

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 4, 2007

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 Interlocal Agreement (R2003-1747) with the School Board of Palm Beach County for the funding of Recreation Assistance Program (RAP) projects to extend the term of the Agreement from October 20, 2007, to an automatic year-to-year renewal.

**Summary:** This First Amendment to the Interlocal Agreement with the School Board of Palm Beach County extends the project time frame for School Board RAP allocations from an initial two year term, renewable up to two additional successive one year terms, to an initial one year term with automatic renewals year to year thereafter, unless one party gives the other party thirty (30) days written notice the Agreement will not be renewed for the following year. All other terms of the Agreement remain the same. Countywide (AH)

**Background and Justification:** Since 1994, the Board of County Commissioners (Board) has provided over \$4.1 Million to the School District of Palm Beach County (School Board) for approximately 325 projects and programs funded from the RAP. Projects have recreational and/or cultural elements. Because the RAP process was cumbersome, requiring individual project agreements for each RAP allocation, the Board entered into an Agreement with the School Board on October 21, 2003, that provided a simpler and faster process for the distribution of RAP funds for County public schools. The Interlocal Agreement provided a two year term, automatically renewable up to two additional successive one year terms.


This Amendment to the Interlocal Agreement establishes an initial term of one (1) year commencing October 21, 2003, (the date the Interlocal Agreement was originally approved by the Board), and automatically renews from year to year unless either party gives the other party thirty (30) days written notice that the Agreement will not be renewed for the following year.

This streamlined process provided for in the Agreement has been successful in eliminating paperwork and saving time for the distribution of RAP funding, and has greatly assisted both County and School District staff in facilitating the RAP process. This Amendment, allowing for automatic renewals of the Agreement, will allow for continuation of the streamlined process indefinitely, and will eliminate the need for further amendments unless either party desires to terminate the Agreement. The First Amendment has been executed on behalf of the School Board and now needs to be approved by the Board.

**Attachment:** First Amendment to Interlocal Agreement (2003-1747)

Recommended by:   
Department Director

11/11/07  
Date

Approved by:   
Assistant County Administrator

11/14/07  
Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2008	2009	2010	2011	2012
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>
<b>NET FISCAL IMPACT</b>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_  
 Budget Account No.: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_  
 Object \_\_\_\_\_ Program N/A

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

There is no fiscal impact associated with this item.

C. Departmental Fiscal Review: ckopelakis

**III. REVIEW COMMENTS**

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

John Paul 11-7-07  
 OFMB  
 11/5/07  
 CN 11/5/07

Dr. J. J. J... 11/8/07  
 Contract Development and Control

**B. Legal Sufficiency:**

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

Anne Delgent 11-13-07  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

REVISED 10/95  
 ADM FORM 01

**FIRST AMENDMENT  
TO THE INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE  
SCHOOL BOARD OF PALM BEACH COUNTY FOR THE FUNDING OF  
RECREATION ASSISTANCE PROGRAM (RAP) PROJECTS**

**THIS FIRST AMENDMENT**, dated \_\_\_\_\_, 2007, to the Agreement dated October 21, 2003 (R2003-1747), by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the "County", and the School Board of Palm Beach County, Florida, a corporate body politic pursuant to the Constitution of the State of Florida, hereinafter referred to as the "School Board", each one constituting a public agency as defined in Part I of Chapter 163, Florida Statutes.

**WITNESSETH:**

**WHEREAS**, the parties have entered into that certain Agreement dated October 21, 2003 (R2003-1747), hereinafter referred to as the "Agreement", whereby the County and the School Board developed a faster and simpler process for the distribution of RAP funds for schools in Palm Beach County; and

**WHEREAS**, the parties desire to amend Section 11 of the Agreement to provide for an automatic renewal period.

**NOW THEREFORE**, in consideration of the mutual covenants and agreements expressed herein, the County and the School Board agree to amend the Agreement as follows:

1. Section 11 of the Agreement is hereby deleted in its entirety and replaced with the following:  
This Agreement shall be for a term of one (1) year commencing October 21, 2003, and shall automatically be renewed from year to year thereafter until one party gives the other party thirty (30) days written notice the Agreement will not be renewed for the following year.
2. All other provisions of said Agreement, dated October 21, 2003, are hereby confirmed and, except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this First Amendment on behalf of the County and the School Board has hereunto set its hand as of the date first above written.

ATTEST:  
Sharon R. Bock, Clerk &  
Comptroller

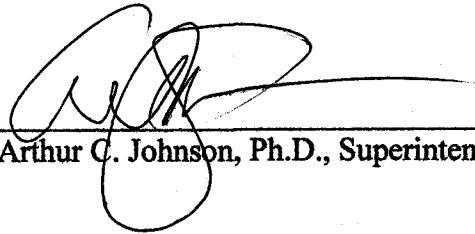
PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS

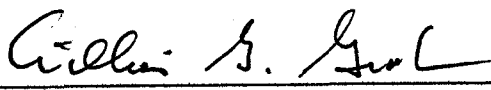
By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Commissioner Addie L. Greene, Chairperson

ATTEST:

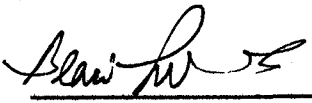
SCHOOL BOARD OF PALM BEACH  
COUNTY, FLORIDA

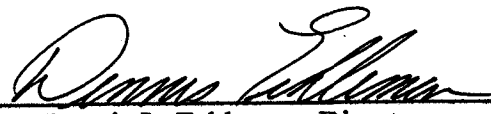
  
\_\_\_\_\_  
Arthur C. Johnson, Ph.D., Superintendent

By:   
\_\_\_\_\_  
William G. Graham, Chairman

APPROVED AS TO FORM AND  
SUFFICICATCY

APPROVED AS TO TERMS AND  
CONDITIONS

  
\_\_\_\_\_  
School Board Attorney

By:   
\_\_\_\_\_  
Dennis L. Eshleman, Director  
Parks and Recreation Department

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By: \_\_\_\_\_  
County Attorney