

CITY OF DELRAY BEACH



PROJECT INFORMATION FOR ATLANTIC DUNES PARK PHASE 1



OCTOBER 2, 2018

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
COST REIMBURSEMENT GRANT**



FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Legislative Line items Project Information

1. APPLICANT INFORMATION

Name of Applicant: _____

Federal Employment Identification Number: _____
(Must be registered under MyFloridaMarketPlace.com*)

Contact Person: _____ Title: _____
(The contact person is someone who will be in direct contact with the DEP)

Street Address: _____

City: _____ Zip Code: _____

Email Address: _____

Telephone: _____

2. PROJECT INFORMATION

PROJECT LOCATION

Project Name: _____

Project Street Address: _____

Project City: _____ Project Zip Code: _____

Project County: _____

LEGISLATIVE DISTRICTS IN WHICH THE PROJECT SITE IS LOCATED:

State Senator: _____ Senate District Number: _____

State Representative: _____ House District Number: _____

ATLANTIC DUNES PARK PHASE 1

DELRAY BEACH PROJECT #17-096

SUMMARY:

The City of Delray Beach received funding in the amount of \$300,000 from the Florida Legislature through Specific Appropriation Line Item 1687A, General Revenue Fund, Fiscal Year (FY) 2018-2019, General Appropriations Act, for the purpose of coastal dune restoration and water quality improvement of Atlantic Dunes Park. Phase 1 of Atlantic Dunes Park includes the design of the seawalls, parking lots and park improvements and the construction of the seawall. Phase 1 is the work presently proposed in this project for the above mentioned \$300,000 appropriation. Phase 2 will be construction of the improvements to the parking lot and park including the exotic vegetation removal, native plantings, boardwalk / nature trail construction and bathroom rehabilitations.

Atlantic Dunes Park is located at 1605 South Ocean Boulevard, Delray Beach, FL 33483.

This Project has been split into two phases for budgeting purposes:

- Phase 1 (Presently planned for this for this project grant)
 - Design of Seawall, Parking Lot and Park Improvements
 - Construction of seawalls
- Phase 2 (Planned during future budgeting years)
 - Construction of parking lots asphalt, striping and drainage
 - Construction of Park Improvements including exotic removal, native plantings, boardwalk construction, educational kiosks, environmentally friendly playground area, restroom rehabilitation and re-roof

The City of Delray Beach will focus on water quality improvement through design, renovation, and construction of Atlantic Dunes Parking area seawalls. The City will also address coastal dune restoration through removal of non-native, exotic plants affecting the coastal dune ecosystem as a part of Phase 2, at a later date. Future additions include educational kiosks discussing the importance of dune maintenance, endangered species and describing the Coastal Dune Ecosystem and Maritime Habitat, and an environmentally friendly, barrier free, play area will be provided to enhance the Park, which is currently being updated to enhance ADA accessibility to the beach.

