

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date:	February 1, 2022	<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 approve:

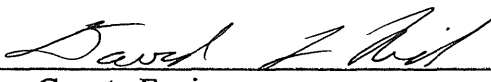

- A) the Local Agency Program (LAP) Supplemental Agreement Number 1 (Supplement) to the LAP Agreement, R2021-0223, dated March 19, 2021, with the State of Florida Department of Transportation (FDOT) for a grant reduction in the amount of \$28,526 for the construction of Belvedere Heights Phase I (Project); and
- B) a budget amendment of -\$28,526 in the capital outlay fund to recognize the LAP grant agreement funding adjustment from FDOT and appropriate it to the Project.

SUMMARY: Approval of this Supplement will reduce the LAP Agreement grant amount by \$28,526 from \$1,334,856 to \$1,306,330. When the grant was originally approved, the estimated construction cost was \$1,827,865. However, after the Project was bid, the actual construction cost was \$1,359,442, which is lower than the estimate. Therefore, FDOT is reducing the grant amount by \$28,526 and also reducing the local match amount required by \$439,898 so that the grant amount and local match amount add together to equal the actual construction cost. The local match amount will now be \$53,112 which is equal to 3.91% of the construction contract amount. The Project will provide streetlights, sidewalks and sodding along Palm Beach County roads in the Westgate Belvedere Homes Community Redevelopment Area. District 2 (YBH)

Background and Justification: The LAP is intended to provide federal grants to local agencies. This Supplement with FDOT will reconcile the funding for the Project to match the construction contract amount. The original grant amount was based upon an estimate for the construction cost. Once the project was bid, the exact cost was known and FDOT adjusts the grant amount to exactly match the construction contract amount.

Attachments:

- 1. Location Map
- 2. LAP Supplement with Adjusted Exhibit B (3)
- 3. Budget Amendment

Recommended by:		1/5/2022
YBH/TEL	County Engineer	Date
Approved By:		1/18/22
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	\$1,359,442	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	(\$1,359,442)	-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-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

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

Budget Account No:

Fund 3900 Dept 361 Unit 1899 Object 8101/6943/3104

Recommended Sources of Funds/Summary of Fiscal Impact:

Capital Outlay Fund
 Belvedere Heights Phase I
 Belvedere Heights Phase I Construction

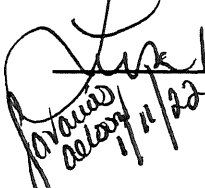
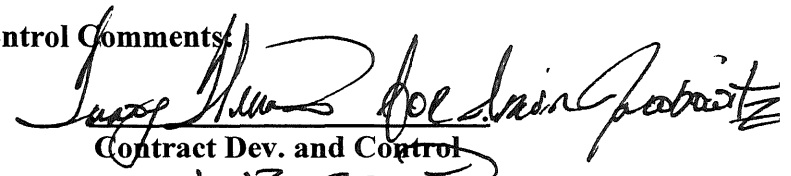
	Previous Total Project Funds	Additional Project Funds	Current Total Project Fund
Lap Agreement	\$ 1,334,856	< 28,526 >	1,306,330
Westgate Belvedere CRA	\$ 493,010	< 439,898 >	53,112
Total	\$ 1,827,865	< 468,424 >	1,359,442

****Approval of this Supplement will reduce the Lap Agreement by \$(28,526) from \$1,334,856 to \$ 1,306,330 and the local match from Westgate CRA will be reduced from \$439,898 to \$53,112 to be 4%. The revised grant and local match amount will equal the construction contract of \$ 1,359,442.

