

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: June 18, 2019

☐ Consent
☐ Ordinance

☒ Regular
☐ Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: **A) adopt** a Resolution repealing Resolution R81-914, which will rescind the Boynton Beach Municipal Golf Course Advisory Committee operating statement; and **B) approve** Amendment No. 1 to the lease agreement R90-871D, between Palm Beach County and the City of Boynton Beach deleting the requirement to establish the Boynton Beach Municipal Golf Course Advisory Committee.

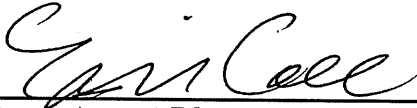
Summary: On February 12, 1980, Palm Beach County executed a lease agreement for approximately 150 acres of land on Jog Road with the City of Boynton Beach for the development of a municipal golf course. Within the lease agreement, the parties agreed to establish a five member advisory committee comprised of three City of Boynton Beach appointees and two Palm Beach County appointees. The committee was tasked with providing advice to the City on planning, construction, maintenance, and operation of the golf course. The golf course has been operating for over 30 years and the advisory committee has not conducted official business since 2015. The municipal golf course development project has been complete for many years and the City of Boynton Beach has a professional golf operations and maintenance staff that are experienced in the operation of golf facilities. As a result, the City no longer requires the services of a citizen advisory committee. District 3 (AH)

Background and Justification: On February 12, 1980, Palm Beach County executed a lease agreement for approximately 150 acres of land on Jog Road with the City of Boynton Beach for the development of a municipal golf course. Within the lease agreement, the parties agreed to establish a five member advisory committee comprised of three City of Boynton Beach appointees and two Palm Beach County appointees. The committee was tasked with providing advice to the City on planning, construction, maintenance, and operation of the golf course. The golf course has been operating for over 30 years and the advisory committee has not conducted official business since 2015. The City no longer requires the services of a citizen advisory committee.

Attachments:

**Resolution to dissolve
Amendment No. 1 to Amended Lease Agreement
Resolution R19-026 from the City of Boynton Beach**

Recommended by: _____


Department Director

5/21/19
Date

Approved by: _____


Assistant County Administrator

4/4/19
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:


Fiscal Years	2019	2020	2021	2022	2023
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)	0				

Is Item Included in Current Budget? Yes _____ No X
Does this item include the use of federal funds? Yes _____ No X

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

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

There is no fiscal impact associated with this item.

C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

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

5/28/19
OFMB # 524 BR 512411

[Signature]

Contract Development and Control

B. Legal Sufficiency:

Anne Delgant 6-4-19
Assistant County Attorney

C. Other Department Review:

Department Director

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

Resolution NO. 2019-

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY
FLORIDA REPEALING RESOLUTION NO R81-914; REPEALING THE ADOPTION OF THE
BOYNTON BEACH MUNICIPAL GOLF COURSE ADVISORY COMMITTEE OPERATING
STATEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Palm Beach County entered into a lease agreement with the City of Boynton Beach on February 12, 1980 whereby Palm Beach County leased certain real property to the City of Boynton Beach; and

WHEREAS, within said lease agreement Palm Beach County and the City of Boynton Beach agreed to establish a five member committee to provide recommendations on the planning, construction, maintenance, and operation of the golf course located on the leased property; and

WHEREAS, the Board of County Commissioners adopted the Boynton Beach Municipal Golf Course Advisory Committee operating statement on July 21, 1981 Resolution R81-914; and

WHEREAS, the City of Boynton Beach no longer require the services of the Advisory Board; and

WHEREAS, the Board of County Commissioners of Palm Beach County desires to repeal Resolution R81-914; and

WHEREAS, repealing Resolution R81-914 and dissolving the Advisory Committee serves a public purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1: Recitals

The foregoing recitals are hereby adopted and ratified

Section 2: Repeal

The Board of County Commissioners hereby repeals Resolution R81-914 in its entirety. The Boynton Beach Municipal Golf Course Advisory Committee Operating Statement is hereby repealed and the Advisory Committee is hereby abolished pursuant to this Resolution.

Section 3: Effective Date

This Resolution shall become effective upon adoption.

