

Agenda Item #: **3.M.6.**

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: October 17, 2006

☒ Consent
☐ Ordinance

☐ Regular
☐ Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: First Amendment to Agreement (R2005-0344) with the Migrant Association of South Florida, Inc. for funding of the After School/Homework Assistance Program to amend Exhibit "A" to the Agreement and to expand the project timeframe.

Summary: This First Amendment to Agreement expands the list of approved project elements and project timeframe for the After School/Homework Assistance Program. The revised project elements list reflects actual costs expended for this completed Project. The expanded timeframe revises the project initiation date from April 1, 2004, to March 1, 2004, and the project completion date from March 31, 2005, to October 31, 2006. District 5 (AH)

Background and Justification: This First Amendment to Agreement provides a revised Exhibit "A" page 2 of 2 to the Agreement. This revised project/program elements list accurately reflects actual line items for project costs for the After School/Homework Assistance Program, and is necessary to allow for reimbursement of all expenses for this completed project. The revised line items are within the approved scope and intent of the originally approved project, and the amended page 2 of 2 is necessary to allow reimbursement for all program costs. The Amendment also expands the project timeframe from April 1, 2004, through March 31, 2005, to March 1, 2004, through October 31, 2006. Difficulties encountered by the Migrant Association in 2005 involving a traffic accident with fatalities slowed the organization's ability to submit and follow through on its reimbursement request in a timely fashion. All other terms of the Agreement remain the same.

The Amendment has been executed on behalf of the Migrant Association of South Florida, Inc., and now needs to be approved by the Board of County Commissioners.

Attachment: First Amendment to Agreement

Recommended by: _____

Department Director

9/28/06
Date

Approved by: _____

Assistant County Administrator

9-28-06
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes _____ No _____
 Budget Account No.: Fund _____ Department _____ Unit _____
 Object _____ Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

There is no additional financial impact created by this Amendment. Agreement is encumbered with document # KPO 583 PRRP030305*50.

C. Departmental Fiscal Review: ckopelakis

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:

Samuel 9-26-06
 OFMB ms 9/25/06
Capitao
 B. Legal Sufficiency: pm 9-22-06
Dr. J. Jacob 9/27/06
 Contract Development and Control

Anne Delgant 9/28/06
 Assistant County Attorney

**This amendment complies with
our review requirements.**

C. Other Department Review:

 Department Director

REVISED 10/95
 ADM FORM 01
 This summary is not to be used as a basis for payment

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**FIRST AMENDMENT TO AGREEMENT BETWEEN PALM BEACH COUNTY AND MIGRANT
ASSOCIATION OF SOUTH FLORIDA, INC. FOR FUNDING OF THE AFTER
SCHOOL/HOMEWORK ASSISTANCE PROGRAM**

THIS FIRST AMENDMENT is entered into on _____, by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as "County", and Migrant Association of South Florida, Inc., a Florida not-for-profit corporation authorized to do business in the State of Florida, herein referred to as "MASF".

W I T N E S S E T H:

WHEREAS, on February 15, 2005, COUNTY entered into an Agreement with MASF (R-2005-0344), hereinafter referred to as "Agreement" to provide Recreation Assistance Program (RAP) funding in an amount not to exceed \$40,000 for funding of the After School/Homework Assistance Program, for the period April 1, 2004, through March 31, 2005, hereinafter referred to as the Project; and

WHEREAS, MASF has requested that County amend Exhibit "A", pg. 2 of 2, to said Agreement, to accurately reflect actual costs expended for this completed Project within the approved scope and budget of the Project; and

WHEREAS, MASF has requested that County expand the Project timeframe from April 1, 2004, through March 31, 2005, to March 1, 2004, through October 31, 2006, to allow for the reimbursement of eligible expenses incurred for the project and to allow time for the completion of the reimbursement process for this completed Project; and

WHEREAS, the Project benefited all citizens of Palm Beach County.

NOW THEREFORE, the parties hereby agree as follows:

1. A revised Exhibit "A", pg. 2 of 2, as attached hereto and incorporated herein by reference, shall replace the original Exhibit "A" pg. 2 of 2, attached to the original Agreement.

2. The fifth Whereas Clause shall be amended to state: "MASF has requested that County provide \$40,000 to help defray program costs to include personnel costs, payroll taxes & benefits, transportation, equipment, internet access, utilities, insurance, rent, teacher aids, hired cleaning staff, field trips supplies, and other miscellaneous expenses related to the Project for the period March 1, 2004, through October 31, 2006; and"

3. Section 3 of the Agreement shall be amended to state: "MASF incurred expenses for the Project beginning on March 1, 2004. Those costs incurred by MASF for the Project, approved and submitted accordingly by MASF subsequent to March 1, 2004, are eligible for reimbursement by County pursuant to the terms and conditions hereof."

4. Section 8 of the Agreement shall be amended to state: "The term of this Agreement shall be until October 31, 2006, commencing upon the date of execution by the parties hereto."

5. Section 11 of the Agreement shall be amended to state: "MASF shall complete the Project and shall provide its final reimbursement request(s) and final accounting data to County for the completed project on or before October 31, 2006."

6. Except as provided herein, each and every other term of the Agreement shall remain in full force and effect and the Agreement is reaffirmed as modified herein.

IN WITNESS WHEREOF, the parties, by and through their duly authorized agents, have hereunto set their hands and seals on the date indicated above.


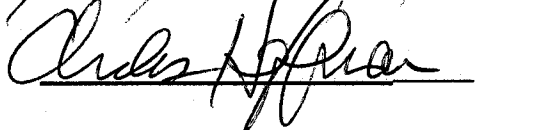
ATTEST
**SHARON R. BOCK, Clerk &
Comptroller**

**PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS**

By: _____
Deputy Clerk

By: _____
Tony Masilotti, Chairman

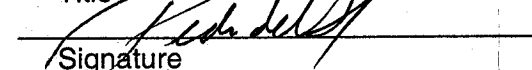
WITNESSES:

**MIGRANT ASSOCIATION OF SOUTH FLORIDA,
INC.**

By: Pedro del Sol
Name (Type or Print)


CEO
Title


Signature

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: _____
County Attorney

APPROVED AS TO TERMS & CONDITIONS

By: 
Dennis Eshleman, Director
Parks & Recreation Department

MIGRANT ASSOCIATION OF SOUTH FLORIDA
PALM BEACH COUNTY RECREATIONAL ASSISTANCE PROGRAM

PROJECT/PROGRAM ELEMENTS:

- PERSONNEL COSTS
- TRANSPORTATION
- EQUIPMENT
- INTERNET ACCESS
- UTILITIES
- INSURANCE
- RENT
- TEACHER AIDS
- HIRED CLEANING STAFF
- FILED TRIPS
- SUPPLIES
- MISCELLANEOUS EXPENSES

TOTAL PROJECT EXPENSE: \$40,000.00