

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: October 8, 2019 ☒ Consent ☐ Regular
 ☐ Workshop ☐ Public Hearing

Department: Cooperative Extension Service

Submitted By: Cooperative Extension Service

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:


- A) accept** the donation of \$110,000 from the Friends of the Mounts Botanical Garden, Inc. (Friends) for the display of the Big Bugs Exhibition, by David Rogers Big Bugs, Inc.; and
- B) accept** the donation of \$1,190 for County staff charges for the County Public Art Administrator's role in contract management, siting, and risk management compliance; and
- C) approve** a budget amendment in the Cooperative Extension Revenue Fund (Fund 1482) to be used for Cooperative Extension's Big Bugs Exhibition in the amount of \$110,000 and \$1,190, for a total of \$111,190 to complete the installation and display of the Big Bugs Exhibition.

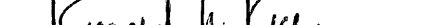
Summary: The Friends agree to fund all costs associated with the Big Bugs Exhibition which covers all expenses, equipment, installation and County staff charges. This work will be led by Art in Public Places and is estimated to cost \$111,190. The \$111,190 is what it will cost to bring the Big Bugs Exhibition to The Mounts Botanical Garden of Palm Beach County on January 10, 2020 through May, 10, 2020. District 7 (AH)

Background and Justification: Art exhibits, both traveling and stationary are part of the conceptual Master Plan for The Mounts Botanical Garden of Palm Beach County. The Big Bugs Exhibition will reinforce the Mounts Botanical Garden mission to inspire and educate, and enhance the sensory and spiritual experience of the Garden. Sculpture siting shall be at the discretion of Mounts Botanical Garden staff and the County's Facilities Development & Operations/Strategic Planning/Art in Public Places Administrator.

Attachments:

1. Budget Amendment
2. Letter to Donate

Recommended By:  17 Sep 2019
Department Director Date

Approved By:  9/23/19
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2020	2021	2022	2023	2024
Capital Expenditures					
Operating Costs	\$111,190				
External Revenues	(\$111,190)				
Program Income(County)					
In-Kind Match(County)					
* NET FISCAL IMPACT	\$0				
#ADDITIONAL FTE					
POSITIONS (CUMULATIVE)					

Is Item Included in Current Budget?

Yes

No X

Does this item include the use of federal funds?

Yes

No X

Budget Account No:

Exp: Fund

Agency

Organization

Object

1482

310

1407

3401

Rev: Fund

Agency

Organization

Source Code

1482

310

1407

6600

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

Donation of \$111,190 from the Friends of the Mounts Botanical Garden, Inc.

C. Departmental Fiscal Review:

ECB

III. REVIEW COMMENTS:

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

9/19/19

OFMB

9/18

9/19

9/19/19

Contract Dev. & Control

9/19/19

B. Legal Sufficiency

Anne Delgent

9-23-19

Assistant County Attorney

C. Other Department Review

Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

20-0010

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT

1482 Cooperative Extension Rev Fund

BGRV 091719*540
BGEX 091719*1883

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 09/17/2019	REMAINING BALANCE
<u>REVENUES</u>								
310-1407-6600	Contrib/Dontns Frm Privt Srces	0	0	111,190	0	111,190		
	Total	445,946	445,946	111,190	0	557,136		
<u>EXPENDITURES</u>								
310-1407-3401	Other Contractual Services *	0	0	111,190	0	111,190		111,190
	Total	445,946	445,946	111,190	0	557,136	0	557,136

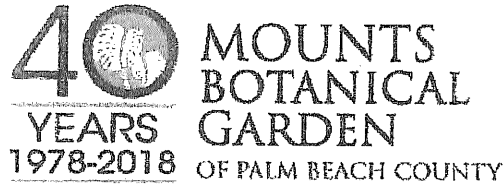
County Cooperative Extension
INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates

Ronald L. Rie 17 Sep 2019
Lisa R 9/19/19

By Board of County Commissioners
At Meeting of 10/08/2019

Deputy Clerk to the
Board of County Commissioners



**Friends of Mounts Botanical Garden, Inc.
Letter to Donate**

Dear Palm Beach County Board of County Commissioners,

This letter is to certify that The Friends of the Mounts Botanical Garden, Inc., a Florida Not For Profit Corporation ("Friends"), will donate \$111,190 to Palm Beach County, a political subdivision of the State of Florida ("County"), conditioned upon the use of this donation for display of the Big Bugs Exhibition, by David Rogers Big Bugs, Inc. Friends shall deliver a check made payable to Palm Beach County Board of County Commissioners in the amount of \$111,190 to the County's Cooperative Extension Department within 10 days of the County's acceptance and execution of this donation letter. Friends acknowledges that the County will not execute any agreement with David Rogers Big Bugs, Inc. for the installation and display of the Big Bugs Exhibition until the donation is received by the County.

Friends agrees to fund all costs associated with this project. The Friend's donation of \$111,190 to the County includes: 1) a \$110,000 fee for the Big Bugs Exhibition which covers all expenses, equipment and installation of the Big Bugs Exhibition and 2) County staff charges of \$1,190 for the County Public Art Administrator's role in contract management, siting, and risk management compliance. While the Big Bugs Exhibition is on display, Friend's also agrees to pay for and keep in full force and effect general liability and property damage insurance as detailed in the Agreement to Host Big Bugs Exhibition.

The Big Bugs Exhibition will reinforce the Mounts Botanical Garden mission to inspire and educate, and enhance the sensory and spiritual experience of the Garden. The installation of the Exhibition will take approximately one week and the Exhibition is scheduled to be on display from January 10 – May 10, 2020. Sculpture siting shall be at the discretion of Mounts Botanical Garden Staff and the County's Facilities Development & Operations/Strategic Planning/Art in Public Places Administrator.

Friends selected David Rogers Big Bugs, Inc. without consultation with or advice from the County. Friends acknowledges that it and the County will be entering into an Agreement with David Rogers Big Bugs, Inc. to host the Big Bugs Exhibition; and Friends agrees that it will be responsible for any and all costs in excess of the \$111,190 that are associated with the Big Bugs Exhibit, including, but not limited to, costs of litigation and any costs or deductibles arising from County taking responsibility for the care, custody and control of the Sculptures while the Sculptures are installed at MOUNTS.

Sincerely,

Friends of Mounts Botanical Garden, Inc.

By: Carol J. Smith
Carol Smith, President

Date: July 18, 2019

Must be signed by an officer of the Corporation

ACCEPTED:
Palm Beach County

By: Audrey Wolf
Audrey Wolf
Director, Facilities Development & Operations

Date: 7/24/19