

**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:

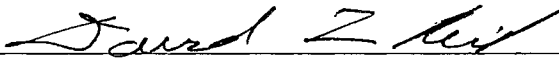
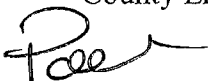
- A) **adopt** a Resolution to approve Supplemental Agreement Number One (Supplemental) to the Local Agency Program (LAP) Agreement (R2022-0916), dated March 7, 2023 (Agreement) with the State of Florida Department of Transportation (FDOT) for the construction of improvements on Seminole Boulevard from Oswego Avenue to Okeechobee Boulevard (Project);
- B) **approve** the Supplemental to the Agreement that increases the grant funding to \$1,726,567 for the Project; and
- C) **approve** a budget amendment of \$784,567 in the Capital Outlay 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) \$784,567 in additional grant funding for a total of \$1,726,567 for the Project. The Project will construct a multi-use pathway and install pedestrian lighting. The grant amount is being increased to reflect current costs and estimates of the Project. **The total local match is \$873,818 which is 33.6% of the estimated Project cost.** The Westgate/Belvedere Homes Community Redevelopment Agency 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. District 7 (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 Project.

Attachments:

1. Location Map
2. Resolution (2)
3. Supplemental (2)
4. Budget Amendment

Recommended by:		9/17/23
	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	\$ 784,567	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	(\$784,567)	-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:

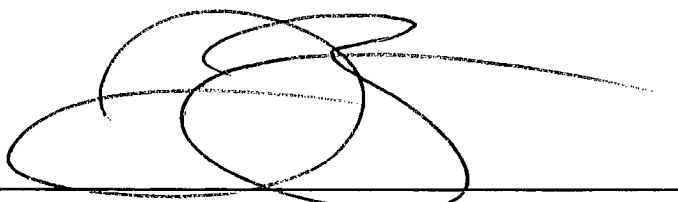
Fund 3900 Dept 361 Unit 1979-001 Object 8101/3104

Recommended Sources of Funds/Summary of Fiscal Impact:

Capital Outlay Fund
 Seminole Blvd., Oswego Ave. to Okeechobee Blvd.
 Seminole Blvd., Oswego Ave. to Okeechobee Blvd.-Construction

Lap Agreement Supplement # 1
 Grant Funding Increase \$ 784,567

Received additional federal funding grant funding from Florida Department of Transportation (FDOT) FPN 446077-1-58-01 of \$ 784,567 for capital expenditure.



C. Departmental Fiscal Review:

III. REVIEW COMMENTS

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

Lena Mate 4/24/23
 OFMB GA 4/24
 MD 4/24
 4/26

[Signature] 5/11/23
 Contract Dev. and Control
 MA 5/1/23

B. Approved as to Form and Legal Sufficiency:

[Signature] 5/2/2023
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

PROJECT LOCATION
SEMINOLE BOULEVARD
FROM OSWEGO AVENUE TO OKEECHOBEE BOULEVARD
PROJECT NUMBER 2021023



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 CONSTRUCTION OF SEMINOLE BOULEVARD FROM OSWEGO AVENUE 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, as a LAP certified agency, the County, on behalf of the Westgate/Belvedere Homes Community Redevelopment Agency (Westgate CRA), entered into a LAP Grant Agreement (R2022-0916) on March 7, 2023 (Agreement) with FDOT; and

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

WHEREAS, the Westgate CRA shall operate and maintain the Project after completion of construction in perpetuity; 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:  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)
D422-044-B

CONTRACT NO.
G2H41

FEDERAL AWARD DATE
2.16.2023

FPN
446077-1-58-01

RECIPIENT UNIQUE ENTITY ID SAM NO.
XL2DNFMPCR44

Recipient, Palm Beach County, desires to supplement the original Agreement entered into and executed on 3.7.23 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 Seminole Blvd Length 0.500

Termini Oswego Ave to Okeechobee Blvd

Description of Work:

Construction of a 10' wide multi-use pathway on the east side and a 12' wide multi-use pathway on the west side of Seminole Blvd. from Oswego Ave. to Okeechobee Blvd. along with pedestrian lighting and new crosswalks. There will also be drainage installed throughout the limits of the project.

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

This Supplemental Agreement reconciles the total project cost in the original Agreement to match the Local Agency cost estimate for FM#446077-1-58-01. This Supplemental does not increase the total project funds. However, the revised Federal Funds amount is \$1,726,567.00 and the revised local funds amount is \$873,818.00.

Exhibit "B" of this Supplemental Agreement hereby replaces Exhibit "B" that is attached to and incorporated into the original Agreement.

Attachment 3

**LOCAL AGENCY PROGRAM
SUPPLEMENTAL AGREEMENT**

ADJUSTED EXHIBIT "B" SCHEDULE OF FINANCIAL ASSISTANCE

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

FINANCIAL PROJECT NUMBER: 446077-1-58-01

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: 2023 (Transportation Alternative) \$942,000.00 FY: 2023 (Local Funds) \$1,658,385.00 FY: (Insert Program Name) Total Construction Cost	\$2,600,385.00	\$784,567.00 (\$784,567.00)	\$1,726,567.00 \$873,818.00	\$873,818.00	\$ 0.00	\$1,726,567.00
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	\$2,600,385.00	\$ 0.00	\$2,600,385.00	\$873,818.00	\$ 0.00	\$1,726,567.00

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

Page 3 of 3

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 Capital Outlay

BGRV 033023-482

BGEX 033023-1148

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/30/2023	REMAINING BALANCE
REVENUES								
<u>Seminole Blvd., Oswego Ave. to Okeechobee Blvd.</u>								
3900-361-1979-3104	Fed Grant Capital-Transport	0	942,000	784,567	0	1,726,567		
TOTAL RECEIPTS & BALANCES		39,999,648	38,621,900	784,567	0	39,406,467		
EXPENDITURES								
<u>Seminole Blvd., Oswego Ave. to Okeechobee Blvd.</u>								
3900-361-1979-8101	Contributions Othr Govtl Agency	56,802	994,874	784,567	0	1,779,441	49,272	1,730,169
TOTAL APPROPRIATIONS & EXPENDITURES		39,999,648	38,621,900	784,567	0	39,406,467		

SIGNATURE

DATE

Engineering & Public Works

Administration / Budget Approval

OFMB Department – Posted

Danny Paulsingh 03/30/2023

By Board of County Commissioners
At Meeting of May 2, 2023

Deputy Clerk to the
Board of County Commissioners