

REQUESTED COMMISSION ACTION:

X Consent Ordinance Resolution Consideration/
 _____ _____ _____ Discussion _____
 Presentation

SHORT TITLE A resolution approving the authorizing the City Manager or his designee to submit a grant application to the Florida Inland Navigation District Waterways Assistance Program for improvements to Exchange Club Park.

Estimated Project Cost: \$120,000, Grant Application: \$60,000 with matching Funds of \$30,000 from City of Pompano Beach and \$30,000 from City of Lighthouse Point

Summary of Purpose and Why:

The resolution is to submit a grant application to the Florida Inland Navigation District Waterways Assistance Program for improvements to Exchange Club Park. The project includes increased parking and the addition of an entry gate off NE 24th Street near the northwest corner of the park with an asphalt road and parking constructed parallel to NE 24th Street within the parks boundaries. The additional roadway access and parking will enable increased safe public usage of the park. The total estimated project cost is \$120,000 and the grant applications is for \$60,000, with matching funds of \$30,000 from the City of Pompano Beach and \$30,000 in matching funds from the City of Lighthouse Point.



This item is related to Strategic Plan Strategy: Superior Capacity: goal 3.0, initiative 3.3 – Increase boating recreation; Superior Capacity- 3.0 Recreation, 3.2- Develop facilities to match the changing recreational needs and preferences of the community; Great Places- 2.0 Tourism, 2.6- Improve City Parks.

- (1) Origin of request for this action: Staff initiated
- (2) Primary staff contact: Mark Beaudreau, Recreation Programs Adm. Ext. 4191
- (3) Expiration of contract, if applicable: n/a
- (4) Fiscal impact and source of funding: Matching Fund of \$30,000 – working capital reserves from City of Pompano Beach and \$30,000 from City of Lighthouse Point

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
Parks & Recreation	<u>3-7-15</u>	<u>Approve</u>	<u>Mark P. Beaudreau</u>
City Attorney	<u>3/12/15</u>	<u>Approve</u>	<u>London S. Lewis</u>
Finance	<u>3-17-15</u>	<u>APPROVE</u>	<u>A. Jeanyne</u>
			<u>Ann W. Berk</u>

X City Manager

ACTION TAKEN BY COMMISSION:

Ordinance	Resolution	Consideration
Workshop		
1 st Reading	1 st Reading	Results:
2 nd Reading		Results:

Memorandum 15-A055

DATE: March 16, 2015

TO: Dennis W. Beach, City Manager

FROM: Mark Beaudreau, Recreation Programs Administrator *MB*

SUBJECT: Agenda Item –Grant Application to Florida Inland Navigation District for Exchange Club Park Improvements

Attached is an application through Florida Inland Navigation District (FIND) Waterways assistance program for Improvements to Exchange Club Park. This is a matching funds grant application for \$60,000, which we are partnering with the City of Lighthouse Point. The improvements include increased parking and adding an entrance gate off NE 24th Street near the northwest corner of the park.

This item is related to Strategic Plan Strategy: Superior Capacity: goal 3.0, initiative 3.3 – Increase boating recreation; Superior Capacity 3.0 Recreation, 3.2- Develop facilities to match the changing recreational needs and preferences of the community; Great Places - 2.0 Tourism, 2.6- Improve City Parks.

If you have any questions or concerns please to call me at 954-786-4191.

afh

cc: Cynthia Kitts, Recreation Manager



City Attorney's Communication #2015-642
February 25, 2015

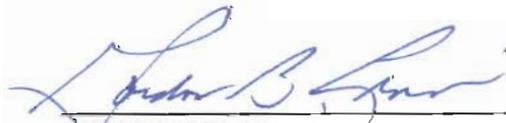
TO: Cynthia Kitts, Recreation Manager
FROM: Gordon B. Linn, City Attorney
RE: Resolution –Grant Application FIND for Exchange Club Park Improvements

As requested in your memorandum dated February 23, 2015, Parks, Recreation & Cultural Arts Memorandum No. 15-A054, the following form of Resolution, relative to the above-referenced matter, has been prepared and is attached:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT AN APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM FOR IMPROVEMENTS TO EXCHANGE CLUB PARK; PROVIDING AN EFFECTIVE DATE.

