

RESOLUTION NO. 2009- 173

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF A LOCAL AGENCY PROGRAM AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF ARMY, ENGINEER CORPS AND ST. JOHNS COUNTY PERTAINING TO THE STUDY AND DATA COLLECTION OF COASTAL ENGINEERING SERVICES WITHIN ST JOHNS COUNTY; PROVIDING DIRECTIONS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the United States Army Corps of Engineers (the "USACE"), and St. Johns County (the "COUNTY") desire to enter en gage a cost share of available Stimulus dollars; and

**WHEREAS**, the Stimulus dollars pertain to a project located in St. Johns County, Florida, known as St. John's County, Florida, Shore Protection Project (SPP) Feasibility Study, (the "PROJECT"); and

**WHEREAS**, the letter request is attached and incorporated to this Resolution; and

**WHEREAS**, the COUNTY has reviewed the terms, provisions, and requirements of the request, and has determined that accepting the terms of the request, will service the interests of the County.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AS FOLLOWS:**

**Section 1.** The above recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

**Section 2.** The Board of County Commissioners hereby approves the terms, conditions, provisions, and requirements of the attached letter request between the United States Army Corps of Engineers and St. Johns County, Florida, concerning the study and data collection of coastal engineering services within St Johns County, and authorizes the County Administrator, or designee, to process the payments, on behalf of the County.

**Section 3.** The Board of County Commissioners authorizes the County Administrator, or designee, to execute any other paperwork associated with, or necessary to accomplish, the overall goal set forth in the letter agreement.

**Section 4.** To the extent that there are typographical or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners.

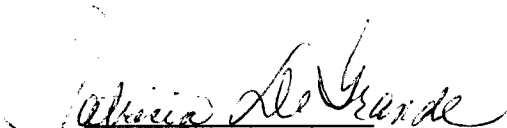
**Section 5.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 16<sup>th</sup> day of June, 2009.

**BOARD OF COUNTY COMMISSIONERS OF  
ST. JOHNS COUNTY, FLORIDA**

**ATTEST:**

**BY:**

  
\_\_\_\_\_  
**Deputy Clerk**

  
\_\_\_\_\_  
**Cyndi Stevenson--Chair**





**DEPARTMENT OF THE ARMY**  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
P.O. BOX 4970  
JACKSONVILLE, FLORIDA 32232-0019

REPLY TO  
ATTENTION OF

Programs and Project Management Division  
Coastal, Navigation and Antilles Branch

JUN 08 2009

Mr. Andrew J. Ames, P.E.  
Assistant County Engineer  
St. John's County  
2740 Industry Center Road  
St. Augustine, Florida 32084

RECEIVED  
JUN 08 2009  
ST. JOHN'S COUNTY  
ENGINEERING

Dear Mr. Ames:

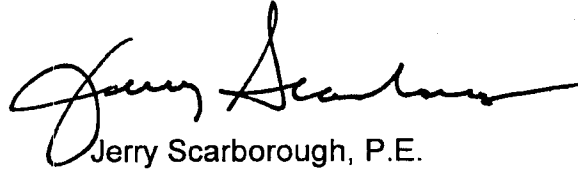
This is in reference to our St. John's County, Florida, Shore Protection Project (SPP) Feasibility Study (the study). The study was one of the fortunate projects to receive funding in the amount of \$452,000 from the American Recovery and Reinvestment Act (ARRA). These additional funds will allow us to accelerate the study effort. However, these ARRA funds cannot be used unless matched as per the provisions of the study Feasibility Cost Sharing Agreement. Also, the ARRA funds have to be obligated before the end of fiscal year 2010, or be returned.

The US Army Corps of Engineers, Jacksonville District (Corps) proposes to fund in full the study's geotechnical investigations (sand search), the shoreline cultural resource surveys and the first draft of the environmental impact statement. Therefore, at this time the Jacksonville District requests that St. John's County provide non-Federal funds in the amount of \$452,000 to match the ARRA Federal funding. This request is pursuant to Article II.B of the study's Feasibility Cost Sharing Agreement (FCSA) executed on September 22, 2004. In accordance with this article the Sponsor shall contribute cash and in-kind services equal to fifty (50) percent of Study Costs other than excess Study Costs.

