

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 10, 2024

Consent       Regular  
 Workshop       Public Hearing

Submitted By: Department of Airports

I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to receive and file:** Six (6) Amendments for Extension (Amendments) of the following Public Transportation Grant Agreements (PTGAs) with the Florida Department of Transportation (FDOT) at Palm Beach International Airport (PBI):

- (A) Terminal Roof Improvements Project at PBI (Roof Project), Financial Project Number 447618-1-94-01, approved by the Board of County Commissioners (BCC) on August 25, 2020 (R2020-1024 and R2020-1025), extending the expiration date of the PTGA to June 30, 2025;
- (B) Storm Hardening Facility Improvements Project – Phase 2 at PBI (Storm Hardening Project), Financial Project Number 448981-1-94-01 approved by the BCC on June 8, 2021 (R2021-0746), extending the expiration date of the PTGA to June 30, 2025;
- (C) Concourse B Expansion Project at PBI (Concourse B Project), Financial Project Number 440664-1-94-01 approved by the BCC on May 5, 2020 (R2020-0421 and R2020-0422), extending the expiration date of the PTGA to December 31, 2025;
- (D) Air Cargo Facility Ingress and Egress Roadway Improvements Project at PBI (Air Cargo Roadway Project) , Financial Project Number 448077-1-94-01 approved by the BCC on February 1, 2022 (R2022-0054), extending the expiration date of the PTGA to September 30, 2026;
- (E) Air Cargo Ramp Project at PBI (Air Cargo Ramp Project), Financial Project Number 448091-94-01, approved by the BCC on November 15, 2022 (R2022-1357), extending the expiration date of the PTGA to June 15, 2026; and
- (F) New Aircraft Rescue and Fire Fighting (ARFF) Facility Project at PBI (ARFF Project), Financial Project Number 448076-1-94-01, approved by the BCC on February 1, 2022 (R2020-0055), extending the expiration date of the PTGA to October 31, 2026.

**Summary:** The Amendments extend the availability of grant funding to allow for the completion of various capital projects at PBI. Delegation of authority for execution of the Amendments was approved by the BCC on August 25, 2020 (R2020-1017). **Countywide (AH)**

**Background and Justification:** The PTGA for the Roof Project provides grant funding for the replacement of the main terminal roof system at PBI. The PTGA for the Storm Hardening Project provides grant funding to enhance the storm resiliency of airport facilities. The PTGA for the Concourse B Project provides grant funding for Concourse B expansion at PBI. The PTGA for the Air Cargo Roadway Project provides grant funding for improvements to the ingress and egress roadway providing access to the air cargo facilities at PBI. The PTGA for the Air Cargo Ramp Project provides grant funding for the expansion of the air cargo ramp that supports the air cargo facilities at PBI. The PTGA for the ARFF Project provides funding for the construction of a new ARFF facility at PBI.

**Attachments:**

- 1. Amendment for Extension of PTGA for Roof Project (1)
- 2. Amendment for Extension of PTGA for Storm Hardening Project (1)
- 3. Amendment for Extension of PTGA for Concourse B Project (1)
- 4. Amendment for Extension of PTGA for Air Cargo Roadway Project (1)
- 5. Amendment for Extension of PTGA for Air Cargo Ramp Project (1)
- 6. Amendment for Extension of PTGA for ARFF Project (1)
- 7. Resolution 2020-1017

Recommended By:  Department Director      11/12/24 Date

Approved By:  Assistant County Administrator      11/19/24 Date

**FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>	<u>2029</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____*	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes X No \_\_\_\_\_

Does this item include the use of federal funds? Yes \_\_\_\_\_ No X

Does this item include the use of state funds? Yes X No \_\_\_\_\_

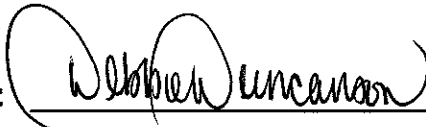
Budget Account No:

Fund 4111 Department 121 Unit A394/A440/A410/A413 Object: 6505/6211  
 Fund 4111 Department 121 Unit A394/A440/A410/A413 Object: 6505/6211

Reporting Category \_\_\_\_\_

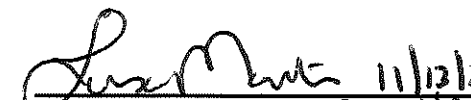
**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

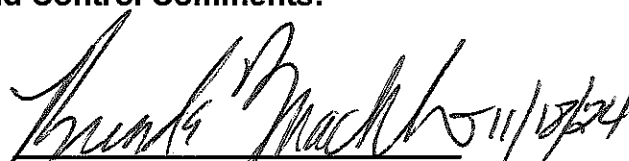
\*This item has no fiscal impact. Funds for the projects are included in the above-referenced accounts.