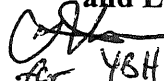
C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

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

 Lap Match 1/11/22
 OFMB 1/10/22 LM 1/11/22
 Contract Dev. and Control
 1-13-22 TM

B. Approved as to Form and Legal Sufficiency:

 YSH 1/18/2022
 Assistant County Attorney

C. Other Department Review:

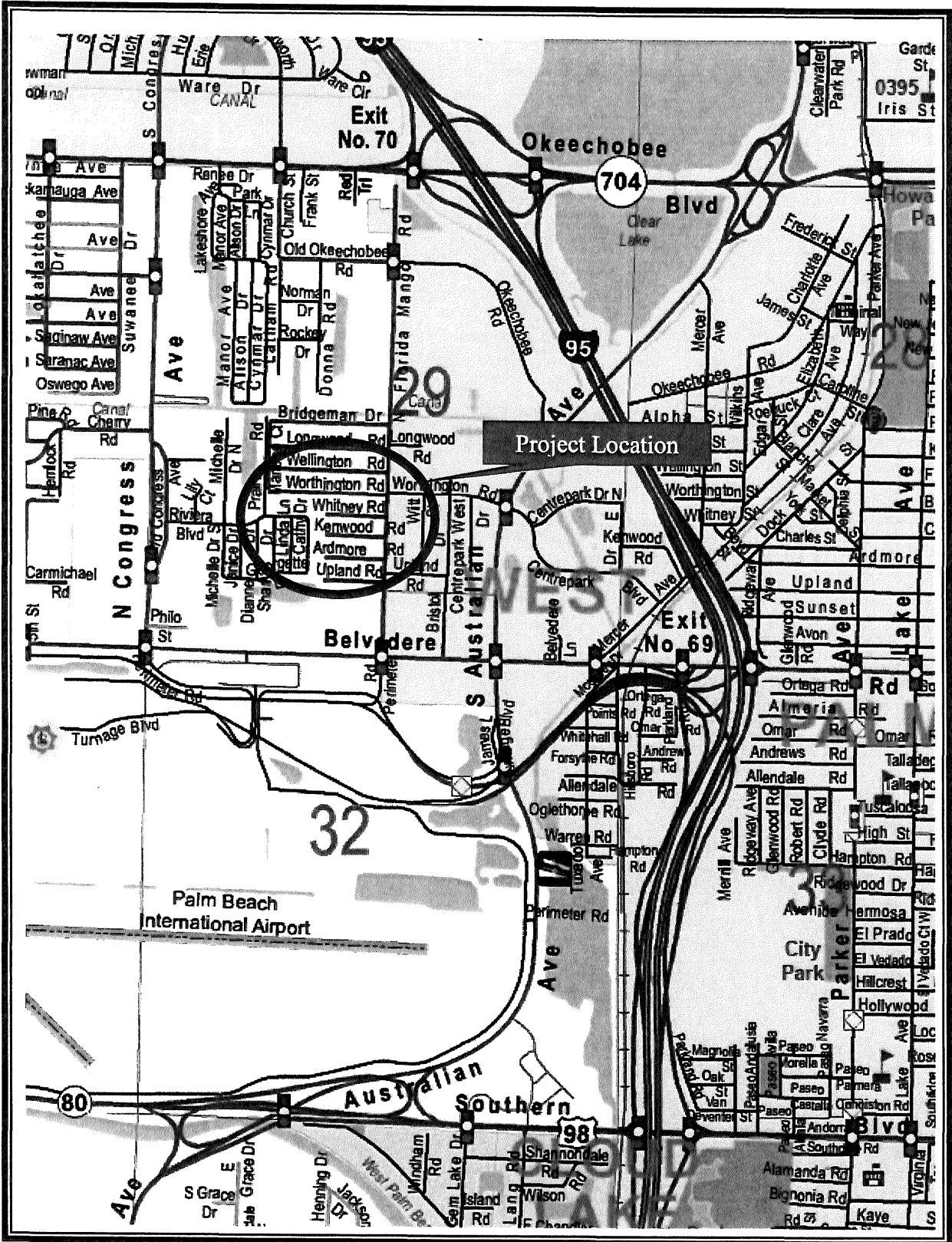
 Department Director

This summary is not to be used as a basis for payment.
 2

PROJECT LOCATION

BELVEDERE HEIGHTS PHASE I

PALM BEACH COUNTY PROJECT #2018027



LOCATION MAP

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT**

SUPPLEMENTAL NO.
1

FEDERAL ID NO. (FAIN)
D420-067-B

CONTRACT NO.
G1V92

FEDERAL AWARD DATE
3.16.21

FPN
441530-1-58-01

RECIPIENT DUNS NO.
078470481

Recipient, Palm Beach County, desires to supplement to the original Local Agency Program Agreement entered into and executed on March 19, 2021 (Original Agreement) as identified above. All provisions in the Original Agreement and supplements if any, remain in effect except as expressly modified by the Supplemental Agreement.

