

VILLAGE OF ROYAL PALM BEACH

Agenda Item Summary

AGENDA ITEM:

Approval and authorization for the Village Manager to enter into an amendment to the Interlocal Agreement between Palm Beach County and the Village of Royal Palm Beach for street improvements to Royal Palm Beach Boulevard.

ISSUE:

On August 15, 2006, the Village entered into an Interlocal Agreement between the Village of Royal Palm Beach and Palm Beach County for improvements to Royal Palm Beach Boulevard from Okeechobee Boulevard to 40th Street. This Amendment shall relate back to August 16, 2006 and the Agreement continued without interruption or lapse and the term extended until September 30, 2009.

RECOMMENDED ACTION:

Staff recommends a motion to approve.

Initiator:	Village Manager	Agenda	Village Council
	Approval:	Date:	Action:

Village Engineer	May 1, 2008
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**Department of Engineering
and Public Works**

P.O. Box 21229

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**Palm Beach County
Board of County
Commissioners**

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*"An Equal Opportunity
Affirmative Action Employer"*



April 21, 2008

Dave Farber, Manager
Village of Royal Palm Beach
1050 Royal Palm Beach Boulevard
Royal Palm Beach, Florida 33411

Subject: Amendment to the Inter Local Agreement for the Village of Royal Palm Beach Street Improvements.

Dear Mr. Farber,

Enclosed are two originals of the Amended Reimbursement Agreement of \$400,000 .00 for the subject location. Please have both originals executed by the designated officials and return both originals.

Following the Board action, one fully executed original of the Agreement will be sent to you for your records.

Any questions regarding this issue, please do not hesitate to call me at 561-684-4018.

Sincerely,

A handwritten signature in cursive script that reads "Owen Miley".

Owen Miley
Specialist Project Coordinator

OM:ug

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**AMENDMENT TO THE INTER-LOCAL AGREEMENT
FOR THE VILLAGE OF ROYAL PALM BEACH STREET IMPROVEMENTS TO
ROYAL PALM BEACH BOULEVARD**

THIS AMENDMENT TO THE AGREEMENT is made and entered into this _____ day of _____, 2008 by and between **THE VILLAGE OF ROYAL PALM BEACH**, a municipal corporation of the State of Florida hereinafter referred to as "**VILLAGE**", and **PALM BEACH COUNTY**, a political subdivision of the State of Florida, hereinafter "**COUNTY**".

WITNESSETH:

WHEREAS, on August 15, 2006 the **VILLAGE** and the **COUNTY** entered into an Inter-local Agreement (R2006-1380) providing for reimbursement funding in an amount not to exceed **FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00)** for the **VILLAGE "IMPROVEMENTS"** (landscaping, irrigation and paving blocks to the road right of way), and;

WHEREAS, that Agreement provided for a completion deadline of September 30, 2008 for the **VILLAGE** completion of their **IMPROVEMENTS**; and

WHEREAS, due to delays encountered by the **VILLAGE** in its efforts to accomplish its **IMPROVEMENTS**, the September 30, 2008 completion deadline will be exceeded; and

WHEREAS, the **COUNTY** and **VILLAGE** desire that this Amendment shall relate back to August 15, 2006 and the Agreement continued without interruption or lapse and its term extended until March 10, 2009; and

NOW, THEREFORE, in consideration of mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The Inter-local Agreement dated August 15, 2006 by and between the **COUNTY** and **VILLAGE** shall be continued, without interruption or lapse in its term or effect, commencing on October 1, 2008 and expiring September 30, 2009. Accordingly, the Agreement is hereby amended to revise paragraph 9 as follows:

9. The **VILLAGE** shall be completed and final invoices submitted to the **COUNTY** no later than September 30, 2009, and the **COUNTY** shall have no obligation to the **VILLAGE** or any other entity or person for any cost incurred thereafter unless the time for completion is extended by modification of this Agreement.

2. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the Board of County Commissioners of Palm Beach County.
3. All other provisions of the Inter-local Agreement dated August 15, 2006 shall remain in full force and effect.

(REMAINDER OF PAGE LEFT BLANK)

IN WITNESS WHEREOF, the parties have executed this Amendment and it is effective on the date first above written.

VILLAGE OF ROYAL PALM BEACH

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Mayor

By: _____
Addie L. Greene Chairperson

ATTEST:

ATTEST:

SHARON R. BOCK, CLERK

By: _____
Village Clerk

By: _____
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
Village Attorney

By: _____
Assistant County Attorney

Date: _____

Date: _____

APPROVED AS TO TERMS AND CONDITIONS

By: _____

Date: _____