Agenda Item #: 3H-5

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	December 6, 2011	[X] Consent [] Ordinance	[] Regular [] Public Hearing			
Department:	Pepartment: Facilities Development & Operations					
	I. <u>EX</u>	KECUTIVE BRIEF				
option to exter	nd the term of the Concession Corp., for the continued use	onaire Service Agreen	e: a notice of exercise of the second ment (R2007-2256) with Dania Pier uilding at the Juno Beach pier for			
current Concest Juno Beach pic for the period of by four percent January 1, 20 Board has no terminate this requested a ne	er. DPM now wishes to exert of January 1, 2012, to December (4%) from \$50,618.88 (\$4,12). The Parks & Recreation discretionary authority to de Agreement upon ninety (90)	(Agreement) for the urcise the second of three ber 31, 2012. The guant of the properties of the properties of the days written notice to the complete to the complete the complete to the complete the complete to the complete th	orp. (DPM) has operated under the use of the concession building at the ee (3) one (1) year extension options ranteed annual rent will be increased 4,643.64 (\$4,386.97/month) effective fied with DPM's performance. The e option; however, the County may DPM. Although not required, Staff ed, which indicates that Donald V. PREM) District 1 (HJF)			
The first renew renewal option	wal option was exercised on low will extend the term through PM and owns 100% interest of the contract of the	December 7, 2010 (R2) The December 31, 2012	n December 18, 2007 (R2007-2256). 2010-2005). Exercise of this second . As Donald V. Streeter is now the osure of Beneficial Interests has been			
2. I 3. I	Location Map Letter from Dania Pier Manag Budget Availability Statement Disclosure of Beneficial Intere	•	gust 27, 2011, exercising option			
Recommende	u D). 4	ny Winf ent Director	Date			

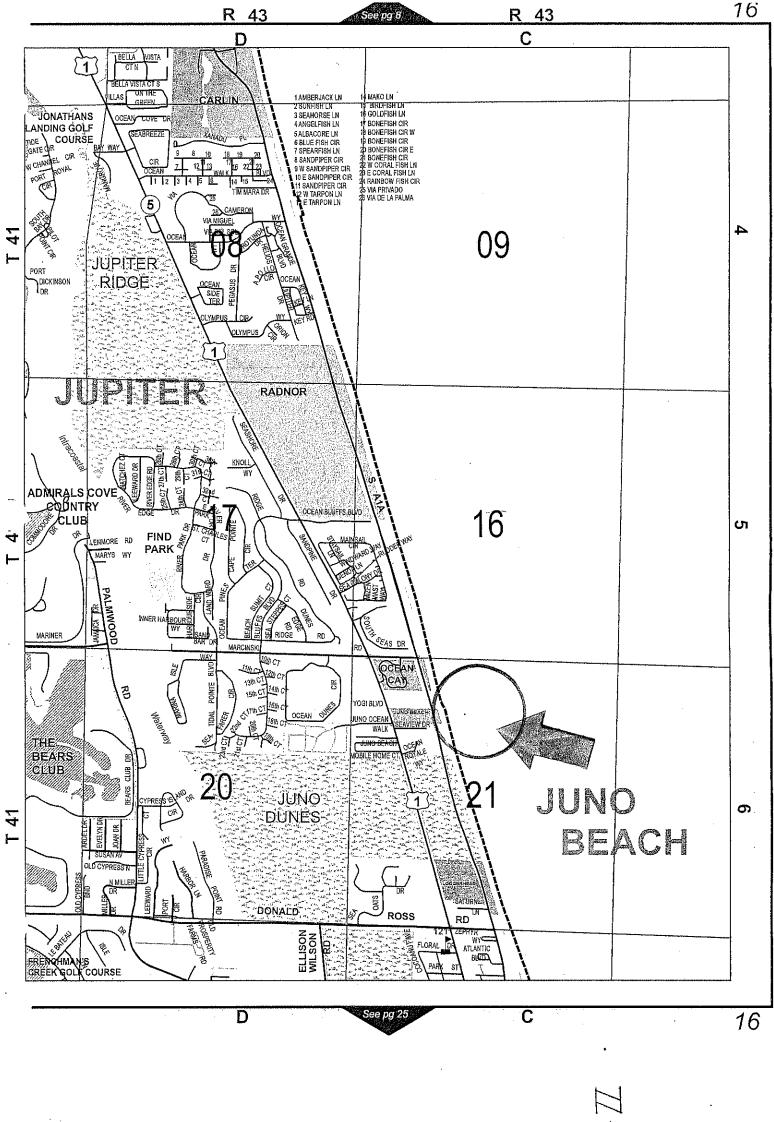
County Administrator

Approved By:

