

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

**Meeting Date:** May 17, 2011       **Consent**       **Regular**  
 **Ordinance**       **Public Hearing**

**Department:** Facilities Development & Operations

**I. EXECUTIVE BRIEF**

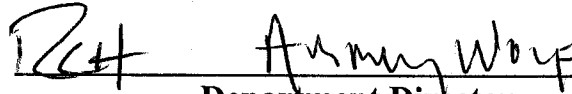
**Motion and Title: Staff recommends motion to approve:** Pero Family Farms, LLC exercise of its first five (5) year extension option under the Lease Agreement with Pero Family Farms, LLC (R2001-1541) for Pero Family Farms' continued agricultural use of approximately 272 acres located in the Ag Reserve for \$135,455.00/year.

**Summary:** In 2000, the County acquired the 272-acre York Farm property located east of U.S. 441 and north of Boynton Beach Boulevard in the Ag Reserve for \$3,751,050 (\$13,791/acre). On September 11, 2001, the Board approved a lease with Pero Family Farms, LLC for agricultural use of the property for a term of ten (10) years, with two (2) extension options, each for a period of five (5) years subject to the approval of the County in each instance. The initial term will expire on August 20, 2011. Consenting to the exercise of this first option will extend the term from August 21, 2011, to August 20, 2016. The annual rental rate will remain at \$135,455.00/year (\$500.00/acre). **(PREM) District 5 (HJF)**

**Background and Justification:** The County acquired the 272-acre York property as part of the Ag Reserve program for preservation of farmland. On September 11, 2001, the Board approved a Lease with Pero Family Farms, LLC (R2001-1541). On January 12, 2010, the Board approved the First Amendment (R2010-0088) reducing the rent, and on November 16, 2010, approved the Second Amendment (R2010-1884) reducing the leased premises for the expansion of Lyons Road. The County received a request from Pero Family Farms, LLC to exercise its first extension option. Each request to exercise an extension option requires consent by the County. The term of this first extension option will commence on August 21, 2011 and expire on August 20, 2016. Florida Statutes Section 286.23 requires that a Disclosure of Beneficial Interest be obtained when a property held in a representative capacity is leased to the County, but does not require such Disclosure when the County leases property to a tenant. Since the Statute does not require the Disclosure and since this is an exercise of an extension option to a Lease Agreement which was previously approved by the Board, Staff did not request new Disclosures. Previous disclosures identified Peter Pero, IV, Frank Pero, Charles Pero and Angela Pero as the sole Members in Pero Family Farms, LLC. If County consent is granted, one five (5) year extension option will remain.

**Attachments:**

- 1. Location Map
- 2. County consent approval letter
- 3. Budget Availability Statement
- 4. Pero Family Farms LLC's extension option request letter dated February 14, 2011

**Recommended By:**       4/18/11  
Department Director      Date

**Approved By:**       5/3/11  
County Administrator      Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	(\$14,891)	(\$135,455)	(\$135,455)	(\$135,455)	(\$135,455)
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>(\$14,891)</b>	<b>(\$135,455)</b>	<b>(\$135,455)</b>	<b>(\$135,455)</b>	<b>(\$135,455)</b>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

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

Budget Account No: Fund 1222 Dept 800 Unit 8011 Object 6225  
 Program \_\_\_\_\_

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

Revenue from Ag Reserve Leases is allocated to Maintenance of Environmentally Sensitive Lands. Because rent for the entire year was paid in advance in September of last year, a credit of \$324.82 will be applied to the next rental payment due in August of 2011. If the extension option is not exercised, the County will owe Pero Family Farms \$324.82.

C. Departmental Fiscal Review: [Signature] 4.21.11

**III. REVIEW COMMENTS**

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

[Signature] 4/28/11  
 OFMB  
 4/27/11 2:27/11

[Signature] 4/29/11  
 Contract Development and Control

**B. Legal Sufficiency:**

[Signature] 5/3/11  
 Assistant County Attorney

This item complies with current County policies.

