

Meeting Date
10/21/2014



AGENDA	
Section	Consent
Item No.	<i>II.A.8</i>

AGENDA REPORT
 BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Permission to Exercise Option to Purchase Fifty-Nine (59) Additional Dual Credits for the Solid Waste System and 13.95 Federal (ACOE) credits for the North Section of the St. Johns Heritage Parkway from the Mary A. Mitigation Bank.
DEPT/OFFICE:	Solid Waste Management Department And Public Works Department

Requested Action:
 Grant permission to exercise an option to purchase additional mitigation credits from the Mary A Mitigation Bank for the US 192 Project and for the North Section of the St. Johns Heritage Parkway. A comparison with an existing mitigation bank in the same basin has the price per credit listed as \$130,000.00. Exercising the option will provide a savings of \$2,918,000.00.

Summary Explanation & Background:

On October 23, 2012, the Board granted permission for staff to solicit bids, negotiate a contract and authorized the Chairman to execute the same. The Transportation fund and the Solid Waste Management Department both purchased mitigation credits for the St. John's Heritage Parkway and the planned landfill at US 192. At that time, the Solid Waste Management Department purchased 75 credits. The contract also included an option to allow a purchase of up to two hundred (200) district credits and one hundred (100) Army Corp of Engineers (ACOE) credits at \$45,000.00 per credit. This option was purchased from the Solid Waste funds since the department was still going through the permitting process that would determine the final amounts of credits needed for the project. The option was purchased for \$10,000.00. That amount will be applied to the purchase price upon exercising the option. The expiration date of the options is December 31, 2014.

After numerous conversations with the ACOE and the Florida Department of Environmental Protection (FDEP), the Solid Waste Management Department needs to exercise the option to purchase fifty nine (59) additional credits to satisfy both the ACOE and the FDEP requirements of developing the US 192 site. The Public Works Department will also need an additional 13.95 Federal (ACOE) credits for the north section of the St. John's Heritage Parkway.

Fiscal Impact:
 The fiscal impact from the Solid Waste System is expected to be \$2,655,000.00 with an estimated savings of \$5,015,000.00. The monies have been budgeted in Fund 4011 and the project is in the recently approved Capital Improvement Program. The fiscal impact for the Transportation fund is expected to be \$627,750.00 with an estimated savings of \$1,185,750.00 which has been budgeted in Fund 1163.

Clerk to the Board Instructions:

Exhibits Attached: Price Sheet for TM-ECON Mitigation Bank, Board Approval dated 10/24/12

Contract /Agreement (If attached): Reviewed by County Attorney		Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
County Manager	Assistant County Manager, Mel Scott			Department Director / Extension		Euripides Rodriguez, Solid Waste Director	
Stockton Whitten	Assistant County Manager, Venetta Valdeño			John Denninghoff, Public Works Director			



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

October 28, 2014

MEMORANDUM

TO: Euri Rodriguez, Solid Waste Management Director

RE: Item II.A.8., Permission to Exercise Option to Purchase for 59 Additional Dual Credits for the Solid Waste System and 13.95 Federal Army Corp of Engineers (ACOE) Credits for the North Section of the St. Johns Heritage Parkway from the Mary A. Mitigation Bank

This is to correct the memorandum dated October 22, 2014. The Board of County Commissioners, in regular session on October 21, 2014, granted permission to exercise an option to purchase mitigation credits from the Mary A. Mitigation Bank **for the following projects: (1) 59 dual credits for the Solid Waste Project on U.S. 192; and (2) 13.95 ACOE Credits for the north section of the St. Johns Heritage Parkway.** The option contract price per credit is \$45,000.00, for a fiscal impact of \$3,282,750.00 (72.95 credits).

