

**AMENDMENT NO. 3  
TO AGREEMENT NO. LP50208  
BETWEEN  
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
AND  
TOWN OF LAKE PARK**

This Amendment to Agreement No. LP50208 (Agreement), as previously amended, is made by and between the Department of Environmental Protection (Department), an agency of the State of Florida, and the Town of Lake Park (Grantee), on the date last signed below.

WHEREAS, the Department entered into the Agreement with the Grantee for Lake Park Lakeshore Drainage (Project), effective December 8, 2017; and,

WHEREAS, the Grantee has requested a budget reallocation for the Project; and an extension of the Agreement and,

WHEREAS, the parties have agreed to amend the Agreement as set forth herein.

NOW THEREFORE, the parties agree as follows:

1. Section 3. of the Standard Grant Agreement is hereby revised to change the Date of Expiration to April 30, 2023. The Department and the Grantee shall continue to perform their respective duties during this extension period pursuant to the same terms and conditions provided in the Agreement.
2. Attachment 3-3, Grant Work Plan, is hereby deleted in its entirety and replaced with Attachment 3-4, Revised Grant Work Plan, as attached to this Amendment and hereby incorporated into the Agreement. All references in the Agreement to Attachment 3 shall hereinafter refer to Attachment 3-4, Revised Grant Work Plan.
3. All other terms and conditions of the Agreement remain in effect. If and to the extent that any inconsistency may appear between the Agreement and this Amendment, the provisions of this Amendment shall control.

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The parties agree to the terms and conditions of this Amendment and have duly authorized their respective representatives to sign it on the dates indicated below.

TOWN OF LAKE PARK

STATE OF FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

By: \_\_\_\_\_  
Authorized Signature

By: \_\_\_\_\_  
Secretary or Designee

Kim Glas-Castro, Vice-Mayor  
Print Name and Title

Angela Knecht, Division Director  
Print Name and Title

Date: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Thomas Montgomery, DEP Grant Manager

\_\_\_\_\_  
Kathleen Downey, DEP QC Reviewer

List of attachments/exhibits included as part of this Amendment:

<u>Specify Type</u>	<u>Letter/ Number</u>	<u>Description</u>
Attachment	3-4	Revised Grant Work Plan

## **ATTACHMENT 3-4 REVISED GRANT WORK PLAN**

**PROJECT TITLE:** Lake Park Lakeshore Drainage

**PROJECT LOCATION:** The Project will be located in the Town of Lake Park in Palm Beach County, Florida. The project will cover Lakeshore Drive from Palmetto Drive to Cypress Drive. The project coordinates are centered at Lat/Long 26.79505, -80.05307.

**PROJECT BACKGROUND:** In 1993, the Town of Lake Park (Grantee) completed a comprehensive master drainage study to identify and prioritize flooding issues. Drainage improvements along Lakeshore Drive were identified as one of the top three priorities. With coastal development and sea level rise, seawater flows from the Intracoastal Waterway through the existing storm sewer pipes onto the streets, sidewalks, and grassy areas.

In 2008, the Grantee completed design and permitting for a drainage improvement project for Lakeshore Drive but was unable to find funding for the estimated \$7.5 million project before the permits expired. With recent tidal changes, the project now requires a redesign to include a pump station. The pump station will be needed to pump and treat groundwater before it is discharged into the Lake Worth Lagoon.

**PROJECT DESCRIPTION:** The Grantee will upgrade the drainage infrastructure along Lakeshore Drive by raising the roadway and increasing direct drainage capacity to the Lake Worth Lagoon. The redesigned project will include the construction of a pump station and will increase the stormwater pipe capacity, number of storm drainage inlets, and elevation of the road and sidewalks. This increase in elevation will help prevent seawater from overflowing from the Intracoastal Waterway. The Grantee will also construct approximately 3,000 linear feet of pipe. The stormwater will be treated by a hydrodynamic separator or baffle box that will improve the water quality before stormwater enters the Intracoastal Waterway and Lake Worth Lagoon.

The Grantee does not anticipate that the funding under this agreement will result in a fully completed project, so this agreement will cover a portion of the work.

### **TASKS**

#### **Task 1: Pre-Design Study**

**Deliverables:** The Grantee will perform a pre-design master drainage study and produce a pre-design report that will detail the scope of the problem in the analysis area, outline design options, and identify tasks required to complete resolution of the problem.

**Documentation:** The Grantee will submit the final pre-design report.

**Performance Standard:** The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

**Payment Request Schedule** The Grantee may submit a payment request for cost reimbursement following the conclusion of the task.

## **Task 2: Design and Permitting**

**Deliverables:** The Grantee will complete the design of the drainage improvement project and obtain all necessary permits for construction of the project

**Documentation:** The Grantee will submit: 1) a signed acceptance of the completed work to date, as provided in the Grantee's Certification of Payment Request; and 2) a summary of design activities to date, indicating the percentage of design completion for the time period covered in the payment request. . For the final documentation, the Grantee will also submit a copy of the design completed with the funding provided for this task and a list of all required permits identifying issue dates and issuing authorities.

**Performance Standard:** The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

**Payment Request Schedule:** The Grantee may submit a payment request for cost reimbursement no more frequently than monthly.

## **Task 3: Bidding and Contractor Selection**

**Deliverables:** The Grantee will prepare a bid package and publish notice and solicit bids, conduct pre-bid meetings, and respond to bid questions, in accordance with the Grantee's procurement process, to select one or more qualified and licensed contractors to complete the drainage improvement project.

**Documentation:** The Grantee will submit: 1) the public notice of advertisement for the bid, 2) the bid package; and , 3) written notice of selected contractor(s).

**Performance Standard:** The Department's Grant Manager will review the documentation to verify that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

**Payment Request Schedule:** The Grantee may submit a payment request for cost reimbursement following the conclusion of the task.

## **Task 4: Project Management**

**Deliverables:** The Grantee will perform project management, including field engineering services, construction observation, site meetings with construction contractor (s), and design professionals, and overall project coordination and supervision.

**Documentation:** The Grantee will submit interim progress status summaries including summary of inspection(s), meeting minutes and field notes, as applicable.

**Performance Standard:** The Department's Grant Manager will review the documentation to verify  
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that the deliverables have been completed as described above. Upon review and written acceptance by the Department's Grant Manager, the Grantee may proceed with payment request submittal.

**Payment Request Schedule:** The Grantee may submit a payment request for cost reimbursement no more frequently than monthly.

**PROJECT TIMELINE & BUDGET DETAIL:** The tasks must be completed by, and all documentation received by, the corresponding task end date.

Task No.	Task Title	Budget Category	Grant Amount	Task Start Date	Task End Date
1	Pre-Design Study	Contractual Services	\$28,312.16	07/01/2017	03/31/2022
2	Design and Permitting	Contractual Services	\$298,104.30	07/01/2017	03/31/2022
3	Bidding and Contractor Selection	Contractual Services	\$3,465.00	07/01/2017	03/31/2022
4	Project Management	Contractual Services	\$270,118.54	07/01/2017	03/31/2022
Total:			\$600,000.00		

Note that, per paragraph 8.h. of the agreement, authorization for continuation and completion of work and any associated payments may be rescinded, with proper notice, at the discretion of the Department if the Legislature reduces or eliminates appropriations. Extending the contract end date carries the risk that funds for this project may become unavailable in the future. This should be a consideration for the Grantee with this and future requests for extension.