II. FISCAL IMPACT ANALYSIS

A.	Five Year Summary of	Fiscal Impact:				
Fisca	l Years	2012	2013	2014	2015	2016
Oper Exter Prog	tal Expenditures rating Costs rnal Revenues ram Income (County) ind Match (County	<\$39,482.73> ———	<\$13,160.91> 			
NET	FISCAL IMPACT	<\$39,482.73>	<\$13,160.91>	0	-0	0
	DITIONAL FTE ITIONS (Cumulative)					
Is Ite	em Included in Current B	sudget: Yes	_X No			
Budg	get Account No: Fund Pro	0001 Dep	ot <u>580</u> Un	it <u>5260</u>	RSRC 4	<u>1729-09</u>
В.	Recommended Sources \$52,643.64/year (\$4,386.					
C.	Departmental Fiscal Re		EW COMMENT		_	
A.	OFMB Fiscal and/or Co	ontract Develop	Contract Develo	. Dech	Control	9/11
В.	Legal Sufficiency: Assistant County Attorne	11/28/11 ey				
C.	Other Department Rev	iew:				
	Department Director					

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



LOCATION MAP



Dania Pier Management Corp. 2114 21st ct. Jupiter FI 33477

To: Mr. Dave Lill Palm Beach County Parks & Rec

From: Donald Streeter
Dania Pier Management Corp.

As per our Juno Beach Pier lease agreement, Dania Pier Management Corp. Wishes to exercise its option for another year.

Conald Streeter & Donald Streeter, Pres

BUDG	ET AVAILA	ABILITY ST.	ATEME	ENT	
REQUEST DATE: 9/20/2011	PHONE: 233-0239 FAX: 233-0210				
PROJECT TITLE: Juno Beach Pier	Concession - Option	on 2 of 3		PROJECT NO.	: 2011-5.016
Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County		<pre><\s\13,160.91> </pre> <\\$\13,160.91>			
# ADDITIONAL FTE POSITIONS (Cumulative)					
** By signing this BAS your departs BAS by FD&O. Unless there is a ch	nent agrees to these vange in the scope o	staff costs and your of work, no addition	account wil al staff charg	l be charged upon ges will be billed.	receipt of th
BUDGET ACCOUNT NUMBER				00.00	
FUND: 0001 DE	PT: 580	unit: 5	260	rsrc obj : 4729- s ub obj:	-09
IS ITEM INCLUDED IN CURR	ENT BUDGET: Y	YES <u>X</u> NO_		REC	EIVED
DENTIFY FUNDING SOURCE ☐ Ad Valorem (source/type: ☐ Non-Ad Valorem (source/type: ☐ Grant (source/type: ☐ Park Improvement Fund (source/ ☐ General Fund ☐		***************************************		SEP 2 (
SUBJECT TO IG FEE?	YES Depositment	□ NO			
BAS APPROVED BY: Dive 1 ENCUMBRANCE NUMBER:	· 1111.	h_		DATE: 09/2	a/11
G:\PREM\PM\In Lease\Parks - Juno Beach	Pier Concession\Ontion	n2\BAS.092011.doc			
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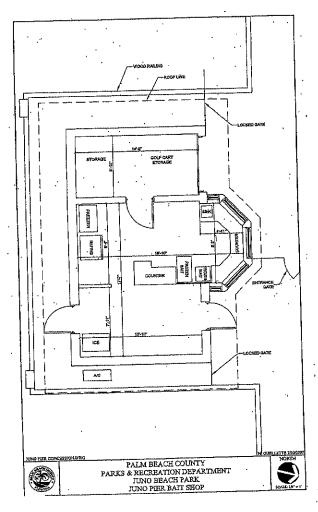
CONCESSIONAIRE'S DISCLOSURE OF BENEFICIAL INTERESTS

TO: PALM BEACH COUNTY CHIEF OFFICER, OR HIS OR HER OFFICIALLY DESIGNATED REPRESENTATIVE

Charrian Pasin Leastharka - June Bosck Fier Concert ica Optimiz 1981, etc. 092111 doc

