

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

Meeting Date:	May 16, 2023	<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

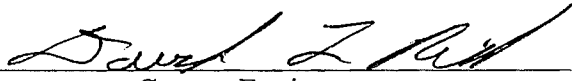

Motion and Title: Staff recommends motion to:

- A) **adopt** a Resolution to approve Supplemental Agreement Number One (Supplemental) to the Local Agency Program (LAP) Agreement (R2021-1899), dated January 25, 2022 (Agreement) with the State of Florida Department of Transportation (FDOT) for the construction of Lyons Road/Sansbury’s Way from Forest Hill Boulevard to Okeechobee Boulevard (Project);
- B) **approve** the Supplemental to the Agreement that increases the grant funding to \$5,099,624 and extends the expiration date of the Agreement from December 31, 2023 to June 30, 2024 for the Project; and
- C) **approve** a budget amendment of \$883,984 in the Transportation Improvement Fund to recognize the Supplemental funding from FDOT and appropriate it to the Project.

SUMMARY: Approval of this Supplemental and Budget Amendment will provide Palm Beach County (County) \$883,984 in additional grant funding for a total of \$5,099,624 for the Project and extends the expiration date of the Agreement from December 31, 2023 to June 30, 2024 . The Project will widen the roadway to add separated bike lanes on both sides of the roadway. The grant amount is being increased to reflect current costs and estimates of the Project. **The local match is \$762,461 which is 13% of the estimated Project cost.** The County will be responsible for all costs above the grant amount and for maintenance of improvements after construction is complete. The Catalog of Federal Domestic Assistance (CFDA) number for this grant is 20.205 Highway Planning and Construction. **This Project is included in the Five-Year Road Program. Districts 2 & 6 (YBH)**

Background and Justification: The LAP is intended to provide federal grants to local agencies. This Supplemental will provide the County additional grant funding for the construction of the Project and extend the expiration date of the Agreement.

- Attachments:**
1. Location Map
 2. Resolution (2)
 3. Supplemental (2)
 4. Budget Amendment

Recommended by:		4/26/23
	County Engineer	Date
Approved By:		5/2/23
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	\$ 883,984	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	(\$883,984)	-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)	-0-	-0-	-0-	-0-	-0-

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

Budget Account No:

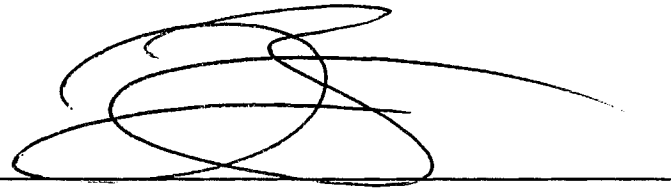
Fund 3500 Dept 361 Unit 1908-001 Object 3404/6551

Recommended Sources of Funds/Summary of Fiscal Impact:

Transportation Improvement Fund
 Lyons Rd/Sansbury's Way-Forest Hill Blvd to Okeechobee Blvd
 Lyons Rd/Sansbury's Way-Forest Hill Blvd to Okeechobee Blvd-Construction

Lap Agreement Supplement # 1:
 Grant Funding Increase \$ 883,984

Received additional federal funding grant funding from Florida Department of Transportation (FDOT) FPN 444371-1-58-01 of \$ 883,984 for capital expenditure.