Payment should be made to the "Finance and Accounting Officer, Jacksonville District" and sent to the Department of the Army, Jacksonville District, Attn: CESAJ-DP-C (Mr. Jerry Scarborough or Mr. Nelson Colón), 701 San Marco Boulevard, Jacksonville, Florida 32207.

If you have any further questions or need any additional information, please contact the project manager, Mr. Nelson Colón, at 904-232-1597 or by e-mail at [nelson.r.colon@usace.army.mil](mailto:nelson.r.colon@usace.army.mil).

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Scarborough". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jerry Scarborough, P.E.  
Chief, Coastal, Navigation and Antilles  
Branch

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AGENDA ITEM
ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

Deadline for Submission - Wednesday 9 a.m. - Thirteen Days Prior to BCC Meeting

June 16, 2009

BCC MEETING DATE

TO: Michael D. Wanchick, County Administrator DATE: April 30, 2009
FROM: Press Tompkins, Jr., County Engineer PHONE: 209-0113
SUBJECT OR TITLE: American Recovery and Reinvestment Act (ARRA) - St. John's County, Florida, Shore Protection Project (SPP) Feasibility Study (GI) Coastal Stimulus Money

Table with columns: BUSINESS ITEM, BONDS, PUBLIC HEARING, ORDINANCE, Legal Review, APPOINTMENTS, BID AWARD, RESOLUTION, REPORT, EX PARTE COMMUNICATIONS, CONTRACT, BONDS. Includes checkmarks for CONSENT AGENDA, RESOLUTION, and CONTRACT.

BACKGROUND INFORMATION: (Attach additional pages if necessary)

The American Recovery and Reinvestment Act (ARRA) enacted by the Federal Government has created the opportunity to receive 50%/50% matching funding for ongoing St. John's County, Florida, Shore Protection Project (SPP) Feasibility Study in St Johns County. The federal Government has \$452,000 available if the "Local Sponsor" (St. Johns County) will match \$452,000. For the Counties FY 2009 and FY 2010 staff has a current budget for the majority of this work effort. The Stimulus Appropriation will allow the County to complete the ongoing South Ponte Vedra, Vilano Beach, and Summerhaven Feasibility Study; Geotechnical Investigations; Draft Cultural Resource Surveys, and a Draft Environmental Impact Statement and will accelerate the schedule and completion of a couple of key elements within this program.

Staff has negotiated payments of \$190,000 for FY 2009 to finish the Feasibility Study. The Stimulus Balance of \$262,000 would be required in the FY 2010 budget. State cost share will be requested however at this time it will be unknown.

The required Enabling Resolutions are attached for review.

1. IS FUNDING REQUIRED? X YES NO 2. IF YES, INDICATE IF BUDGETED YES X NO
IF FUNDING IS REQUIRED, MANDATORY OMB REVIEW IS REQUIRED OMB REVIEW (ws)
INDICATE FUNDING SOURCE- Beach Renourishment Engineering Svcs (331553180)

SUGGESTED MOTION/RECOMMENDATION/ACTION:

Motion to adopt Resolution 2009-\_\_ approving, in substantially the form presented, the terms, provisions, conditions, and requirements of the Cost Share Agreement between the Board of County Commissioners of St. Johns County, Florida, and the United States Army Corps of Engineers, regarding the Study and data collection of Coastal Services with St Johns County and authorizing the County Administrator, or designee, to execute the Agreement, on behalf of the County.

Administration: [Signature] Initials

X FORWARDED TO BCC X SUPPORTING MATERIAL ATTACHED

6-23-09 Per Andy Ames - Engineering - There is no need agreement for this. Only the letter from the Corps - Orig Agreement done several years ago. This just notifies the County that funds are avail again w/ the County match. PD