

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	\$0	\$0	\$0	\$0	\$0
Operating Costs	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income (County)	0	0	0	0	0
In-Kind Match (County)	0	0	0	0	0
	0 <i>* See below</i>	0	0	0	0
	0	0	0	0	0
# Additional FTE Positions (Cumulative)	0	0	0	0	0
Is Item Included in Current Budget:	Yes	_____	No	_____	X

Budget Account No:

Reporting Category _____

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

Fiscal Impact is zero unless an action requiring expenditure is directed by the BCC.

Departmental Fiscal Review: _____

III. REVIEW COMMENTS

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

[Signature]

 OFMB
 7/18/12
 7/17/12

[Signature]

 Contract Development & Control
 7-18-12

A. Legal Sufficiency:

[Signature]

 Assistant County Attorney
 7/18/12

A. Other Department Review:

 Department Director

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

Attachment 1

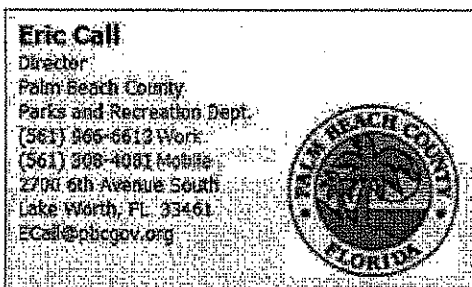
From: Eric Call
Sent: Friday, June 15, 2012 3:32 PM
To: Jon Van Arnam
Cc: Rebecca Pine; Carrie-Ann Kopelakis K.; Denise Pedraza; Nancy Beale
Subject: Waterfront Access Bond Reserve

Jon:

Per your request, the \$50 million Waterfront Access Bond had \$25 million targeted for the purchase of development rights for certain marinas and boatyards. The other \$25 million was allocated to County and Municipal projects to preserve, protect and expand public access to and use of the waterfront.

The Waterfront Access Bond Reserve Balance is generated by way of interest and residual funding from completed or modified projects. Currently, there is a Reserve Balance of \$2,090,926. In addition to the \$80,000 for the Peanut Island Lagoon (3.M.4 – July 10th Agenda), we also have \$405,000 pending Board approval for Dubois Park property acquisition. Proposed for the FY 2013 CIP Budget is \$400,000 for Fullerton Island and \$377,000 for Okeehelie Park South Boating Center. An arbitrage payment of \$344,038 is also projected for FY 2013. With these pending and proposed allocations, the remaining reserve balance is \$484,888. It would be my intention to utilize this remaining balance for needed County boat ramp repairs and replacement, additional staging docks and perhaps the purchase of the second Dubois parcel if the owner chooses to sell. Attached is a table that depicts the Reserve Balance and projected allocations.

Please let me know if you have any questions.



From: Eric Call

Sent: Wednesday, July 11, 2012 3:52 PM

To: Jon Van Arnam

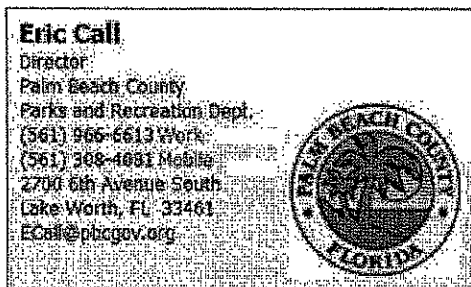
Cc: Robert Weisman; John Wilson; Ross Hering; Jennifer Cirillo; Rebecca Pine; Carrie-Ann Kopelakis K.

Subject: FW: Waterfront Access Bond Reserve

Jon:

In light of the Board's comments yesterday regarding the Boynton Beach CRA and the Marina Project, I feel it necessary to update an earlier e-mail response I provided you on the Waterfront Access Bond Reserve. In the last month, I've been made aware of the closing of the Palm Beach Marine Institute (PBMI) school located in Bert Winters Park. As you may know, this one acre parcel was essentially swapped for three upland acres and 28+/- submerged acres at Peanut Island with PBMI in 1986. Re-acquiring this property would allow us the opportunity to expand boat trailer parking and offer greater public access to the ICW from Bert Winters Park.. It would also square off the park property and avoid having to grant an access easement to the next property owner. In addition to acquiring property for more waterfront access, expanding docking capabilities at a number of other waterfront parks and adding boat trailer parking spaces elsewhere in the County would be my recommendation for the best public use of these reserve funds. An updated table of the Reserve Balance is attached.

