

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures					
Operating Costs	<u>\$1.00</u>	<u>\$5,251.00</u>	<u>\$5,513.50</u>	<u>\$5,789.13</u>	<u>\$4,879.45</u>
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$1.00</u>	<u>\$5,251.00</u>	<u>\$5,513.50</u>	<u>\$5,789.13</u>	<u>\$4,879.45</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget:	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	
Budget Account No:	Fund <u>1002</u>	Dept <u>147</u>	Unit <u>1451-04</u>	Object <u>4310</u>	<u>88</u>
	Program _____			HD19-GY10	

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

Rent is \$1.00 per year w/o increases. FY 12 reflects the estimated \$5,250 for reimbursement to City of Delray Beach for County's prorated share of utility storm water and solid waste removal fees. FY12-FY15 reflects 5% annual increases.

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

FY2011 Reimbursement to be paid in February 2011, no additional fiscal impact

OFMB VA
1/25/11 1/25/11 2/1/11
N. Diaz 1/25/11

Dr. J. Jernigan 1/26/11
 Contract Development and Control
 6/20/11

B. Legal Sufficiency:

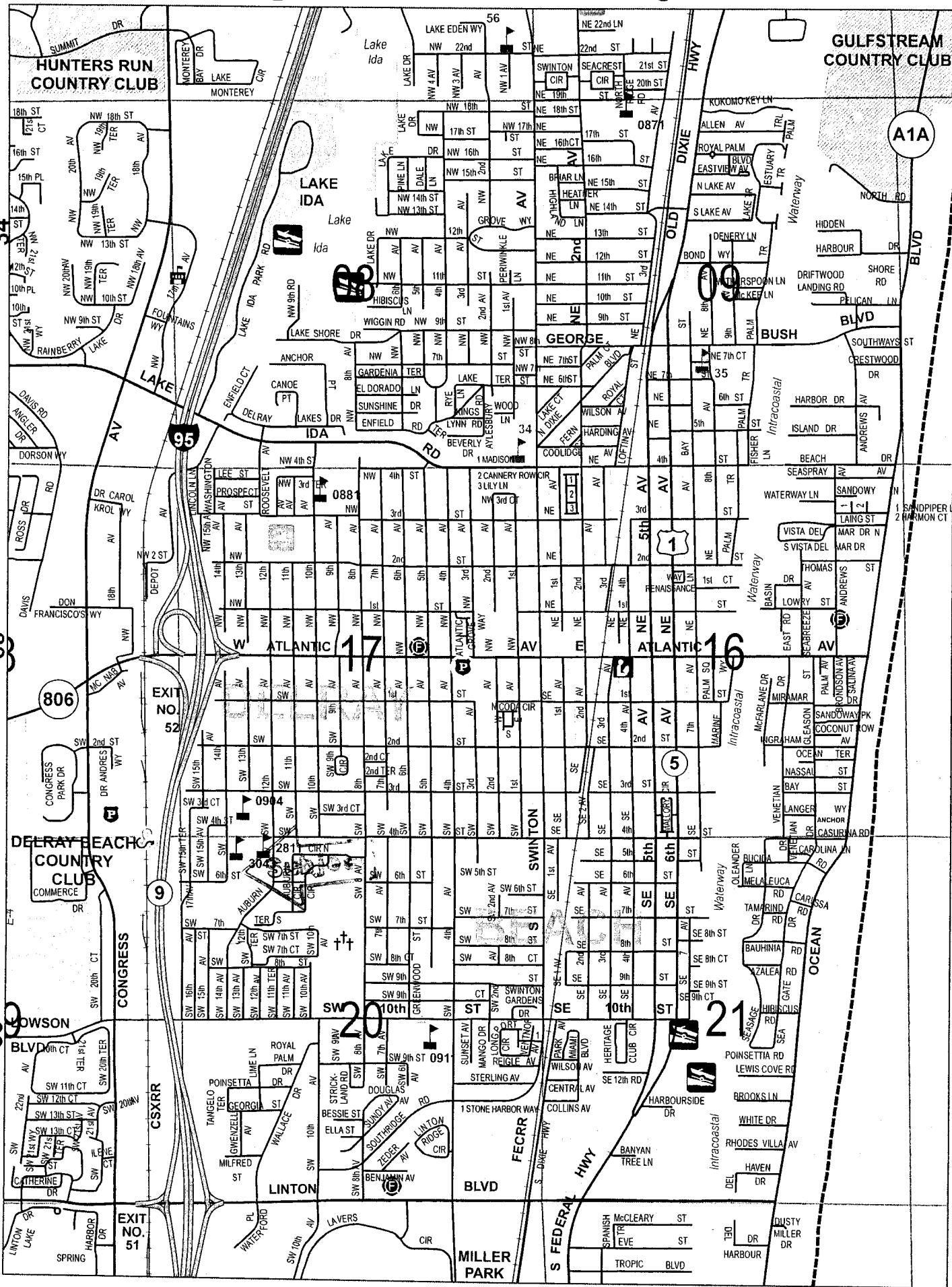
[Signature] 1/27/11
 Assistant County Attorney

This amendment complies with our review requirements.

C. Other Department Review:

 Department Director

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



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LOCATION MAP

ATTACHMENT # 1



AMENDMENT NUMBER TWO TO LEASE AGREEMENT

THIS AMENDMENT NUMBER TWO TO LEASE AGREEMENT ("Amendment Number Two") made and entered into _____, by and between the CITY of DELRAY BEACH, FLORIDA, a Florida municipal corporation, hereinafter referred to as "Lessor" and PALM BEACH COUNTY, a political subdivision of the State of Florida, on behalf of the Department of Community Services, Head Start and Children Services Division, hereinafter referred to as "Lessee".

