

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: January 15, 2008

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: Second Amendment to Agreement (R2004-1761, R2007-1151) with the City of Boynton Beach for funding of the Recreation Center at Wilson Park.

Summary: This Second Amendment to Agreement extends the completion date from December 31, 2007, to March 31, 2008, in order to ensure the project will be complete and documents submitted before the project completion date. Funding is from the 2002 \$50 Million Recreation and Cultural Facilities Bond referendum. District 7 (PK)


Background and Justification: The new Recreation Center, which is substantially complete, will replace and expand the capacities of the existing center. The project completion date, as amended on July 10, 2007, was previously December 31, 2007. This extension is necessary to allow additional time for the contractor to complete the project. All other terms of the Agreement remain the same.

The Amendment has been executed on behalf of the City of Boynton Beach, and now needs to be approved by the Board of County Commissioners.

Attachment: Second Amendment to Agreement

Recommended by: 
Department Director

12-14-07
Date

Approved by: 
Assistant County Administrator

12-27-07
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>
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 N/A

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

There is no fiscal impact created by this Amendment. Agreement is encumbered with document #KPO 581 PRCP091404*14.

C. Departmental Fiscal Review: in-kind match

III. REVIEW COMMENTS

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

Approval of this agenda item will not change the original agreement amount of \$1 Million.

DMB 12/21/07 Contract Development and Control 12/26/07
 SA 12/21/07 CN 12/11/07

B. Legal Sufficiency: 12/21/07
Paul F. J. 12/26/07
 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

SECOND AMENDMENT TO AGREEMENT BETWEEN
PALM BEACH COUNTY AND THE CITY OF BOYNTON BEACH FOR FUNDING OF THE
RECREATION CENTER AT WILSON PARK

THIS SECOND AMENDMENT TO AGREEMENT (R-2004-1761) is entered into on _____, by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY", and the City of Boynton Beach, a corporate body politic pursuant to the Constitution of the State of Florida, hereinafter referred to as "MUNICIPALITY".

WITNESSETH:

WHEREAS, on August 1⁷, 2004, COUNTY entered into an Agreement with MUNICIPALITY (R-2004-1761) to provide funding in an amount up to \$1,000,000 for funding of a the Wilson Park Recreation Center for the period August 1⁷, 2004, through August 16, 2007; and

WHEREAS, on July 10, 2007 COUNTY entered into a First Amendment to Agreement to allow for a time extension of the Agreement until December 31, 2007, to complete construction of the Wilson Park Recreation Center project; and

WHEREAS, COUNTY desires to allow for additional project completion time for construction of said project, which will benefit all citizens of Palm Beach County; and

WHEREAS, the parties desire to amend the Agreement.

NOW THEREFORE, the parties hereby agree as follows:

1. Section 2.06 of the Agreement, as amended shall be amended by deleting "until December 31, 2007", and inserting "until March 31, 2008" in its place.

2. Except as provided herein, each and every other term of the Agreement, as amended, 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: _____
Commissioner Addie L. Greene, Chairperson

CITY OF BOYNTON BEACH

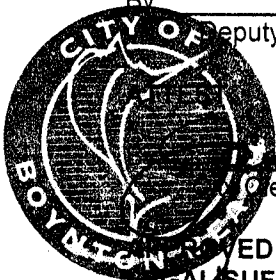
By: Jerry Taylor
Mayor

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY

By: _____
County Attorney

APPROVED AS TO TERMS AND CONDITIONS

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



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: [Signature]
City Attorney