STATE OF FLORIDA COUNTY OF PALM BEACH
BEFORE ME, the undersigned authority, this day personally apposed <u>DoNAld</u> V. Streeter hereinafter referred to as "Affiant", who being by me first duly sworn, under oath, deposes and states as follows:
1. Affiant is the <u>President</u> (position - i.e. president, partner, trustee) of <u>Dania Pier Management Corp., a Florida Corporation</u> (name and type of entity - i.e. ABC Corporation, XY? Limited Partnership), (the "Concessionaire") which entity is providing concession services on the real property legally described on or depicted in the attached Exhibit "A" (the "Premises").
2. Affigur's address is: 21/4 21s+ C+. Jup 1+ ex FL 33477
3. Attached hereto, and made a part hereof, as Exhibit "B" is a complete listing of the names and addresses of every person or entity having a five percent (5%) or greater beneficial interest in the concessionaire and the percentage interest of each such person or entity.
4. Affiant further states that Affiant is familiar with the nature of an oath and with the penalties provided by the laws of the State of Florida for falsely swearing to statements under oath.
5. Under penalty of perjury, Affiant declares that Affiant has examined this Affidavit and to the best of Affiant's knowledge and belief it is true, correct, and complete, and will be relied upon by Palm Beach County relating to its entering into a Concessionaire Service Agreement for the Premises.
FURTHER AFFLANT SAYETH NAUGHT. Con ald V. Stepta Affizini Print Affrant Name: Donald V. Streeter
The foregoing instrument was sworn to, subscribed and acknowledged before me this 23 day of SEPT 20/L by DONALD V STREETE [] who is personally known to me or [] who has produced as identification and who did take as ofth. Notan Public
APRIL CONPRON (Print Notary Name)
NOTARY PUBLIC State of Florida at Large My Commission DD868825 Expires 05/22/2013
My Commission Expire Concertion Descriptor Concertion Optimized St. Acc. 092111.450

EXHIBIT "A" PREMISES



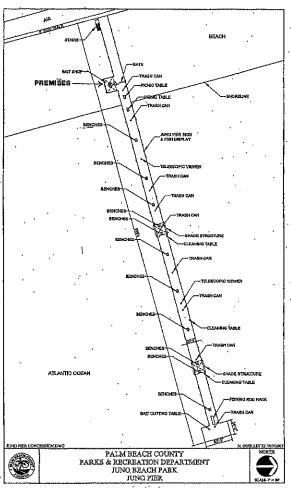


EXHIBIT "B"

SCHEDULE TO BENEFICIAL INTERESTS

Concessionaire is only required to identify five percent (5%) or greater beneficial interest holders. If none, so state, Concessionaire must identify todividual interest holders. If, by way of example, Concessionaire is whofly or partially owned by another entity, such as a corporation, Concessionaire must identify such other entity, its address and percentage interest, as well as such information for the individual interest holders of such other entity.

NAME	ADDRESS	PERCENTAGE
		OF INTEREST
DONALD V.	Streeter	100 %
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C & C INSURANCE AGENCY, INC 10306 S. FEDERAL HWY.			THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATIO ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND ALTER THE COVERAGE AFFORDED BY THE POLICIES BEL			
PORT ST LUCIE, FL 34952 772.337.1250		INSURERS A	INSURERS AFFORDING COVERAGE			
DANIA PIER MANAC 300 NORTH BEACH		INSURER A: CI	INSURERS AFFORDING COVERAGE NAIC#			
		INSURER C				
DANIA, FL. 33004	1	INSURER E	ua insuran	CE CO		
COVERAGES				·		
THE POLICIES OF INSURANCE LISTED BEI ANY REQUIREMENT, TERM OR CONDITIO MAY PERTAIN, THE INSURANCE AFFORDE POLICIES. AGGREGATE LIMITS SHOWN MA	N OF ANY CONTRACT OR OTHER I D 8Y THE POLICIES DESCRIBED HE	DOCUMENT WITH F EREIN IS SUBJECT T AIMS.	ESPECT TO WHIC TO ALL THE TERMS	H THIS CERTIFICATE MA , EXCLUSIONS AND CONT	Y BE ISSUED OR	
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				PROPERTY DAMAGE (Per accident)	\$	
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OTHER						
DESCRIPTION OF OPERATIONS/LOCATIONS/VEHI	CLES (EXCLUSIONS ADDED BY ENDODSE	MENT/SPECIAL DOOLS	SIONS			
CERTIFICATE HOLDER SHO						
CERTIFICATE HOLDER		CANCELLAT	ION			
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FAX-561-242-699	6	ALTHORYZED RE	PRESTATIVE	MUN		
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Steve Schlamp

From:

Dave Lill

Sent:

Monday, September 19, 2011 8:39 AM

To:

Steve Schlamp

Subject:

FW: Pier Management Contract Renewal - Insurance Requirements

Steve,

Scott Marting has waived the requirements of Section 8.03 of the Pier Management Contract (R2007-2256).

