

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: 6/21/2011 [X] Consent [ ] Regular  
[ ] Public Hearing

Department

Submitted By: COUNTY ATTORNEY  
Submitted For:

I. EXECUTIVE BRIEF

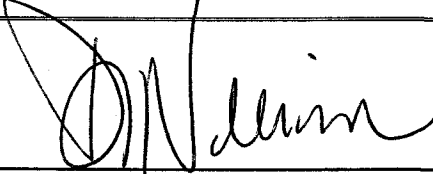
**Motion and Title:** Staff recommends motion to approve: Amendment No. 1 to the Agreement (R-2010-1220) with the law firm of Ruden McClosky P.A. ("Attorney"), to provide bond counsel and related legal services for the not to exceed \$30 Million Taxable Public Improvement Revenue Bonds, Series 2012 (Convention Center Hotel) (the "Bonds").

**Summary:** The law firm was selected as bond counsel for the above financing by the Board at the May 17, 2011 meeting. This Amendment No. 1 confirms that selection by amending the existing Agreement for bond counsel and related services between Palm Beach County and the law firm. Payment for the legal services in connection with the bond issuance will be as provided for in the Agreement. Countywide (PFK).

**Background and Justification:** Legal services are required by the County from the law firm for the above-referenced financing.

**Attachments:**

- 1. Amendment No. 1 to Agreement (R-2010-1220)

Recommended by:  Date: 6/3/11  
County Attorney Date

Approved by: N/A 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	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>* _____</b>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

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

Budget Account No.: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_

Reporting Category \_\_\_\_\_

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

**C. Departmental Fiscal Review: \* Attorneys fees and costs will paid from the proceeds of the sale of the bonds and cannot be estimated at this time.**

**III. REVIEW COMMENTS**

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

<p><i>[Signature]</i>          _____          OFMB          SN 6/16/11</p>	<p><i>[Signature]</i>          _____          Contract Development and Control</p>
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**B. Legal Sufficiency:**

*[Signature]*  
 \_\_\_\_\_  
 Assistant County Attorney

**This amendment complies with our review requirements.**  
*At the time of our review, the Amendment was not executed.*

**C. Other Department Review:**

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

**THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.**

**AMENDMENT NO. 1  
TO AGREEMENT BETWEEN PALM BEACH COUNTY  
AND RUDEN McCLOSKY, P.A.  
FOR BOND COUNSEL AND RELATED LEGAL SERVICES**

This Amendment No. 1, dated \_\_\_\_\_, amends Agreement R-2010-1220 dated August 17, 2010, ("Agreement"), by and between Palm Beach County ("County") and Ruden McClosky, P.A. ("Attorney"), as follows:

Attorney agrees to provide bond counsel and related legal services for the estimated \$30 Million Taxable Public Improvement Revenue Bonds, Series 2012 (Convention Center Hotel) (the "Bonds"). Attorney will be compensated as provided for in the Agreement. Except as provided above, the Agreement remains in full force and effect.

ATTEST:

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

Sharon R. Bock, Clerk & Comptroller

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

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

WITNESS:

ATTORNEY:  
RUDEN McCLOSKY, P.A

Sharon Sandidge  
(Signature)

By: \_\_\_\_\_

SHARON SANDIDGE  
Name (Type or Print)

MICHAEL H. KRUL  
Name (Type or Print)

PRESIDENT  
Title

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

By: Paul F. J.  
County Attorney