C. Departmental Fiscal Review:

III. REVIEW COMMENTS

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

Lisa M. ... 4/26/2023
 OFMB *GA 4/24/23 MD 4/26*

Dr. J. Jacobson 4/28/23
 Contract Dev. and Control
Traci 4/28/23

B. Approved as to Form and Legal Sufficiency:

[Signature]
 Assistant County Attorney

C. Other Department Review:

 Department Director

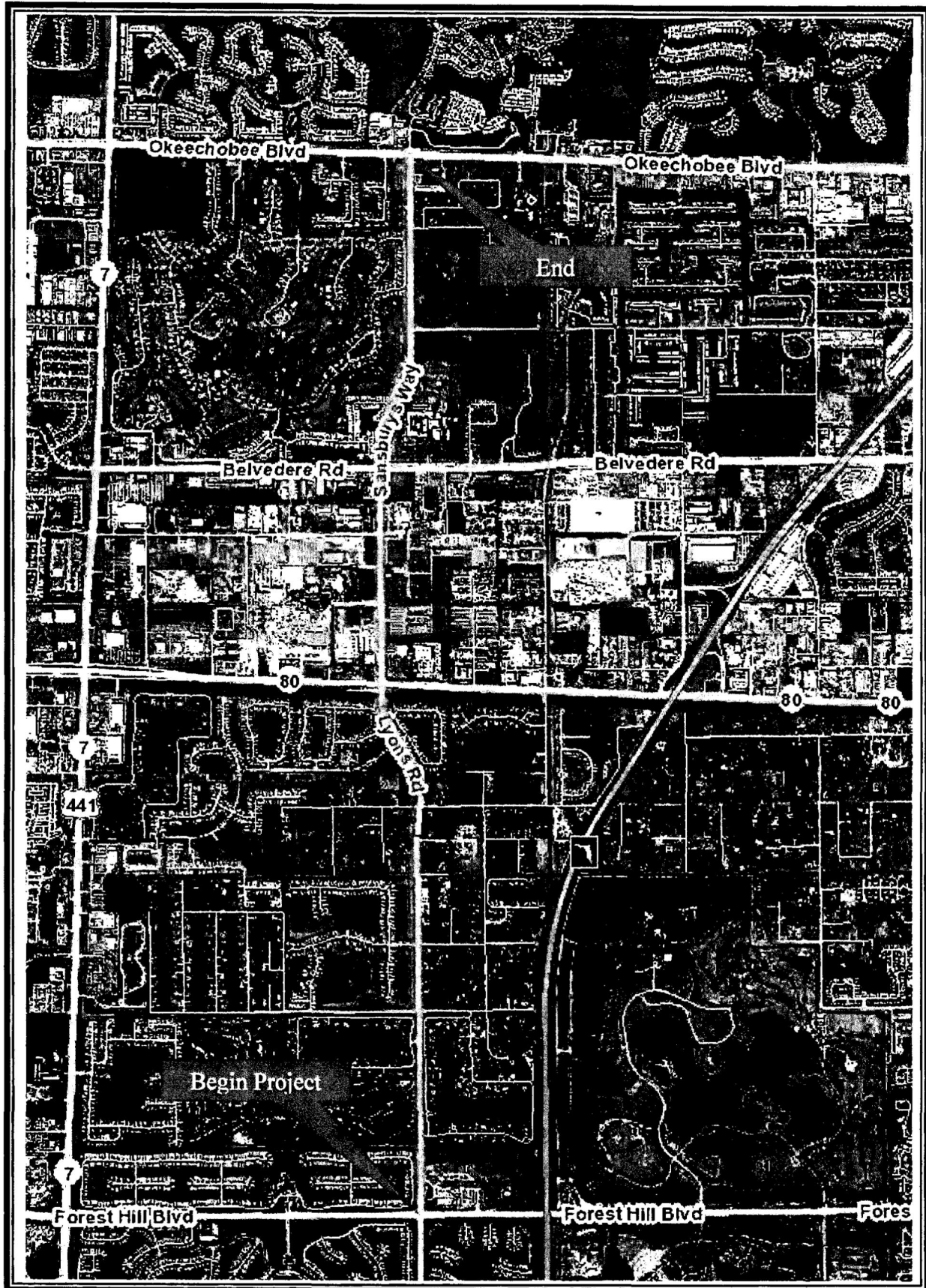
This summary is not to be used as a basis for payment.

PROJECT LOCATION

LYONS ROAD/SANSBURY'S WAY

FROM FOREST HILL BOULEVARD TO OKEECHOBEE BOULEVARD

PROJECT NUMBER 2019604



LOCATION MAP

ATTACHMENT 1

RESOLUTION NO. R2023-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, APPROVING SUPPLEMENTAL AGREEMENT NUMBER ONE TO THE LOCAL AGENCY PROGRAM (LAP) AGREEMENT (SUPPLEMENTAL) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE CONSTRUCTION OF LYONS ROAD/SANSBURY'S WAY FROM FOREST HILL BOULEVARD TO OKEECHOBEE BOULEVARD (PROJECT).

WHEREAS, the Florida Department of Transportation (FDOT) has awarded a Local Agency Program (LAP) grant to help finance the construction of the Project; and

WHEREAS, Palm Beach County (County) entered into a LAP Agreement (R2021-1899) on January 25, 2022 (Agreement) with FDOT; and

WHEREAS, the FDOT has requested that the County enter into this Supplemental outlining the updated funding and extending the expiration date of the Agreement; and

WHEREAS, the Board of County Commissioners has determined that execution of this Supplemental is in the best interest of the citizens and residents of the County.

(Intentionally Left Blank)

NOW, THEREFORE be it resolved by the Board of County Commissioners of Palm Beach County, Florida, that:

1. The Mayor is hereby authorized to execute the Supplemental.
2. The recitations set forth herein above are true, accurate and correct and are incorporated herein.
3. This Resolution will take effect upon its adoption.

The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Gregg K. Weiss, Mayor	_____
Commissioner Maria Sachs, Vice Mayor	_____
Commissioner Maria G. Marino	_____
Commissioner Michael Barnett	_____
Commissioner Marci Woodward	_____
Commissioner Sara Baxter	_____
Commissioner Mack Bernard	_____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 20____.

