

Agenda Item #: 5H-1

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

Meeting Date: 10/16/2012 [] Consent [X] Regular
[] Public Hearing

☐ Consent ☒ Regular
☐ Public Hearing

Department

Submitted By: COUNTY ATTORNEY
Submitted For:

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 2 to the Agreement (R-2010-1220), as amended by R-2011-0863 and assigned by R-2012-0039, to the law firm of Greenspoon Marder, P.A. ("Attorney"), to provide bond counsel and related legal services for the estimated \$10 Million financing of Capital Improvement Revenue Bond, Series 2012A (Voice Over Internet Protocol System) (the "Bonds").

Summary: The Attorney was selected as bond counsel for the above financing by the County Financing Committee at an August 23, 2012 meeting. This Amendment No. 2 confirms that selection by amending the existing Agreement for bond counsel and related services between Palm Beach County and the Attorney. Payment for the legal services in connection with the bond issuance will be as provided for in the Agreement. On 10/2/12, the Board continued this item to 10/16/12. Countywide (PFK)

Background and Policy Issues: Legal services are required by the County from the Attorney for the above-referenced financing.

Attachments:

1. Amendment No. 2 to Agreement (R-2010-1220)

Recommended by:

County Attorney

Date _____

Approved by:

N/A

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	*See Below	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes _____ No _____

Budget Account No.: Fund _____ Department _____ Unit _____ Object _____

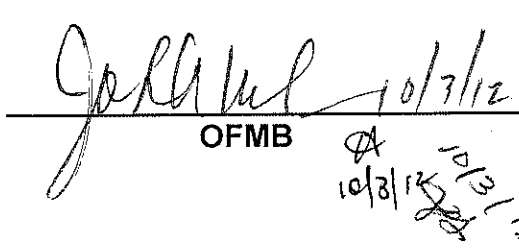
Reporting Category _____

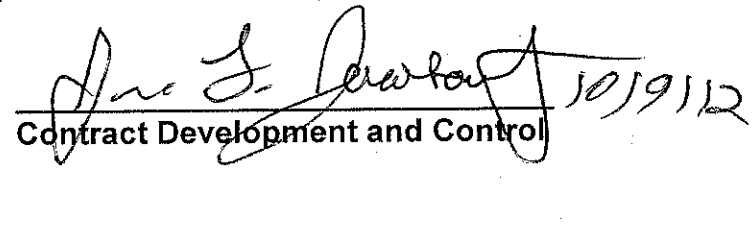
B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: *Attorneys fees and costs will be 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:

 10/3/12
 OFMB

 10/9/12
 Contract Development and Control

B. Legal Sufficiency:

 10/2/12
 Assistant County Attorney

C. Other Department Review:

Department Director

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

**AMENDMENT NO. 2
TO AGREEMENT BETWEEN PALM BEACH COUNTY
AND GREENSPOON MARDER, P.A.
FOR BOND COUNSEL AND RELATED LEGAL SERVICES**

This Amendment No. 2, dated _____, amends Agreement R-2010-1220 ("Agreement"), as amended by R-2011-0863 and assigned by R-2012-0039, by and between Palm Beach County ("County") and Greenspoon Marder, P.A. ("Attorney"), as follows:

Attorney agrees to provide Bond Counsel and Related Legal Services for the estimated \$10 Million Capital Improvement Revenue Bond, Series 2012A (Voice Over Internet Protocol System) (the "Bonds"). Attorney will be compensated by County as provided for in the Agreement.

This Amendment is effective as of August 23, 2012.

Except as provided above, the Agreement, as amended, 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: _____
Shelly Vana, Chair

WITNESS:

ATTORNEY:
GREENSPOON MARDER, P.A.

Lesley Sease
(Signature)

By: _____

Lesley Sease
Name (Type or Print)

Dense Ganz
Name (Type or Print)

Vice President
Title

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: Paul F. J.
County Attorney