Also attached is City Attorney's Communication #2015-637, Attachment E-7, Attorneys Certification of Title.

Please feel free to contact me if I may be of further assistance.



GORDON B. LINN

/jrm
l:cor/regr/2015-642

Attachments

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT AN APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM FOR IMPROVEMENTS TO EXCHANGE CLUB PARK; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pompano Beach is interested in carrying out the following described project, "Project," for the enjoyment of the citizenry of Pompano Beach and the State of Florida:

Project Title: Exchange Club Park Improvements

Total Estimated Cost: \$120,000.00

Brief Description of Project: This project includes increased parking and the addition of an entry gate off NE 24th Street near the northwest corner of the park with an asphalt road and parking constructed parallel to NE 24th Street within the parks boundaries. The additional roadway access and parking will enable increased safe public usage of the park. It will facilitate the removal of illegal public parking off the adjoining roadway and into the park where patrons can more safely enter and exit their vehicles.

And, Florida Inland Navigation District's financial assistance is required for the said project; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the Exchange Club Park Improvements project described above is hereby approved.

SECTION 2. That the City makes application to the Florida Inland Navigation District in the amount of Sixty Thousand Dollars and 00/100 (\$60,000.00), 50% of the actual cost of the project on behalf of said City of Pompano Beach.

SECTION 3. That the City commission certifies to the following:

A. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.

B. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

C. That it has the ability and intention to finance its share of the cost of the project, and that the project will be operated and maintained at the expense of said City of Pompano Beach for public use.

D. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P.L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

E. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

F. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

SECTION 4. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2015.

LAMAR FISHER, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

GBL/jrm
2/25/15
l:reso/2015-226

ATTACHMENT E-3 - PROJECT INFORMATION 2015

APPLICANT: City of Pompano Beach APPLICATION TITLE: Exchange Club Park Improvements

Total Project Cost: \$120,000 FIND Funding Requested: \$60,000 % of total cost: 50

Amount and Source of Applicants Matching Funds: \$30,000 City of Pompano Beach and \$30,000 City of Lighthouse Point

Other (non-FIND) Assistance applied for (name of program and amount): N/A

Ownership of Project Site (check one): Own: Leased: Other:

If leased or other, please describe lease or terms and conditions: FIND lease expiring January 10, 2016

Once completed, will this project be insured against damage? yes Explain: Exchange Club Park is currently insured on the City's master property program.

Has the District previously provided assistance funding to this project or site? : No

If yes, please list: _____

What is the current level of public access in terms of the number of boat ramps, boat slips and trailer parking spaces, linear feet of boardwalk (etc.)? (as applicable): Approximately 12 existing non-paved parking spaces, walk-up access to beach with shallow area to launch kayaks, paddle boards, etc.

How many additional ramps, slips, parking spaces or other public access features will be added by the completion of this project? (as applicable): Propose adding paved access road with adjoining 15 parallel parking spaces

If there are fees charged for the use of this project, please denote. How do these fees compare with fees from similar public & private facilities in the area? Please provide documentation No Fees charged presently or planned

Please list all Environmental Resource Permits required for this project:

<u>Agency</u>	<u>Yes/ No N/A</u>	<u>Date Applied For</u>	<u>Date Received</u>
WMD	<u>Yes</u>	_____	_____
DEP	<u>No</u>	_____	_____
ACOE	<u>NO</u>	_____	_____
COUNTY/CITY	<u>Yes</u>	_____	_____

ATTACHMENT E-4

**WATERWAYS ASSISTANCE PROGRAM
APPLICATION AND EVALUATION WORKSHEET**

STEP 1: All applicants will complete Attachment E-4 of the worksheet, which includes questions 1 through 6. ****Do not answer with more than four sentences.****

STEP 2: Complete **one and only one sub-Attachment** (E-4 A, B, C, D or E, questions 7-10) according to the applicant's project type.

