

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date:	December 7, 2021	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing
Department:	Housing and Economic Development		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: Amendment 003 to Agreement R2018-0073 with the Town of Mangonia Park for the Addie L. Greene Park Improvement Project (Project) funded under the Community Development Block Grant (CDBG) Program:

Summary: Amendment 003 to the Agreement (R2018-0073) with the Town of Mangonia Park extends the performance requirement of the project completion date and modifies the date to submit Final Reimbursement request to the County, from July 15, 2020, to June 30, 2022.

The aforementioned document has been executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 3I-5, as approved by the BCC on, January 23, 2018.

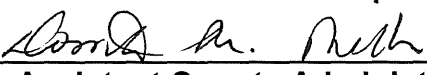
In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. **These are Federal CDBG funds which do not require a local match.** District 7 (HJF)

Background and Justification: the Town of Mangonia Park, has each executed an Inter-local Agreement with Palm Beach County to participate in the CDBG Program as funded by the U.S. Department of Housing and Urban Development.

Attachment(s):

1 Amendment 003 with the Town of Mangonia Park

Recommended By:  11/18/2021
 Department Director Date

Approved By:  12/2/2021
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT	-0-				
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included In Current Budget? Yes X No
 Does this Item include the use of Federal funds? Yes X No

Budget Account No.:

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


No Fiscal Impact

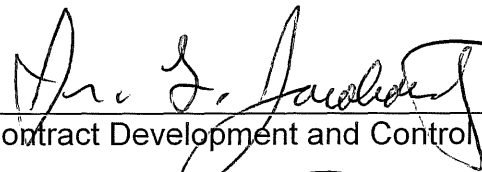
C. Departmental Fiscal Review:


 Shairette Major, Division Director II

III. REVIEW COMMENTS

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

 11/22/21
 OFMB 11-18-21
 11-19-21

 12/2/21
 Contract Development and Control
 12-2-21 TW

B. Legal Sufficiency:

 12/2/21
 Assistant County Attorney

C. Other Department Review:

 Department Director

**AMENDMENT 003 TO THE AGREEMENT
WITH
TOWN OF MANGONIA PARK**

Amendment 003 with an effective date of June 30, 2020, by and between **Palm Beach County** and the **Town of Mangonia Park**.

WITNESSETH:

WHEREAS, Palm Beach County entered into an Agreement (R2018-0073) with the Town of Mangonia Park on January 3, 2018, as amended by Amendment 001 (R2018-1574) on October 1, 2018, and by Amendment 002 (R2019-1767) on October 1, 2019, to provide \$54,939 in Community Development Block Grant (CDBG) funds for playground equipment and improvements at Addie L. Greene Park; and

WHEREAS, both parties desire to modify the original Agreement to revise the project completion date; and

WHEREAS, both parties desire to modify the original Agreement in accordance with the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, and various other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

A. INCORPORATION OF RECITALS

The foregoing recitals are true and correct and incorporated herein by reference. Terms not defined herein shall have the same meaning as ascribed to them in the Agreement.

B. SECTION 6 - MAXIMUM COMPENSATION

Replace the project completion date of "July 15, 2020" with "June 30, 2022".

C. SECTION 7 – TIME OF PERFORMANCE

Replace the project completion date of "July 15, 2020" with "June 30, 2022".

D. EXHIBIT A-1 - SECTION 1G: MONTHLY PERFORMANCE REPORTS

Delete this Section and replace it with the following:

"The time-frame for completion of the outlined activities shall be June 30, 2022.

Request 50% of CDBG Funds of \$27,469.50 for reimbursement by:	March, 2022
Complete Construction by:	May, 2022
Request 100% of CDBG Funds of \$27,469.50 for reimbursement by:	June 30, 2022

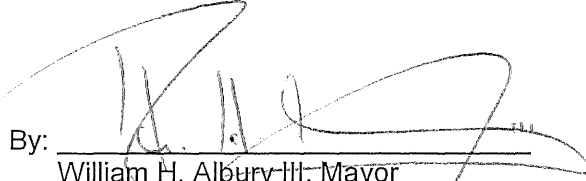
The Municipality acknowledges that 50% of their CDBG allocation of \$54,939 must be reimbursed to Mangonia Park by February 28, 2022. A reimbursement request totaling, at a minimum \$27,469.50, shall be submitted to the County in a timely manner so that CDBG funds can be expended. The remaining balance of \$27,469.50 shall be requested from the County no later than June 30, 2022. Failure of the Municipality to comply with the expenditure deadlines will result in funds being recaptured by HUD from the County per the HUD regulations governing the annual funding allocations that are financing the project.

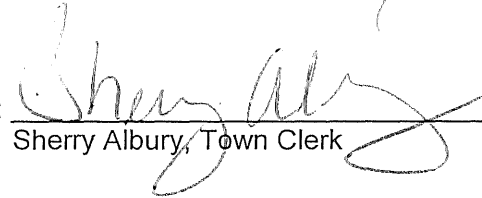
Except as modified by Amendment 003, and previously, the Agreement remains unmodified and in full force and effect in accordance with the terms thereof. This Amendment 003 is expressly contingent upon the approval of the County and shall become effective only when signed by all parties.


IN WITNESS WHEREOF, Municipality has hereunto set its hand the day and year above written, for Amendment 003 to be executed.

(MUNICIPALITY SEAL BELOW)

TOWN OF MANGONIA PARK

By: 
William H. Albury III, Mayor

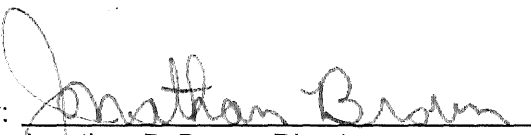
By: 
Sherry Albury, Town Clerk

By: 
Attorney for Municipality
(Signature Optional)

IN WITNESS WHEREOF the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment 003 on behalf of the COUNTY.

**PALM BEACH COUNTY, FLORIDA, a
Political Subdivision of the State of Florida**

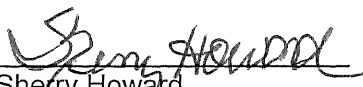
For its BOARD OF COUNTY COMMISSIONERS

By: 
Jonathan B. Brown, Director
Dept. of Housing & Economic Development

**Approved as to Form and
Legal Sufficiency**

**Approved as to Terms and Conditions
Dept. of Housing & Economic Development**

By: 
Howard J. Falcon III
Chief Assistant County Attorney

By: 
Sherry Howard,
Deputy Director