Agenda Item #: 3D \

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

| Meeting Date: 1/13/2009 | [X] Consent [] Regular [] Public Hearing | |
|--|---|--|
| Department | [] I done Hearing | |
| Submitted By: COUNTY ATTORNEY | | |
| Submitted For: | | |
| I. EXECUTIVE BRIEF | | |
| counsel and related services effective January following law firms: District 1 – Nabors, Gil Hartson, LLP; District 3 - Ruden McClosky S & Knight, LLP; District 5 - Greenberg Tran Dodge, LLP; District 7 - Bryant Miller Olive, Summary: The above seven law firms (or te services to the County. At the December 2, 2 bond counsel firms to act as County bond cour The form of the Amendment has been approximately and the services and the services are the county bond coursel firms to act as County bond coursel form of the Amendment has been approximately and the services are the county bond coursel firms to act as County bond coursel form of the Amendment has been approximately and the county bond coursel form of the Amendment has been approximately and the county beautiful to the county beautiful | Smith Schuster & Russell, P.A.; District 4 – Holland urig, P.A.; District 6 - Edwards Angell Palmer & | |
| Background and Justification : The attached the County's appointed bond counsel firms. | d Amendment to Agreements have been executed by | |
| Attachments: | | |
| Bond Counsel Amendments to Agreer | ments (7) | |
| | | |
| Recommended by: Gue Mus Department Di | Jos Denis Viernen 1/1/09 irector Date | |
| A | | |
| Approved by:N/ | A | |

II. FISCAL IMPACT ANALYSIS

| A. F | ive Year Summary | of Fiscal Imp | act: | | | |
|----------------------|---|----------------|------------------|-----------------------------|-----------------------|--|
| | Fiscal Years | 2009 | 2010 | 2011 | 2012 | 2013 |
| - | Expenditures ng Costs | · · | | | <u> </u> | |
| Progran | l Revenues n Income (County) Match (County) | <u> </u> | | | <u>-</u> | |
| NET F | FISCAL IMPACT | | - | | | Constitution . |
| | OITIONAL FTE FIONS (Cumulative | e) | | | | |
| Is Item 1 | Included in Curren | t Budget? | Yes_ | _ No | | |
| Budget A | Account No.: | Fund Der | oartment U | JnitObject | | |
| | | Reporting Ca | ategory | | | |
| B. R | Recommended Sour | ces of Funds/S | Summary of F | iscal Impact: | | |
| C. D | Departmental Fiscal | Review: No 1 | fiscal impact at | this time. | | |
| III. REVIEW COMMENTS | | | | | | |
| A. C | OFMB Fiscal and/or | Contract Dev | v. and Control | Comments: | | |
| . — В. L | OFME | Inex 1/1 | 1/09 | Ju J. Conting These R. With | Josef) act Dev. and (| 17/09 Control +5 Comply |
| - ب | Paul Ford Assistant County A | ttorney // / | 09 | veguea | emants. | vicen At the versery of exected |
| c. o | other Department R | Review: | | they c | vere n | ot executa |
| | | | | | | |

THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT. \\GC_FS1\VOL1\COMMON\ATTY\WPDATA\ENG\PFK\BONDS\AGREEMNT\bcagmts2009\7bcamgtsAISjan1309.doc

Department Director

AMENDMENT NO. 3 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND NABORS, GIBLIN & NICKERSON, P.A. FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 3, dated | , amends Agreement (R-2007-0019) |
|--|---|
| dated January 9, 2007, ("Agreement"), as | s amended by Amendment No.1 (R-2007-2225) dated |
| December 18, 2007 and Amendment No. 2 (| R-2008-2040) dated November 18, 2008, by and between |
| Palm Beach County ("County") and Nabors | , Giblin & Nickerson, P.A. ("Attorney"), as follows: |
| Notwithstanding anything to the c | ontrary in the Agreement or the Amendments, |
| Paragraph 16 of the Agreement is an | mended as follows: |
| "The term of the Agreement shall be | extended to be effective January 1, 2009 and shall |
| terminate on December 31, 2010, unl | ess terminated earlier in accordance with Paragraph |
| 4." | |
| Except as provided above, the Agree | ement, as amended, remains in full force and effect. |
| | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS |
| Sharon R. Bock, Clerk & Comptroller | BOARD OF COUNTY COMMISSIONERS |
| By: | By: |
| Deputy Clerk | John F. Koons, Chairman |
| WITNESS: | ATTORNEY: |
| | NABORS, GIBLIN & NICKERSON, P.A. |
| (Signature) Jam | By: Crytalyn (aren) |
| Topin / Popp | Carried Carry |
| Name (Type or Print) | Name (Type or Print) |
| | Shareholder |
| | Title |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY | |
| O A C I | |

