

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

Meeting Date: **October 2, 2012** **Consent** **Regular**
 Ordinance **Public Hearing**

Department: **Facilities Development & Operations**

I. EXECUTIVE BRIEF

Motion and Title: **Staff recommends motion to receive and file:** a notice of exercise of the fourth option to extend the term of the Lease Agreement (R2004-1438) dated June 22, 2004, with the Florida Department of Education on behalf of the Division of Blind Services for the continued use of 825 SF of space within the Palm Beach County Judicial Center at an annual rate of \$13,761.80.

Summary: The Division of Blind Services (DBS) currently leases approximately 825 SF of floor space within the Palm Beach County Judicial Center for the operation of Don's Coffee Spot. The initial term of the Lease was for two (2) years ending September 30, 2006, with four (4) successive extension options, each for a period of two (2) years. The third extension expires on September 30, 2012. On May 21, 2012, DBS exercised its fourth and final option extending the term of the Lease Agreement for two (2) years, from October 1, 2012, through September 30, 2014. The Board has no discretionary authority to not allow the exercise of the option; however, the Lease provides that either party may terminate this Lease upon ninety (90) days written notice. Exercise of this option will provide for the continuation of operations by Don's Coffee Spot. The annual rent for this extension period is \$13,761.80. **(PREM) District 7 (HJF)**

Background and Justification: On June 22, 2004, the Board approved the initial Lease Agreement which allowed the Florida Department of Education on behalf of the Division of Blind Services the use of 825 SF of space within the Palm Beach County Judicial Center to provide food services. The fourth and final option will expire on September 30, 2014. The Lease provides that either party may terminate upon ninety (90) days written notice. Florida Statutes Section 286.23 does not require that a Disclosure of Beneficial Interest be obtained when the County leases property to another governmental agency.

Attachments:

- 1. Location Map
- 2. Letter dated May 21, 2012, from Florida Department of Education
- 3. Budget Availability Statement

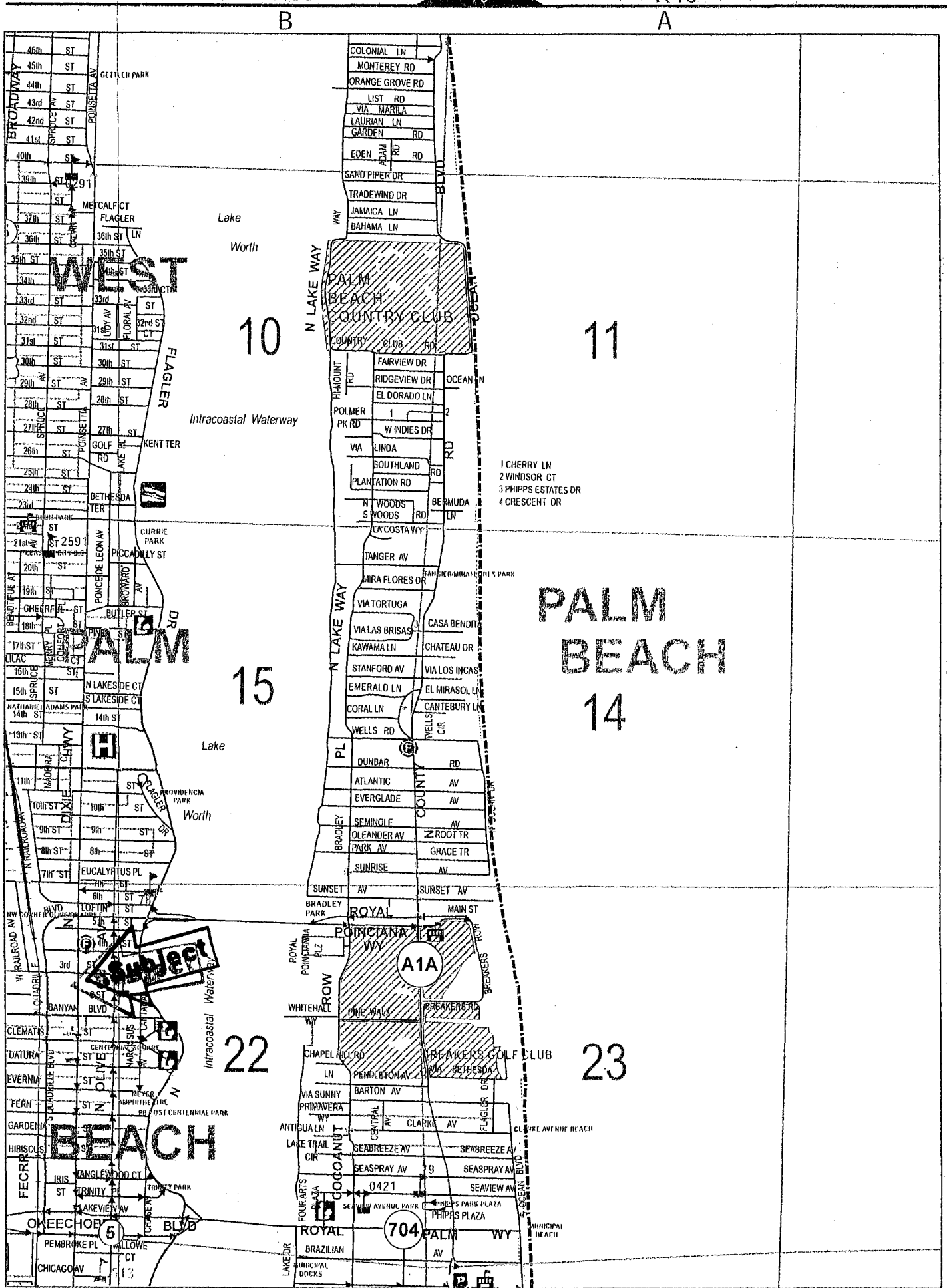
Recommended By: *[Signature]* Department Director *9/8/12* Date

