

**INDIAN RIVER COUNTY, FLORIDA  
MEMORANDUM**

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**TO:** Board of County Commissioners

**THROUGH:** John Titkanich, Jr. County Administrator

**FROM:** Eric Charest, Interim Natural Resources Director

**SUBJECT:** Amendment No. 4 – FDEP Grant Agreement No. 17IR2 (Wabasso (Indian River Sector 3) Beach Restoration)

**DATE:** January 9, 2024

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**DESCRIPTION AND CONDITIONS**

The Florida Department of Environmental Protection (FDEP) received FY 2016/2017 funding to assist eligible governmental entities for beach erosion control activities under the Florida Beach Management Funding Assistance Program. On February 26, 2018, FDEP entered into Local Government Funding Request (LGFR) Grant Agreement No. 17IR2 with Indian River County; committing up to \$250,000, at a cost share ratio of 50% State - 50% Local, for permit-required construction related monitoring of the Sector 3 Beach and Dune Restoration Project. On June 22, 2018, Grant Agreement 17IR2 was amended by the FDEP to increase amount of funding by \$643,102.60 (at a cost share ratio of 50% State - 50% Local) as a result of unused funds from a prior LGFR grant issued to the County for Sector 3 Beach and Dune repairs (LGFR 14IR2). Amendment No. 1 increased the total eligible grant project costs under LGFR 17IR2 to \$893,102.60 at a cost share ratio of 50% State – 50% Local.

On May 4, 2021, in response to a request from the County to FDEP for an extension to the Task End Dates identified in the original agreement and Amendment No. 1, FDEP issued Amendment No. 2 to Grant 17IR2. Amendment No. 2 maintained the same funding levels, but extended the Task End Dates through to September 30, 2022, reflecting a twenty (20) month extension. In granting this initial extension amendment, the FDEP considered the size and complexity of the Sector 3 project as well as the need to split up construction over two (2) construction seasons in order to grant the extension.

On July 29, 2022, County staff requested the FDEP issue Amendment No. 3 to further extend the terms of Grant 17IR2. Amendment No. 3 was executed on December 29, 2022, extending the Task End Dates through to June 30, 2023, reflecting a nine (9) month extension to the deadlines for the completion of all tasks and submittal of deliverables.

Although construction of the Sector 3 Beach and Dune Restoration project was completed in March of 2022, the non-Federal costs associated with the project have not yet been finalized. Discussions with Federal Emergency Management Agency (FEMA) and Florida Division of Emergency Management (FDEM) representatives continue to take place, but due to these on-going talks, the County on October 23, 2023 had once again requested an extension be made to the timelines identified in FDEP Grant 17IR2.

Amendment No. 4 offered by the FDEP maintains the same funding total in Grant 17IR2 and also extends the Deliverable Due Dates through to September 30, 2024, reflecting a twelve (12) month extension to the deadlines for the grant. The FDEP granted extension is anticipated to allow time for all agencies making funds available for the County’s Sector 3 Beach and Dune Project to agree on their respective allocations, thus allowing for the County to cost-share the non-federal costs under this grant.

The attached amendment maintains FDEP's commitment of up to \$446,551.30 in cost-share funding to the County's local cost share of up to \$446,551.30, totaling up to \$893,102.60 for monitoring and design related expenses for the County's Sector 3 Beach and Dune Restoration Project.

### **FUNDING**

No additional costs will be incurred to accept this grant extension.

### **RECOMMENDATION**

Staff recommends the Board approve FDEP Amendment No. 4 to FDEP LGFR Grant Agreement No. 17IR2 and authorize the Chairman to sign the Amendment on behalf of the County. Following Board approval, the County will transmit the partially executed Amendment to the State for final signatures. Upon receipt of the fully executed FDEP Grant Agreement 17IR2 Amendment No. 4 from the State, staff will transmit to the Clerk to the Board of County Commissioners for filing.

### **ATTACHMENTS**

1. FDEP Grant Agreement 17IR2\_A4

**APPROVED AGENDA ITEM FOR: JANUARY 23, 2024**