TAB A
SITE PLAN



ATLANTIC DUNES PARK PROJECT

Total Project Acreage =
6.6434 Acres

1.168 Acres

3.6888 Acres

0.8366 Acres

0.95 Acres

White Dr

Rhodes Villa Ave

Del Haven Dr

S Ocean Blvd

S Ocean Blvd

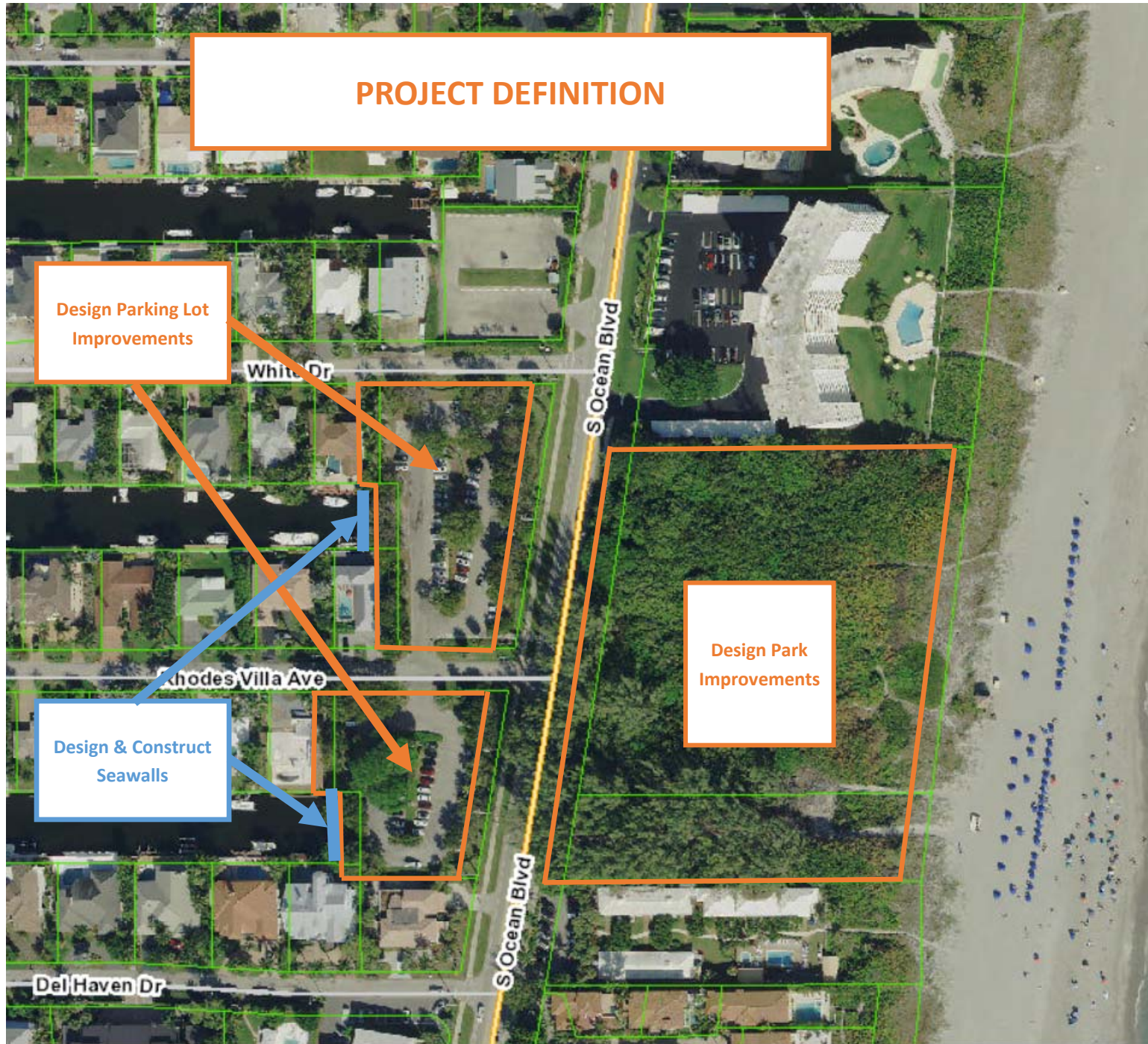


PROJECT DEFINITION

Design Parking Lot
Improvements

Design Park
Improvements

Design & Construct
Seawalls



TAB B

SITE CONTROL DOCUMENTS

RESOLUTION NO. 11-77

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, DEDICATING CERTAIN LAND IN THIS COMMUNITY, FORMERLY KNOWN AS THE DELRAY SOUTH BEACH, TO BE DESIGNATED FROM THIS DATE ON AS "ATLANTIC DUNES PARK".