C. Departmental Fiscal Review: 

**III. REVIEW COMMENTS**

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

 11/12/24  
 OFMB  
 11/13  
 11/18  
 11.8.24  
 11.18.24

 11/17/24  
 Contract Dev. and Control  
 26 11.14.24

**B. Legal Sufficiency:**

 11-18-24  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

REVISED 11/17

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**AMENDMENT FOR EXTENSION OF PUBLIC  
TRANSPORTATION GRANT AGREEMENT**

**DATE:** 9/3/24  
**TO:** Michael Giambrone  
Palm Beach County  
**FROM:** Laurie McDermott  
**SUBJECT:** Terminal Roof Improvements  
Palm Beach International Airport

**CONTRACT NUMBER:** G1V74

**AMENDMENT NUMBER:**

**FINANCIAL MANAGEMENT NUMBER:** 447618-1

The Public Transportation Grant Agreement ("Agreement") between the Florida Department of Transportation ("Department") and Palm Beach County ("Agency"), dated 03/12/2021, is scheduled to expire on the 31 day of December, 2024.

The Agency requests an Amendment of the Agreement, to extend the end date of the Agreement to the 30 day of June, 2025, for additional time to complete the Project for the following reasons: Construction is currently in progress. Water intrusion and weather has significantly delayed the project. An extension is required to complete construction and project closeout.

The Department agrees to the requested extension of the Agreement. All of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on 10/21/2024 at 7:41 AM EDT (to be completed by Department).

Agency: Palm Beach County  
By: Laura Beebe  
Name: Laura Beebe  
Title: Director of Airports

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
DocuSigned by:  
By: John P. Krane DS  
MG  
Name: John P. Krane, P.E.  
Title: Director of Transportation Development

Approved as to Form and Legal Sufficiency

BY: Anne Helfant  
County Attorney

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
Legal Review:  
DocuSigned by:  
Francine Steelman  
43DE6BB3D3BF464...

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
AMENDMENT FOR EXTENSION OF PUBLIC  
TRANSPORTATION GRANT AGREEMENT

DATE: 10/8/24  
TO: Michael Giambone  
Palm Beach County  
FROM: Laurie McDermott  
SUBJECT: Storm Hardening Facility Improvements - Phase 2  
Palm Beach International Airport

CONTRACT NUMBER: G1W30

AMENDMENT NUMBER:

FINANCIAL MANAGEMENT NUMBER: 448981-1

The Public Transportation Grant Agreement ("Agreement") between the Florida Department of Transportation ("Department") and Palm Beach County ("Agency"), dated 04/13/2021, is scheduled to expire on the 31 day of December, 2024.

The Agency requests an Amendment of the Agreement, to extend the end date of the Agreement to the 30 day of June, 2025, for additional time to complete the Project for the following reasons: Grant extension to provide additional time for substantial completion, final completion, and closeout. Final completion is estimated by January 18, 2025.

The Department agrees to the requested extension of the Agreement. All of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on 10/15/2024 | 9:45 AM EDT (to be completed by Department).

Agency: Palm Beach County

By: *Laura Beebe*  
Name: Laura Beebe

Title: Director of Airports

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

DocuSigned by:  
By: *John Krane*  
Name: John P. Krane, P.E.

Title: Director of Transportation Development

DS  
MG

Approved as to Form and Legal Sufficiency

By: Anne Helfant  
County Attorney

Digitally signed by Anne Helfant  
DN: cn=Anne Helfant, ou=Enterprise, ou=CATT, ou=Users  
c=US, email=AHelfant@pbcc.gov  
Date: 2024.10.15 08:15:16-0400  
Four PDF ESig Version: 12.1.9

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
Legal Review:

DocuSigned by:  
*Francine Steelman*  
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STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
AMENDMENT FOR EXTENSION OF PUBLIC  
TRANSPORTATION GRANT AGREEMENT

DATE: 10/16/24  
TO: Michael Giambrone  
Palm Beach County  
FROM: Laurie McDermott  
SUBJECT: Concourse B Expansion  
Palm Beach International Airport  
CONTRACT NUMBER: G1J70  
AMENDMENT NUMBER: 1  
FINANCIAL MANAGEMENT NUMBER: 440664-1

The Public Transportation Grant Agreement ("Agreement") between the Florida Department of Transportation ("Department") and Palm Beach County ("Agency"), dated 05/22/2020, is scheduled to expire on the 31 day of December, 2024.

