

AMENDMENT TO
AMENDED AND RESTATED AGREEMENT BETWEEN
PALM BEACH COUNTY AND
THE PALM BEACH COUNTY CULTURAL COUNCIL, INC.

This Amendment is made and entered into this ___ day of _____, 2010, to that Amended and Restated Agreement (R2007-1622) dated September 25, 2007, as most recently amended on September 15, 2009, (hereinafter "Agreement"), by and between The Board of County Commissioners of Palm Beach County, Florida, a political subdivision of the State of Florida (hereinafter "County"), and the Palm Beach County Cultural Council, Inc., a Florida not-for-profit corporation (hereinafter "Council") whose Federal Identification Number is 59-1862336.

WHEREAS, the County and the Council entered into a five year Agreement whereby the Council agreed to provide services to the County relating to the administration of cultural and fine arts programs, activities and events that directly promote Palm Beach County tourism; and

WHEREAS, on September 15, 2009, the parties amended the Agreement to provide for revisions for the third year of the five year term, including a FY 2009-10 budget which is attached to the 2009 amendment as Exhibit A; and

WHEREAS, the parties wish to further amend the Agreement to provide for a revised FY 2009-10 Budget to the Agreement; and

WHEREAS, the parties have agreed that this amendment is in the best interest of the Council and the County.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree that the Agreement shall be amended as follows:

1. Exhibit A to the Agreement entitled "Palm Beach County Cultural Council – TDC Budget Line Items – 2010" shall be deleted in its entirety and replaced with a new Exhibit A entitled " Palm Beach County Cultural Council – TDC Budget Line Items – 2010 (Revised February, 2010)."

2. Any and all other provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed as of the date and year above written.

ATTEST:

SHARON R. BOCK, CLERK
CLERK & COMPTROLLER

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

By: _____
Deputy Clerk

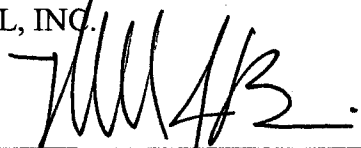
By: _____
Burt Aaronson, Chair

(SEAL)

ATTEST:

PALM BEACH COUNTY CULTURAL
COUNCIL, INC.

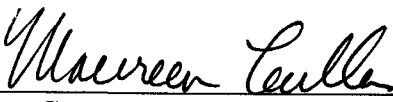
By: 
Corporate Secretary

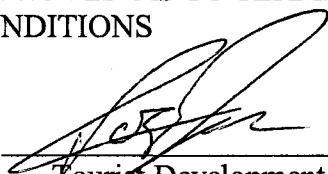
By: 
Michael J. Bracc, Chairman

(SEAL)