The foregoing Resolution was offered by Commissioner _____

Who moved for its adoption. The motion was seconded by Commissioner _____

And upon being put to vote, the vote was as follows:

- Commissioner Mack Bernard, Mayor
- Commissioner Dave Kerner, Vice Mayor
- Commissioner Hal R. Valeche
- Commissioner Gregg K. Weiss
- Commissioner Robert S. Weinroth
- Commissioner Mary Lou Berger
- Commissioner Melissa McKinlay

The Mayor thereupon declared the Resolution passed and adopted this day of 2019.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY FLORIDA, BY
ITS BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, Clerk & Comptroller

BY: _____
Assistant County Attorney

BY: _____
Deputy Clerk

AMENDMENT NO. 1
TO AMENDED LEASE AGREEMENT BETWEEN
PALM BEACH COUNTY
AND
THE CITY OF BOYNTON BEACH

THIS AMENDMENT, dated this 8th day of March, 2019 is entered into between PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "COUNTY", and THE CITY OF BOYNTON BEACH, a municipal corporation organized and existing under the laws of the State of Florida, hereinafter referred to as "CITY".

WITNESSETH:

The COUNTY and the CITY, in consideration of the mutual covenants contained in the Amended Lease Agreement agree that the Amended Lease Agreement between the COUNTY and CITY dated May 22, 1990 is amended as follows:

1. Paragraph 7 regarding an advisory committee is deleted in it's entirety. With the deletion of Paragraph 7, the Advisory Committee – Operating Statement is no longer required and shall be removed.
2. All other terms of the Amended Lease Agreement dated May 22, 1990 shall remain in full force and effect.

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written above.

COUNTY:

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

By:

Mack Bernard, Mayor

ATTEST:

Sharon R. Bock, Clerk and Comptroller.

By:

Deputy Clerk

APPROVED AS TO FORM:

By:

Assistant County Attorney

APPROVED AS TO TERMS AND
CONDITIONS:

By:

Eric Call, Director, Parks and Recreation
Department

CITY:

CITY OF BOYNTON BEACH

By:

Steven B. Grant, Mayor

ATTEST:

By:

Judith A. Pyle, City Clerk

APPROVED AS TO FORM:

By:

James A. Cherof, City Attorney

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RESOLUTION R19-026

A RESOLUTION OF THE CITY OF BOYNTON BEACH,
FLORIDA, APPROVING AND AUTHORIZING THE
MAYOR TO SIGN AMENDMENT NO. 1 TO AMENDED
LEASE AGREEMENT BETWEEN PALM BEACH
COUNTY AND THE CITY OF BOYNTON BEACH
DELETING THE GOLF COURSE ADVISORY
COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Palm Beach County and City have decided that the Golf Course Advisory
Committee is no longer needed and should be dissolved; and

WHEREAS, the City Commission of the City of Boynton Beach upon recommendation
of staff, deems it to be in the best interest of the citizens and residents of the City of Boynton
Beach to approve and authorize the Mayor to sign Amendment No. 1 to Amended Lease
Agreement between Palm Beach County and the City of Boynton Beach to delete the Golf Course
Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF
THE CITY OF BOYNTON BEACH, FLORIDA, THAT:

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as
being true and correct and are hereby made a specific part of this Resolution upon adoption
hereof.

Section 2. The City Commission of the City of Boynton Beach hereby authorizes the
Mayor to sign Amendment No. 1 to Amended Lease Agreement between Palm Beach County
and the City of Boynton Beach deleting the Golf Course Advisory Committee, a copy of said
Amendment No. 1 to Amended Lease Agreement is attached hereto and made a part here as
Exhibit "A".

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Section 3. That this Resolution shall become effective immediately upon passage.

PASSED AND ADOPTED this 5th day of March, 2019.

CITY OF BOYNTON BEACH, FLORIDA

	YES	NO
Mayor – Steven B. Grant	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vice Mayor – Christina L. Romelus	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Commissioner – Mack McCray	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Commissioner – Justin Katz	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Commissioner – Aimee Kelley		<u>absent</u>

VOTE 4-0

ATTEST:

Judith A. Pyle
Judith A. Pyle, CMC
City Clerk

(Corporate Seal)