**C. Other Department Review:**

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

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

101

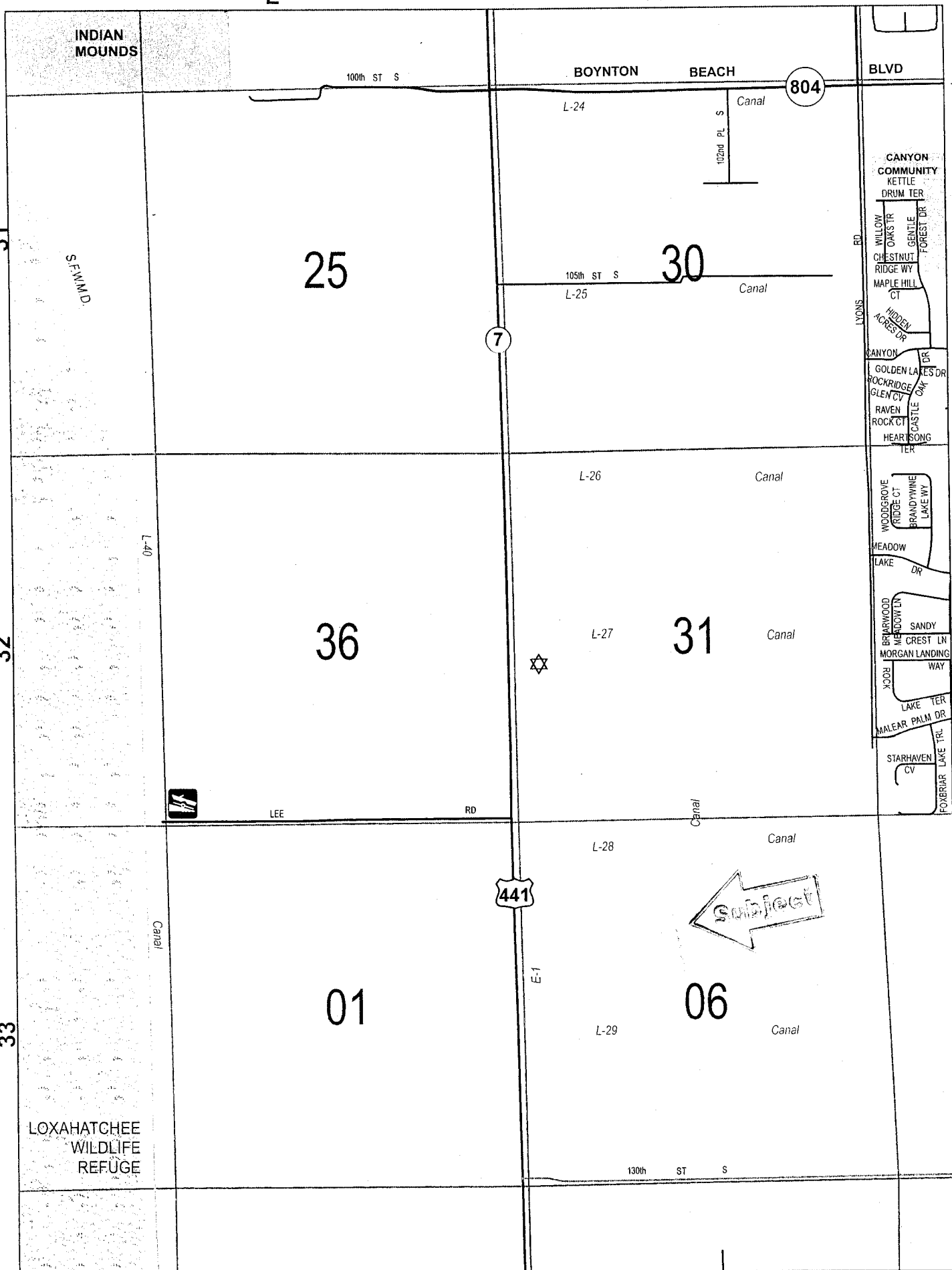
R 41

See pg 95

R 42

L

K



101

L

See pg 107

K

LOCATION MAP

ATTACHMENT # /

*Handwritten mark resembling the number 11 with a signature below it.*



**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

May 17, 2011

Pero Family Farms, LLC  
c/o Richard J. Giusto, Esq.  
Greenberg, Traurig, P.A.  
333 Avenue of the Americas  
Miami, Florida 33131

Re: Approval of Exercise of First Option to Renew Lease Agreement (R2001-1541) dated September 11, 2001, as amended, with Pero Family Farms, LLC, formerly known as Pero Family Farms, Inc. ("Tenant")

Dear Mr. Giusto:

Pursuant to the provisions of Section 1.03 of the above referenced Lease Agreement, Palm Beach County hereby approves Tenant's exercise of its first option to renew the term of said Lease Agreement for an additional period of five (5) years, effective August 21, 2011, through August 20, 2016.

