

SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT: Amendment No. 2 to Project Agreement 69-4209-5-1635 and Amendment No. 3 to Project Agreement 65-4209-4-1633 Between Seminole County and the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS)

DEPARTMENT: Public Works **DIVISION:** Roads-Stormwater

AUTHORIZED BY: W. Gary Johnson **CONTACT:** MKA/psh **EXT.** 5622
W. Gary Johnson, P.E., Director Michael K. Arnold, Division Manager

Agenda Date <u>08/23/05</u> Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Work Session <input type="checkbox"/> Briefing <input type="checkbox"/> Public Hearing – 1:30 <input type="checkbox"/> Public Hearing – 7:00 <input type="checkbox"/>
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MOTION/RECOMMENDATION:

Approve and authorize the Chairman to execute Amendment No. 2 to Project Agreement 69-4209-5-1635 and Amendment No. 3 to Project Agreement 65-4209-4-1633 between Seminole County and the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) for emergency watershed protection projects from Hurricane Charley.

Countywide (Mark E. Flomerfelt, P.E.)

BACKGROUND:

During the spring of 2005, Seminole County awarded construction bids for ten (10) emergency debris clean-up and erosion control projects ultimately approved by the NRCS for reimbursement under the Emergency Watershed Protection (EWP) Program. At the time of award, all project bids were lower than the allocated reimbursable maximums. These savings, even after allowing for anticipated project change orders, still provide an estimated project funding balance. Several of these hurricane restoration projects within the County's canals and streams are complete, and others are reaching substantial completion. Therefore, NRCS has requested that Seminole County join in releasing the estimated balance in order to make funding available for reallocation to other eligible projects ready for implementation within the EWP program.

The enclosed amendments reduce the allocated project maximum reimbursements by \$739,000 in Agreement 69-4209-5-1635 and by \$133,000 in Project Agreement 65-4209-4-1633. The \$739,000 reduction reflects mainly savings associated with five of the seven debris clean-up projects. The \$133,000 reflects savings associated with the construction of two of the three major erosion control projects. The amendments leave in place adequate reimbursement

Reviewed by:
Co Atty: <u>SR</u>
DFS: _____
Other: _____
DCM: <u>AS</u>
CM: <u>TS</u>
File No. <u>CPWS02</u>

AMENDMENT NO. 2
To
PROJECT AGREEMENT 69-4209-5-1635
Between
SEMINOLE COUNTY BCC
And The
UNITED STATES DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

RE: Emergency Watershed Protection project resulting from Hurricane Charley.

This amends the Project Agreement 69-4209-5-1635 between the above parties relative to the Hurricane Charley Emergency Watershed Protection Project in Seminole County, Florida.

Clause A is amended to reduce funding by \$739,000.00 and to read as follows:

A. It is agreed that the following-described work is to be constructed at an estimated cost not to exceed \$1,491,000.00.

<u>Location</u>	<u>Description</u>	<u>DSR No.</u>
Sweetwater Cove	Sediment and debris removal from waterways	S-010F
Lockhart Smith Canal	Erosion control and debris removal from waterways	S-002F
Chuluota	Debris removal from waterways	S-003F
N. Lake Jesup - Midway	Debris removal from waterways	S-004F
Geneva	Debris removal from waterways	S-005F
Black Hammock	Debris removal from waterways	S-006F
Lightwood Knot Canal	Debris removal from waterways	S-008F

Clause B.1 is amended to read as follows:

1. Provide for the accomplishment of the works of improvement described in Section A and provide for completion by September 30, 2005. The Sponsor will provide NRCS a copy of any solicitation (Invitation for Bids, Request for Quotations, etc.), bid abstract, awarded contract, or other basis of cost and accomplishment.

All other provisions of the Agreement remain unchanged.

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APPROVED:

SEMINOLE COUNTY BCC

By: _____

Title: _____

Date: _____

This Action is authorized at an official meeting of the _____
on the _____ day of _____, _____ at _____
State of Florida.

(Signature) Date: _____

**UNITED STATES DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE**

By: _____
T. Niles Glasgow

Title: State Conservationist

Date: _____

Reviewed By: _____
Lynn Merrill

Title: Contracting Officer

Date: _____

Accepted By:

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County
Commissioners of Seminole County, Florida

By: _____
Carlton Henley, Chairman
Board of County Commissioners

Date: _____

As authorized for execution by the
Board of County Commissioners at their
_____, 2005 regular meeting.

Amendment No. 2
To
Project Agreement 69-4209-5-1635
Between
Seminole County BCC
And the
United States Department of Agriculture (USDA)
Natural Resources Conservation Service (NRCS)

AMENDMENT NO. 3
To
PROJECT AGREEMENT 65-4209-4-1633
Between
SEMINOLE COUNTY BCC
And The
UNITED STATES DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE

RE: Emergency Watershed Protection project resulting from Hurricane Charley.

This amends the Project Agreement 65-4209-4-1633 between the above parties relative to the Hurricane Charley Emergency Watershed Protection Project in Seminole County, Florida.

Clause A is amended to reduce funding by \$133,000.00 and to read as follows:

- A. It is agreed that the following-described work is to be constructed at an estimated cost not to exceed \$2,845,000.00.

<u>Location</u>	<u>Description</u>	<u>DSR No.</u>
Howell Creek	Debris removal from Canals and Waterways and erosion protection on canals and waterways	S-001C
Howell Creek Dam	Protection of Erosion control structure	S-007C
Slavia/Bear Gully Canal	Debris removal from Canals and Waterways	S-009C

Clause B.1 is amended to read as follows:

1. Provide for the accomplishment of the works of improvement described in Section A and provide for completion by September 30, 2005. The Sponsor will provide NRCS a copy of any solicitation (Invitation for Bids, Request for Quotations, etc.), bid abstract, awarded contract, or other basis of cost and accomplishment.

All other provisions of the Agreement remain unchanged.

REMAINDER OF PAGE IS INTENTIONALLY BLANK

APPROVED:

SEMINOLE COUNTY BCC

By: _____

Title: _____

Date: _____

This Action is authorized at an official meeting of the _____
on the _____ day of _____, _____ at _____
State of Florida.

(Signature) Date: _____

**UNITED STATES DEPARTMENT OF AGRICULTURE
NATURAL RESOURCES CONSERVATION SERVICE**

By: _____

T. Niles Glasgow

Title: State Conservationist

Date: _____

Reviewed By: _____

Lynn Merrill

Title: Contracting Officer

Date: _____

Accepted By:

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of County
Commissioners of Seminole County, Florida

By: _____
Carlton Henley, Chairman
Board of County Commissioners

Date: _____

As authorized for execution by the
Board of County Commissioners at their
_____, 2005 regular meeting.

Amendment No. 3
To
Project Agreement 65-4209-4-1633
Between
Seminole County BCC
And the
United States Department of Agriculture (USDA)
Natural Resources Conservation Service (NRCS)