

☐ Regular
☐ Public Hearing

Submitted For: Parks and Recreation Department

Attachment: Amendment No. 1 to Agreement

Date /

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	-0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Does this item include the use of federal funds? Yes No X

Budget Account No.: Fund _____ Department _____ Unit _____
Object _____ Program _____






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

* There is no fiscal impact associated with this Amendment.

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

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


 OFMB  124  7/31/18  7/25  7/23

Dr. J. Lawlor 8/19/18
Contract Development and Control
8/18/18 *Tw*

B. Legal Sufficiency:

Anne Welfant 8/10/18
Assistant County Attorney

C. Other Department Review:

Department Director

REVISED 10/95
ADM FORM 01

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

**STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION**

AMENDMENT NO. 1 TO AGREEMENT

This Amendment to Agreement No. 16061, referred to as the Original Agreement, is entered into by and between the FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION, whose address is 620 South Meridian Street, Tallahassee, Florida 32399-1600, hereafter “Commission,” and the PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS, FEID #59-6000785, whose address is 2700 6th Avenue South, Lake Worth, Florida 33461, hereinafter “Grantee”, collectively, “Parties”.

In consideration of the mutual benefits set forth herein and in the Original Agreement, the parties agree to amend the Original Agreement, as follows, which amendments shall govern to the exclusion of any provision of the Original Agreement to the contrary:

1. Section 3, of the Original Agreement, is hereby amended to read as follows:

Agreement Period and Commission’s Limited Obligation to Pay. This Agreement is made pursuant to a grant award and shall be effective upon execution by the last Party to sign, and shall remain in effect through December 31, 2038. However, as authorized by Rule 68-1.003, F.A.C., referenced grant programs may execute Agreements with a retroactive start date of no more than sixty (60) days, provided that approval is granted from the Executive Director or his/her designee and that it is in the best interest of the Commission and State to do so. Agreements executed under this grant award shall not precede a start date of July 21, 2017. For this agreement, the retroactive start date was not approved. The Commission’s Grant Manager shall confirm the specific start date of the Agreement by written notice to the Grantee. The Grantee shall not be eligible for reimbursement or compensation for grant activities performed prior to the start date of this Agreement nor after the end date of the Agreement. For this agreement, pre-award costs are not eligible for reimbursement. If necessary, by mutual agreement as evidenced in writing and lawfully executed by the Parties, an Amendment to this Agreement may be executed to lengthen the Agreement period.

2. Section 2, Project Description, Paragraph A, Term of Agreement, of Attachment A, Scope of Work, of the Original Agreement is hereby amended to read as follows:

Term of Agreement: The term of the Agreement includes two phases: Phase I, Project Construction, and Phase II, Project Site Management. During Phase I, the Palm Beach County Board of County Commissioners (Grantee) shall complete the tasks and provide the deliverables described in this Scope of Work. **All Phase I activities must be completed by December 31, 2018.** During Phase II, which includes the remaining term of the Agreement, the Grantee shall maintain the project site as a recreational boating access facility open to the public on a first-come, first-served basis.

3. Section 5, Compensation and Payment, Paragraph B., Cost Share, of Attachment A, Scope of Work, of the Original Agreement is hereby amended to read as follows:

Cost Share: The Grantee agrees to provide 80.00% of the total cost for Phase I of the project as indicated in FBIP Grant Application No. 16-030. The total compensation by the Commission shall be \$200,000 or 20.00% of the total cost for Phase I, whichever is less.

All provisions of the ORIGINAL AGREEMENT not specifically amended herein shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to Agreement to be executed through their duly authorized signatories on the day and year last written below.

**PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS**

**FLORIDA FISH AND WILDLIFE
CONSERVATION COMMISSION**

Name: _____

Name: _____

Title: _____


Title: _____

Date: _____

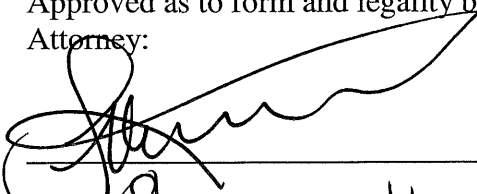
Date: _____

Approved as to Terms and Conditions

Approved as to form and legality by FWC
Attorney:

By: 

Department Director


Name: Sharmin Hibbert
Date: 6/13/18