All other sub-attachments that are not applicable to an applicant's project should not be included in the submitted application.

APPLICATION TITLE: Exchange Club Park Improvements

APPLICANT: City of Pompano Beach

PROJECT ADDRESS: 2800 NE 24th St., Pompano Beach, FL

1) PRIORITY LIST:

- a) **Denote the priority list category of this project from Attachment C in the application.** (The application may only be of one type based upon the predominant cost of the project elements.)

Category 12:
Public waterfront parks and boardwalks and associated improvements

- b) **Explain how the project fits this priority category.**

100% of the budget for this project is going to be spent developing an existing spoil disposal site to increase public usage and waterway access.

(For reviewer only)
 Max. Available Score for application _____

Question 1. Range of Score (1 to ___ points)

2) WATERWAY RELATIONSHIP:

- a) **Explain how the project directly relates to the ICW and the mission of the Navigation District.**

The project immediately adjoins the ICW and promotes the “local sponsor” mission of the District by helping to develop lands acquired for spoil piles into enjoyable public spaces.

- b) **What public access or navigational benefit to the ICW or adjoining waterway will result from this project?**

Additional roadway access and parking will enable increased safe public usage of a rare piece of green space in Eastern Broward County. It will also move illegal public parking off the adjoining roadway and into the park where patrons can more safely enter and exit their vehicles.

(For reviewer only)
(1-6 points)

3) PUBLIC USAGE & BENEFITS:

- a) **How is the public usage of this project clearly identified and quantified? Estimate the amount of total public use.**

Public usage of this park is dramatic on the weekends with patrons visiting via both car and boat. There is no official counting mechanism in place to quantify usage. Total public use is estimated to be over 200 persons per week—sometimes more in the summer time.

- b) **Discuss the regional and local public benefits that will be provided by the project.**

Regional and local benefits both center around increasing legal and safe access to the park. The park is an extremely rare piece of ICW waterfront property with open space in Broward County for free public usage. Most waterfront ICW land in Broward is occupied by residential or commercial private property interests.

- c) **Can residents from other counties of the District reasonably access and use the project? Explain.**

Yes. Main access is via NE 24th St. which terminates to the West at US-1.

(For reviewer only)
(1-8 points)

4) TIMELINESS

- a) Describe current status of the project and present a reasonable and effective timeline for the completion of the project consistent with Attachment E-8.**

The project is currently in the planning stages. Production is dependant on FIND’s schedule for the overall grubbing, planting and dredging operations. Lighthouse Point will work with the contractor chosen to slot the project appropriately. Presently, we propose a start date of 11/15 with a completion date of 05/16.

- b) Briefly explain any unique aspects of this project that could influence the project timeline.**

With some of the preliminary work performed by others and occurring during hurricane season, any severe weather event affecting that work could affect our start date.

*(For reviewer only)
(1-3 points)*

5) COSTS & EFFICIENCY:

- a) List funding sources and the status and amount of the corresponding funding that will be utilized to complete this project.**

Prospective FIND grant (50%), City of Lighthouse Point (25%), City of Pompano Beach (25%).

- b) Identify and describe any project costs that may be increased because of the materials utilized or specific site conditions.**

The proposed asphalt road and parking material costs could increase with higher crude oil prices, which are presently at 5-year lows. Also, no soil testing has been done and the need to excavate unfavorable soils could also increase costs.

- c) Describe any methods to be utilized to increase the cost efficiency of this project.**

Competitive bids together with using locally based vendors should keep costs as low as possible.

- d) If there are any fees associated with the use of this facility, please detail. In addition, please provide a listing of the fees charged by similar facilities, public and private, in the project area.**

No fees are required presently for facility use and we do not anticipate this changing.

*(For reviewer only)
(1-6 points)*

6) PROJECT VIABILITY:

- a) What specific need in the community does this project fill? Is this project referenced or incorporated in an existing maritime management, public assess or comp plan?**

The community needs free public ICW access to enhance the area. Also, illegal and un-safe parking along the NE 24th St. right of way needs to be eliminated. This project should enhance the access need and eliminate the present parking problem.