WHEREAS, the County has purchased Lots 20 and 21, Delray Beach Shores Subdivision for the purpose of developing this property into a park area; and,

WHEREAS, the City of Delray Beach owns property across from this property on the east side of A-1-A which has been referred to as The Delray South Beach; and,

WHEREAS, as a joint County-City project, the County has agreed to build the park and the City of Delray Beach has agreed to maintain said park; and,

WHEREAS, the Beautification Committee has recommended that this area be protected as a nature park; and,

WHEREAS, the Beautification Committee has recommended dedicating this park to be known as "Atlantic Dunes Park"; and,

WHEREAS, the City Council concurs with the recommendation of the Beautification Committee,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the property formerly known as The Delray South Beach shall be designated from this day on as "Atlantic Dunes Park".

Section 2. That copies of this resolution shall be sent to the County Commission members, County Parks and Recreation Department and the press.

PASSED AND ADOPTED in regular session on this 14th day of February, 1977.


MAYOR

ATTEST:


City Clerk

NM

86 264999

1986 OCT -8 AM 8:30

ACCEPTED BY
BOARD OF COUNTY COMMISSIONERS

1700
11/22/86

DATE

85031 P0199

DEPARTMENT OF NATURAL RESOURCES
LAND AND WATER CONSERVATION FUND

Notice of Limitation of Use

ATLANTIC DUNES PARK

The property identified in the attached grant agreement and project boundary map has been acquired or developed with Federal financial assistance provided by the National Park Services of the U.S. Department of the Interior in accordance with the Land and Water Conservation Fund Act of 1965, as amended, 16 U.S.C. 4601-5 et seq. (1970 ed.). Pursuant to a requirement of that law, this property may not be converted to other than public outdoor recreation uses (whether by transfer, sale, or in any other manner) without the express written approval of the Secretary of the Interior. By law the Secretary shall approve such conversion only if he finds it to be in accord with the then existing comprehensive statewide outdoor recreation plan and only upon such conditions as he deems necessary to assure the substitution of other recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

IN WITNESS WHEREOF, THE Board of County Commissioners has caused these presents to be executed in its name by the Chairman or Vice-Chairman of said Board this 22nd day of July, 1986.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

BY: [Signature]
Its Chairman (or Vice-Chairman)

ATTEST:

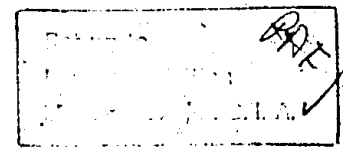
JOHN B. DUNKLE, CLERK

BY: [Signature]
Clerk (or Deputy Clerk)
Circuit Court

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

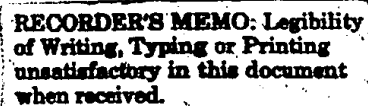
BY: [Signature]
County Attorney

86 1092



On A1A, approximately one mile south of Delray Public Beach.

On A1A, approximately one mile south of Delray Public Beach.



- 11 -

85031 P0200

Atlantic Times

FLORIDA DEPARTMENT OF NATURAL RESOURCES
DIVISION OF RECREATION AND PARKS

Land and Water Conservation Fund Project Agreement

Local Body Palm Beach County Project No. 12-00075

Project Title Delray Beach Park

Period Covered by this Agreement 3/12/73 to 12/31/74

Project Period 3/12/73 to 12/31/74

Project Scope (Description of Project)

Proposed acquisition by Palm Beach County of Atlantic Ocean-front property in the City of Delray Beach, Florida. Tracts consist of 100 feet of beach frontage with total area comprising approximately 1.75 acres. Land is located west and east of S.R. 1A between Rhodes Villa Avenue and Del Haven Drive. Property is contiguous to present city-owned ocean-front parcel. Project purports to create a new ocean-front park featuring multi-purpose water-oriented recreational activities. Subject parcels will be acquired in fee simple title with no rights or interests reserved except as described in the project proposal.

