

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u><u>* -0-</u></u>	<u><u>-0-</u></u>	<u><u>-0-</u></u>	<u><u>-0-</u></u>	<u><u>-0-</u></u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes _____ No _____

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

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

* No fiscal impact.

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

Susan Melnyk 10/18/13
 OFMB *K/O* *JP*
 10/17/13

Dr. J. J. [Signature] 10/22/13
 Contract Development and Control

B. Legal Sufficiency:

[Signature] 10/23/13
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

TWP 43

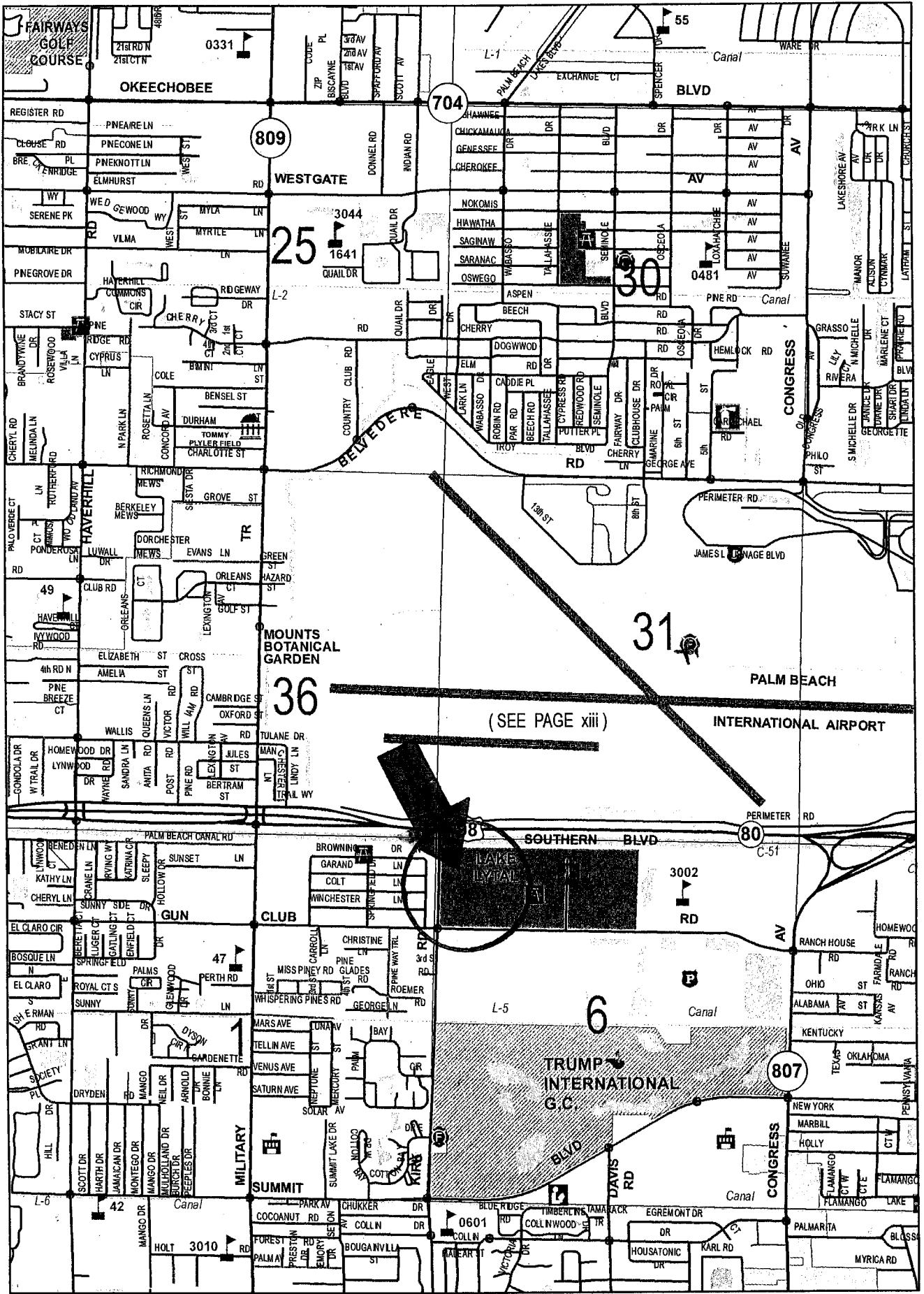
TWP 43

TWP 44

19

20

21



RNG 42

See pg 80

RNG 43

Page 70

LOCATION MAP





SOUTHERN BLVD

C-51 CANAL

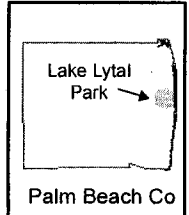
SFWMD Lytal Well

KIRK RD

 Lake Lytal Park

Lake Lytal Well Site

0 45 90
Feet



Prepared By: Resource Evaluation
Date: 6/2013
Map Doc: \\Ad.sfwmd.gov\dfsroot\data\lwsd\Hydrogeology\Access Agreements - Floridan Aquifer Sites\
Well Head Maps and Pictures\Lake Lytal Floridan Well 5-30-2013\Maps

**AMENDMENT NO. 7 TO USE AGREEMENT
SOUTH FLORIDA WATER MANAGEMENT DISTRICT C-6968-A06**

THIS AMENDMENT NO. 7 TO USE AGREEMENT, made and entered into _____, by and between **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**, a public corporation of the State of Florida, hereinafter referred to as "SFWMD" and **PALM BEACH COUNTY**, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY".