- b) Clearly demonstrate how the project will continue to be maintained and funded after District funding is completed.**

The project will be maintained jointly between the City of Pompano Beach and the City of Lighthouse Point. Presently, the City of Lighthouse Point performs daily housekeeping and mowing for the existing park with Pompano Beach performing maintenance duties. We anticipate the paved road and parking to be maintained and funded in the same manner.

- c) Will the program result in significant and lasting benefits? Explain.**

The project is simple and should last many years. Increased and safe park access are significant community benefits.

- d) Please describe any environmental benefits associated with this project.**

Exposing more of the community to the native plantings proposed by FIND for the property should increase local knowledge and awareness of the benefits of planting native species at their own homes resulting in an overall and general environmental benefit.

(For reviewer only)
(1-7 points)

SUB-TOTAL _____

FIND FORM NO. 91-25
Rule 66B-2.005 (Effective Date: 3-21-01, Revised 4-24-06, 1-27-14)

**ATTACHMENT E-4A
DEVELOPMENT & CONSTRUCTION PROJECTS**

**WATERWAYS ASSISTANCE PROGRAM
APPLICATION AND EVALUATION WORKSHEET**

THIS ATTACHMENT IS TO BE COMPLETED IF YOUR PROJECT IS A
DEVELOPMENT OR CONSTRUCTION PROJECT BUT IS NOT AN INLET
MANAGEMENT OR BEACH RENOURISHMENT PROJECT.

7) PERMITTING:

- a) Have all required environmental permits been applied for? If permits are NOT required, explain why not.**

Permits have not been applied for yet. We anticipate requiring a City and County permit.

- b) If the project is a Phase I project, list the tasks scheduled to obtain the necessary permits and engineering work. Please provide a general cost estimate for the future Phase II work.**

- c) Detail any significant impediments that may have been identified that would potentially delay the timely issuance of the required permits.**

None anticipated.

*(For reviewer only)
(1-4 points)*

8) PROJECT DESIGN:

- a) Has the design work been completed? If this is a Phase I project, has a preliminary design been developed?**

Design work has not been completed. FIND has provided a rough draft via Taylor Engineering. This draft will be utilized and tweaked during final design.

- b) Are there unique beneficial aspects to the proposed design that enhance public usage or access, minimize environmental impacts, improve water quality or reduce costs?**

Moving the present illegal parking off of NE 24th St. will enhance public safety during park usage.

(For reviewer only)
(1-2 points)

9) CONSTRUCTION TECHNIQUES:

- a) Briefly explain the construction techniques to be utilized for this project. If a Phase 1, elaborate on potential techniques.**

Construction will consist of excavation of unsuitable soils, backfill with stabilized subgrade, placement of limerock base, placement of asphalt top coat, placement of appropriate pavement markings and signage, and final grading and sodding or ground cover per design.

- b) How are the utilized construction techniques appropriate for the project site?**

The proposed construction techniques are standard practices for paving operations.

- c) Identify any unusual construction techniques that may increase or decrease the costs of the project.**

None anticipated.

(For reviewer only)
(1-3 points)

10) CONSTRUCTION MATERIALS:

- a) List the materials to be utilized for this project. What is the design life of the proposed materials compared to other available materials?**

Stabilized subgrade
Limerock
Asphalt
Pavement markings
Signage
Concrete curbing

- b) Identify any unique construction materials that may significantly alter the project costs.**

