

REVISED

Agenda Item #: 3DD2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: 6/3/2014 Consent Regular
 Ordinance Public Hearing

Department

Submitted By: TOURIST DEVELOPMENT COUNCIL

Submitted For: CULTURAL COUNCIL OF PALM BEACH COUNTY INC.

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A) The fourth amendment to the Agreement with the Cultural Council of Palm Beach County, Inc., (the "Cultural Council") (R2012-1318) for the provision of services under Palm Beach County's Tourist Development Plan. B) A budget transfer totaling \$175,000 from Category B grants to Cultural Council's contract for marketing and advertising.

Summary: The fourth amendment to the Agreement with the Cultural Council reflecting additional funds resulting in the cancellation of two (2) Category B recipients grants to further assist with marketing and advertising efforts for the Cultural Council. (TDC) Countywide (DW)

Background and Justification: Under the current Agreement, the Cultural Council develops and implements an Annual Marketing Plan to promote cultural activities and administer the Category "B" TDC grants. Beginning of the fiscal year Lynn University and the Palm Beach Pops grant agreements were cancelled. Those funds are being redirected to Cultural Council's marketing efforts. To assist with the Cultural Council's new advertising and marketing initiative, these funds are being transferred for this purpose. The Tourist Development Council approved the use of these funds at its March meeting.

Attachments: 1. Amendment and Transfer
2. Exhibit A

Recommended by: [Signature] Date 5/30/14
Department Director

Approved By: [Signature] Date 6/2/14
Deputy County Administrator

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

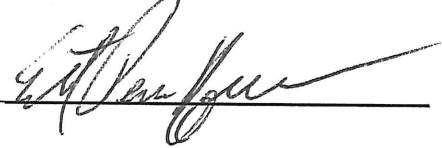
Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	\$175,000	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	-----	-----	-----	-----	-----
In-Kind Match (County)	-----	-----	-----	-----	-----
NET FISCAL IMPACT	=====	=====	=====	=====	=====

ADDITIONAL FTE POSITIONS (Cumulative) - 0- 0---- 0---- 0---- 0-----

Is Item Included In Proposed Budget? Yes _____ No.

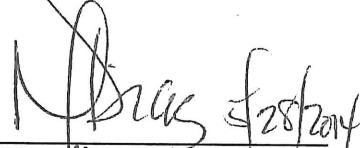
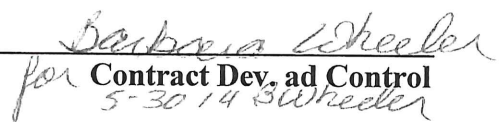
Budget Account No.: Fund 1455 Dept 710 U nit 7014 Object 3401
Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:
The Cultural Council receives 22.51% of the 2nd, 3rd and 5th cent of the local option bed tax.

C. Department Fiscal Review: 

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Administration Comments:

 5/28/14
 KR OFMB
 5/28/14

 Barbara Wheeler
 for Contract Dev. and Control
 5-30-14 BWheeler

B. Approved as to form and Legal Sufficiency:

 5/30/14
 Assistant County Attorney

C. Approved as to Terms and Conditions:

 Department Director

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

FOURTH AMENDMENT TO THE AGREEMENT

between

PALM BEACH COUNTY
A POLITICAL SUBDIVISION OF THE
STATE OF FLORIDA

and

CULTURAL COUNCIL OF PALM
BEACH COUNTY, INC.

on behalf of the

TOURIST DEVELOPMENT COUNCIL

FOURTH AMENDMENT TO THE AGREEMENT WITH
CULTURAL COUNCIL OF PALM BEACH COUNTY, INC.

This Fourth Amendment to the Agreement dated September 11, 2012 (R-2012-1318) is made and entered into effective this 3rd day of June, 2014, by and between the CULTURAL COUNCIL OF PALM BEACH COUNTY, INC., a Florida not-for-profit corporation, (hereinafter referred to as "CULTURAL COUNCIL") whose Federal I.D. Number is 59-1862336, and PALM BEACH COUNTY, a political subdivision of the State of Florida, by and through its Board of County Commissioners, (hereinafter referred to as "COUNTY").

WITNESSETH:

WHEREAS, the COUNTY and CULTURAL COUNCIL entered into an Agreement dated September 11, 2012; and

WHEREAS, there is a need to make revisions to Exhibit "A" of this Agreement in order to reflect additional funds resulting in the cancellation of two (2) Category B grants to further assist with marketing and advertising efforts for CULTURAL COUNCIL.

NOW, THEREFORE, in consideration of the above and mutual covenants contained herein, the parties hereto agree as follows:

Exhibit "A", Annual Budget is hereby amended to reflect additional funds resulting in the cancellation of two (2) Category B grants to further assist with marketing and advertising efforts for CULTURAL COUNCIL.

All other provisions of said Agreement, dated September 11, 2012, are hereby confirmed and, except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to the Agreement on the day and year first written above.