Pursuant to Paragraph 5i of the Original Agreement, the Recipient and the Department agree to amend the Original Agreement and supplements, if any, as follows:

Paragraph 4.a and b. of the Original Agreement is deleted and replaced with the following:

4. Project Cost

a. The estimated cost of the Project is \$1,359,442.00. This amount is based upon the Adjusted Schedule of Financial Assistance in **Adjusted Exhibit "B"**, attached to and incorporated in this Supplemental Agreement. **Adjusted Exhibit "B"** may be modified by mutual execution of an amendment as provided for in paragraph 5.i.

b. The Department agrees to participate in the Project cost up to the maximum amount of \$1,306,330.00 and as more fully described in **Adjusted Exhibit "B"**. This amount includes Federal-aid funds which are limited to the actual amount of Federal-aid participation. The Department's participation may be increased or reduced upon determination of the actual bid amounts of the Project by the mutual execution of an amendment. The Recipient agrees to bear all expenses in excess of the total cost of the Project and any deficits incurred in connection with the completion of the Project.

PROJECT DESCRIPTION

Name Belvedere Heights Length 0.751

Termini Various Locations

Project Description:

A pedestrian lighting project that has both lighting and sidewalk installation on the north and south side of Worthington Rd, Whitney Rd, Kenwood Rd, Ardmore Rd and Upland Rd with detectable warning and pavement markings on the east end of each street. This project also includes a swale area that is being constructed along the north and south side of each street. There is also drainage being installed on the east end of each street except for Worthington Rd.

Reason for Supplemental Agreement and supporting engineering and/or cost analysis:

This Supplemental Agreement reconciles the Local Agency Program Agreement estimated project cost with the Department's concurrence and Recipient's construction bid award for FM#441530-1-58-01.

**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT**

ADJUSTED EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

RECIPIENT NAME & BILLING ADDRESS: Palm Beach County
c/o Holly Knight, P.E.2300
North Jog Road
3rd Floor, West Wing
West Palm Beach, FL 33411

FINANCIAL PROJECT NUMBER:

441530-1-58-01

PHASE OF WORK By Fiscal Year	FUNDING					
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL LOCAL FUNDS	(5) TOTAL STATE FUNDS	(6) TOTAL FEDERAL FUNDS
Design FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Design Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Right-of-Way FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Right-of-Way Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
Construction FY: 2020-2021 (Transportation Alternative) FY: 2020-2021 (Local Funds) FY: (Insert Program Name) Total Construction Cost	\$1,334,856.00 \$493,010.00	(\$28,526.00) (\$439,898.00)	\$1,306,330.00 \$53,112.00	\$53,112.00	\$ 0.00	\$1,306,330.00
Construction Engineering and Inspection (CEI) FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total CEI Cost	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
(Insert Phase) FY: (Insert Program Name) FY: (Insert Program Name) FY: (Insert Program Name) Total Phase Costs	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
TOTAL COST OF THE PROJECT	\$1,827,866.00	(\$468,424.00)	\$1,359,442.00	\$53,112.00	\$ 0.00	\$1,306,330.00

COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, F.S. Documentation is on file evidencing the methodology used and the conclusions reached.

Mya Gray
District Grant Manager Name

Signature Date

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT**

525-010-32
PROGRAM MANAGEMENT
08/19

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement on the date last ascribed herein.

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

STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

By: _____
Name: Robert S. Weinroth
Title: Mayor


By: _____
Name: Steven C. Braun, P.E.
Title: Director of Transportation

Date: _____

Date: _____

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Legal Review:


By:  _____
Name: Yelizaveta B. Herman
Title: Assistant County Attorney

ATTEST:
Joseph Abruzzo
Clerk of the Circuit Court & Comptroller

By: _____
Deputy Clerk

(SEAL)

APPROVED AS TO TERMS AND
CONDITIONS:

By:  _____
Name: Morton L. Rose, P.E.
Title: Director of Roadway Production