Dave

From: Scott Marting

Sent: Monday, September 19, 2011 8:05 AM

To: Dave Lill

Cc: Eric Call; Jennifer Cirillo

Subject: RE: Pier Management Contract Renewal - Insurance Requirements

As per our conversation, we are agreeable to the changes.

Thank you,

Scott Marting, CSP Insurance and Claims Manager 100 Australian Avenue, Suite 200 West Palm Beach, FL 33406

Office: 561-233-5432 Fax: 561-233-5420 smarting@pbcgov.org

From: Dave Lill

Sent: Friday, September 16, 2011 3:35 PM

To: Scott Marting

Cc: Eric Call; Jennifer Cirillo

Subject: Pier Management Contract Renewal - Insurance Requirements

Scott,

Parks and Recreation is in the process of renewing the option of retaining Dania Pier Management Inc. (DPM) for another one year term. Last year, DPM requested that PBC waive the requirements listed under Section 8.03 (attached), to which Dick Cohen agreed. This year, DPM has again requested. Section 8.03 discusses concessionaire alterations, which is addressed under Section 3.02 "Concessionaire's Alterations" (attached) in which the concessionaire would need the Department's prior approval, including Department's sole discretion to require a surety company payment and performance bond obtained by Concessionaire.

The concessionaire is solely responsible for all of their on-site corporate property, and the replacement of all such property as necessary to resume operation of the pier. DPM manages two piers in Florida and maintains a warehouse with adequate back-up freezers, coolers, and other equipment necessary to operate their business, therefore, they have requested not to be required to insure their assets.

Also covered in Sec 8.03 is the requirement to obtain "Business Interruption with Extra Expense" insurance, which DPM is also requesting to be waived. In Sec. 10.1 (attached), this is covered under total or partial destruction of the pier, and the concessionaire's rent being abated either partially or in whole depending upon the extent of damage.

Please waive the insurance requirements in Section 8.03 of the Concessionaire Service Agreement (R2007-2256) for the management of the Juno Beach Fishing Pier. If you have any questions or require additional information, please advise.

Thank you, Dave

Dave Lill

Palm Beach County Director, Aquatics Division Parks and Recreation



DLill@pbcgov.org (561) 966-6630 Work 2700 6th Avenue S. Lake Worth, FL 33461 www.pbcgov.com/parks



INTEROFFICE COMMUNICATION PARKS AND RECREATION DEPARTMENT

DATE:

August 31, 2011

TO:

Steven Schlamp, Property Specialist

Facilities Development & Operations Department Property & Real Estate Management Division

FROM:

Dave Lill, Director

Aquatics Division

RE:

Juno Beach Fishing Pier Contract (R2007-2256) Renewal - 2012

The Palm Beach County Parks and Recreation Department is happy with the services provided by the **Dania Pier Management Corporation** in accordance with their contract for the management and operation of the Juno Beach Fishing Pier. The Department would like to renew the contract for another year, beginning January 1, 2012. Dania Pier Management Corporation is currently up to date with their payments and in compliance with the County regulations.

Attached, please find the August 27, 2011 letter from Don Streeter, President of Dania Pier Management, to renew the contract for the Juno Beach Pier. Also included is the updated Certificate of Liability Insurance, which per our discussion, provides appropriate coverage required by the County.

The original paperwork will be sent via inter-office mail to your attention.

Should you have questions, or need further information, please contact me directly at 561-966-6630.

Thank you.

C: Eric Call Jennifer Cirillo



Facilities Development & Operations Department Property & Real Estate Management Division

2653 Vista Parkway West Palm Beach, FL 33411-5605 (561) 233-0217 FAX: (561) 233-0210

www.pbcgov.com/fdo

36

Paim Beach County Board of County Counwistioners

Burt Aaronson, Chair

Karen T. Marcus, Vice Chair

Shelley Vans

Steven L. Abrams

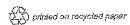
Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

"An Equal Opportunity Affirmative Accion Employee"



HAND DELIVERED BY PARKS TO DPM'S JUNO BEACH PIER OFFICE

October 4, 2010

Donald Streeter, President Dania Pier Management Corp. 2114 21st Ct. Jupiter, FL 33477

RE: Inspector General Notification for Term Extension of Concessionaire Service Agreement at Juno Beach Pier

Dear Mr. Streeter:

The County's Parks and Recreation Department has forwarded to this office your request to exercise the first (of three) one-year renewal option extensions for your Concessionaire Service Agreement for use of the concession building at the Juno Beach pier. As you're aware, this renewal option would extend the term of your Agreement from January 1, 2011, to December 31, 2011.