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS

By: 
County Attorney

By: 
Tourist Development Council

**PALM BEACH COUNTY CULTURAL COUNCIL
TDC BUDGET LINE ITEMS - FY 2010
EXHIBIT A- AMENDED**

	FY 2007 Actual	FY 2008 Actual	FY 2009 Actual	2009 Stimulus Actual	FY 2009 Actual total	FY 2010 Budget	*Rolled over Stimulus	FY 2010 Budget
Salaries & Related								
Salary and Wages	318,292	346,998	432,993		432,993	409,427	-	409,427
PR Taxes & Benefits	77,537	71,328	93,977		93,977	80,831	-	80,831
Contract Staff								-
Total Staffing **	395,829	418,326	526,970	-	526,970	490,258	-	490,258
Marketing and Related								
Advertising	124,431	121,214	25,498	36,989	62,487	23,500		23,500
Agency Services/Web Design	54,828	42,175	8,953		8,953	15,000		15,000
Events, Meetings & Conferences	33,793	37,871	2,448		2,448	2,000		2,000
Freight & Delivery	58,931	71,580	15,450		15,450	15,000		15,000
Postage	7,915	8,698	5,273		5,273	5,000		5,000
Printing	53,807	62,795	69,317		69,317	31,500		31,500
Surveys & Studies	5,025	1,950	1,500		1,500	-		-
Travel	18,110	16,052	4,280		4,280	4,500		4,500
Video/Radio & Other	12,970	20,751	16,900		16,900	5,000		5,000
Total Marketing & Related **	369,811	383,086	149,619	36,989	186,608	101,500	-	101,500
General & Administrative								
Equipment Rental	7,444	6,974	7,656		7,656	6,695		6,695
Membership & Subscriptions	28,225	29,802	27,448		27,448	4,605		4,605
Outside Professional Services	20,755	16,768	16,704		16,704	18,700		18,700
Repairs & Maintenance	939	1,898	3,359		3,359	2,575		2,575
Supplies	14,348	13,501	10,615		10,615	12,500		12,500
DP Equipment	15,820	2,387	-		-	4,635		4,635
Telephone/Internet	14,079	11,749	5,621		5,621	2,810		2,810
Other Office Expense	8,151	10,481	5,770		5,770	8,500		8,500
Office Rent	40,419	40,556	39,983		39,983	40,855		40,855
Total General & Administrative **	150,179	134,117	117,156	-	117,156	101,875	-	101,875
Total TDC Contract Expense	915,820	935,530	793,745	36,989	830,734	693,633	-	693,633
County Direct								
Category B Grants	3,196,783	2,803,218	1,862,795	109,316	1,972,111	1,564,000	-	1,564,000
Category C II Grants		400,000	251,592	11,409	263,001	210,000	-	210,000
Indirect Cost	206,646	233,809	231,740		231,740	233,795		233,795
Tax Collector Fees	56,085	54,977	43,901		43,901	43,018		43,018
Total County Direct	3,459,514	3,492,004	2,390,028	120,725	2,510,753	2,050,813	-	2,050,813
Reserves								
Stimulus Funding Category B and CII Grants						123,513		123,513
Stimulus Funding Cultural Contract						192,636	65,439	258,075
						34,500	23,211	57,711
Total Cultural Council	4,375,334	4,427,534	3,183,773	157,714	3,341,487	3,095,095	88,650	3,183,745

Category B Stimulus Funding

	Budget	FY09 expended by County	FY10 Rollover Balance
Boca Raton Historical Society	8,890	295	8,595
Boca Raton Museum of Art	19,617	6,110	13,507
Kravis Center	24,313	21,684	2,629
Maltz Jupiter Theare	18,973	4,119	14,854
Norton Museum	24,416	1,500	22,916
Florida Stage	19,230	3,250	15,980
Palm Beach Opera	18,672	7,757	10,915
Palm Beach Photographic Center	16,174	8,300	7,874
Palm Beach Pops	18,672	2,045	16,627
Armory Arts Center	14,904	4,199	10,705
Caldwell Theatre	15,109		15,109
FAU College of Arts & Letters	11,989	11,879	110
Flager Museum	20,089	4,817	15,272
Loggerhead Marlinelife Center	9,066	4,917	4,149
Morikami Museum	20,003	4,198	15,805
Old School Square	15,006	7,291	7,715
Palm Beach Zoo	23,437	9,349	14,088
S. Fl. Science Museum	19,359	7,606	11,753
PBIFF	8,928		8,928
	326,847	109,316	217,531

CAT CII

	Budget	FY09	FY10 Rollover Balance
American Orchid Society	3,597	1,081	2,516
ArtiGras	3,769		3,769
Loxahatchee River Historical Society	3,216		3,216
Lynn University Conservatory	3,575		3,575
Center for the Arts at Mizner Park	3,683	875	2,808
Boca Ballet Theatre Company	3,692	2,004	1,688
EPOCH Spady Cultural Heritage Muse	3,598	3,598	-
Friends of Mounts Botanical Gardens	3,674	895	2,779
Historical Society of PBC	3,846	2,956	890
Lake Worth Playhouse	3,696		3,696
Lighthouse center for the Arts	3,837		3,837
Palm Beach Dramaworks	3,975		3,975
Dolly Hand Cultural Arts Center	3,880		3,880
Duncan Theatre at PBCC	3,915		3,915
	51,953	11,409	40,544