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AMENDMENT NO. 2 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND HOGAN & HARTSON, LLP FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 2, dated | , amends Agreement (R-2007-0020) dated | | |
|--|--|--|--|
| January 9, 2007, ("Agreement"), as amended | by Amendment No.1 (R-2007-1068) dated July 10, 2007, | | |
| by and between Palm Beach County ("Count | y") and Hogan & Hartson, LLP ("Attorney"), as follows: | | |
| Notwithstanding anything to the co | ontrary in the Agreement or the Amendments, | | |
| Paragraph 16 of the Agreement is an | nended as follows: | | |
| "The term of the Agreement shall be | "The term of the Agreement shall be extended to be effective January 1, 2009 and shall | | |
| terminate on December 31, 2010, | unless terminated earlier in accordance with | | |
| Paragraph 4." | | | |
| Except as provided above, the Agree | ment, as amended, remains in full force and effect. | | |
| | | | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS | | |
| Sharon R. Bock, Clerk & Comptroller | BOARD OF COUNTY COMMISSIONERS | | |
| By: | By: John F. Koons, Chairman | | |
| WITNESS: (Signature) Alethur N. Nanen Name (Type or Print) | ATTORNEY: HOGAN & HARTSON, ALP By: Wanda B. Wudden Name (Type or Print) Title | | |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: County Attorney | | | |

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AMENDMENT NO. 3 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND RUDEN McCLOSKY SMITH SCHUSTER & RUSSELL, P.A. FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 3, dated | , amends Agreement (R-2007-0021) |
|---|---|
| dated January 9, 2007, ("Agreement"), as ame | nded by Amendment No.1 (R-2007-1067) dated July 10, |
| | ated October 7, 2008, by and between Palm Beach County |
| | aster & Russell, P.A. ("Attorney"), as follows: |
| Notwithstanding anything to the co | ntrary in the Agreement or the Amendments, |
| Paragraph 16 of the Agreement is am | ended as follows: |
| "The term of the Agreement shall be e | extended to be effective January 1, 2009 and shall |
| | unless terminated earlier in accordance with |
| Paragraph 4." | |
| Except as provided above, the Agree | ment, as amended, remains in full force and effect. |
| ATTEST: Sharon R. Bock, Clerk & Comptroller | PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS |
| By: Deputy Clerk | By: John F. Koons, Chairman |
| WITNESS: Shaw Sandidge (Signature) SHARON SANDIDGE Name (Type or Print) | ATTORNEY: RUDEN McCLOSKY SMITH SCHUSTER & RUSSELL, P.A. By: Dealse Graz Name (Type or Print) Title |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: Paul County Attorney | |

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AMENDMENT NO. 3 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND HOLLAND & KNIGHT, LLP FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 3, dated | , amends Agreement (R-2007- |
|--|---|
| 0477) dated April 10, 2007, ("Agreement"), | as amended by Amendment No.1 (R-2007-1072) dated July |
| 10, 2007 and Amendment No. 2 (R-2008- | 1718) dated October 7, 2008, by and between Palm Beach |
| County ("County") and Holland & Knight, | LLP ("Attorney"), as follows: |
| Notwithstanding anything to the | contrary in the Agreement or the Amendments, |
| Paragraph 16 of the Agreement is a | amended as follows: |
| "The term of the Agreement shall b | e extended to be effective January 1, 2009 and shall |
| terminate on December 31, 201 | 0, unless terminated earlier in accordance with |
| Paragraph 4." | |
| Except as provided above, the Agr | eement, as amended, remains in full force and effect. |
| | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS |
| Sharon R. Bock, Clerk & Comptroller | BOARD OF COUNTY COMMISSIONERS |
| By: | By: John F. Koons, Chairman |
| WITNESS: | ATTORNEY: HOLLAND & KNIGHT, LLP |
| May E. James (Signaphre) | By: |
| MARY E. JAWES Name (Type or Print) | Mark E Raymond Name (Type or Print) Ashor, 282 Signatory |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: | Title |
| County Attorney | |