Prior to presenting your extension request to the Board of County Commissioners for its consideration, be advised that 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.

Your term extension request has not yet been scheduled for presentation to the Board of County Commissioners' agenda; however, it is expected to be presented sometime in December 2010. In light of the above rights of the Office of the Inspector General, should you have any objections or questions, please submit same to me in writing by Friday, November 19, 2010. If no objection is received we will process your extension request as noted above.



D. Streeter, Dania Pier Management Corp. – I.G. Notification October 4, 2010 page two – hand delivered by Parks to DPM's pier office /

It would be appreciated if you could complete the below area appropriately and then return this letter to me (via fax at 561-233-0210, via scan/e-mail at sschlamp@pbcgov.org or simply returning it to the Parks and Recreation Department and they will forward it to me).

If you have any questions, please do not hesitate to contact me at (561) 233-0239. Thank you.

Sincerely,

Steven K. Schlamp

Property Specialist

/sks

cc: Ross C. Hering, Director – PREM

Dave Lill, Director, Aquatics Division - Parks & Recreation Dept. (via e-mail)

Dania Pier Management Corp., acknowledges receipt of this letter advising of the creation of the Office of the Inspector General and Ordinance No. 2009-049. Further, Dania Pier Management Corp.,: (check one of the following boxes)

Mill not submit an objection to Ordinance 2009-049.

☐ Will submit an objection to Ordinance 2009-049 by Friday, November 19, 2010.

DONALD V. STREETER Consider Signature Date



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Detail by Entity Name

Florida Profit Corporation

DANIA PIER MANAGEMENT CORP.

Filing Information

Document Number P95000012818

FEI/EIN Number

650572838 02/15/1995

Date Filed State

Status

ACTIVE

Last Event

AMENDMENT

Event Date Filed 11/12/2010

Event Effective Date NONE

<u>Principal Address</u>

2114 21ST COURT JUPITER FL 33477 US

Changed 06/07/2004

Mailing Address

314 NE 27TH STREET C/O CAPE COD MGMT SVC INC WILTON MANORS FL 33334 US

Changed 01/11/2008

Registered Agent Name & Address

CONDRON, APRIL 314 NE 27TH STREET WILTON MANORS FL 33334 US

Name Changed: 01/02/2007

Address Changed: 01/02/2007

Officer/Director Detail

Name & Address

Title PTD

STREETER, DONALD V 2114 21ST COURT JUPITER FL 33477 US

Title D

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Annual Reports

Report Year Filed Date 2009 01/23/2009 2010 04/21/2010

2011 01/22/2011

Document Images

Document images		
01/22/2011 ANNUAL REPORT	View image in PDF format	
11/12/2010 Amendment	View image in PDF format	
09/07/2010 Amendment	View image in PDF format	
07/02/2010 'Amendment	View image in PDF format	
<u>04/21/2010 ANNUAL REPORT</u>	View image in PDF format	
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01/22/1997 – ANNUAL REPORT	View image in PDF format	
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SEGRETARY OF STATE.
TALLAHASSEE, FLORIDA

COVER LETTER

TO: Amendment Section
Division of Corporations

NAME OF CORPORATIO	: DANIA PIER MANAGEMENT CORP
DOCUMENT NUMBER: _	P95000012818
The enclosed Articles of Ame	dment and fee are submitted for filing.
Please return all corresponder	e concerning this matter to the following:
	APRIL CONDRON
4	Name of Contact Person
	CAPE COD MANAGEMENT SERVICES INC
	Firm/ Company
	314 NE 27TH ST
	Address
*****	WILTON MANORS FL 33334
	City/ State and Zip Code
E-m	APRILPEACH1@AOL.COM address: (to be used for future annual report notification)
For further information conce	ning this matter, please call:
APRIL CON	RON at (95483) 630-830-0
Name of Contact F	
Enclosed is a check for the fo	owing amount made payable to the Florida Department of State:
	Filing Fee & Status Sta
Mailing Address Amendment Section Division of Corporation P.O. Box 6327 Tallahassee, FL 32314	Street Address Amendment Section Division of Corporations Clifton Building 2661 Executive Center Circle Tallahassee, FL 32301