Sincerely,

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*  
Audrey Wolf, Director  
Facilities Development & Operations

cc: Pero Family Farms, LLC  
Ross C. Hering, Director, PREM Division  
Howard J. Falcon, III, Assistant County Attorney  
Administrator, Palm Beach Soil & Water Conservation District

Facilities Development &  
Operations Department  
Property & Real Estate  
Management Division  
2633 Vista Parkway  
West Palm Beach, FL 33411-5605  
(561) 233-0217  
FAX: (561) 233-0210  
www.pbcgov.com/fdo

Palm Beach County  
Board of County  
Commissioners

Karen T. Marcus, Chair  
Shelley Vana, Vice Chair

Paulette Burdick

Steven L. Abrams

Burt Aaronson

Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

"An Equal Opportunity  
Affirmative Action Employer"

printed on recycled paper

\\FDO-FS\common\PREM\PM\In Lease\Pero Family Farms, Inc\Extension Opt #1\Ltr.Cnty Apprv.001.HF app.033111.doc

**ATTACHMENT # 2**

# BUDGET AVAILABILITY STATEMENT

REQUEST DATE: March 21, 2011

REQUESTED BY: Richard Bogatin,  
Property Specialist, PREM

PHONE: 561.233.0214

FAX: 561.233.0210

PROJECT TITLE: Pero/York Option 1 of 2

PROJECT NO.: 2011-5.0\_\_-

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	<\$14,890.69>	<\$135,455.00>	<\$135,455.00>	<\$135,455.00>	<\$135,455.00>
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<\$14,890.69>	<\$135,455.00>	<\$135,455.00>	<\$135,455.00>	<\$135,455.00>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

*\*\* 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: 1222

DEPT: 800

UNIT: 8011

OBJ: 6225

SUB OBJ:

IS ITEM INCLUDED IN CURRENT BUDGET: YES  NO

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

- Ad Valorem (source/type: \_\_\_\_\_)
- Non-Ad Valorem (source/type: Land Lease Revenue)
- Grant (source/type: \_\_\_\_\_)
- Park Improvement Fund (source/type: \_\_\_\_\_)
- General Fund
- Operating Budget
- Federal/Davis Bacon
- \_\_\_\_\_

**SUBJECT TO IG FEE?**  YES  NO *Revenue*

Department: ENVIRONMENTAL RESOURCES MGMT

BAS APPROVED BY: Liz Purvis DATE: 4/4/11

C:\Documents and Settings\lpurvis\Local Settings\Temporary Internet Files\Content.Outlook\7LMAKD62\BAS revenue\_expense (031110) WIN 7.docx

ATTACHMENT # 3

Pero Family Farms, LLC  
14095 State Road 7  
Delray Beach, FL 33446

February 14, 2011

**VIA OVERNIGHT DELIVERY**

Property & Real Estate Management Division  
Attn: Director  
2633 Vista Parkway  
West Palm Beach, FL 33411-5605

Palm Beach Soil & Water Conservation District  
Attn: Administrator  
420 S. State Road 7, Suite 162  
Royal Palm Beach, FL 33414

Re: Lease Agreement dated September 22, 2001, as amended (collectively, the "Lease"), by and between Palm Beach County, a political subdivision of the State of Florida ("County") and Pero Family Farms, LLC, a Florida limited liability company, successor by conversion to Pero Family Farms, Inc., a Florida corporation ("Tenant") [ALL INITIAL CAPITALIZED TERMS USED HEREIN SHALL HAVE THE SAME MEANING AS SET FORTH IN THE LEASE UNLESS OTHERWISE PROVIDED HEREIN]


Ladies and Gentlemen:

This letter constitutes Tenant's official notice to the County pursuant to Section 1.03 of the Lease, that Tenant hereby elects to renew the Lease for the first (1<sup>st</sup>) renewal period of five (5) years (i.e., from August 21, 2011 - August 20, 2016). Pursuant to Section 1.03 of the Lease, the County is hereby requested to evidence its approval of such renewal by signing the acknowledgement set forth below, and returning same to the undersigned as soon as possible.

Should you have any questions, please do not hesitate to contact the undersigned at (561) 498-5771 x2903.