ATTEST:

SHARON R. BOCK,
Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Priscilla A. Taylor, Mayor

(SEAL)

ATTEST:

CULTURAL COUNCIL OF PALM
BEACH COUNTY, INC.

By: _____
Rena Blades, Executive Director
The Cultural Council of Palm
Beach County, Inc.

By: _____
Bert Korman, Chairman

(SEAL)

APPROVED AS TO TERMS
AND CONDITIONS:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: _____
Glenn Jergensen, Director
Tourist Development Council

By: _____
Dawn S. Wynn
Senior Assistant County Attorney

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET TRANSFER

Fund 1455 - TDC-Cultural Arts

BGEX 710 043014-1346
EXPENDED/

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	ENCUMBERED AS OF 5/2/14	REMAINING BALANCE
<u>EXPENDITURES</u>								
710-7014-3401	Other Contractual Services	1,310,612	1,310,612	175,000		1,485,612	1,310,612	175,000
710-7014-8201	Contributions -Non-Govts Agncs	2,925,000	2,925,000		175,000	2,750,000	2,679,754	70,246
Totals				175,000	175,000			

<p>Office of Financial Management & Budget INITIATING DEPARTMENT/DIVISION</p> <hr/> <p>Administration/Budget Department Approval</p> <hr/> <p>OFMB Department - Posted</p>	<p>Signatures & Dates</p> 	<p>By Board of County Commissioners At Meeting of</p> <hr/> <p>Deputy Clerk to the Board of County Commissioners</p>
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CULTURAL COUNCIL OF PALM BEACH, INC.

Exhibit A

FY 2014 PROGRAM BUDGET

Program	Actual FY 2011	Actual FY 2012	Adopted Budget FY2013	Modified Budget FY 2013	Forecast FY 2013	Proposed Budget FY 2014
Salaries & Related						
Salary and Wages	416,678	440,036	491,348	491,348	491,348	519,118
PR Taxes & Benefits	95,734	97,669	140,771	140,771	140,771	142,764
Contract Staff	3,981	0	0	0	0	
Total Staffing	516,393	537,705	632,119	632,119	632,119	661,882
Marketing and Related						
Advertising	35,217	79,623	261,990	261,990	261,990	405,000
Agency Services/Web Design	9,328	21,789	30,000	30,000	30,000	50,000
Events, Meetings & Conferences	5,120	10,247	5,000	5,000	5,000	15,000
Freight & Delivery	13,328	18,217	30,000	30,000	30,000	31,000
Postage	1,650	1,783	7,500	7,500	7,500	3,000
Printing	42,669	58,679	60,380	60,380	60,380	67,000
Surveys & Studies	1,500	3,767	3,000	3,000	3,000	28,000
Travel	12,158	9,960	12,000	12,000	12,000	15,000
Video/Radio & Other	10,900	14,435	20,000	20,000	20,000	20,000
Total Marketing & Related	131,870	218,499	429,870	429,870	429,870	634,000
General & Administrative						
Equipment Rental	5,838	5,382	8,500	8,500	8,500	6,000
Membership & Subscriptions	26,054	40,409	33,000	33,000	33,000	36,000
Outside Professional Services	23,970	34,780	25,000	25,000	25,000	27,250
Repairs & Maintenance	3,095	2,687	3,551	3,551	3,551	2,750
Supplies	12,165	17,505	13,920	13,920	13,920	15,000
Equipment	16,513	15,379	30,000	30,000	30,000	20,000
IT Service	1,568	17,088	12,000	12,000	12,000	13,000
Telephone/Internet	16,141	12,942	13,000	13,000	13,000	13,500
Insurance	5,684	6,866	7,250	7,250	7,250	7,250
Other Office Expense	5,644	4,411	6,750	6,750	6,750	6,750
Building Overhead	39,417	41,664	42,230	42,230	42,230	42,230
Total General & Administrative	156,089	199,113	195,201	195,201	195,201	189,730
Total TDC Contract Expense	804,352	955,318	1,257,190	1,257,190	1,257,190	1,485,612
Marketing Stimulus/Investment Plan						325,000
County Direct						
Category B Grants	1,612,472	2,064,892	2,453,000	2,453,000	2,453,000	2,750,000
Category C II Grants	222,600	280,000	322,000	322,000	322,000	385,000
TDC Chargeoff	102,444	93,830	164,978	164,978	133,867	147,170
Tax Collector Fees	50,250	54,313	56,584	56,584	59,325	61,752
Inspector General Fee	3,380	4,877	10,000	10,000	10,000	6,393
Total County Direct	1,991,146	2,497,912	3,006,562	3,006,562	2,978,192	3,350,315
Transfers Out- Special Projects		5,000				
Total Expenses	2,795,498	3,458,230	4,263,752	4,263,752	4,235,382	4,835,927
Reserves	1,381,861	1,770,287	800,898	1,128,327	1,522,623	818,550
Total Cultural Council	4,177,359	5,228,517	5,064,650	5,392,079	5,758,005	5,979,477