boulevard between Lyons Road and State Road 7 to lake discharge access of Reclaimed Water for irrigation purposes.
- E) Standard Reclaimed Water Development Agreement with Principal Commercial Group, LLC, SDA #03-90014-000 (District 5), Recorded in OR BK 34462 PG 1031. This Agreement authorizes the Property Owner located on the north side of Atlantic Avenue just west of Hagen Ranch Road to reserve Reclaimed Water.
- F) Standard Reclaimed Water Service Agreement Direct System with Principal Commercial Group, LLC, SRWSA #03-90014-000 (District 5), Recorded in OR BK 34462 PG 1039. This Agreement authorizes the Property Owner located located on the north side of Atlantic Avenue just west of Hagen Ranch Road to direct access of Reclaimed Water for irrigation purposes.