

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 17, 2009

☒ 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 (R2007-1152), as amended, with the City of Belle Glade for Airport Park Improvements to extend the project completion date from March 30, 2009, to June 30, 2009, and the reimbursement submission date from June 30, 2009, to October 31, 2009.

**Summary:** This Amendment extends the project completion and reimbursement submission dates for the Airport Park Improvements project in order to accommodate completion of reimbursement paperwork for this completed project. Project funding in an amount not-to-exceed \$200,000 was previously approved for this project from the Recreation Assistance Program - District 6 and the Office of Community Revitalization (OCR) Department's Capital Outlay Fund. District 6 (AH)

**Background and Justification:** This Second Amendment to Agreement with the City of Belle Glade was required in order to accommodate dates of payments and the submission date of the completed reimbursement packet for the completed Airport Park Improvements project. The project included lighting of the north ball field, installation of fencing, backstops, and dugouts at the north field, grading and lighting the multi-purpose field, renovating the restroom/concession building, demolishing the existing racquetball courts, and other miscellaneous project expenses.

The time extension for project completion and reimbursement submission dates will allow staff to continue with the reimbursement process for this completed project. The Amendment has been executed on behalf of the City of Belle Glade, and now needs to be approved by the Board of County Commissioners.

**Attachment:** Second Amendment to Agreement

Recommended by:

  
Department Director

10/27/09  
Date

Approved by:

  
Assistant County Administrator

11/9/09  
Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Grant 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:

This Amendment is for time extensions only, and will not result in any additional fiscal impact as the Agreement has been previously encumbered (KPO 583 PRRP072307\*134).

C. Departmental Fiscal Review: Chapelakis

## III. REVIEW COMMENTS

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

[Signature] 11/2/09  
OFMB 10/29/09  
11/4/09

[Signature] 11/5/09  
Contract Development and Control  
11/5/09

### B. Legal Sufficiency:

Anne Delmont 11/6/09  
Assistant County Attorney

This amendment complies with  
our review requirements.

The effective date  
is retroactive.

### C. Other Department Review:

\_\_\_\_\_  
Department Director

REVISED 10/95  
ADM FORM 01

**SECOND AMENDMENT TO AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF BELLE GLADE FOR FUNDING OF AIRPORT PARK IMPROVEMENTS**

**THIS AMENDMENT** 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 Belle Glade, a Florida Municipal Corporation, herein referred to as "Belle Glade".

**WITNESSETH:**

**WHEREAS**, on July 10, 2007, COUNTY entered into an Agreement (R-2007-1152) with Belle Glade, hereinafter referred to as "Agreement" to provide Recreation Assistance Program (RAP) funding (\$40,000) and CCRT Capital Outlay Funding (\$17,015) in an amount not to exceed \$57,015 to assist with the Airport Park Lighting improvements, hereinafter referred to as the "Project"; and

**WHEREAS**, on May 6, 2008, COUNTY approved a First Amendment to Agreement (R-2008-0794) to increase the amount of funding for the Project by \$142,985 for a total project amount not-to-exceed \$200,000, to expand project elements, to increase the total project cost to \$244,065, and to extend the project completion date to March 30, 2009, and the reimbursement request date to June 30, 2009; and

**WHEREAS**, Belle Glade has requested that County extend the project completion date to June 30, 2009, and the reimbursement request date to October 31, 2009, in order to accommodate all project expenses and allow sufficient time to complete the reimbursement process for the now completed Project; and

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

**NOW THEREFORE**, the parties hereby agree as follows:

1. The first two sentences of Section 10 of the Agreement are amended to read "Belle Glade shall complete the Project by June 30, 2009, and invoices and checks submitted for reimbursement must be dated within the project time frame of January 8, 2007, through June 30, 2009. Belle Glade 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 31, 2009."
2. 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.

**ATTEST:**  
**SHARON R. BOCK, Clerk & Comptroller**

By: \_\_\_\_\_  
Deputy Clerk

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

By: \_\_\_\_\_  
Commissioner ~~John F. Keene~~, Chairman

**ATTEST:**

City Clerk

**CITY OF BELLE GLADE,**  
By: STEVE B. Wilson  
Name (Type or Print)

\_\_\_\_\_  
Mayer  
Signature

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY**

By: \_\_\_\_\_  
County Attorney

**APPROVED AS TO TERMS AND CONDITIONS**

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