The Agency requests an Amendment of the Agreement, to extend the end date of the Agreement to the 31 day of December, 2025, for additional time to complete the Project for the following reasons: Construction of the Concourse B Expansion Project was initially delayed due to estimated costs exceeding available funding. The project was subsequently phased to allow progress with available funding. Phase 1 and Phase 2A of the project are currently under construction. The Department of Airports is currently securing bond funds to complete Phase 2B, the final phase of the project. These funds will allow construction of Phase 2B to begin in early 2025. The duration of Phase 2B is three years; however, all funds associated with this grant will be expended by December 2025.

The Department agrees to the requested extension of the Agreement. All of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on 10/22/2024 | 7:07 AM EDT (to be completed by Department).

Agency: Palm Beach County  
By: Laura Beebe  
Name: Laura Beebe  
Title: Director of Airports

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
DocuSigned by:  
By: John P. Krane, P.E. DS MG  
Name: John P. Krane, P.E.  
Title: Director of Transportation Development

Approved as to Form and Legal Sufficiency

By: Anne Helfant  
County Attorney

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
Legal Review:

DocuSigned by:  
Francine Steelman  
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STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
AMENDMENT FOR EXTENSION OF PUBLIC  
TRANSPORTATION GRANT AGREEMENT

DATE: 9/3/24  
TO: Michael Giambrone  
Palm Beach County  
FROM: Laurie McDermott  
SUBJECT: Air Cargo Facility Ingress & Egress Roadway Improvements  
Palm Beach International Airport  
CONTRACT NUMBER: G2405  
AMENDMENT NUMBER: 1  
FINANCIAL MANAGEMENT NUMBER: 448077-1

The Public Transportation Grant Agreement ("Agreement") between the Florida Department of Transportation ("Department") and Palm Beach County ("Agency"), dated 02/09/2022, is scheduled to expire on the 31 day of December, 2024.

The Agency requests an Amendment of the Agreement, to extend the end date of the Agreement to the 30 day of September, 2026, for additional time to complete the Project for the following reasons: The project was bid in spring of 2024. A single bidder significantly exceeded the engineer's estimate. The estimate was reviewed, and it was determined the project scope should be reduced to fit the available budget. The project will be rebid after repackaging efforts are completed. A grant extension is required to complete design repackaging and complete the bid, construction and project closeout phases.

The Department agrees to the requested extension of the Agreement. All of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment on 10/21/2024 | 7:42 AM EDT (to be completed by Department).

Agency: Palm Beach County  
By: Laura Beebe  
Name: Laura Beebe  
Title: Director of Airports

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
DocuSigned by:  
By: John P. Krane  
Name: John P. Krane, P.E.  
Title: Director of Transportation Development

DS  
MG

Approved as to Form and Legal Sufficiency

By: Anne Helfant  
County Attorney

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
Legal Review:  
DocuSigned by:  
Francine Steelman  
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STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**AMENDMENT FOR EXTENSION OF PUBLIC  
TRANSPORTATION GRANT AGREEMENT**

DATE: 10/3/24  
  
TO: Michael Giambrone  
Palm Beach County  
  
FROM: Laurie McDermott  
  
SUBJECT: Construct New ARFF Facility  
Palm Beach International Airport

CONTRACT NUMBER: G2404

AMENDMENT NUMBER:


FINANCIAL MANAGEMENT NUMBER: 448076-1

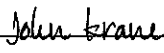
The Public Transportation Grant Agreement ("Agreement") between the Florida Department of Transportation ("Department") and Palm Beach County ("Agency"), dated 02/09/2022, is scheduled to expire on the 31 day of December, 2024.

The Agency requests an Amendment of the Agreement, to extend the end date of the Agreement to the 31 day of October, 2026, for additional time to complete the Project for the following reasons: Construction of the New ARFF Facility was initially delayed due to cost escalation and lack of available funding. Demolition of the building where the New ARFF Facility is currently in progress. The Department of Airports is currently securing bond funds to complete the project. These funds will be utilized, along with FDOT and local funding, to complete the project. The GMP for the New ARFF Facility is currently being developed. All funds associated with this grant will be expended before October 2026.

The Department agrees to the requested extension of the Agreement. All of the terms and conditions of the Agreement and any amendments thereto shall remain in full force and effect.