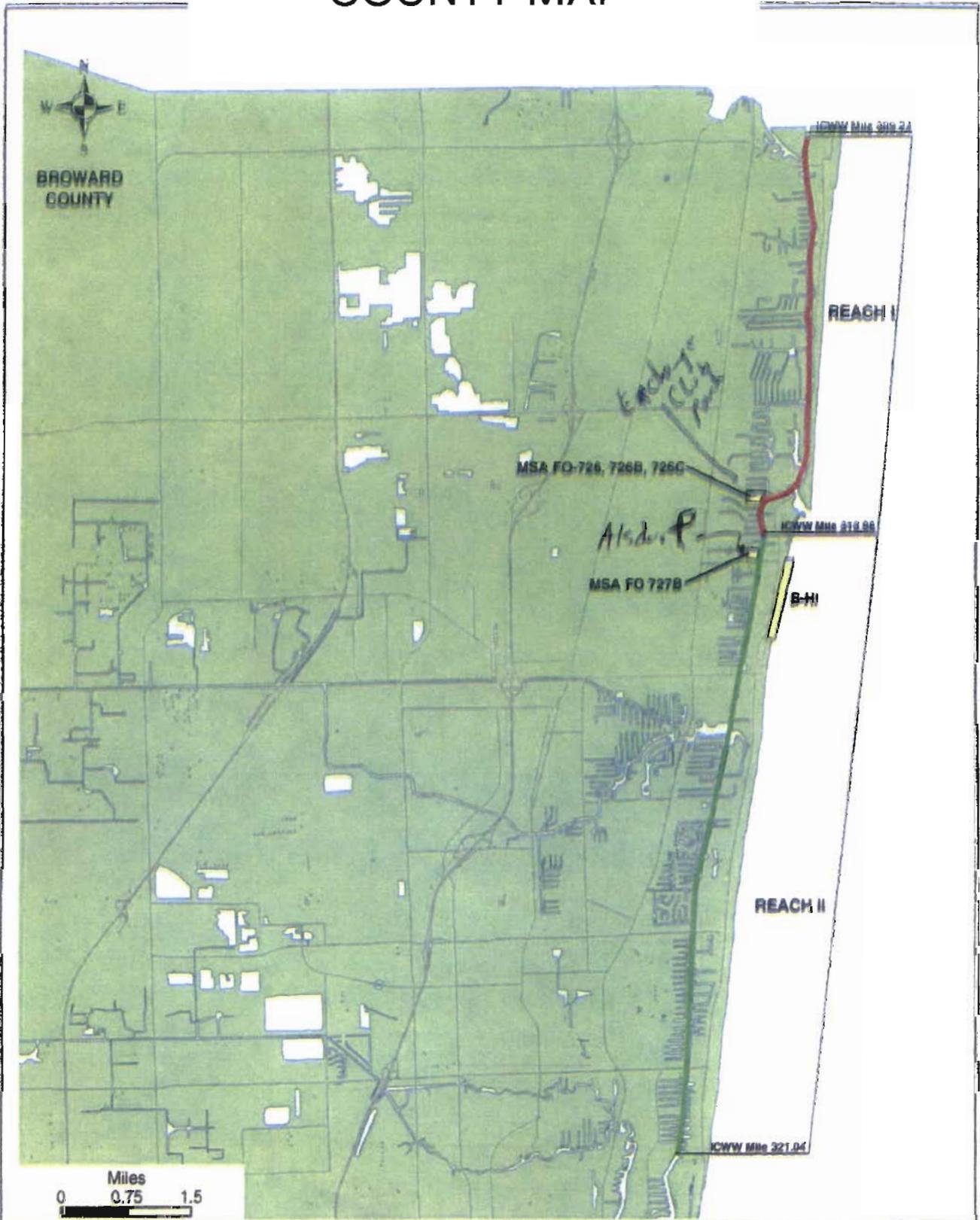
None anticipated.

(For reviewer only)
(1-3 points)

RATING POINT
TOTAL _____

(Note: The total maximum score possible is dependent upon the project priority category but cannot exceed 50 points unless the project qualifies as an emergency-related project. The minimum score possible is 10 points. A score of 35 points or more is required to be considered for funding.)