Project Stage Covered by this Agreement

	Entire project period	Attachments
Project Cost		
Total Cost	<u>\$195,000.00</u>	1. General Provisions (Dated <u>December, 1965</u>)
Fund Support	<u>50</u>	2. _____
Fund Amount	<u>\$ 97,500.00</u>	3. _____
Cost of this Stage	<u>\$195,000.00</u>	4. _____
Assistance this Stage	<u>\$ 97,500.00</u>	

The State of Florida, represented by the State Liaison Officer,
and Palm Beach County

hereinafter referred to as the County
mutually agree to perform this agreement in accordance with the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964) as amended (1968) and with the terms, promises, conditions, plans, specifications, estimates, project proposals, maps, and assurances attached hereto and hereby made a part hereof.

The State hereby promises, in consideration of the promises made by the County herein, to obligate to the

RECORDERS MEMO: Legibility
of Writing, Typing or Printing
unsatisfactory in this document
when received.

85031 P0201

County _____ the amount of money referred to above, and to tender to the County _____ that portion of the obligation which is required to pay the United States' share of the costs of the above project stage, based upon the above percentage of assistance. The County _____ hereby promises, in consideration of the promises made by the State herein, to execute the project or project stage described above in accordance with the terms of this agreement.

The following special project terms and conditions were added to this agreement before it was signed by the parties hereto:

The State of Florida shall transfer to Palm Beach County Board of County Commissioners all funds granted hereunder.

This agreement is not subject to the provisions of Section 8.2(d) of the attached General Provisions dated December, 1965.

If for any reason this project fails to be completed by December 31, 1974, the State of Florida reserves the right to deobligate its financial commitment of \$97,500.00 to Palm Beach County Board of County Commissioners on behalf of the United States in order to prevent the State of Florida from forfeiting this part of its Fiscal Year 1974 apportionment.

In witness whereof, the parties hereto have executed this agreement as of the date entered below.

By [Signature]
STATE OF FLORIDA
State Liaison Officer

Date 5-29-73

LOCAL BODY
PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

By [Signature]
(Signature)

Chairman
(Title)

JOHN B. DUNKLE, CLERK
Board of County Commissioners
By [Signature]
JOHN B. DUNKLE
Deputy Clerk/Comptroller

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY
[Signature]
COUNTY ATTORNEY

85031 P0202

RECORD VERIFIED
PALM BEACH COUNTY, FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

TAB C

DRAFT RESOLUTION

Resolution to be presented on November 6, 2018 at City of Delray Beach Commission Agenda.

RESOLUTION NO. 124-18

A RESOLUTION OF THE CITY OF DELRAY BEACH AUTHORIZING AND DIRECTING THE CITY MANAGER TO REQUEST AND ACCEPT FUNDING FOR THE ATLANTIC DUNES PARK PROJECT FROM THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP), SUBJECT TO THE CITY'S REGULATORY AUTHORITY AND CODE OF ORDINANCES

WHEREAS, the City of Delray Beach (City) has planned for improvements to Atlantic Dunes Park which will enhance the use of the Park for the residents and visitors of the City; and

WHEREAS, the State of Florida has received and approved the request for funding; and

WHEREAS, it is now necessary for the City to enter into a funding agreement with FDEP in the amount of \$300,000.00 for this project; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. That the City of Delray Beach hereby supports improvements to the City's Atlantic Dunes Park, subject to the City's regulatory authority and the Code of Ordinances.

Section 3. The City Manager is authorized and directed to take all necessary actions to enter into a Grant Agreement for the funds and commence the project.

Section 4. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2018.

ATTEST:

Katerri Johnson, City Clerk

M A Y O R

Approved as to form and legal sufficiency:

R. Max Lohman, City Attorney

TAB D
PROJECT TIMELINE

<u>Conceptual Timeline for Atlantic Dunes Park</u>		
<u>Item #</u>	<u>Description</u>	<u>Duration (Days)</u>
<u>DESIGN / PERMITTING</u>		
	Design & Permitting	315
<u>CONSTRUCTION</u>		
1	Seawall Construction	365