Articles of Amendment & Articles of Incorporation of

÷	of		10.
DANIA PIER MAN	NAGEMENT CO	ORP.	Ex
(Name of Corporation as currently			101/2
P95000	0012818	. •	•
	of Corporation (if kr	nown)	
Pursuant to the provisions of section 607.1006, Famendment(s) to its Articles of Incorporation:	lorida Statutes, this	Florida Profit Corporation add	pts the foll
A. If amending name, enter the new name of the	e corporation:		
			The new
name must be distinguishable and contain the abbreviation "Corp.," "Inc.," or Co.," or the destance must contain the word "chartered," "profess	signation "Corp," "I	lnc," or "Co". A professional c	corporation
3. Enter new principal office address, if applica Principal office address MUST BE A STREET A			
C. Enter new mailing address, if applicable: (Mailing address MAY BE A POST OFFICE)	<u></u>	· · · · · · · · · · · · · · · · · · ·	_
			Malanage
 If amending the registered agent and/or registered agent and/or the new register 	stered office address red office address:	s in Florida, enter the name of	<u>the</u>
Name of New Registered Agent:			
New Registered Office Address:	(Florida stree		
_		, Florida	
	(City)	(Zip Code)	
New Registered Agent's Signature, if changing Is hereby accept the appointment as registered agen	Registered Agent: ut. I am familiar with	h and accept the obligations of th	ne position.
Sign	ature of New Register	red Agent, if changing	

	and title, name, and address	ctors, enter the title and name of each of each Officer and/or Director being	added:
(Attach ad	lditional sheets, if necessary)		
Title	<u>Name</u>	Address	Type of Action
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			Remove
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F. <u>Ifan</u>	amendment provides for an sions for implementing the a	exchange, reclassification, or cancells mendment if not contained in the am	ation of issued shares, endment itself:
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AS OF 7			OLLLU.

The date of each amendmen	
Effective date if applicable:	(date of adoption is required)
	(no more than 90 days after amendment file date)
Adoption of Amendment(s)	(CHECK ONE)
The amendment(s) was/we by the shareholders was/we	ere adopted by the shareholders. The number of votes cast for the amendment(sere sufficient for approval.
	ere approved by the shareholders through voting groups. The following statement of for each voting group entitled to vote separately on the amendment(s):
"The number of votes	cast for the amendment(s) was/were sufficient for approval
by	22
	(voting group)
The amendment(s) was/we action was not required.	ere adopted by the board of directors without shareholder action and shareholde
The amendment(s) was/we action was not required.	ere adopted by the incorporators without shareholder action and shareholder
Dated_11/1 Signature	0/10 At A
(By sele	a director, president or other officer – if directors or officers have not been ected, by an incorporator – if in the hands of a receiver, trustee, or other court cointed fiduciary by that fiduciary)
	DONALD STREETER
	(Typed or printed name of person signing)
	PRESIDENT PRESIDENT
	(Title of person signing)

2011 FOR PROFIT CORPORATION ANNUAL REPORT

DOCUMENT# P95000012818

Entity Name: DANIA PIER MANAGEMENT CORP.

FILED Jan 22, 2011 Secretary of State

Current Principal Place of Business:

New Principal Place of Business:

2114 21ST COURT JUPITER, FL 33477

Current Mailing Address:

New Mailing Address:

314 NE 27TH STREET C/O CAPE COD MGMT SVC INC WILTON MANORS, FL 33334 US

FEI Number: 65-0572838

FEI Number Applied For ()

FEI Number Not Applicable ()

Certificate of Status Desired ()

Name and Address of Current Registered Agent:

Name and Address of New Registered Agent:

CONDRON, APRIL 314 NE 27TH STREET WILTON MANORS, FL 33334

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE:

Electronic Signature of Registered Agent

Date

OFFICERS AND DIRECTORS:

Title:

Name: Address: City-St-Zip:

STREETER, DONALD V 2114 21ST COURT JUPITER, FL 33477 US

Name: Address: City-St-Zip: ZANNUCCI, THOMAS 2114 21ST COURT JUPITER, FL 33477 US

I hereby certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or the receiver or trustee empowered to execute the report as required by Chapter 607, Florida Statutes; and that my name appears above, or on an attachment with all other like empowered.

SIGNATURE: DONALD V STREETER

PTD

01/22/2011