COUNTY MAP

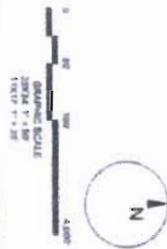
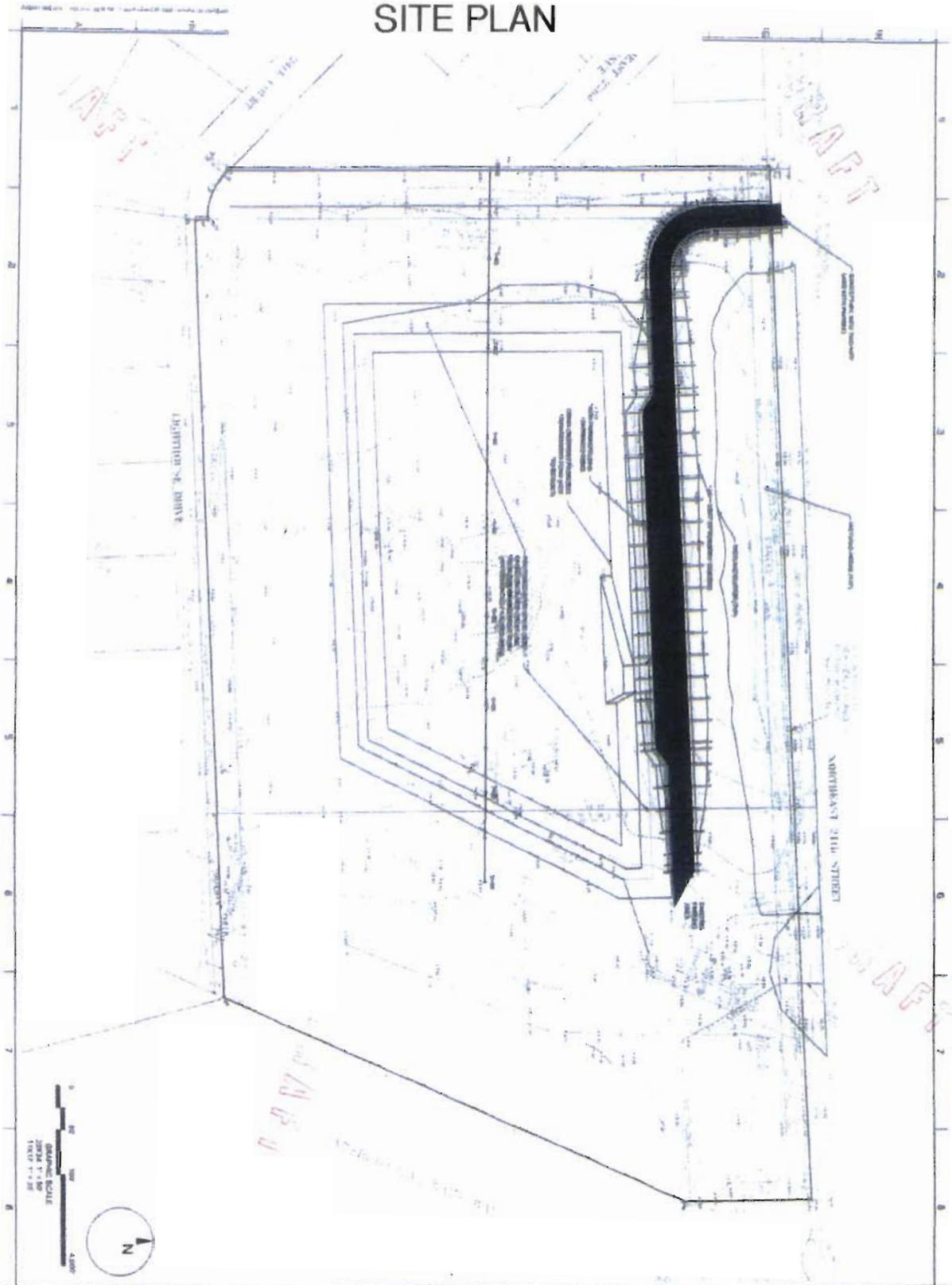


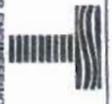

TAYLOR ENGINEERING INC.
 9000 CYPRESS GREEN DRIVE, SUITE 200
 JACKSONVILLE, FLORIDA 32256

Figure 1.2
Reach I and II
Long Range Dredged Material Management Plan
Intracoastal Waterway, Broward County, Florida