COST ANALYSIS



Original Ink

PROJECT TITLE: Atlantic Dunes Park

BUDGET DETAIL					COST ANALYSIS				
Budget items below to be provided by the Contractor . See attached instructions.					Cost Analysis to be completed by the Department Contract Manager. See attached instructions.				
1. <u>PERSONNEL EXPENSES</u>					% Allocation	Allowable	Reasonable	Necessary	COMMENTS (Basis for Decision)
A. Salaries - (Name/Title/Position)	Hourly Cost (\$)	Hours	Totals (\$)						
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
		Total Salaries		0					
B. Fringe Benefits (Rate% * Total salaries applicable)	Rate %	Total Sal. App.	Total \$						
	0.00% *	0	0						
	Total Personnel Expenses (A+B)			0					
2. <u>Contractual Services</u>									
Description	Fee/Rate \$	Quantity	Totals \$						
<u>Design & Permitting</u>	155000 *	1	= 155000						
<u>Construction of Seawalls</u>	145000 *	1	= 145000						
	*		= 0						
	Total Supplies			300000					
3. <u>Travel</u>									
Purpose/Destination	Days	Per Diem \$	Fare/Rate \$	Mileage	Totals \$				
	[* []	+	[*	[]	= 0
	[* []	+	[*	[]	= 0
	[* []	+	[*	[]	= 0
	Total Travel				0				
4. <u>Equipment</u>									
Description	Unit Cost \$	Quantity	Totals \$						
	*		= 0						
	*		= 0						
	*		= 0						
	Total Equipment			0					

					% Allocation	Allowable	Reasonable	Necessary	COMMENTS (Basis for Decision)
5. <u>Rental/Lease of Equipment</u>									
Description	Fee/Rate \$	Quantity	Totals \$						
	*		=	0					
	*		=	0					
	*		=	0					
	Total Contractual			0					
6. <u>Miscellaneous/Other Expenses</u>									
Description	Unit Cost \$	Quantity	Totals \$						
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
	*		=	0					
	Total Miscellaneous			0					
7. <u>Overhead/Indirect</u> - Base: _____									
	Rate %	Base \$	Total \$						
	0.00%	*	0	=	0				
8. Total Budget									
			\$	300000					

CERTIFICATION

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, Florida Statutes.
Documentation is on file evidencing the methodology used and the conclusions reached.

Name:_____

Signature:_____

Title:_____

Date:_____

Conceptual Cost Estimate for Atlantic Dunes Park

<u>Item #</u>	<u>Description</u>	<u>Qty</u>	<u>Unit Cost</u>	<u>Unit</u>	<u>Cost</u>
1	Design & Permitting	1	Each	LS	\$ 155,000.00
2	Seawall Construction	200	1000	LF	\$ 145,000.00
CONSTRUCTION PHASE 1 SUBTOTAL					\$ 145,000.00
Project Total					\$ 300,000.00

DRAFT PROJECT WORK PLAN

ATTACHMENT 3
PROJECT WORK PLAN
LEGISLATIVE LINE ITEM PROJECT

Project Name: Atlantic Dunes Park Coastal Dune Restoration and Water Quality Improvement Project (Phase 1)
Grantee Name: City of Delray Beach
Project # «PROJNO»

SUMMARY: The City of Delray Beach (Grantee) received funding in the amount of \$300,000 from the Florida Legislature through Specific Appropriation Line Item 1687A, General Revenue Fund, Fiscal Year (FY) 2018-2019, General Appropriations Act, for the purpose of coastal dune restoration and water quality improvement of Atlantic Dunes Park. Authority for this Project is specified in Section 260.016, Florida Statutes (F.S.). Monitoring and auditing guidelines, as related to the Florida Single Audit Act are specified in the Florida Catalog of State Financial Assistance (CSFA). The specific CSFA number for this Project is 37.085.

The City of Delray Beach will focus on water quality improvement through design, renovation, and construction of Atlantic Dunes Park.

The Project is located at 1605 South Ocean Boulevard, Delray Beach, FL 33483.

