

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 20, 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: First Amendment to Interlocal Agreement (R2004-2216) with the City of West Palm Beach for funding of the Grassy Waters Preserve - Phase I project.

Summary: This Amendment extends the project completion date for the Grassy Waters Preserve - Phase I project from October 18, 2007, to April 18, 2009, in order to allow for additional time for project completion and submission of the reimbursement request to the County. All other terms of the Agreement, including the funding amount of \$500,000, remain the same. Funding for the project is from the 2002 \$50 Million Cultural and Recreational Facilities Bond referendum. District 2 (PK)

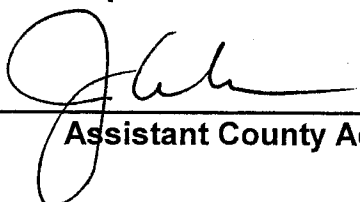
Background and Justification: On October 19, 2004, the County entered into an Interlocal Agreement with the City of West Palm Beach for \$500,000 for the construction of the Hog Island Trail and the Never Ending Boardwalk project at the Grassy Waters Preserve. Project elements include a pedestrian trail, carriage road, interpretive signs, kiosk, shelters, boardwalk, and observation tower. The City has requested a time extension until April 18, 2009, in order to complete project construction and submit the reimbursement request for the project to the County in a timely fashion.

All other terms of the Agreement, as amended, remain the same. The Amendment has been executed by the City of West Palm Beach, and now needs to be approved by the Board of County Commissioners.

Attachment: First Amendment to Interlocal Agreement

Recommended by: 
Department Director

4/25/08
Date

Approved by: 
Assistant County Administrator

5-7-08
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 _____

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

This Amendment is for a time extension only, and has no additional fiscal impact to Palm Beach County.

C. Departmental Fiscal Review: ckopelakis

III. REVIEW COMMENTS

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

Atwillwhite 5.5.08
 OFMB ⁸⁸ _{5/5/08} *4/20/08* *4/22/08*

Jim J. Jacoby 5/6/08
 Contract Development and Control
6 Jan 5/22/08

B. Legal Sufficiency:

Paul F. J. 5/7/08
 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

Res 126-08

**FIRST AMENDMENT TO AGREEMENT BETWEEN
PALM BEACH COUNTY AND THE CITY OF WEST PALM BEACH FOR FUNDING OF
GRASSY WATERS PRESERVE-PHASE I**

THIS FIRST AMENDMENT TO AGREEMENT (R- 2004-2216) 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 October 29, 2004, COUNTY entered into an Agreement with MUNICIPALITY (R-2004-2216) to provide funding in an amount not-to-exceed \$500,000 for funding of Grassy Waters Preserve - Phase I for the period October 19, 2004, through October 18, 2007; and

WHEREAS, MUNICIPALITY has requested a time extension of the Agreement until April 18, 2009, to complete construction of the Grassy Waters Preserve - Phase I; 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;

WHEREAS, the parties desire to amend the Agreement.

NOW THEREFORE, the parties hereby agree as follows:

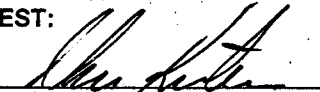
1. Section 2.06 of the Agreement shall be amended by deleting "thirty six (36) months from the date of execution of this Agreement by the parties hereto and inserting "until April 18, 2009" in its place.


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**

By: _____
Deputy Clerk

ATTEST:
By: 
City Clerk

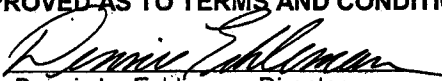
**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**
By: 
City Attorney

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

By: _____
Commissioner Addie L. Greene, Chairperson

CITY OF WEST PALM BEACH
By: 
Mayor

**APPROVED AS TO FORM AND LEGAL
SUFFICIENCY**
By: _____
County Attorney

APPROVED AS TO TERMS AND CONDITIONS
By: 
Dennis L. Eshleman, Director
Parks and Recreation Department