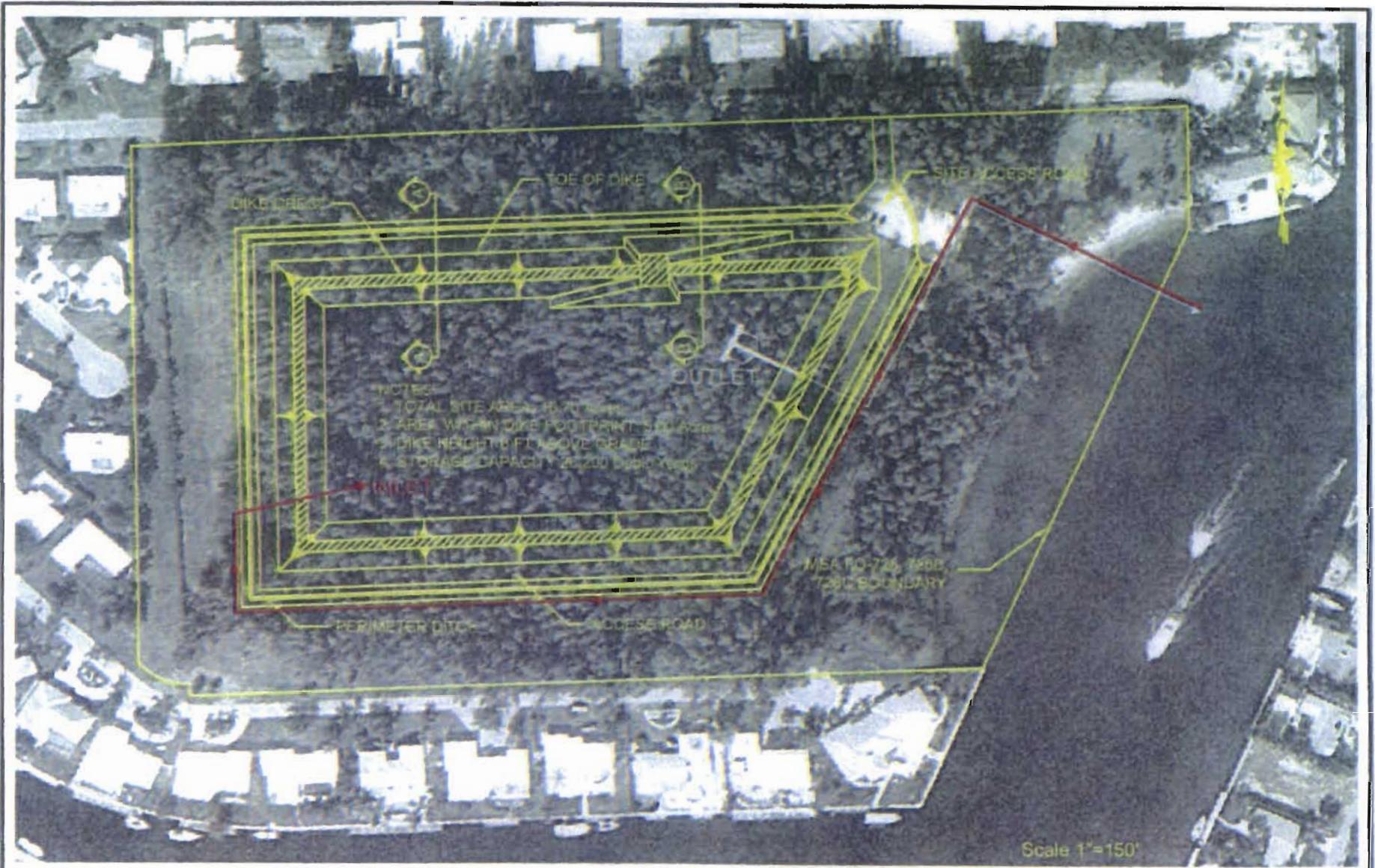
Project	C2002-36
Revision	
Sheet	
Date	March, 2005

