

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date:	June 20, 2017	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing

Department: Department of Economic Sustainability

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to Receive and File: Termination of an Agreement (R2016-1508) with Enterprise Development Corporation of South Florida (EDC).

Summary: On October 18, 2016, the County entered into an Agreement (R2016-1508) with EDC providing \$51,000 in Federal Community Development Block Grant (CDBG) funds. Under the Agreement, EDC was required to provide technical assistance and support services to small businesses, create four (4) full-time equivalent jobs, and provide technical assistance to 15 unduplicated small businesses. On March 1, 2017, EDC filed a voluntary dissolution with the Florida Division of Corporations as a result of which they defaulted under the Agreement. Consequently, DES terminated the Agreement by letter dated April 13, 2017, and demanded repayment by EDC of \$8,500 expended under the Agreement. The remaining funds totaling \$42,500 will be swept to CDBG contingency reserves and later reallocated to other eligible CDBG activities. **These are Federal CDBG funds which require no local match. Countywide** (JB)

Background and Justification: EDC was approved for funding by the Board of County Commissioners on July 12, 2016 through the Fiscal Year 2016-2017 Action Plan (R2016-0929).

Attachment(s):

1. Letter of April 13, 2017 to EDC terminating the Agreement (R2016-1508)

Recommended By: 	<u>6/7/17</u>
Department Director	Date

Approved By: 	<u>6/7/17</u>
Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures					
Operating Costs	(\$8,500)				
External Revenues	\$8,500				
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT					

# ADDITIONAL FTE POSITIONS (Cumulative)					
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Is Item Included In Current Budget? Yes x No

Budget Account No.:

Fund 1101 Dept 143 Unit 1431 Object 8201 Program Code/Period BG70A/GY16

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

Approval of this agenda item will decrease FY2017 expenditures by \$8,500 that will make this amount available to be used to reallocate to other eligible CDBG activities.

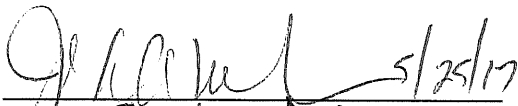
C. Departmental Fiscal Review:



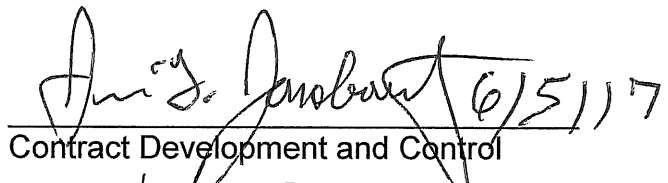
 Shairette Major, Fiscal Manager II

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:



 OFMB Et 5/24/17



 Contract Development and Control
 6/5/17

B. Legal Sufficiency:



 Assistant County Attorney

C. Other Department Review:

Department Director



April 13, 2017

Robert Strandberg, President, CEO
Enterprise Development Corporation of South Florida
751 Park of Commerce Drive, Suite 128
Boca Raton, FL 33487

RE: Termination of Agreement R2016-1508

Dear Mr. Strandberg:

On October 18, 2016, the Enterprise Development Corporation of South Florida (EDC) and Palm Beach County entered into Agreement R2016-1508 which provided \$51,000 in federal Community Development Block Grant (CDBG) funds in exchange for the provision of certain services.

EDC is currently in default of the Agreement pursuant to Part IV Section N (1) and as evidenced by the EDC's voluntary dissolution filed with the Florida Division of Corporations on March 1, 2017. The Agreement (Part IV Section O, Remedies) provides that in the event of default, the County may terminate the Agreement and is entitled to recover immediately upon demand, all sums paid by the County to the Agency.

Therefore, the County hereby terminates Agreement R2016-1508 and demands repayment of the \$8,500.00 which was paid to EDC through the Agreement. In accordance with Part VI Section P of the Agreement, EDC must remit payment of the enclosed invoice within 30 days of receiving this termination notice. Any legal actions necessary will be conducted in accordance with the terms of the Agreement and Florida law.

Should you have any questions, please contact Carlos Serrano, Director of Strategic Planning and Operations, at 561-233-3608 or cserrano@pbcgov.org.

Sincerely,

A handwritten signature in cursive script that reads "Sherry Howard".

Sherry Howard, Deputy Director
Department of Economic Sustainability

cc: Corporate Creations Network, Inc.
James Brako, Assistant County Attorney
Betsy Barr, Director Contract Development
Carlos Serrano, SPO Director

Enc.

ATTACHMENT 1

Department of
Economic Sustainability

Strategic Planning

100 Australian Avenue - Suite #500

West Palm Beach, FL 33406

(561) 233-3600

discover.pbcgov.org/des

Palm Beach County
Board of County
Commissioners

Paulette Burdick, Mayor

Melissa McKinlay, Vice Mayor

Hal R. Valeche

Dave Kerner

Steven L. Abrams

Mary Lou Berger

Mack Bernard

County Administrator

Verdenia C. Baker

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