Agenda Item #: 3H-10

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	April 10, 2018	[X] Consent [] Ordinance	[] Regular [] Public Hearing
Department:	Facilities Develo	pment & Operations	

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: notice of exercise of the ninth option to extend the term of the Lease Agreement with Theodore W. Winsberg and Gertrude K. Winsberg (R99-842D) for one (1) year for rent of \$1/yr.

In 1996, the County purchased 175 acres of property from the Winsbergs for the **Summary:** development of the Water Utilities Department's Green Cay Wetlands Water Reclamation project. The property is located off Hagen Ranch Road between Boynton Beach Boulevard and Atlantic Avenue. The Board approved the original Lease Agreement in May of 1999 (R99-842D), which allowed the Winsbergs to continue to farm the property until the Water Utilities Department (WUD) was ready to construct its project. Over time, as WUD constructed phases of the Water Reclamation Project, the area leased to the Winsbergs was reduced and the Winsbergs currently lease approximately 60 acres. The next phase of the Water Reclamation Project is not expected to be implemented within the next three (3) years. Exercising this ninth extension option will extend the term of the Lease Agreement through May The Winsbergs have the right to exercise their option to extend and the Board has no discretionary authority to not allow the exercise of the option. The County will continue to have the right to terminate this Lease Agreement upon 120 days notice. The annual rental rate for this extension will continue to be \$1/yr. One (1) one (1) year extension options remain available to the Winsbergs. WUD supports the extension and will continue to have administrative responsibility for this Lease Agreement. All other terms of the Lease Agreement remain in full force and effect. (PREM) District 5 (HJF)

Background and Justification: The Lease Agreement was approved in May of 1999 (R99-842D). The Winsbergs exercised the first option on April 6, 2010, (R2010-0519). The next phase of the Water Reclamation Project is not expected to be implemented within the next three (3) years and the parcel is not suitable for any type of housing project due to deed restrictions. The second extension option was exercised on April 5, 2011 (R2011-0504), the third extension option was exercised on April 17, 2012, (R2012-0566), the fourth extension option was exercised on April 2, 2013, (R2013-0378), the fifth option was exercised on April 15, 2014, (R2014-0509), the sixth option was exercised on April 21, 2015 (R2015-0481), the seventh option was exercised on April 19, 2016 (R2016-0506), and the eighth option was exercised on April 4, 2017 (R2017-0423) extending the term of the Lease Agreement through May 1, 2018. Exercise of this ninth extension option will extend the term through May 1, 2019. Florida Statutes does not require that a Disclosure of Beneficial Interests be obtained.

Attachments:

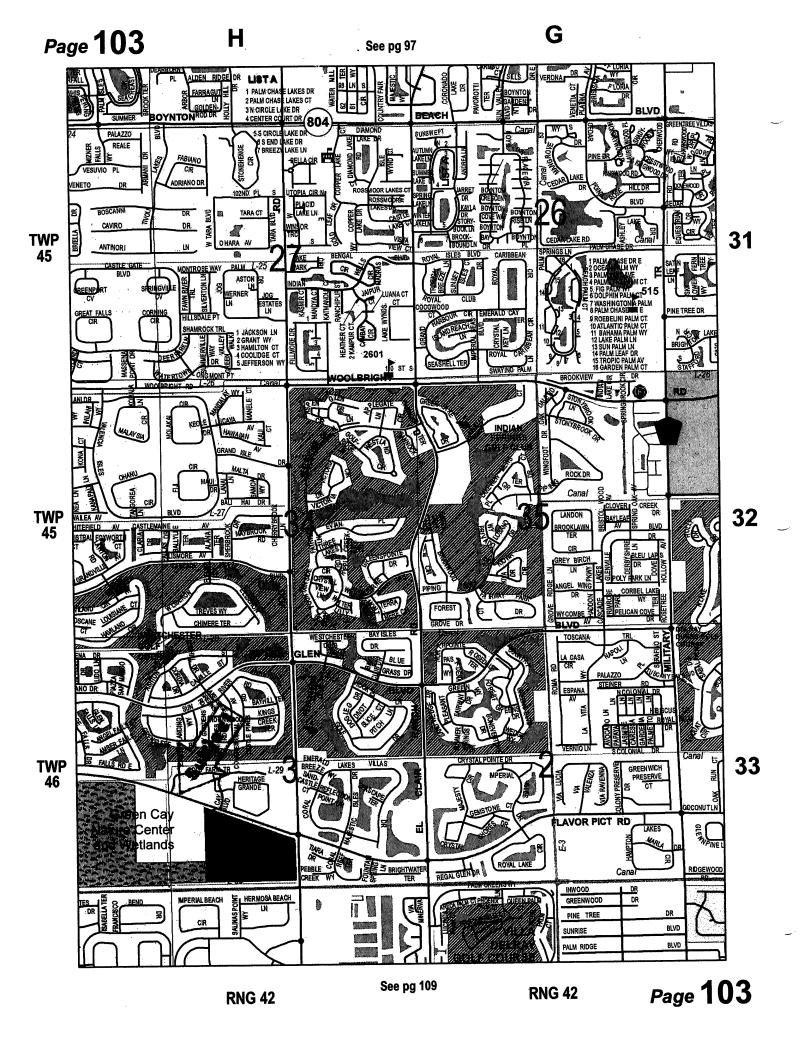
- 1. Location Map
- 2. Option to Extend Letter
- 3. Budget Availability Statement

