

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u> - 0 - </u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes _____ No X_____

Budget Account No: Fund 0000 Dept 000 Unit 0000 Object 0000
 Program _____

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

*No Fiscal Impact

C. Departmental Fiscal Review: _____

W 12-18-12

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

J. H. [Signature] 12/27/12 OFMB
12/27/12
Dr. J. Jacobson 12/28/12 Contract Development and Control

B. Legal Sufficiency:

H. J. [Signature] 1/7/13
 Assistant County Attorney

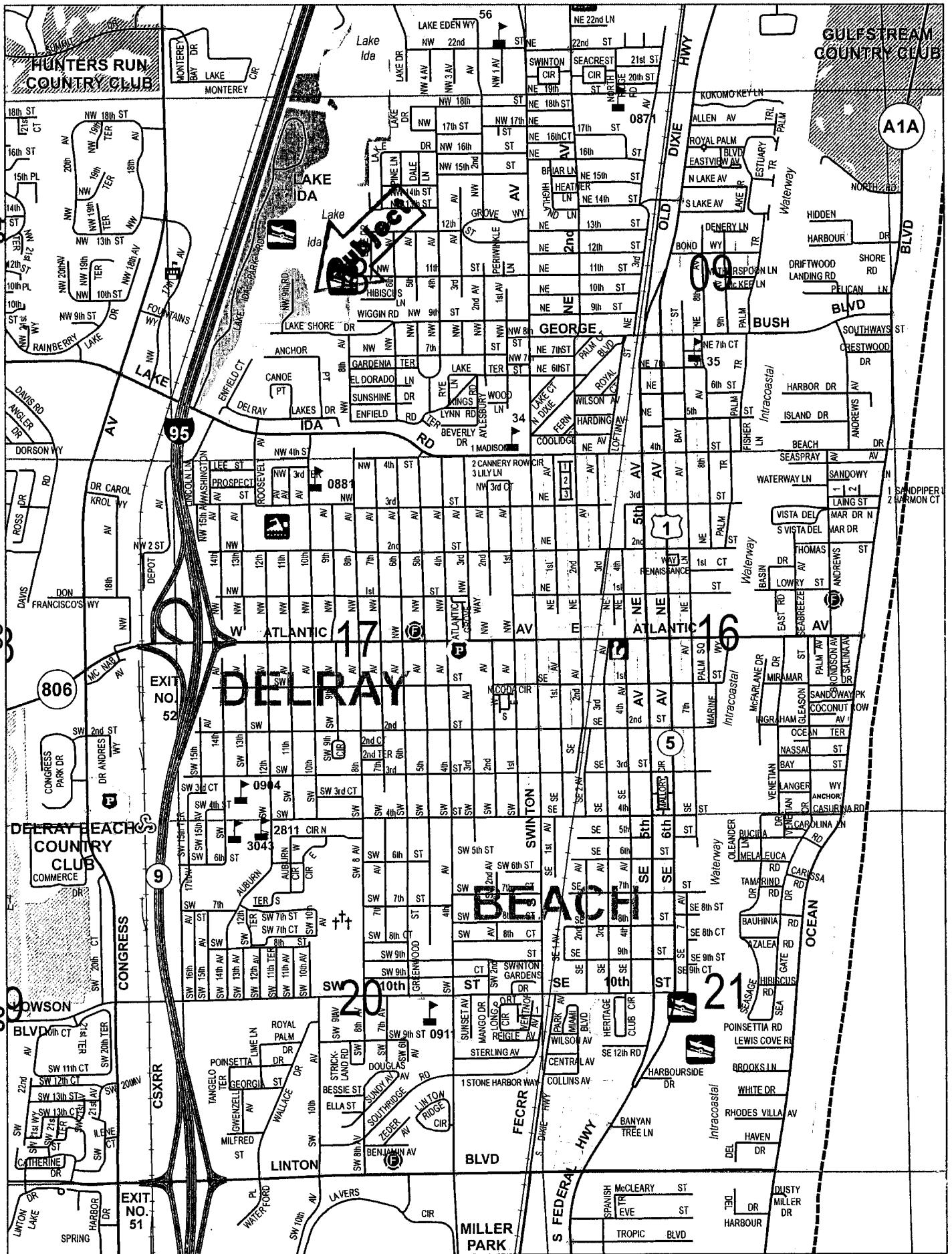
C. Other Department Review:

 Department Director

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

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LOCATION MAP



**FIRST AMENDMENT
TO
LEASE AGREEMENT**

THIS FIRST AMENDMENT TO LEASE AGREEMENT (the "First Amendment") is made and entered into _____ by and between **PALM BEACH COUNTY**, a political subdivision of the State of Florida ("County"), and **DELRAY BEACH PLAYHOUSE, INC.**, a Florida not-for-profit corporation ("Tenant"). County and Tenant are sometimes referred to herein collectively as the "parties".

WITNESSETH:

WHEREAS, County and Tenant entered into that certain Lease Agreement dated October 2, 2012 (R2012-1385) (the "Lease"), for the use of the Premises as defined in the Lease, which Premises are located at 950 Lake Shore Drive, Delray Beach, Florida, and are part of the County's Lake Ida Park East; and

WHEREAS, the parties have agreed to delete the requirement for flood insurance and add language confirming that the Lease does not create any third party beneficiaries.

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree as follows:

1. The foregoing recitals are true and correct and incorporated herein by reference. Terms not defined herein shall have the same meaning ascribed to them in the Lease.
2. Article VII of the Lease is hereby modified to delete the requirement for Tenant to maintain flood insurance.
3. No provision of the Lease is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Lease, including but not limited to any citizens of County or employees of County or Tenant.
4. This First Amendment is expressly contingent upon the approval of the Palm Beach County Board of County Commissioners and shall become effective only when signed by all parties and approved by the Palm Beach County Board of County Commissioners.
5. Except as modified by this First Amendment, the Lease remains unmodified and in full force and effect and the parties hereby ratify, confirm, and adopt the Lease, as amended, in accordance with the terms thereof.

(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)

IN WITNESS WHEREOF, the parties have duly executed this First Amendment as of the day and year first written above.

ATTEST:

COUNTY:

SHARON R. BOCK
CLERK & COMPTROLLER

PALM BEACH COUNTY, a
political subdivision of the State of Florida

By: _____
Deputy Clerk

By: _____
, Chair

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

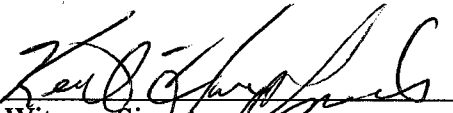

Assistant County Attorney


Audrey Wolf, Director
Facilities Development & Operations

WITNESSES:

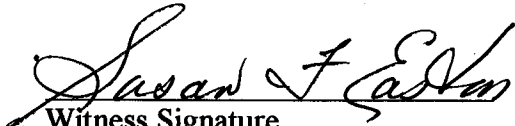
TENANT:

DELRAY BEACH PLAYHOUSE, INC.,
a Florida not-for-profit corporation


Witness Signature

By: _____
Ronald Nyhan, Member Board of Governors

Keith Humphries
Print Witness Name


Witness Signature

Susan F. Easton
Print Witness Name

(SEAL)
(corporation not for profit)