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

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

JOSEPH ABRUZZO, CLERK OF THE
CIRCUIT COURT & COMPTROLLER

By: _____
Assistant County Attorney

By: _____
Deputy Clerk

APPROVED AS TO TERMS
AND CONDITIONS

By: 
KOF Division Director

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

525-010-32
PROGRAM MANAGEMENT
03/22

Page 1 of 3

SUPPLEMENTAL NO.

1

FEDERAL ID NO. (FAIN)

D421-120-B

CONTRACT NO.

G2544

FEDERAL AWARD DATE

1.20.22

FPN

444370-1-58-Q1

RECIPIENT UNIQUE ENTITY ID SAM NO.

078470481

Recipient, Palm Beach County, desires to supplement the original Agreement entered into and executed on January 25th, 2022 as identified above. All provisions in the original Agreement and supplements, if any, remain in effect except as expressly modified by this supplement.

The changes to the Agreement and supplements, if any, are described as follows:

PROJECT DESCRIPTION

Name Lyons Road/Sansbury Wy

Length 3.818

Termini SR-882/Forest Hill Bv to SR-704/Qkeechobee Bv

Description of Work:

Installation of a 5ft wide bike lane with a 2ft raised concrete separator on both sides of the road throughout the limits of this project along with milling and resurfacing and widening of the road. Two overhead school zone flashers will be installed to replace the existing post-mounted flashers on Lyons Road at Pioneer Road and Lyons Road at 7th Place S./Wellington View Drive.

Reason for Supplement and supporting engineering and/or cost analysis:

This supplemental agreement reconciles the LAP Agreement total project cost with the Department's concurrence and Local Agency construction bid award for FM#444370-1-58-01. This decreases the total funds by \$99,589.00. The revised Federal Funds amount is \$5,099,624.00 and the revised Local Funds amount is \$762,461.00. Refer to Exhibit "B" attached hereto and made a part hereof which replaces Exhibit "B" that is attached to the original Agreement.

This supplemental agreement also extends the LAP Agreement to June 30th, 2024 due to the revised construction completion date of January 2024. The construction completion date was revised due to a delay in materials availability.

This supplemental agreement amends the original agreement paragraph 3.0 Term of Agreement as follows: The Recipient agrees to complete the project on or before June 30th, 2024.

Attachment 3

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT
ADJUSTED EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

525-010-32
PROGRAM MANAGEMENT
02/22

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

FINANCIAL PROJECT NUMBER: 444370-1-58-01

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: 2022 (Surface Transportation)	\$4,215,640.00		\$4,215,640.00			\$4,215,640.00
FY: 2022 (Local Funds)	\$1,746,034.00	(\$983,573.00)	\$762,461.00	\$762,461.00		
FY: 2023 (Surface Transportation)		\$883,984.00	\$883,984.00			\$883,984.00
Total Construction Cost	\$5,961,674.00	(\$99,589.00)	\$5,862,085.00	\$762,461.00	\$ 0.00	\$5,099,624.00
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	\$5,961,674.00	(\$99,589.00)	\$5,862,085.00	\$762,461.00	\$ 0.00	\$5,099,624.00

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

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.

Vya 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 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: _____

Signature

Name

Title

Date

By: _____

Name: Steven C. Braun, P.E

Title: Director of Transportation

Date: _____

Legal Review: Francine Steelman

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: _____

Yelizaveta B. Herman
Assistant County Attorney

ATTEST:
Joseph Abruzzo
Clerk of the Circuit Court & Comptroller

By: _____

Deputy Clerk

(SEAL)

APPROVED AS TO TERMS AND
CONDITIONS:

By:  _____


Morton L. Rose, P.E.
Director of Roadway Production

**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY
BUDGET Amendment**

FUND Transportation Improvement Fund

BGRV 033123-484
BGEX 033123-116

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/31/2023	REMAINING BALANCE
REVENUES								
<u>Lyons d/ Sansbury's Way – Forest Hill Blvd to Okeechobee Blvd</u>								
3500-361-1908-3404	State Grant Capital-Transport	4,215,640	4,215,640	883,984	0	5,099,624		
TOTAL RECEIPTS & BALANCES		185,195,585	182,560,729	883,984	0	183,444,713		
EXPENDITURES								
<u>Lyons d/ Sansbury's Way – Forest Hill Blvd to Okeechobee Blvd</u>								
3500-361-1908-6551	Road & Street Improvements	5,625,205	6,114,864	883,984	0	6,998,848	5,132,771	1,866,077
TOTAL APPROPRIATIONS & EXPENDITURES		185,195,585	182,560,729	883,984	0	183,444,713		

	SIGNATURE	DATE	
Engineering & Public Works		03/31/2023	By Board of County Commissioners At Meeting of <u>May 2, 2023</u>
Administration / Budget Approval	_____	_____	_____
OFMB Department – Posted	_____	_____	Deputy Clerk to the Board of County Commissioners