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AMENDMENT NO. 2 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND GREENBERG TRAURIG, P.A. FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 2, dated | , amends Agreement (R-2008-1852) dated |
|---|---|
| | d by Amendment No.1 (R-2008-2041) dated November 18, |
| | ("County") and Greenberg Traurig, P.A. ("Attorney"), as |
| follows: | • |
| Notwithstanding anything to the c | ontrary in the Agreement or the Amendments, |
| Paragraph 16 of the Agreement is ar | |
| "The term of the Agreement shall be | extended to be effective January 1, 2009 and shall |
| terminate on December 31, 2010 | , unless terminated earlier in accordance with |
| Paragraph 4." | |
| Except as provided above, the Agre | ement, as amended, remains in full force and effect. |
| | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS |
| Sharon R. Bock, Clerk & Comptroller | BOARD OF COUNTY COMMISSIONERS |
| By: | By: John F. Koons, Chairman |
| By: Deputy Clerk | John F. Koons, Chairman |
| WITNESS: | ATTORNEY: |
| en a a a a | GREENBERG TRAURIG, P.A. |
| John Pillid | By: Slyton O. Sarper |
| (Signature) 6 abriela P Vidavrre-Arevalo | STEPHEN O. SANFORD |
| Name (Type or Print) | Name (Type or Print) |
| <i>*</i> | Share holder |
| | Title |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY | |
| 0001 | |
| By: County Attorney | |
| | on on AMPA POG |
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AMENDMENT NO. 2 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND EDWARDS ANGELL PALMER & DODGE, LLP FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 2, dated | , amends Agreement (R-2007-0024) dated |
|--|---|
| January 9, 2007, ("Agreement"), as amended | by Amendment No.1 (R-2007-1017) dated July 10, 2007, |
| by and between Palm Beach County ("C | County") and Edwards Angell Palmer & Dodge, LLP |
| ("Attorney"), as follows: | • |
| Notwithstanding anything to the c | ontrary in the Agreement or the Amendments, |
| Paragraph 16 of the Agreement is an | nended as follows: |
| "The term of the Agreement shall be | extended to be effective January 1, 2009 and shall |
| terminate on December 31, 2010, | unless terminated earlier in accordance with |
| Paragraph 4." | |
| Except as provided above, the Agree | ement, as amended, remains in full force and effect. |
| | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS |
| Sharon R. Bock, Clerk & Comptroller | |
| By: Deputy Clerk | By: John F. Koons, Chairman |
| WITNESS: | ATTORNEY: EDWARDS ANGELL PALMER & DODGE, LLP |
| Signature) Syriso | By: Reford Meller NA |
| Susan Del Grosso | Richard J. Miller, P.A. |
| Name (Type or Print) | Name (Type or Print) Partner |
| | Title |
| APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: County Attorney | |

 ${\tt G:WPDATA} \verb| ENG \verb| PFK \verb| BONDS \verb| AGREEMNT \verb| BCAGMTS 2009 \verb| EAPD_AMD 2.DOC| \\$

AMENDMENT NO. 1 TO AGREEMENT BETWEEN PALM BEACH COUNTY AND BRYANT MILLER OLIVE, P.A. and ISAAC WILLIAMS, P.A. FOR BOND COUNSEL AND RELATED LEGAL SERVICES

| This Amendment No. 1, dated | , amends Agreement (R-2007-0025) dated |
|--|--|
| January 9, 2007, ("Agreement"), by and b | etween Palm Beach County ("County") and Bryant Miller |
| Olive P.A. and Isaac Williams, P.A. ("Atto | orney"), as follows: |
| Notwithstanding anything to the | contrary in the Agreement or the Amendment, |
| Paragraph 16 of the Agreement is a | amended as follows: |
| "The term of the Agreement shall b | e extended to be effective January 1, 2009 and shall |
| terminate on December 31, 2010, ur | nless terminated earlier in accordance with Paragraph |
| 4." | |
| Except as provided above, the Agre | eement, as amended, remains in full force and effect. |
| | |
| ATTEST: | PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS |
| Sharon R. Bock, Clerk & Comptroller | BOARD OF COUNTY COMMISSIONERS |
| By: | By: John F. Koons, Chairman |
| Deputy Clerk | John F. Koons, Chairman |
| WITNESS: | ATTORNEY: BRYANT MILLER OLIVE P.A. |
| Name: Zamira Ramirez | By: White Minds Herring Title: Shareholder |
| WITNESS: | ATTORNEY: |
| (Signature) Joyce Tinkney Name (Type or Print) | By: Ather Isaacs Williams Name (Type or Print) PHACIPAL Title |
| APPROVED AS TO FORM AND | |

County Attorney