Approved By: *[Signature]* County Administrator *9/20/12* Date

T43

43

T43



- 1 CHERRY LN
- 2 WINDSOR CT
- 3 PHIPPS ESTATES DR
- 4 CRESCENT DR

LOCATION MAP



B

A

FLORIDA DEPARTMENT OF EDUCATION



STATE BOARD OF EDUCATION

KATHLEEN SHANAHAN, Chair
ROBERTO MARTÍNEZ, Vice Chair

Members

SALLY BRADSHAW
GARY CHARTRAND
DR. AKSHAY DESAI
BARBARA S. FEINGOLD
JOHN R. PADGET

Gerard Robinson
Commissioner of Education

RECEIVED



MAY 24 2012

May 21, 2012

Mr. Ross C. Herring, Director
Property & Real Estate Management Division
2633 Vista Parkway
West Palm Beach, FL 33411

Dear Mr. Herring:

Please accept this letter as notice and intent to exercise our option to renew our last extension option for the current agreement. This extension will cover the following period of October 1, 2012 through September 30, 2014.

The division has the desire to enter into another agreement with your agency for five more two year options. Should you decide to enter into that agreement, I will be the point of contact during the negotiation process. I can be reached at 850-245-0343 or by email at William.Findley@dbs.fldoe.org. Should you have any question, please feel free to contact me.

Sincerely,

Handwritten signature of William Findley in cursive script.
William Findley
Bureau Chief

WF/gj

CC: Palm Beach County Attorney's Office, Real Estate

JOYCE HILDRETH, DIRECTOR
Division of Blind Services

BUDGET AVAILABILITY STATEMENT

REQUEST DATE: August 16, 2012 REQUESTED BY: Richard C. Bogatin PHONE: 561-233-0214
 FAX: 561-233-0210

PROJECT TITLE: Blind Services Snack Bar d/b/a Don's Coffee Stop PROJECT NO.: 2012-5.017
 Extension Option #4 Amendment #2

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	\$-0-	(\$13,761.80)	(\$14,174.65)	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$-0-</u>	<u>(\$13,761.80)</u>	<u>(\$14,174.65)</u>	<u>\$-0-</u>	<u>\$-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

*** 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: 0001 DEPT: 800 UNIT: 8001 OBJ: 6225 SUB OBJ:

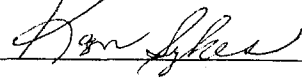
IS ITEM INCLUDED IN CURRENT BUDGET: YES NO

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

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

SUBJECT TO IG FEE? YES NO X

Department: Facilities Development and Operations – General Government- PREM

BAS APPROVED BY:  DATE: 8/16/12

ENCUMBRANCE NUMBER: