




Interoffice Memorandum

October 9, 2017

AGENDA ITEM

TO: Mayor Teresa Jacobs
-AND-
Board of County Commissioners

FROM: Jon V. Weiss, P.E., Director 
Community, Environmental and Development
Services Department

**CONTACT PERSON: Matt Suedmeyer, Manager, Parks and Recreation Division
(407) 836-6202**

SUBJECT: October 31, 2017 – Consent Item
East Orange Regional Park Legislative Line Item Grant – Project
Agreement

Orange County was awarded a \$250,000 Florida Legislative Line Item Grant for East Orange Regional Park to construct a restroom/concession building to serve three multi-purpose fields and associated facilities. The overall project was budgeted for \$1.3 million in FY 2015/16. The project is currently under construction.

The Agreement was approved by the Board of County Commissioners on May 19, 2015. For your review and approval is Amendment No. 1 and the Revised Project Work Plan, which includes the updated project close out date.

The Project Agreement has been reviewed and approved as to form by the County Attorney's Office, Risk Management, Procurement Division, Office of Management and Budget, and Finance.

ACTION REQUESTED: Approval and execution of DEP Contract No. LL1403 Amendment No. 1 Orange County Orange County Christmas Regional Park and Sports Complex between the Florida Department of Environmental Protection and Orange County and delegation of authority to the County Mayor or designee to execute such further necessary project agreement amendments provided they do not increase the overall project budget. District 5

JVW/MS:bt
Attachment

BCC Mtg. Date: October 31, 2017

L1403
(FRDAP Project Number)

LL1403
(DEP Contract Number)

DEP CONTRACT NO. LL1403
AMENDMENT NO. 1
ORANGE COUNTY
Orange County Christmas Regional Park and Sports Complex

THIS AGREEMENT as entered into on June 09, 2015, between the FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (hereinafter referred to as the "DEPARTMENT") and **ORANGE COUNTY** (hereinafter referred to as the "GRANTEE") is hereby amended.

WHEREAS, Grantee made written request to correct the "**Completion Date: April 30, 2017**" identified in the Agreement's approved Attachment 1, Project Work Plan, and change the date to match the approved LL1403 Agreement completion date of "**April 30, 2018**".

NOW THEREFORE, in consideration of the foregoing Recitals, the Agreement, and Amendments thereto, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties mutually agree as follows:

1. **Recitals:** The Recitals set forth hereinabove are true and correct and are incorporated herein by reference.

The Agreement is hereby amended as follows:

1. Attachment 1, Project Work Plan, from the original Agreement is hereby deleted in its entirety and replaced, with Attachment 1-A, Revised Project Work Plan annexed to this Amendment. From and after the date of this Amendment, all references to the Project Work Plan shall mean Attachment 1-A, attached hereto and incorporated herein.
2. Attachment 1, Project Work Plan, is hereby revised to delete the "**Completion Date: April 30, 2017**" from the approved Project Work Plan and replace it with "**Completion: Date: April 30, 2018**".

In all other respects, the Agreement of which this is an Amendment, and Attachments relative thereto, shall remain in full force and effect and are hereby ratified, approved and confirmed by the DEPARTMENT and the GRANTEE, as of the date of this Amendment.

In the event of a conflict between this Amendment and the Agreement, incorporating by reference any and all previous Amendments (as applicable), this Amendment shall control.

It is understood and agreed by the DEPARTMENT and the GRANTEE that this Amendment is binding upon the DEPARTMENT and GRANTEE and their successors and assigns.

This Amendment may be executed in counterparts, each of which shall be deemed to be an original, but all of which taken together shall constitute one and the same amendment.

WHEREFORE, the Parties have caused this Amendment to be duly executed the day and year last written below.

ORANGE COUNTY

FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION

Ajit Lalchandani

By: [Signature]
Secretary or Designee

By: Ajit Lalchandani
Title: County Administrator

Date: 10.31.17

Date: 11-28-17

FEID Number: 59-6000773



Approved as to form and legality:

Angela Desmond 8/30/17
DEP Attorney

*For amendment with governmental boards/commissions: If someone other than the Chairman signs this amendment, a resolution, statement, or other document authorizing that person to sign on behalf of the Grantee must accompany this amendment.

LIST OF ATTACHMENTS/EXHIBITS INCLUDED AS PART OF THIS FIRST AMENDMENT:

<u>Specify Type</u>	<u>Letter/Number</u>	<u>Description</u>
Attachment	1-A	Revised Project Work Plan – (1 page)

**ATTACHMENT 1-A
Legislative Line Item Project (LLI)
DEVELOPMENT
REVISED PROJECT WORK PLAN**

Project Name: CHRISTMAS REGIONAL PARK and SPORTS COMPLEX

Grantee Name: ORANGE COUNTY

The project reimbursement is limited to one (1) invoice upon completion of all Project Elements listed below and submittal of all Deliverables and required documentation identified in the table below. Commencement Documentation required prior to Reimbursement Request

Project Tasks, Deliverables and Required Documentation

TASK #1: Development of: Orange County's Christmas Regional Park and Sports Complex	Amount of Costs to be Paid with Grant Funds	Amount of Costs to be Paid with Grantee Match	Deliverables and Documentation To Be Submitted Upon Completion And Before Reimbursement Can Be Approved
Task Description: (list each project element) Construction of restroom/concession building *All work will be completed in accordance with the approved plans.	\$250,000.00	Not Applicable No Match Required	<ul style="list-style-type: none">• Project Completion Certification• Final as-built site plan• Color Photographs of Project• Copy Invoices for work/elements completed
TOTALS:	\$250,000.00	\$0.00	Completion Date: April 30, 2018

Performance Standard: Approval of deliverables is based upon review for compliance with the requirements for funding under the Florida Recreation Development Assistance Program (FRDAP); approved plans and application approved for funding.

INSTRUCTIONS FOR COMPLETING PROJECT WORK PLAN:

DELIVERABLES/ELEMENTS/WORK TO BE COMPLETED: Identify ALL elements that will be completed under this Agreement.

DELIVERABLE/ELEMENT BUDGET AMOUNT FOR REIMBURSEMENT: Must provide a budget for each element and identify the expense category and budget detail. Provide description of the costs as follows: **Salaries:** identify the position title/hourly rate/# of hours to complete the deliverable; **Fringe benefits:** identify the % used to calculate the fringe benefits; **Contractual Services:** identify what service will be paid for under the contract for services; **Equipment:** the purchase of equipment is not allowed under this Agreement, the rental of equipment is the only costs allowed that are associated with equipment; **Supplies and Materials:** identify what supplies/materials will be purchased; **Other costs:** identify what other costs are being requested (such as printing costs, other costs that do not fit into the other established cost categories (salaries, fringe benefits, equipment, supplies, indirect, contractual services); **Indirect Costs:** identify the percentage that is used for the indirect being claimed for reimbursement (cannot exceed 15% unless prior approval has been obtained by the Department)..

MATCH AMOUNT TO BE CLAIMED: The same level of detail must be provided for match as for reimbursement.

DOCUMENTATION/DELIVERABLES TO BE SUBMITTED UPON COMPLETION: All of these deliverables must be submitted before final reimbursement can be processed.

Completion Documentation required prior to Reimbursement