

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: February 1, 2011                       Consent     Regular  
    Ordinance     Public Hearing

Department: Facilities Development & Operations

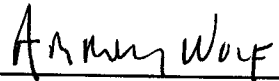
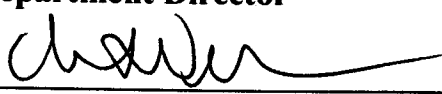
I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: a Second Amendment to License Agreement (R2009-1216) with The United States Department of Homeland Security Federal Emergency Management Agency (FEMA) retroactively extending the term to December 31, 2011.

**Summary:** The License Agreement, which provides the terms and conditions under which FEMA uses four (4) modular open air work stations on the second floor of the Vista Center Office Building located at 2300 North Jog Road for general office purposes, expired on December 31, 2010. This Second Amendment retroactively extends the term of the License Agreement upon the same terms and conditions until December 31, 2011. There are no charges associated with this Second Amendment. (PREM) District 2 (HJF)

**Background and Justification:** On July 21, 2009, the Board approved the License Agreement with FEMA which expired on April 20, 2010. On October 5, 2010, the Board approved the First Amendment to License Agreement (R2010-1534) retroactively extending the term until December 31, 2010.

**Attachments:**  
Second Amendment to License Agreement

<b>Recommended By:</b>		1/9/11
	<b>Department Director</b>	<b>Date</b>
<b>Approved By:</b>		1/20/11
	<b>County Administrator</b>	<b>Date</b>

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income	_____	_____	_____	_____	_____
(County)	_____	_____	_____	_____	_____
In-Kind Match (County	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u><i>* see below</i></u>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

**Is Item Included in Current Budget:** Yes \_\_\_\_\_ No \_\_\_\_\_

Budget Account No: Fund \_\_\_\_\_ Dept \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Program \_\_\_\_\_

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

There is no fiscal impact with this item.

**C. Departmental Fiscal Review:** \_\_\_\_\_

**III. REVIEW COMMENTS**

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

*Time extension only from DEC 31, 2010 to DEC 31, 2011*

*[Signature]* 1/18/2011  
 OFMB  
*1/14/10* *1/13/11*

*[Signature]* 1/18/11  
 Contract Development and Control

**B. Legal Sufficiency:**

*[Signature]* 1/20/11  
 Assistant County Attorney

**C. Other Department Review:**

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

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

**SECOND AMENDMENT TO LICENSE AGREEMENT**

**THIS SECOND AMENDMENT** to License Agreement R2009-1216 dated July 21, 2009, as amended by R2010-1534, (collectively referred to herein as the "Agreement") is made as of \_\_\_\_\_, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of County Commissioners ("County") and The United States Department of Homeland Security Federal Emergency Management Agency ("Licensee").

In consideration of the mutual promises contained herein, the County and Licensee agree as follows:

1. The term of the Agreement, expired on December 31, 2010, and shall be retroactively extended to December 31, 2011.
2. Except as modified by this Second Amendment, the Agreement remains unmodified and in full force and effect in accordance with the terms thereof and is hereby ratified and confirmed by the Licensee and County.

**IN WITNESS WHEREOF**, the parties have caused this Second Amendment to be executed as of the day and year first above written.

**ATTEST:**

**SHARON R. BOCK  
CLERK & COMPTROLLER**


**PALM BEACH COUNTY, a political subdivision  
of the State of Florida**

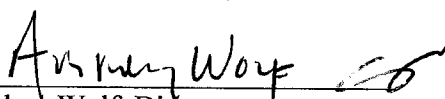
By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Karen T. Marcus, Chair

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

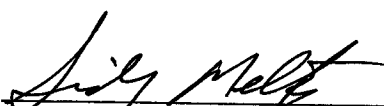
**APPROVED AS TO TERMS AND  
CONDITIONS**

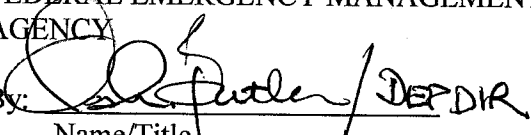
By:   
Assistant County Attorney

By:   
Audrey Wolf, Director  
Facilities Development & Operations

**WITNESSES:**

**LICENSEE:**

  
Witness Signature

**FEDERAL EMERGENCY MANAGEMENT  
AGENCY**  
By:   
Name/Title

Sidney McHorn  
Print Witness Name