

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
Operating Revenues	<u>(5,323)</u>	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u><u>(5,323)</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes _____ No X
 Budget Account No: Fund 4100 Department 120 Unit 8430 R Source 4469
 Reporting Category _____

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

Approval of the amendment will provide additional revenues of \$5,323.

C. Departmental Fiscal Review: C. Michael Simon

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:
 The original term of the agreement is May 1, 2003 through April 30, 2008. The amendment will extend the agreement through September 30, 2008.

[Signature] 3/21/08
 OFMB [Signature] 3/21/08
 3/19/2008

[Signature] 3/24/08
 Contract Dev. and Control
 6/20/08 3/24/08

B. Legal Sufficiency:

This amendment complies with our review requirements.

Anne Delmont 3/31/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

**FIRST AMENDMENT
TO TRAVELER SERVICES CENTER CONCESSION AGREEMENT**

THIS FIRST AMENDMENT TO TRAVELER SERVICES CENTER CONCESSION AGREEMENT (this "Amendment") is made and entered into this 27 day of FEB, 2008, by and between Palm Beach County, a political subdivision of the State of Florida ("COUNTY"), and Apolodor Corporation, a Florida corporation, located at 1000 Palm Beach International Airport, Suite 103, West Palm Beach, FL 33406 ("CONCESSIONAIRE").

WITNESSETH:

WHEREAS, COUNTY, by and through its Department of Airports (the "Department") owns and operates Palm Beach International Airport (the "Airport") located in Palm Beach County, Florida; and

WHEREAS, COUNTY and CONCESSIONAIRE entered into that certain Traveler Services Center Concession Agreement dated December 17, 2002, (the "Agreement") (R2002-2260), whereby CONCESSIONAIRE agreed to operate and manage the Traveler Services Center Concession at the Airport; and

WHEREAS, the parties desire to amend the Agreement to extend the term of the Agreement to ensure that certain services remain available for use by passengers and the public at the Airport; and

WHEREAS, the Palm Beach County Board of County Commissioners hereby determines that the extension of term of the Agreement is beneficial to the interest of COUNTY.

NOW, THEREFORE, in consideration of the premises and the mutual covenants herein contained and for such other good and valuable consideration, the receipt of which the parties hereby expressly acknowledge, the parties hereto covenant and agree to the following terms and conditions:

1. The recitals set forth above are true and correct and incorporated herein by this reference. Terms not defined herein shall have the meaning ascribed to them in the Agreement.
2. Article 2.03 of the Agreement is hereby deleted in its entirety and replaced with the following:

The term of this Agreement shall commence on May 1, 2003 ("Commencement Date"), and terminate on September 30, 2008 ("Term"), unless sooner terminated as provided herein.

3. Article 4.01(B) of the Agreement is hereby deleted in its entirety and replaced with the following:

Privilege Fees During the Term. Effective upon the Commencement Date and throughout the Term of this Agreement, CONCESSIONAIRE shall pay to COUNTY the following Privilege Fees payable in advance, without demand, in equal monthly installments set forth below on or before the first day of each and every month with the first such installment being due on May 1, 2003:

May 1, 2003 through April 30, 2004	\$10,020.00
May 1, 2004 through April 30, 2005	\$10,521.00
May 1, 2005 through April 30, 2006	\$11,037.60
May 1, 2006 through April 30, 2007	\$11,589.48
May 1, 2007 through April 30, 2008	\$12,168.96
May 1, 2008 through September 20, 2008	\$5,323.92

4. Except as specifically modified herein, all terms and conditions of the Agreement shall remain in full force and effect and are hereby ratified and confirmed by the parties hereto.
5. This Amendment shall be considered effective when signed by all parties and approved by the Palm Beach County Board of County Commissioners.

(Remainder of Page Intentionally Left Blank)

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed on the day and year first written above.

ATTEST:
Sharon R. Bock, Clerk and Controller

PALM BEACH COUNTY, a political subdivision of the State of Florida, by its Board of County Commissioners

By: _____
Deputy Clerk

By: _____
Addie L. Greene, Chairperson

(SEAL)

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

By: _____
County Attorney

By: [Signature]
Director - Department of Airports

ATTEST:
Signed, sealed and delivered in the Presence of two witnesses:

CONCESSIONAIRE:
APOLODOR CORPORATION

[Signature]
(Signature)
Deborah A. Samara
Name (type or print)
[Signature]
(Signature)
Robert Catlett
Name (type or print)

By: [Signature]
LADISLAV PATIAKI
Name (type or print)
PRESIDENT
Title

(SEAL)