



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
Request for Document Approval by Legal Services

DIRECTIONS: Allow two weeks for review and approval. **DO NOT** use "ASAP" for a required date. A specific due date is required. Your document may be returned for failure to complete the information below.

Date Submitted 04/03/2006 Number of Copies Submitted 3

Name of Document Amendment to Interlocal Agreement for Construction of Manatee Elementary School Parking Lot

School/Department Submitting PLANNING DEPARTMENT - Room C-110

Contact Person Angela Usher Telephone (561) 434 - 8800 PX 48800

Date Required 04/10/2006 (DO NOT use "ASAP" - a specific date is required)

Is this a continuation/duplication of prior document? Yes No

If any changes, are they marked? _____

Is substance of document acceptable to your Assistant Superintendent or Director? Yes No

Are permits required? Yes No

Have required permits been obtained? Yes No N/A

Do you wish to pick up document? Yes No Pony? Yes No

Comments:

RECEIVED

APR 03 2006

BY LEGAL SERVICES

Angela Usher
SIGNATURE OF DEPARTMENT HEAD OR AREA EXECUTIVE

4/3/06
DATE

Attorney Assigned Blair Littlejohn Date of completion by Attorney 4/5/06

CONTRACT REVIEW CHECKLIST

Consistency with Law and School Board Policy:

	Comments
Consistent with School Board Policy	YES
Consistent with Florida, federal and local laws	YES

Contract Terms:

	Comments
Term (Duration of Contract)	Extends agreement for 1 year until 9/30/07
Termination Clause	N/A
Insurance /Liability Issues/ Indemnification	Risk Management should review and approve all insurance clauses.
Regulatory issues	N/A
Confidentiality Provision	N/A
Warranties	N/A
Labor Issues	The Labor Relations Department should review any issues.
Disclaimers	N/A
Governing Law & Venue	FLORIDA LAW & PB COUNTY VENUE

Business Principles:

	Comments
Sound Business Principles	YES
Reasonableness of Fees	Please refer to page _____
Payment Terms --Lump sum, installments --Payment Due dates --Late fees	Please refer to page <u> 1 </u>

Other Issues:

	Comments
Conflict of Interest Disclosures	N/A
Non-Negotiable Issues	NONE
Miscellaneous Issues	NONE
Appropriate Departmental Sign-off	YES

Special Considerations: _____

The issues noted above were explained to the appropriate District staff and/or Division Chief. YES NO

Bless Ho 4/5/06
 By: Attorney (Name and Date)

**AMENDMENT # 1 TO THE INTER-LOCAL AGREEMENT
DATED FEBRUARY 1, 2005 WITH THE SCHOOL BOARD
OF PALM BEACH COUNTY FOR CONSTRUCTION OF
MANATEE ELEMENTARY SCHOOL PARKING LOT**

THIS AMENDMENT is made to the Inter-local Agreement (R2005-0194) dated February 1, 2005 with the **SCHOOL BOARD OF PALM BEACH COUNTY**, an independent Board of the State of Florida, hereinafter "**BOARD**", and the **BOARD OF COUNTY COMMISSINERS OF PALM BEACH COUNTY**, a political subdivision of the State of Florida, hereinafter "**COUNTY**".

WITNESSETH

WHEREAS, on February 1, 2005, the **BOARD** and the **COUNTY** entered into an Inter-local Agreement (R2005-0194) providing for **COUNTY** funding of **BOARD** construction of a parking lot for the Manatee Elementary School in an amount not to exceed **FIFTY THOUSAND DOLLARS (\$50,000.00)** and;

WHEREAS, on February 1, 2005, the **COUNTY** provided for funding of the construction with the **BOARD** that provided a completion date of September 30, 2006; and

WHEREAS, the completion date of the project has been delayed due to construction delays with the parking lot; and

WHEREAS, the **COUNTY** and **BOARD** desire that this Amendment shall relate back to February 1, 2005, and the contract continued without interruption nor lapse and its term extended until September 30, 2007; and

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

1. The Inter-local Agreement dated February 1, 2005, by and between the **COUNTY** and **BOARD** shall be continued, without interruption nor lapse in its term or effect commencing February 1, 2005 and expiring September 30, 2007. Accordingly, the Agreement is hereby amended to revise section 9, paragraph 1 as follows:

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9. All installation of the improvement shall be completed and final invoices submitted to the **COUNTY** no later than September

30, 2007, and the **COUNTY** shall have no obligation to the **BOARD** 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 February 1, 2005 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.

THE SCHOOL BOARD
OF PALM BEACH COUNTY

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

By: _____
Chair

By: _____
Chair

ATTEST:

ATTEST:

SHARON R. BOCK,
CLERK & COMPTROLLER

By: _____
Superintendent

By: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: Blair Lewis
Board Attorney

By: _____
Assistant County Attorney

Date: 4/5/06

Date: _____

APPROVED AS TO TERMS
AND CONDITIONS

By: _____

Date: _____