WITNESSETH:

WHEREAS, COUNTY and SFWMD entered into a certain Use Agreement dated January 12, 1993 (R93-75D), as amended by Amendment No. 1, dated December 21, 1993 (R93-1657D), Amendment No. 2, dated December 19, 1995 (R95-1769D), Amendment No. 3, dated December 15, 1998 (R98-2088D), Amendment No. 4, dated December 17, 2002 (R2002-2268), Amendment No. 5, dated January 13, 2004 (R2004-0101), and Amendment No. 6, dated December 16, 2008 (R2008-2311) (the Use Agreement and its Amendments shall collectively be referred to as "Use Agreement"); and

WHEREAS, SFWMD and COUNTY desire to extend the Term of the Use Agreement.

NOW THEREFORE, in consideration of the rent, mutual covenants and conditions contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The above recitals are true and correct and incorporated herein by reference.

The Term of this Use Agreement is hereby extended for a period of five (5) years, commencing on January 13, 2014, and expiring on January 12, 2019 (the "Expiration Date"), unless terminated as set forth herein. Either party hereto may advise the other party at any point during the Term of the notifying party's desire or intent to terminate this Use Agreement. The notifying party shall provide the other party with at least ninety (90) days advance written notice of its desire to terminate the Use Agreement upon the date set forth in the termination notice (the "Termination Date"). SFWMD shall close and cap the wells, as well as remove any improvements above the ground surface, prior to the earlier of the Termination Date or Expiration Date.

2. Section 3.2 of the Use Agreement is amended so that Notices to SFWMD shall be sent as follows:

3.2 SFWMD:

South Florida Water Management District
Procurement Bureau/Donna Lavery
P.O. Box 24680
West Palm Beach, FL 33416-4680
Telephone No.: (561) 682-6420

With a copy to:

South Florida Water Management District
Hydrogeology/Steven Krupa
3301 Gun Club Road, Building B2
West Palm Beach, FL 33406
Fax No.: (561) 682-5923

3. No provision of this Use Agreement 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 Use Agreement, including but not limited to any citizens of Palm Beach County or employees of County or Grantee.

4. The parties agree that no person shall, on the grounds of race, color, sex, age, national origin, disability, religion, ancestry, marital status, familial status, sexual orientation, or gender identity or expression, be excluded from the benefits of, or be subjected to any form of discrimination under any activity conducted pursuant to this Use Agreement.

5. Except as set forth herein, the Use Agreement remains unrevised and in full force and effect, and the parties hereby ratify, confirm, and adopt the Use Agreement as amended hereby.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties have set their hands and seals on the date set forth above.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, a public corporation of the State of Florida

ATTEST:

By: Jackie McGorty
District Clerk

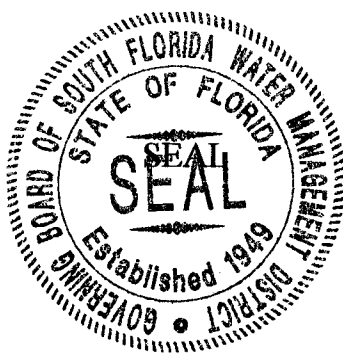
By: Dorothy A. Bradshaw
Print Name: Dorothy A. Bradshaw
Title: Procurement Bureau Chief *DN*

[Signature]
Witness Signature

Alejandro Quintana
Print Witness Name

[Signature]
Witness Signature

Marianne Caminiti
Print Witness Name



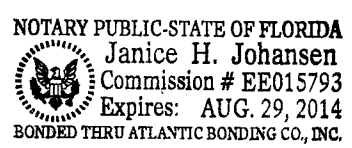
SFWMD Procurement Approved:
By: [Signature]
Date: 9-16-13 *DN*

SFWMD Office of Counsel Approved:
By: [Signature]
Date: 9/20/13

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing Amendment No. 7 to Use Agreement was acknowledged before me this 19th day of September, 2013, by Dorothy Bradshaw the Bureau Chief of Procurement at the Florida ad Agency of the State of FL, who is personally known to me OR Water Management District who produced _____ as identification and who did not take an oath.

Janice H. Johansen
Notary Public
Print Notary Name



NOTARY PUBLIC
State of _____ at Large
My Commission Expires: _____

ATTEST:
SHARON R. BOCK
CLERK & COMPTROLLER

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

By: _____
Deputy Clerk

By: _____
Steven L. Abrams, Mayor

Signed and delivered
in the presence of:

Witness Signature

Print Witness Name

Witness Signature

Print Witness Name

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
AND CONDITIONS

By: _____
Assistant County Attorney

By: *Audrey Wolf*
Audrey Wolf, Director
Facilities Development & Operations