Sincerely,

Pero Family Farms, LLC, a Florida limited liability company

By:   
Name: Angela Pero  
Title: President

cc: Via Overnight Mail

**ATTACHMENT # 4**

Palm Beach County  
Attn: County Attorney  
301 North Olive Avenue, Suite 603  
West Palm Beach, FL 33401-4791

Via E-Mail

Richard Giusto, Esq. (giustor@gtlaw.com)  
Danielle Gonzalez, Esq. (gonzalezda@gtlaw.com)

APPROVED BY PALM BEACH COUNTY,  
A POLITICAL SUBDIVISION OF THE  
STATE OF FLORIDA, THIS \_\_\_\_\_ DAY  
OF \_\_\_\_\_, 2011

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**WRITTEN CONSENT OF MEMBERS AND MANAGERS  
OF  
PERO FAMILY FARMS, LLC**

The undersigned, being all of the Members and Managers of **PERO FAMILY FARMS, LLC**, a Florida limited liability company (the "Company"), hereby take and adopt the following actions in writing, without a meeting, pursuant to Section 608.4231, Florida Statutes:

1. **Election of Managers and Officers**

**RESOLVED**, that the Members hereby elect and appoint the following individuals to serve as the Managers of the Company:

PETER F. PERO, IV  
ANGELA PERO  
FRANK A. PERO  
CHARLES PERO

; and be it

**FURTHER RESOLVED**, that the Managers of the Company hereby elect the following persons to the offices set forth opposite their name, to serve in those capacities until their successors are duly elected and qualified, or until their earlier resignation, disability or death:

PETER F. PERO, IV	Chief Executive Officer ("CEO")
ANGELA PERO	President
FRANK A. PERO	Vice President
CHARLES PERO	Vice President

2. **First Amendment to Operating Agreement**

**RESOLVED**, that the First Amendment to the Operating Agreement attached hereto is hereby approved and adopted, effective as of August 1, 2008.

3. **Ratification of Prior Acts**

**RESOLVED**, that all legal actions taken by and agreements entered into by the Members, Managers or Officers of the Company on behalf of the Company from the date of its formation to the present date, are hereby ratified and confirmed in all respects.

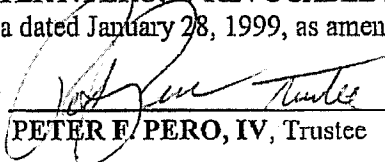
This Written Consent may be executed in any number of counterparts, each of which shall be deemed an original for all purposes and all of which together shall constitute one and the same Written Consent.



IN WITNESS WHEREOF, the undersigned, being all of the Members and all of the Managers of the Company, have executed this Written Consent, effective as of the 1st day of August, 2008.

**MEMBERS:**

**PETER F. PERO, IV REVOCABLE TRUST**  
u/t/a dated January 28, 1999, as amended

By:   
**PETER F. PERO, IV, Trustee**

**ANGELA PERO TRUST** u/t/a dated March 31, 1999, as amended

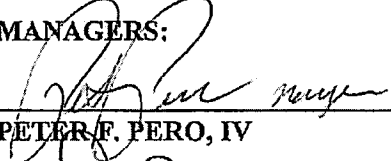
By:   
**ANGELA PERO, Trustee**

**FRANK A. PERO REVOCABLE TRUST**  
u/t/a dated April 26, 2005, as amended

By:   
**FRANK A. PERO, Trustee**

  
**CHARLES PERO**

**MANAGERS:**

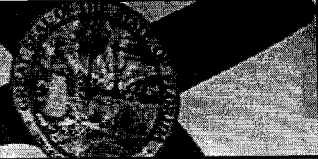
  
**PETER F. PERO, IV**

  
**ANGELA PERO**

  
**FRANK A. PERO**

  
**CHARLES PERO**

FLORIDA DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS



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[Events](#)

**No Name History**

## Detail by Entity Name

### Florida Limited Liability Company

PERO FAMILY FARMS, LLC

#### Filing Information

**Document Number** L06000092694  
**FEI/EIN Number** 592717661  
**Date Filed** 09/21/2006  
**State** FL  
**Status** ACTIVE  
**Effective Date** 04/01/1986  
**Last Event** CONVERSION  
**Event Date Filed** 09/21/2006  
**Event Effective Date** NONE