All work must be completed in accordance with, and including but not limited to: local, state and federal laws, the approved Project plans, all required permits, and the Florida Building Code. The Department shall designate the Project complete upon receipt and approval of all Deliverables and when Project site is open and available for use by the public for outdoor recreation purposes.

For the purpose of this Agreement, the terms “Project Element” and “Project Task” are used interchangeably to mean an identified facility within the Project.

Budget: Reimbursement for allowable costs for the Project shall not exceed the maximum Grant Award amount outlined below. Grantee shall maintain an accounting system which meets generally accepted accounting principles and shall maintain financial records to properly account for funds. All final Project Costs shall be submitted to the Department with the payment request.

Maximum Grant Award Amount:	\$ 300,000.00
Required Grantee Match Amount:	\$ 0
Total Estimated Project Cost:	\$ 300.000
Match Ratio:	0%

Scope of Work/Project Tasks	Budget	Deliverables	Due Date	Financial Consequences
PROJECT TASK 1 1.A. Development of Commencement Documentation Checklist (DRP-107) ¹ . 1.B. A Cost Analysis Form, with detailed budget (and In-House Cost Schedule(s), if applicable).	No Cost Deliverable	PROJECT DELIVERABLE 1 The Department will issue “Notice to Commence” upon receipt and approval of: 1.A. All applicable Project specific Commencement documentation listed on Commencement Documentation Checklist (DRP-107) 1.B. A Cost Analysis Form, with detailed budget (and In-House Cost Schedule(s), if applicable).	180 calendar days after Execution of Agreement ²	The Department shall terminate the Project Agreement if the required Deliverables are not submitted and approved by the Department.

		<p>Project planning expenses, such as application preparation, architectural and engineering fees, permitting fees, Project inspection, and other similar fees are eligible for reimbursement. However, reimbursement, if requested, shall not exceed fifteen (15%) of total Project cost, and shall be invoiced upon Project completion, in accordance with the Payment Request Schedule.</p> <p>The Grantee may not proceed with development of the Project until Notice to Commence has been issued.</p>		
Project Task 2 Design and Permitting	Task 2 \$155,000	PROJECT DELIVERABLE 2 <p>The Grantee may request reimbursement upon Department receipt and approval of:</p> <p>2.A. Development of required Project Elements.</p> <p>2.B. All applicable Project specific Completion documentation listed on Completion Documentation Checklist (DRP-111) ¹.</p> <p>2.C. Final Status Report (DRP-109). ¹</p> <p>The Grantee may request reimbursement for allowable budgeted expenses and costs pursuant to the Agreement that are directly related to the successful development of the Project site. Reimbursement shall not exceed the Grant</p>	Due October 31, 2019, which shall also be the Project Completion Date.	No reimbursement will be made for Deliverable(s) deemed unsatisfactory by the Department. Payment(s) will not be made for unsatisfactory or incomplete work. In addition, a Task may be terminated for Grantee's failure to perform.
Project Task 3 Construction of Seawall(s)	Task 3 \$145,000			

Project Task Performance Standard: The Department's Grant Manager will review the Deliverables to verify compliance with the requirements for funding under the Agreement and approved plans. Upon review and written acceptance by the Department's Grant Manager of all Deliverables under each Project Task, the Grantee may proceed with the payment request submittal.

Payment Request Schedule: Following Department approval of all Deliverables, the Grantee may submit a **single payment request** on Payment Request Summary Form (DRP-115) ¹, along with all required documentation as outlined in the Financial Reporting Procedures (DRP-110) ¹, as applicable, to support payment. A payment request submitted as part of the reimbursement process must correspond with the Cost Analysis and supporting documents provided under Project Tasks.

Endnotes:

1. Documentation is available at <https://floridadep.gov/ooo/land-and-recreation-grants/content/florida-recreation-development-assistance-program> and/or from the Land and Recreational Grants Section, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS# 585, Tallahassee, Florida, 32399-3000.

2. Project Agreement is subject to termination if Commencement documentations under Task 1 are not received and approved by the Department within 180 calendar days of the Project Agreement execution.