Recommended By:	Hammy Work	3/15/18
, —	Department Director	Date
Approved By:	Baken	3/26/12
	County Administrator	Date (

II. FISCAL IMPACT ANALYSIS

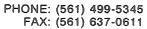
A. Five Year Summary of F	iscal Impact:				
Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County	<u></u> <u><\$1></u>	< <u>\$1></u>			
NET FISCAL IMPACT	<u><\$1></u>	<u><\$1></u>			
# ADDITIONAL FTE POSITIONS (Cumulative)					
Is Item Included in Current B	udget: Yes	<u>X</u>	No		
Does this item include the use	of federal fun	ds? Ves	No X		
2 out this from morado the use			110 _21	-	
Budget Account No: Fund	Program Dep	pt <u>720</u>	Unit <u>4200</u>	Object <u>R</u>	SRC 6999
Recommended Sources of	of Funds/Sum	mary of Fisc	al Impact:		
Fixed Asset Number	n/a				
C. Departmental Fiscal Rev	view:				
	III. <u>REVI</u>	EW COMM	ENTS		
A. OFMB Fiscal and/or Con	ntract Develop	oment Comn	ients:		
OFMB CAM 3/	5/20/18 2/30 4/3/19	Contract Dev	velopment and (Control	19911
3. Legal Sufficiency: Assistant County Attorney	23/18				
C. Other Department Revie	w:				
Department Director	THE STATE OF THE S				

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



LOCATION MAP Attachment #1







GREEN CAY FARMS, INC.

THEODORE W.WINSBERG, PRES.
GERTRUDE K. WINSBERG, SEC TREAS.
MICHAEL JAMESON, VICE PRES.
SYLVIA WINSBERG, VICE PRES.

Growers and Packers of Jancy Florida Winter Vegetables 12750 HAGEN RANCH ROAD -:- BOYNTON BEACH, FL 33437-9727

1/30/18

Board of bunty Commissioners West Polm Back, FL

Re: R-99-842 D

We would like to renew our lease on the gth year of 10 year lease Toda Trudy Winsburg about listed property.

RECEIVED FEB 1 - 2018

Attachment 2

INTEROFFICE COMMUNICATION PALM BEACH COUNTY

BUDGET AVAILABILITY STATEMENT

Suy Eggertn

DATE:

January 30, 2018

TO:

Richard Bogatin, Property Specialist Environmental Resource Management

FROM:

Guy Eggertsson, Fiscal Manager 1

Water Utilities Department

RE:

Winsberg Option #9 of 10

FISCAL IMPACT ANALYSIS:

Budget Account Number:

Fiscal Year	Fund	Agency	Organization	Revenue Source	Amount
2018	4000	720	4200	6999	\$1.00
2019	4000	720	4200	6999	\$1.00

Funding Source

Revenue of \$1.00 per year will earned by WUD

Attachment 3