SITE PLAN



 <p>TAYLOR ENGINEERING INC. 1000 W. 10th Street Lawrence, KS 66044 781-842-1111 www.taylor-engineering.com</p>		<p>DRAFT</p>		<p>MR. JIM CLEGG LANDSCAPING ENGINEER COUNTY, KANSAS</p>	
<p>CONCEPTUAL SITE LAYOUT WITH PARKING</p>		<p>DRAFT</p>		<p>1-800-453-4778</p>	

SITE PLAN



9

TAYLOR ENGINEERING INC.
 9000 CYPRESS GREEN DRIVE, SUITE 200
 JACKSONVILLE, FLORIDA 32256

Figure 2.1
 Site Plan Overview, MSA FO-726, 726B, 726C
 Dredged Material Management Area
 Broward County, Florida

PROJECT	C2002-036
DRAWN BY	
SHEET	
DATE	March, 2005



GORDON B. LINN

City Attorney

Board Certified - City, County and Local Government

MARK E. BERMAN
Assistant City Attorney

FAWN POWERS
Assistant City Attorney

TRACY A. LYONS
Assistant City Attorney

Pompano Beach



2005

Phone: 954-786-4614

City of Pompano Beach, Florida

Fax: 954-786-4617

City Attorney's Communication #2015-637

February 25, 2015

To Whom It May Concern:

I, Gordon B. Linn, am the City Attorney for the City of Pompano Beach, Florida. I hereby state that I have examined a copy of a Lease Agreement dated August 25, 1981 between the Board of Commissioners of the Florida Inland Navigation District and the City of Pompano Beach along with Lease Extension Agreement No. 1 dated February 17, 2007, and Lease Extension Agreement No. 2 dated February 17, 2012, regarding the following described property:

*2800 NE 24th Street
Pompano Beach, Florida
and more formally described in Exhibit "A" attached*

Finally, I have also examined such documents and records as necessary for this certification.

This property is what is now called "Exchange Club Park."

I certify that I am of the opinion that the City of Pompano Beach does in fact lease this property since 1981.

Very truly yours,

GORDON B. LINN
City Attorney

GBL/jrm
l:cor/2015-637

Attachment

Exhibit A
Exchange Club Park
2800 NE 24 Street
Pompano Beach, FL

SCHEDULE A REVISED

HSA 726

That portion of the northwest quarter of the northeast quarter of the northeast quarter of Section 30, Township 48 South, Range 43 East, Broward County, Florida, lying west of the westerly right of way line of the Intracoastal Waterway from Jacksonville to Miami, Florida, as that right of way line is shown on the plat recorded in Plat Book 17 at Page 6-A, of the public records of said Broward County, Florida, EXCLUDING therefrom the North 22 feet and the South 11 feet of the above described parcel;

HSA 726-B

The Northeast quarter (NE $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section 30, Township 48 South, Range 43 East, containing 10 acres more or less, according to the U.S. Public Land Surveys, and adjoining on the West that certain tract of land designated as HSA 726, as deeded to the Board of Commissioners of the Florida Inland Navigation District by the Model Land Company and recorded in Deed Book 276, Page 219, of the Public Records of and in Broward County, Florida. EXCLUDING therefrom the North 22 feet and the South 11 feet of the above described parcel.

HSA 726-C

That portion of Block 1, Hillsboro Harbor, Unit "A", according to the plat thereof, recorded in Plat Book 28, Page 23, of the public records of Broward County, Florida, described as follows:

Beginning at a point on the East boundary of said Block 1, said point being 22 feet South of the Northeast corner of said Block 1; thence West and parallel with the north boundary of said Block 1, a distance of 54.5 feet; thence South and parallel to the said East boundary of Block 1, to an intersection with the southerly boundary of said Block 1; thence southeasterly along said southerly boundary to the Southeast corner of said Block 1; thence north along the said east boundary of Block 1, a distance of 626.89 feet, more or less, to the point of beginning.

