

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 18, 2008

Consent

Regular

Ordinance

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 receive and file: First Amendment to Agreement (R2008-0417) with the City of Delray Beach for the Delray Rocks Youth Organization's football and cheerleading trip.

Summary: This fully executed First Amendment to Agreement in an amount not-to-exceed \$3,000 extends the project completion date from March 3, 2008, to June 30, 2008, and the term of the Agreement from June 3, 2008, to October 30, 2008, in order to allow additional time to accommodate dates of payment and completion of the reimbursement process. The Amendment is in accordance with Resolution R2005-1738 authorizing the delegation of authority for amending RAP agreements to the County Administrator or his designee. All other terms of the Agreement, including the funding amount, remain the same. Funding for the project is from the Recreation Assistance Program (RAP) District 7 Funds. District 7 (DW)

Background and Justification: Resolution R-2005-1738 was adopted by the Board on September 13, 2005, to streamline the RAP reimbursement process. It establishes terms and conditions for amending RAP projects and delegates authority for the execution of the amendments to the County Administrator or his designee, which is the Director of the Parks and Recreation Department. The criteria for delegated signature of amendments on behalf of the Board include:

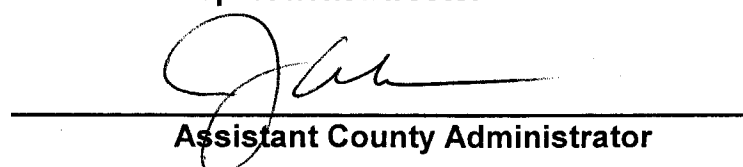
- Changes in project scope/elements within the intent of the approved RAP project;
- Adjustments in budgetary line items within the intent of the approved RAP Project which do not change the contractual amount;
- Changes to the approved project time frame including the initiation date and/or project completion date for periods of less than one year; and
- Other miscellaneous modifications approved by the awarding Commissioner within the overall intent of the approved RAP project.

This delegation of authority allows for more efficient and timely reimbursements for RAP projects by streamlining the existing RAP process for amendments to agreements. The attached Amendment meets criteria listed above, and was executed on behalf of the Board of County Commissioners by the Director of the Parks and Recreation Department.

Attachment: First Amendment to Agreement

Recommended by: 
Department Director

10/15/08
Date

Approved by: 
Assistant County Administrator

10/27/08
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
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. The budget account number for the original Agreement is 3600-583-R907-137-8101 (KPO 583 PRRP040708*48).

C. Departmental Fiscal Review: ckopelakis

III. REVIEW COMMENTS

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

atwillhite 10.23.08
 OFMB 10/23/08 10/20/08
10/20/08

Jim J. Javelle 10/24/08
 Contract Development & Control
10/24/08

B. Legal Sufficiency:

10/27/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 10/95
 ADM FORM 01

This summary is not to be used as a basis for payment

**FIRST AMENDMENT TO AGREEMENT BETWEEN PALM BEACH COUNTY AND
THE CITY OF DELRAY BEACH FOR DELRAY ROCKS YOUTH ORGANIZATION
FOOTBALL AND CHEERLEADING TRIP**

THIS AMENDMENT is entered into on 10/15/08, by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as "County", and The City of Delray Beach, a Florida Municipal Corporation, herein referred to as "Delray Beach".

WITNESSETH:

WHEREAS, on March 11, 2008, County entered into an Agreement (R-2008-0417) with Delray Beach, hereinafter referred to as "Agreement" to provide Recreation Assistance Program (RAP) funding in an amount not to exceed \$3,000 to assist with the cost of the Delray Rocks Youth organization football and cheerleading trip, hereinafter referred to as the "Project"; and

WHEREAS, Delray Beach has requested that County extend the term of the agreement from June 3, 2008, to October 30, 2008, in order to extend the time for the completion of reimbursement documentation; and

WHEREAS, Delray Beach has requested that County extend the Project time frame and completion date from November 1, 2007, through March 3, 2008, to November 1, 2007, through June 30, 2008, in order to allow for additional time to accommodate dates of payment; and

WHEREAS, the Project will benefit all citizens of Palm Beach County.

NOW THEREFORE, the parties hereby agree as follows:

1. Section 7 of the Agreement is amended to read, "The term of this Agreement shall be until October 30, 2008, commencing upon the date of execution by the parties hereto.

2. Section 10 of the Agreement is amended to read, "Delray Beach must complete the Project by June 30, 2008, and invoices and checks submitted for reimbursement must be dated within the project time frame of November 1, 2007, through June 30, 2008. Delray Beach shall provide its final reimbursement request(s), including a project completion statement and reimbursement documentation as indicated in Section 2 above on or before October 30, 2008.

3. 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.

WITNESSES:

Aaron W. Yagin
Terencia Kinnett

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

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

ATTEST:

By: Charles D. Rubin
Deputy Clerk
City

CITY OF DELRAY BEACH

By: Rita Ellis
Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: [Signature]
County Attorney

As to form and
sufficiency:
[Signature]
City Attorney
8/26/08