#### Principal Address

14095 STATE ROAD 7  
DELRAY BEACH FL 33446

#### Mailing Address

14095 STATE ROAD 7  
DELRAY BEACH FL 33446

#### Registered Agent Name & Address

PERO, ANGELA  
14095 STATE ROAD 7  
DELRAY BEACH FL 33446 US

#### Manager/Member Detail

##### Name & Address

Title MGR

PERO, PETER IV  
14095 STATE ROAD 7  
DELRAY BEACH FL 33446

Title MGR

PERO, FRANK  
14095 STATE ROAD 7  
DELRAY BEACH FL 33446

Title MGR

PERO, CHARLES  
14095 STATE ROAD 7  
DELRAY BEACH FL 33446

Title MGR

PERO, ANGELA  
14095 STATE ROAD 7  
DELRAY BEACH FL 33446

**Annual Reports**

**Report Year Filed Date**

2009	04/17/2009
2010	04/30/2010
2011	02/17/2011

**Document Images**

- |   |  |
|---|--|
| <a href="#">02/17/2011 -- ANNUAL REPORT</a>             | <a href="#">View image in PDF format</a> |
| <a href="#">04/30/2010 -- ANNUAL REPORT</a>             | <a href="#">View image in PDF format</a> |
| <a href="#">04/17/2009 -- ANNUAL REPORT</a>             | <a href="#">View image in PDF format</a> |
| <a href="#">04/28/2008 -- ANNUAL REPORT</a>             | <a href="#">View image in PDF format</a> |
| <a href="#">03/14/2007 -- ANNUAL REPORT</a>             | <a href="#">View image in PDF format</a> |
| <a href="#">09/21/2006 -- Florida Limited Liability</a> | <a href="#">View image in PDF format</a> |

**Note:** This is not official record. See documents if question or conflict.

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State of Florida, Department of State

# ACORD™ CERTIFICATE OF LIABILITY INSURANCE

Y69DLSXV

DATE (MM/DD/YYYY)  
02/07/2011

**PRODUCER**  
MCGRIFF, SEIBELS & WILLIAMS OF GEORGIA, INC.  
5605 Glenridge Drive - Suite 300  
Atlanta, GA 30342  
PHONE: 404 497-7500

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Charter Oak Fire Ins Co	
INSURER B: St. Paul Fire & Marine Ins Co	
INSURER C:	
INSURER D:	
INSURER E:	

**INSURED**  
Pero Family Farms Food Company, LLC  
Pero Vegetable Co., LLC  
Pero Family Farms, LLC  
14095 State Road 7  
Delray Beach, FL 33446

**COVERAGES**

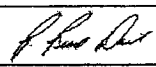
THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A		<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	4692N816	05/01/2010	05/01/2011	EACH OCCURRENCE	\$ 1,000,000
						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
						MED EXP (Any one person)	\$ 10,000
						PERSONAL & ADV INJURY	\$ 1,000,000
						GENERAL AGGREGATE	\$ 2,000,000
						PRODUCTS - COM/POP AGG	\$ 2,000,000
A		<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> Comp/Coll Ded - \$1,000	4692N816	05/01/2010	05/01/2011	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
						BODILY INJURY (Per person)	\$
						BODILY INJURY (Per accident)	\$
						PROPERTY DAMAGE (Per accident)	\$
		<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT	\$
						OTHER THAN AUTO ONLY: EA ACC	\$
						AGG	\$
B		<b>EXCESS/UMBRELLA LIABILITY</b> <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$	QX06803725	05/01/2010	05/01/2011	EACH OCCURRENCE	\$ 10,000,000
						AGGREGATE	\$ 10,000,000
							\$
							\$
							\$
		<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER	
						E.L. EACH ACCIDENT	\$
						E.L. DISEASE - EA EMPLOYEE	\$
						E.L. DISEASE - POLICY LIMIT	\$
		OTHER					

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS**  
 Palm Beach County is included as additional insured on the general liability policy referenced herein, as required by written contract subject to policy terms, conditions, and exclusions.

**CERTIFICATE HOLDER**  
 Palm Beach County BOCC  
 Property & Real Estate Management  
 Att: Director  
 2633 Vista Parkway  
 West Palm Beach, FL 33411-5605

**CANCELLATION**  
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE  
  
 Page 1 of 1

## Richard Bogatin

---

**From:** angela pero [angela.pero@perofamilyfarms.com]  
**Sent:** Tuesday, March 08, 2011 12:25 PM  
**To:** Richard Bogatin  
**Subject:** FW: Pero Family Farms Option  
**Attachments:** Pero Members Minutes on Appointment 8.1.08.pdf

This is to Confirm that the Written Consent of Members and Managers dated August 1, 2008 is still in effect, and that I have continued authority as President.

Thank you  
Angela Pero  
President  
Phone: 561-498-5771  
Fax: 561-496-4009



**Pero Family Farms Food Company, LLC**  
14095 State Road 7  
Delray Beach, FL 33446

The information contained in this transmission may contain privileged and confidential information. It is intended only for the use of the person(s) named above. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication is strictly prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message. To reply to our email administrator directly, please send an email to [pero@perofamilyfarms.com](mailto:pero@perofamilyfarms.com).

