PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	November 17, 2020	[X] Cons [] Ordi	sent inance	[] Regular [] Public Hearing	
Department: Submitted By: Submitted For:	Engineering & Public Wor Engineering & Public Wor Traffic Division				
I. EXECUTIVE BRIEF					
Motion and Title: Staff recommends motion to approve: a termination agreement with Cypress Woods Association Incorporated (Community).					
SUMMARY: On February 1, 2011, Palm Beach County (County) and the Community entered into a Traffic Control Jurisdiction Agreement, R2011-0096, (Agreement) to have the Palm Beach County Sheriff's Office (PBSO) provide enforcement of the traffic laws of the State on the private roads owned or controlled by the Community. The Community has requested termination of the Agreement. District 6 (YBH)					
Background and Justification: Per paragraph seven of the Agreement, the County or Community may cancel the Agreement for any reason, after 60 days written notice has been provided to the other party, with a copy to PBSO. The Engineering Department supports the termination of the Agreement. The Community understands that once the termination agreement is executed, they will have traffic control jurisdiction on their privately owned roads. PBSO will receive a copy of the termination agreement upon its execution.					
Attachments: 1. Location Sketch 2. Termination Agr	eement (3)				
Recommended By: YBH/TEL Ma 2 110/08/2020					
A company I Day	County Eng	ineer	Date	; 15/20	
Approved By: Assistant County Administrator Date					

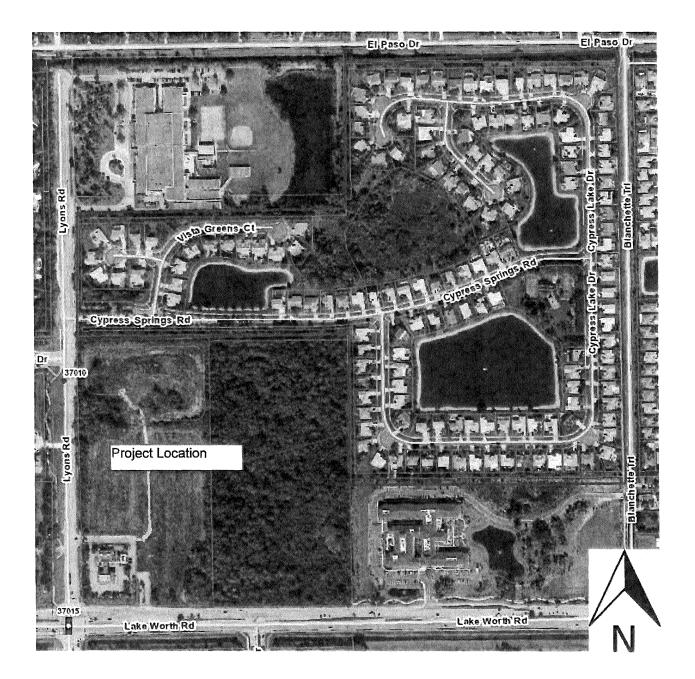
II. FISCAL IMPACT ANALYSIS

II. <u>FISCAL IMPACT ANALYSIS</u>						
A. Five Year Summary of Fiscal Impact:						
B. Fiscal Years	2021	2022	2023	2024	2025	
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-	
Operating Costs	0	-0-	-0-	-0-	-0-	
External Revenues		0-	0-	0-		
Program Income (County)	<u>-0-</u>	<u>-0-</u> -0-	<u>-0-</u> -0-		<u>-0-</u>	
In-Kind Match (County) NET FISCAL IMPACT	-0- \$ -0-	-0-	-0- -0-	<u>-0-</u> -0-	<u>-0-</u> -0-	
# ADDITIONAL FTE						
POSITIONS (Cumulative)						•
Is Item Included in		_			No	
Does this item inclu	ide the use	of fede	ral funds	? Yes	No X	
Budget Account No:						
Fund Dept	Unit	Ob	ject			
Recommended Sources	of Funds/S	ummary o	f Fiscal :	Impact:		
This item has no fis	scal impact					
THE TOOK HAD NO THE	our impact					
	<i>^</i>	1 - /-	n			
C. Departmental Fiscal Re	view: ///	were	Valaino	N		
III. <u>REVIEW COMMENTS</u>						
A. OFMB Fiscal and/or Contract Dev. and Control Comments:						
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Marke 10	19/200		· Hr	J. Ju	9000 10	1412
OFMB	2510	4	Contract De	v. and Contr		/ / / SQ
h Id	0)		10-1	4/20 Tu	5	
B. Approved as to Form						
and Legal Sufficiency:						
Of what a Go (in those						
10/12/2020 for liz Homan						
Assistant County Attorney						
C. Other Department Rev	view:					

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

Department Director

F:\ADM_SER\FISCAL\AGENDAPAGE2\FY 2021\20.568.TRAFFIC ENFORECMENET TERMINATION.AGENDA.DOC AGREEMENT



TERMINATION OF TRAFFIC CONTROL JURISDICTION AGREEMENT BETWEEN PALM BEACH COUNTY AND CYPRESS WOODS ASSOCIATION INCORPORATED

This Termination Agreement is made and entered into on the ____ day of ____ 2020 by and between Palm Beach County, a political subdivision of the State of Florida (County) and CYPRESS WOODS ASSOCIATION INCORPORATED representing a private residential community located in Palm Beach County, Florida (Community) (individually "Party" or collectively "Parties").

WITNESSETH:

WHEREAS, on February 1, 2011, County and Community entered into a Traffic Control Jurisdiction Agreement (R2011-0096) (Agreement) to have the County Sheriff's Office (PBSO) provide enforcement of the traffic laws of the State on the private roads owned or controlled by the Community; and

WHEREAS, per paragraph seven (7) of the Agreement, the County or Community may cancel the Agreement for any reason, after sixty (60) days written notice has been provided to the other party, with a copy to PBSO; and

WHEREAS, the Community desires to terminate the Agreement.

NOW, THEREFORE, in consideration of the mutual representations, terms and covenants contained herein, the Parties hereby agree as follows:

- 1. The foregoing recitals are true and correct and are incorporated herein.
- 2. The Parties hereby terminate, cancel, and extinguish the Agreement, and do hereby mutually agree that the Community shall be liable to the County for any and all claims or causes of action which may have arisen from the Agreement prior to the date of this Termination Agreement.
- 3. This Termination Agreement shall take effect upon execution.

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EXECUTED by COMMUNITY this 25 TH day of SEPTEMBER, 2020.				
(COMMUNITY'S Seal)				
ATTEST:	COMMUNITY: Cypress Woods Association, Inc., a Florida not for profit corporation [corporation/not for profit corporation] licensed to do business in Florida			
BY: Officery (Signature of other corporate officer) Andrew Joly (V.P.) (Print Name and Title)	BY: (Signature of President or Vice President) ANTHONY FASO PRESIDENT (Print Name and Title)			

IN WITNESS WHEREOF, the undersigned Parties hereto have executed this Termination Agreement on the day and year first written above.

EXECUTED by COUNTY this	day of, 20
(COUNTY Seal)	
ATTEST:	
Sharon R. Bock Clerk & Comptroller	Palm Beach County, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, by and through its BOARD OF COUNTY COMMISSIONERS
By:	By:
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS By: Motau Affa
By: ybh	
Yelizaveta B. Herman Assistant County Attorney	Motasem A. Al-Turk, Ph.D., P.E. Traffic Division Director
2 Edulounic Country 2 Ettoring	Traine Division Director