

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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|----------------------|----------------------------|---------------------------|--------------------|
| Meeting Date: | July 11, 2023 | Consent [X] | Regular [] |
| | | Public Hearing [] | |
| 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 for the month of March 2023:

- A) Standard Potable Water and Wastewater Development Agreement with Avalon MF LP, SDA #03-01054-000 (District 5), Recorded in OR BK 34198 PG 1600.
- B) Standard Potable Water and Wastewater Development Agreement with All Seasons Delray Beach, LLC, SDA #09-01101-000 (District 5), Recorded in OR BK 34166 PG 496.

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. District 5 (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).

- A) Standard Potable Water and Wastewater Development Agreement with Avalon MF LP, SDA #03-01054-000 (District 5), Recorded in OR BK 34198 PG 1600. This Agreement authorizes the Property Owner located east of Hagen Ranch Road, south of Lake Ida Road, west of S. Jog Road, north of Atlantic Avenue, 46.62 Equivalent Residential Connections (ERC's) for both water and wastewater for five (5) years.
- B) Standard Potable Water and Wastewater Development Agreement with All Seasons Delray Beach, LLC, SDA #09-01101-000 (District 5), Recorded in OR BK 34166 PG 496. This Agreement authorizes the Property Owner located on the northeast corner of Lyons Road and Linton Boulevard, 80.23 ERC's for both water and wastewater for five (5) years.

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|-----------------|--------------------------------|---------|
| Recommended By: | <u>Al. Royal</u> | 6/14/23 |
| | Department Director | Date |
| Approved By: | <u>Willy Blue</u> | 6/21/23 |
| | Assistant County Administrator | Date |

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2023 | 2024 | 2025 | 2026 | 2027 |
|--|--------------------------|-------------|-------------|-------------|-------------|
| Capital Expenditures | <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>(\$72,351)</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> |
| NET FISCAL IMPACT | <u>(\$72,351)</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.: 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 and service installation fees will be paid at the time of connection.

C. Department Fiscal Review: Joony Butas GE

III. REVIEW COMMENTS

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

*for review
6/14/23*
Adelle 6/14/23
 JA 6/14 OFMB

John J. Jaworski 6/12/23
 Contract Development and Control

B. Legal Sufficiency:

[Signature] RS for MS
 Assistant County Attorney 6/21/23

C. Other Department Review:

 Department Director