

3J-1

Agenda Item #:

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: May 3, 2011 [X] Consent [] Regular
[] Workshop [] Public Hearing

Department: **PLANNING, ZONING & BUILDING**

Submitted By: **ZONING DIVISION**

Submitted For: **ZONING DIVISION**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: The termination of an Interlocal Agreement with the Town of Loxahatchee Groves for Zoning Services effective immediately.

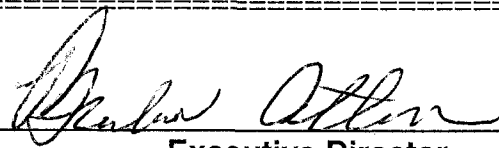
Summary: At the request of the Town of Loxahatchee Groves, the BCC voted on March 31, 2011 to terminate the Interlocal Agreement for Zoning Services provided to the town, effective in 60 days (May 31, 2011). On April 11, 2011, the Town requested the Interlocal Agreement be terminated immediately. District 6, (RB)

Background and Justification:

The Interlocal Agreement requires the agreement be terminated in writing. The Town has requested the immediate termination of the agreement, stating: "In the face of a major project (Vinceramos Therapeutic Riding Center) needing to be built before the hurricane season begins, the Town is willing to take over all zoning review services and requests immediately."

Attachments:

1. April 11, 2011 letter from Loxahatchee Groves
2. Draft letter to Mayor David Browning dated May 3, 2011

Recommended by:  4/15/11
Executive Director Date

Approved By:  4/26/11
Deputy County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	20 <u>11</u>	20 <u>12</u>	20 <u>13</u>	20 <u>14</u>	20 <u>15</u>
Capital Expenditures	—	—	—	—	—
Operating Costs	—	—	—	—	—
External Revenues	<u>\$2500</u>	<u>\$2,500</u>	<u>\$2,500</u>	<u>\$2,500</u>	<u>\$2,500</u>
Program Income (County)	—	—	—	—	—
In-Kind Match (County)	—	—	—	—	—
NET FISCAL IMPACT	*\$<u>2500</u>	\$<u>2500</u>	\$<u>2500</u>	\$<u>2500</u>	\$<u>2500</u>
No. ADDITIONAL FTE POSITIONS (Cumulative)	—	—	—	—	—

Is Item Included In Current Budget? Yes No

Budget Account No: Fund _____ Department _____ Unit _____ Object _____
Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact: *The fiscal impact will be a minimal loss to the Zoning Division revenue fees. While it is difficult to predict, a review of transactions indicate the revenue loss is estimated to be approximately \$2,500.00 annually.

C. Departmental Fiscal Review: *Pat DiGirolano*

III. REVIEW COMMENTS

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

<p><u><i>[Signature]</i></u> 4/19/2011 WS 4-18-11 OFMB 4/19/11 4/19/11</p>	<p><u><i>[Signature]</i></u> 4/19/11 Contract Dev. and Control</p>
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B. Legal Sufficiency:

[Signature] 4/19/11
 Assistant County Attorney

C. Other Department Review:

 Department Director



Town of Loxahatchee Groves

14579 Southern Boulevard, Suite 2 • Loxahatchee Groves, Florida 33470 • (561) 793-2418 Phone • (561) 793-2420 Fax • clerk@loxahatcheegroves.org

April 11, 2011

Rebecca Caldwell
Planning Zoning & Building Dept.
Palm Beach County
200 Vista Parkway
West Palm Beach, Florida

Re: Town of Loxahatchee Groves Assuming Zoning Review

Dear Rebecca:

As you know, the County Commission approved the termination of the interlocal agreement between the Town and the County whereby the County provided Zoning Services for the Town. This termination and transfer of functions is officially scheduled to take place on May 31, 2011.

In the face of a major project (Vinceramos Therapeutic Riding Center) needing to be built before the hurricane season begins, the Town is willing to take over all zoning review services and requests immediately.

If there is any way to accomplish this administratively we would certainly appreciate it. Perhaps our meeting scheduled for April 11, 2011 can accomplish this.

Sincerely

A handwritten signature in black ink, appearing to read "Frank R. Spence".

FRANK R. SPENCE

Town Manager

Cc: Robert Banks, Esq.

Jon MacGillis

Attachment # 1



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**Palm Beach County
Board of County
Commissioners**

Karen T. Marcus, Chair
Shelley Vana, Vice Chair
Paulette Burdick
Steven L. Abrams
Burt Aaronson
Jess R. Santamaria
Priscilla A. Taylor

County Administrator

Robert Weisman

May 3, 2011

Mayor David Browning
Town of Loxahatchee Groves
P.O. Box 1202
Loxahatchee, FL 33470

RE: Town of Loxahatchee Groves Interlocal Agreement with Palm
Beach County for Zoning Services - Notice of Termination

Dear Mayor Browning,

In response to Frank Spence's April 11, 2011 letter, please be advised that the Board of County Commissioners voted today to terminate the Interlocal Agreement effective immediately.

If you need any additional information regarding this matter please contact Jon MacGillis, Palm Beach County Zoning Director at 233-5234.

Sincerely,

Karen T. Marcus
Chair, Board of County Commissioners

cc: Board of County Commissioners
Denise Nieman, County Attorney
Robert Weisman, County Administrator
Verdenia Baker, Deputy County Administrator
Robert P. Banks, Assistant County Attorney
Frank Spence, Town Manager
Members of the Town Council
Barbara Alterman, Executive Director, PZ&B
Jon MacGillis, Zoning Director
Michael D. Cirullo, Jr. Town Attorney

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