Thank you.



**\$50M GO Waterfront Access Bond Reserve
Fund 3038
As of July 10, 2012**

Current Reserve Balance <3038-821-9824>	\$2,090,926
Reserve Funding for Future Arbitrage Payments	-\$344,038
Pending:	
Dubois Park Property Acquisition <one parcel>	-\$405,000
Peanut Island Lagoon <July 10th BCC meeting/3M4>	-\$80,000
Proposed FY2013 CIP Budget:	
Fullerton Island	-\$400,000
Okeeheelee South Park Boating Center	-\$377,000
Remaining Reserve Balance	<u><u>\$484,888</u></u>

Attachment 2

From: Robert Weisman
Sent: Thursday, July 12, 2012 9:03 AM
To: BCC-All Commissioners
Cc: Ross Hering; Audrey Wolf; Verdenia Baker; Jon Van Arnam; Eric Call; Robert Weisman; Denise Nieman; Howard J. Falcon III
Subject: Boynton Beach CRA - Splashdown Diveshop

A copy of an audio tape of the Tuesday night Boynton CRA meeting seems to have been delivered to each of your offices. If you have not received it, please so inform me if you would like a copy. Their discussion on Splashdown, which followed our earlier meeting, lasts more than 30 minutes. For our Commissioners on the prevailing side of the issue, it is clear that there is a major disconnect of understanding and motive by the CRA Board and staff.

There was a vote and other discussion which I interpret as follows:

- 1) The CRA will not contribute any cash to purchase a space for Splashdown. They will meet their obligations under their court settlement with Splashdown and nothing more.
- 2) If the County wants to contribute all of the cost for a store that's fine with them, but they disagree philosophically with the County doing that.
- 3) They will withdraw their request for County approval to amend the property restrictions and at some point in time they will proceed with the demolition seemingly without County approval.

Per BCC direction, staff is researching fund availability. The CRA actions make moot the BCC direction of working on the possibility of cost sharing of a store purchase. This item is scheduled to be brought back to the BCC on July 24.

We will keep this on the agenda to provide whatever updated information we have and to allow for BCC discussion and direction.

Attachment 3

JUL 18 2012

The City of Boynton Beach



OFFICE OF THE CITY MANAGER
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July 16, 2012

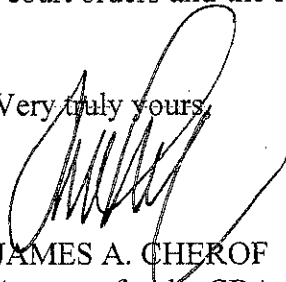
Denise Nieman, County Attorney
Palm Beach County Attorney's Office
301 N Olive Avenue, Suite 601
West Palm Beach, Florida 33401

RE: Boynton Beach Community Redevelopment Agency

Dear Ms. Nieman:

Please be advised that the Boynton Beach Community Redevelopment Agency voted to withdraw its request to amend the Declaration of Covenants and Restrictions encumbering the Boynton Marina. This matter last appeared on the County Commission meeting agenda on Tuesday, July 10, 2012. Withdrawal of the request will allow the County Commission and the CRA Board to direct their energies to more productive matters. Contrary to reports in the media and from the County Administrator the CRA did not vote at its July 10th meeting to proceed with demolition of the structure on the easement property. Boynton Beach CRA will proceed with its redevelopment plan, mindful of its obligations under court orders and the recorded restrictions encumbering the property.

Very truly yours,


JAMES A. CHEROF
Attorney for the CRA

JAC/lms

Cc: Vivian Brooks, Executive Director
Boynton Beach CRA Board
Robert Weisman, County Administrator