WITNESSETH:

WHEREAS, Lessor and Lessee entered into a Lease Agreement dated July 23, 1996 (R96-984D) (the "Lease"), for the lease of the Premises as defined therein to be used for the establishment and operation of a child day care center, business office, meeting room and recreational center in conjunction with Lessee's Head Start child care and development program as described in the Lease; and

WHEREAS, the Term of the Lease, as extended by Amendment Number One To Lease Agreement dated June 6, 2006 (R2006-0984), currently expires on July 22, 2011; and

WHEREAS, the parties wish to amend the Lease to (i) approve a four (4) year extension of the term of the Lease, (ii) provide for four (4) one (1) year extension options, and (iii) incorporate certain language required by Lessee; and

WHEREAS, Lessor hereby acknowledges that Lessee is not delinquent in the payment of rent and is not in default of any of the terms and conditions of the Lease.

NOW, THEREFORE, in consideration of the premises and mutual covenants and conditions contained herein, Lessor and Lessee agree as follows:

1. The recitals set forth herein above are true and correct and incorporated herein by reference. Terms not defined herein shall have the same meaning as in the Lease.
2. The Term of the Lease is hereby extended for a period of four (4) years commencing on July 23, 2011, and expiring on July 22, 2015.
3. Lessee is hereby granted the right to extend the Term of the Lease for four (4) additional periods of one (1) year each in the manner provided for in Section 1.04(b) of the Lease.

4. Section 6.02 of the Lease is hereby modified to delete the reference to "attorney's fees."

5. Section 14.02(b) of the Lease is hereby modified to change Lessee's address as follows:

Lessee: Palm Beach County
Property & Real Estate Management Division
Attn: Director
2633 Vista Parkway
West Palm Beach, FL 33411

The addresses for the copies remain unchanged.

6. Palm Beach County has established the Office of the Inspector General, Ordinance R2009-049, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed County contracts, transactions, accounts and records, to require the production of records, and audit, investigate, monitor, and inspect the activities of the parties or entities with which the County enters into agreements, their officers, agents, employees, and lobbyists in order to ensure compliance with contract specifications and detect corruption and fraud. All parties or entities doing business with the County or receiving County funds shall fully cooperate with the Inspector General including granting the Inspector General access to records relating to the agreement and transaction.

7. Except as specifically modified by this Amendment Number Two, all of the terms and conditions of the original Lease, as amended, remain unmodified, in full force and effect and are hereby ratified by the parties.

8. This Amendment Number Two shall not become effective until executed by both parties, and the effective date of this Amendment Number Two shall be the later of the date upon which the Palm Beach County Board of County Commissioners approves this Amendment Number Two at a formal meeting of the Board or the date upon which the City of Delray Beach approves this Amendment Number Two at a formal meeting of the City Commission.

(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)

IN WITNESS WHEREOF, the parties hereto have each executed this Amendment Number Two on the day and year set forth below.

ATTEST:

SHARON R. BOCK
CLERK & COMPTROLLER

By: _____
Deputy Clerk

LESSEE:

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

By: _____
Karen T. Marcus, Chair

Date: _____

WITNESS:

Witness Signature

Print Witness Name

Witness Signature

Print Witness Name

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: _____
Assistant County Attorney

APPROVED AS TO TERMS
AND CONDITIONS

By: Audrey Wolf
Audrey Wolf, Director
Facilities Development & Operations

ATTEST:

By: [Signature]
City Clerk

LESSOR:

CITY OF DELRAY BEACH

By: [Signature]
Mayor

Date: 12/7/2010

WITNESS:

[Signature]
Witness Signature

SUSAN L. Maloney
Print Witness Name

[Signature]
Witness Signature

[Signature]
Print Witness Name

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: [Signature]
Att. City Attorney 12/2/10

BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 12/27/10 REQUESTED BY: Richard C. Bogatin

PHONE: 561.233-0214
FAX: 561-233-0210

PROJECT TITLE: Delray Beach Head Start Catherine Strong Park Amendment No. Two PROJECT NO.: 2010.5.020

Fiscal Years	2011	2012	2014	2015	2016
Capital Expenditures					
Operating Costs	<u>\$1.00</u>	<u>\$5,251.00*</u>	<u>\$5,513.50*</u>	<u>\$5,789.13*</u>	<u>\$4,879.45*</u>
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
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NET FISCAL IMPACT	<u>\$1.00</u>	<u>\$5,251.00*</u>	<u>\$5,513.50*</u>	<u>\$5,789.13*</u>	<u>\$4,879.45*</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

*\$1.00 per year no increases, including utility/storm water/Solid Waste fees reimbursed to City of approx \$5,250 per year with estimated 5 % yearly increases.

** By signing this BAS your department agrees to these staff costs and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed.

BUDGET ACCOUNT NUMBER

FUND: 1002 DEPT: 147 UNIT: 1451-04 OBJ: 4310 HD19-GY10
SUB OBJ: _____ X mm 1/12/11

IS ITEM INCLUDED IN CURRENT BUDGET: YES X NO _____

IDENTIFY FUNDING SOURCE FOR EACH ACCOUNT: (check all that apply)

- Ad Valorem (source/type: _____)
- Non-Ad Valorem (source/type: _____)
- Grant (source/type: _____)
- Park Improvement Fund (source/type: _____)
- General Fund Operating Budget Federal/Davis Bacon
- _____ _____ _____

SUBJECT TO IG FEE? _____ YES _____ X NO

Department: Community Services - Head Start

BAS APPROVED BY: Garuna Malhotra DATE: 1/12/11

ENCUMBRANCE NUMBER: _____

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