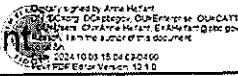
IN WITNESS WHEREOF, the Parties have executed this Amendment on 10/21/2024 at 7:42 AM EDT (to be completed by Department).

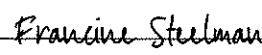
Agency: Palm Beach County  
By:   
Name: Laura Beebe  
Title: Director of Airports

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
DocuSigned by:  
By:   
Name: John P. Krane, P.E.  
Title: Director of Transportation Development

DS  
MG

Approved as to Form and Legal Sufficiency  
By: Anne Helfant  
County Attorney



STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION  
Legal Review:  
DocuSigned by:  
  
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**RESOLUTION NO. 2020- 1017**

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, DELEGATING AUTHORITY TO THE COUNTY ADMINISTRATOR OR DESIGNEE TO EXECUTE GRANT APPLICATIONS AND AGREEMENTS FOR THE BENEFIT OF THE COUNTY'S AIRPORT SYSTEM, AND CERTAIN MODIFICATIONS TO GRANT AGREEMENTS ENTERED INTO PURSUANT TO DELEGATED AUTHORITY; PROVIDING FOR REPEAL OF RESOLUTION 2006-2086 TO THE EXTENT OF ANY CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Palm Beach County ("County"), by and through its Department of Airports ("Department"), owns and operates the Palm Beach International Airport, North Palm Beach County General Aviation Airport, Palm Beach County Park Airport and Palm Beach County Glades Airport ("Airport System"); and

**WHEREAS**, the United States of America, by and through its Department of Transportation and the Federal Aviation Administration (hereinafter collectively referred to as the "FAA"), provides grant funding through standard form grant agreements for eligible airport projects, which are required to be executed in order to receive federal funding; and

**WHEREAS**, the FAA uses the Airport Improvement Program ("AIP"), established pursuant to Title 49, U.S.C, Subtitle VII, as now or hereafter amended, as the primary means of distributing funding to airports; and

**WHEREAS**, the Board of County Commissioners authorized the County Administrator or designee to execute standard form FAA grant agreements pursuant to Resolution 93-801, which was repealed and replaced by Resolution 2006-2086; and

**WHEREAS**, pursuant to Resolution 2006-2086, the Board of County Commissioners authorized the County Administrator or designee to execute standard FAA AIP grant agreement forms; and

**WHEREAS**, pursuant to Agenda Item 3F3 on September 23, 2008, the Board of County Commissioners authorized the County Administrator or designee to execute administrative amendments to Florida Department of Transportation ("FDOT") grant agreements known as Joint Participation Agreements ("JPA") to include modifications to the language that may be required to bring JPAs into compliance with state laws; and

**WHEREAS**, pursuant to Agenda Item 3F11 on October 18, 2011, the Board of County Commissioners authorized the County Administrator or designee to sign extensions of time and approve minor changes to Joint Participation Agreements with FDOT ; and

**WHEREAS**, the Coronavirus Aid, Relief, and Economic Security (CARES) Act (H.R. 748, Public Law 116-136), signed into law on March 27, 2020, included \$10 billion in funds to be awarded as economic relief to eligible airports affected by the prevention of, preparation for, and response to the COVID-19 pandemic; and

**WHEREAS**, the FAA offered approximately \$37 million in CARES Act funding to the County to be used for the benefit of the Airport System for any lawful purpose for which airport revenues may be used, utilizing a simplified standard AIP grant agreement form; and

**WHEREAS**, the agencies typically require acceptance of grant offers to occur within a specified period of time; and

**WHEREAS**, the form of the various grant agreements are updated from time to time by the agencies providing grants and are not subject to modification or negotiation by the grantee; and

**WHEREAS**, the Board of County Commissioners desires to simplify and consolidate the previous delegations of authority related to execution of grant applications and agreements for the benefit of the Airport System; and

**WHEREAS**, the delegation to the County Administrator or designee to execute aviation grant applications and agreements consistent with the provisions of this Resolution will eliminate delays and potential loss of grant opportunities caused by requiring such items to be brought before the Board of County Commissioners for approval and would therefore be consistent with the goals of the Board of County Commissioners to streamline the agenda process and to maximize the use of available grant funding sources.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA**, that:

1. The foregoing recitals are true and correct and are incorporated herein.
2. The County Administrator or designee is hereby authorized to execute, on behalf of the Board of County Commissioners, grant applications for programs established to provide funding for airport planning and development projects, acquisition of property or property interests, reimbursement or direct payment of airport operating, maintenance or capital costs, and any other lawful aviation or airport purpose; provided that the application does not become an agreement or obligation prior to acceptance of the grant offer by the County.
3. The County Administrator or designee is hereby authorized to execute, on behalf of the Board of County Commissioners, standard form grant agreements issued by the FAA: (a) under the AIP in substantially the form of the agreements attached hereto and incorporated herein as Exhibit A, as may be amended by the FAA to ensure compliance with current law and grant program requirements; and (b) any other FAA program established to provide funding for airport planning and development projects, acquisition of property or property interests, reimbursement or direct payment of airport operating, maintenance or capital costs, or any other lawful aviation or airport purpose; provided that the terms and conditions of the grant agreement are substantially similar to grant agreements issued under the AIP, which shall include grants issued by the FAA under the CARES Act and other similar programs.
4. The County Administrator or designee is hereby authorized to execute, on behalf of the Board of County Commissioners, standard form Public Transportation Grant Agreements ("PTGA") issued by FDOT in substantially the form attached hereto and incorporated herein as Exhibit "B", as may be amended by FDOT to ensure compliance with current law and grant program requirements.

5. The County Administrator or designee is hereby authorized to execute, on behalf of the Board of County Commissioners, the following modifications to grant agreements entered into pursuant to this Resolution: (a) amendments required to ensure compliance with current law and grant program requirements or that include nonmaterial changes; (b) time extensions to grant agreements; and (c) terminations of grant agreements. For purposes of this Resolution, "nonmaterial changes" mean changes that do not modify the substantive obligations of the County and includes changes to correct scrivener's errors. Any application or grant agreement entered into in accordance with the provisions of this Resolution prior to the effective date of this Resolution is hereby approved and ratified by the Board of County Commissioners, including, but not limited to, FAA CARES Act Airport Grant Agreement Numbers 3-12-0085-065-2020, 3-12-0013-019-2020, 3-12-0086-018-2020, and 3-12-0060-008-2020.

6. The County Administrator or designee shall not execute a grant agreement pursuant to the delegation of authority granted pursuant to this Resolution unless sufficient airport funds are available to satisfy local match requirements, if any, and the grant agreements have been reviewed and approved by the County Attorney's office as to form and legal sufficiency prior to execution by the County Administrator or designee. It is the intention of the Board of County Commissioners that this delegation shall be limited to the parameters set forth herein. In the event there is a material deviation from the delegation set forth in this Resolution, which would constitute discretion of the County Administrator or designee relative thereto, then the approval of the Board of County Commissioners shall be required. The deletion of inapplicable provisions, exhibits or assurances based on specific grant program requirements shall not be considered a material deviation. The County Administrator's designee for purposes of this Resolution shall include the Director of the Department of Airports.

7. Resolution 2006-2086 is hereby repealed to the extent of any conflict with this Resolution; provided, however, this Resolution shall not have any effect on the validity of any agreements entered into pursuant to Resolution 2006-2086 including, but not limited to, FAA CARES Act Airport Grant Agreement Numbers 3-12-0085-065-2020, 3-12-0013-019-2020, 3-12-0086-018-2020, and 3-12-0060-008-2020.

8. If any section, sentence, clause, phrase, or word of this Resolution is held invalid or unconstitutional by a Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

9. This Resolution shall become effective immediately upon adoption.

(Remainder of page intentionally left blank)

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

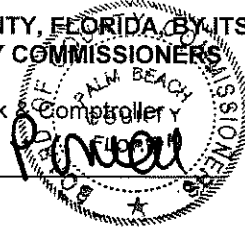
COMMISSIONER DAVE KERNER, MAYOR	-	Aye
COMMISSIONER ROBERT S. WEINROTH, VICE MAYOR	-	Aye
COMMISSIONER HAL R. VALECHE	-	Aye
COMMISSIONER GREGG WEISS	-	Aye
COMMISSIONER MARY LOU BERGER	-	Aye
COMMISSIONER MELISSA MCKINLAY	-	Aye
COMMISSIONER MACK BERNARD	-	Aye

Then the Mayor thereupon declared this Resolution duly passed and adopted this 25th day of August, 2020.

PALM BEACH COUNTY, FLORIDA BY ITS  
BOARD OF COUNTY COMMISSIONERS

Sharon R. Bock, Clerk & Comptroller

By: Jacoby Penner  
Deputy Clerk



APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By: Anne Delgant  
County Attorney