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/ds

cc: Public Works Director
Finance
Budget



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

October 22, 2014

M E M O R A N D U M

TO: Euri Rodriguez, Solid Waste Management Director

RE: Item II.A.8., Permission to Exercise Option to Purchase for 59 Additional Dual Credits for the Solid Waste System and 13.95 Federal Army Corp of Engineers (ACOE) Credits for the North Section of the St. Johns Heritage Parkway from the Mary A. Mitigation Bank

The Board of County Commissioners, in regular session on October 21, 2014, granted permission to exercise an option to purchase 59 mitigation credits from the Mary A. Mitigation Bank, for the U.S. 192 Project and for the north section of the St. Johns Heritage Parkway, a comparison with an existing mitigation bank in the same basin has the price per credit listed as \$130,000.00, and exercising the option will provide a savings of \$2,918,000.00.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/ds

cc: Public Works Director
Finance
Budget

M TM-ECON MITIGATION

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CREDIT PRICES EFFECTIVE 2-1-13

State Freshwater UMAM Wetland Credits (Within SJRWMD)

<u>Number of Credits Purch.</u>	<u>Price Per credit</u>
1 to 4 Credits	\$ 135,000 per credit
5 to 9 Credits	\$ 133,000 per credit
10 and Over	\$ 130,000 per credit

Fractional Credits(min. .1 credit) .1 through .8 \$ 14,500 per tenth.

Note: Add \$35,000 per credit for projects where third party bank credits are used in conjunction with above. For drainage basins within SFWMD call for pricing.

RHPZ Credits

Purchased w/ wetland credits
 or if no wetland credits required. Same price as wetland credits
 Purchased separately when
 wetland credits bought elsewhere. \$170,000. per RHPZ Credit

ACOE WRAP Credits

Purchased with State Credits No additional charge for up to twice the quantity of State UMAM Credits purchased.
 Purchased Separately w/o State Cr. \$47,500 per credit
 When State Credits are purchased
 Elsewhere \$67,500 per credit

RECEIVED

OCT 26 2012

SOLID WASTE
MITIGATION CREDITS
FLORIDA'S SPACE COAST



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972

October 24, 2012

MEMORANDUM

TO: John Denninghoff, Public Works Director

RE: Item VII.A.2., Permission to Solicit Bids, Negotiate, and Authorize Chairman to Execute Contract for Wetland Mitigation Credits

The Board of County Commissioners, in regular session on October 23, 2012, directed staff to solicit bids and negotiate the purchase of wetland mitigation bank credits suitable for County projects located within the service area of the Mary A mitigation bank, with an option to purchase 100 additional credits; authorized staff to use money reserved for the Washingtonia Extension to purchase 12 to 13 additional credits; and authorized the Chairman to execute a contract for such credits and approve needed budgetary changes utilizing funds from reserves, Solid Waste, or Transportation funds.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
MITCH NEEDELMAN, CLERK

Tammy Etheridge

Tammy Etheridge, Deputy Clerk

/jj

cc: Solid Waste Director ✓
Finance
Budget

Tammy Etheridge

From: Lepore, Christine V <Christine.Lepore@brevardcounty.us>
Sent: Tuesday, October 28, 2014 3:16 PM
To: Tammy Etheridge
Subject: Clerk's memo re: Item II.A.8 on October 21, 2014 Board meeting
Attachments: 102314 BOCC meeting agenda.pdf

Hi Tammy,

The agenda report for this item is confusing (see attached) resulting in an inaccurate clerk's memo. There is no additional document for the chairman to sign, so I need to use the agenda report and clerk's memo as the authorization to proceed.

Here's what I think it should say:

The Board of County Commissioners, in regular session on October 21, 2014, granted permission to exercise an option to purchase mitigation credits from the Mary A. Mitigation Bank for the following projects: (1) 59 dual credits for the Solid Waste project on U.S. 1-92; and (2) 13.95 ACOE credits for the north section of the St. John's Heritage Parkway. The option contract price per credit is \$45,000.00, for a fiscal impact of \$3,282,750.00 (72.95 credits).

Please let me know if there are any questions. Please e-mail me a copy of the revised memo.

Thanks,

Christine

Christine Lepore, Esq.
Brevard County Attorney's Office
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Viera, Florida 32940
☎ (321) 633-2090
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