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**From:** Richard Bogatin [mailto:RBogatin@pbcgov.org]  
**Sent:** 3/3/2011 12:40 PM  
**To:** angela pero  
**Subject:** FW: Pero Family Farms Option

Angela,

Would you please respond regarding my request to clarify your continued signature authority as President. Please review the attached written consent of members and managers of the Pero Family Farms, LLC and confirm if that document is still in effect, or advise if there have been any changes to it.

Thank you,  
Richard B.

---

**From:** Richard Bogatin  
**Sent:** Wednesday, February 23, 2011 4:55 PM  
**To:** 'angela pero'  
**Subject:** Pero Family Farms Option

Good Afternoon Angela,

It has been determined that we cannot sign and return your letter dated February 14, 2011. Our current direction is to obtain consent to your request to exercise the first of two 5-year extension options via a letter signed by the Chair the Palm Beach County Board of County Commissioners (BCC). This would elevate the need to amend the Agreement in providing the required BCC Consent.

As the project progresses and the path for approval/consent is confirmed, I will advise.

To clarify your continued signature authority as President, please review the attached written consent of members and managers of the Pero Family Farms, LLC and confirm if that document is still in effect, or advise if there have been any changes to it.

As always should you have any questions give me a call.

Thank you,

Richard C. Bogatin  
Property & Real Estate Management  
2633 Vista Parkway  
West Palm Beach, FL 33411-5605  
(561) 233-0214 Phone (561) 233-0210 Fax  
[Rbogatin@pbcgov.org](mailto:Rbogatin@pbcgov.org)

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Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
02/07/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Insurance Office of America, Inc. Abacoa Town Center 1200 University Blvd., Ste 200 Jupiter, FL 33458	<b>CONTACT NAME:</b> PHONE (A/C, No, Ext): <b>561.776.0660</b> FAX (A/C, No): <b>561.776.0670</b> E-MAIL ADDRESS: PRODUCER CUSTOMER ID #:  <table style="width: 100%;"> <tr> <td style="text-align: center;">INSURER(S) AFFORDING COVERAGE</td> <td style="text-align: center;">NAIC #</td> </tr> <tr> <td>INSURER A: <b>Guarantee Ins Co</b></td> <td style="text-align: center;"><b>11398</b></td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: <b>Guarantee Ins Co</b>	<b>11398</b>	INSURER B:		INSURER C:		INSURER D:		INSURER E:		INSURER F:	
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<b>INSURED</b> Pero Family Farms, LLC Pero Family Farms Food Co., LLC 14095 State Road 7 Delray Beach, FL 33446															

**COVERAGES**                                      **CERTIFICATE NUMBER: FL 11/12 WC**                                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS																
	<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$																
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$ \$																
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE DEDUCTIBLE RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$ \$																
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	<b>GWGC050000127-111 (FL)</b>	01/01/2011	01/01/2012	<table border="1" style="width: 100%;"> <tr> <td style="width: 5%; text-align: center;"><b>X</b></td> <td style="width: 15%;">WC STATU-TORY LIMITS</td> <td style="width: 10%; text-align: center;"><b>OTH-ER</b></td> <td style="width: 70%;"></td> </tr> <tr> <td></td> <td>E.L. EACH ACCIDENT</td> <td></td> <td style="text-align: right;">\$ <b>500,000</b></td> </tr> <tr> <td></td> <td>E.L. DISEASE - EA EMPLOYEE</td> <td></td> <td style="text-align: right;">\$ <b>500,000</b></td> </tr> <tr> <td></td> <td>E.L. DISEASE - POLICY LIMIT</td> <td></td> <td style="text-align: right;">\$ <b>500,000</b></td> </tr> </table>	<b>X</b>	WC STATU-TORY LIMITS	<b>OTH-ER</b>			E.L. EACH ACCIDENT		\$ <b>500,000</b>		E.L. DISEASE - EA EMPLOYEE		\$ <b>500,000</b>		E.L. DISEASE - POLICY LIMIT		\$ <b>500,000</b>
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DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

<b>CERTIFICATE HOLDER</b> FAX: 561.233.0239  Palm Beach County Property & Real Estate Management Attn: Director 2633 Vista Parkway West Palm Beach, FL 33411	<b>CANCELLATION</b> SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE <div style="text-align: right;"></div> Terry Crawford/IRELAK
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