Total grantee rollover

258,075

TDC103

03/02/2010

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PALM BEACH COUNTY, FLORIDA
 TOURIST DEVELOPMENT COUNCIL
 DETAIL LISTING OF OBLIGATIONS VS. BUDGET
 AS OF 03/02/2010
 FOR ACCOUNTING PERIOD: FEBRUARY 2010

FUND: 1455 TDC-Cultural Arts
 UNIT: 7423 Tourism Stimulus Campaign

DEPT: 710 Tourist Development

OBJECT		CURRENT PERIOD			FISCAL YEAR-TO-DATE				
CODE	DESCRIPTION	ENCUMBRANCES	EXPENDITURES	TOTAL	OUTSTANDING		TOTAL	UNOBLIGATED	
				OBLIGATIONS	ENCUMBRANCES	EXPENDITURES	OBLIGATIONS		BUDGETED AMT.
8201	Contributions-Non-Govts Agncs	0.00	0.00	0.00	0.00	191,385.47	191,385.47	192,636.00	1,250.53
APPR TOTAL 7107423GB:		0.00	0.00	0.00	0.00	191,385.47	191,385.47	192,636.00	1,250.53
3401	Other Contractual Services *	0.00	0.00	0.00	12,370.01	22,129.99	34,500.00	34,500.00	0.00
APPR TOTAL 7107423OC:		0.00	0.00	0.00	12,370.01	22,129.99	34,500.00	34,500.00	0.00
UNIT TOTAL 7423:		0.00	0.00	0.00	12,370.01	213,515.46	225,885.47	227,136.00	1,250.53
DEPT TOTAL 710:		(64,840.53)	126,756.50	61,915.97	480,143.34	624,169.29	1,104,312.63	3,095,095.00	1,990,782.37
FUND CODE 1455:		(64,840.53)	126,756.50	61,915.97	480,143.34	624,169.29	1,104,312.63	3,095,095.00	1,990,782.37

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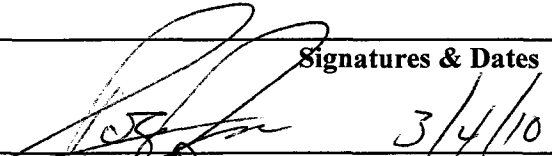
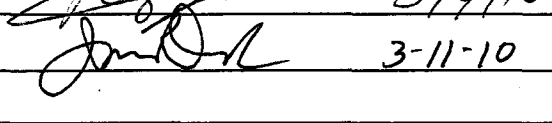
BGET: 420-030810 *0933
 BGRV: 420-030810 *0235

BOARD OF COUNTY COMMISSIONERS
 PALM BEACH COUNTY, FLORIDA
 BUDGET AMENDMENT

FUND 1455 TDC - CULTURAL

ACCT. NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 3/2/10	REMAINING BALANCE
REVENUES								
1455-800-7200-8901	Balance Brought Forward	343,265	343,265	88,650	0	431,915		
Total Receipts and Balances		3,095,095	3,095,095	88,650	0	3,183,745		
EXPENDITURES								
1455-710-7423-8201	Contributions - Non-Govt Agencies	192,636	192,636	65,439	0	258,075	191,385	66,690
1455-710-7423-3401	Other Contractual Services	34,500	34,500	23,211		57,711	34,500	23,211
Total Appropriations & Expenditures		3,095,095	3,095,095	88,650	0	3,183,745		

Tourist Development Council
 INITIATING DEPARTMENT/DIVISION
 Administration/Budget Department Approval
 OFMB Department - Posted

Signatures & Dates



By Board of County Commissioners
 At Meeting of March 23, 2010
 Deputy Clerk to the
 Board of County Commissioners

3/8/10