

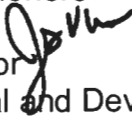


Interoffice Memorandum

AGENDA ITEM

May 15, 2017

TO: Mayor Teresa Jacobs  
–AND–  
Board of County Commissioners

FROM: Jon V. Weiss, P.E., Director   
Community, Environmental and Development  
Services Department

**CONTACT PERSON: Matt Suedmeyer, Manager  
Parks and Recreation Division**

SUBJECT: June 20, 2017 – Consent Item  
First Amendment to Interlocal Agreement

The Parks and Recreation Division is requesting the Board of County Commissioners approve an amendment to the Interlocal agreement between Orange County Public Schools (OCPS) and the Orange County Parks and Recreation Division. This agreement provides OCPS use of a meeting room at the Bithlo Community Park Recreation Center to conduct their Alternative to Out-of-School Suspension program. Bithlo Community Park is located at 18501 Washington Avenue in East Orange County.

East Orange County area schools currently do not have a facility to provide this program. Since 2014, they have been utilizing the recreation center at Bithlo Community Park to offer a structured environment for students who need supervision during the day when they are suspended from school. The program is operated solely by OCPS staff Monday through Friday between the hours of 7:30 AM and 3:00 PM. OCPS is responsible for all costs associated with the program to include providing three staff to facilitate the program.

The program does not affect the current programs offered at the recreation center. The amendment to the agreement is for one year.

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The Agreement has been reviewed and approved as to form and content by the County Attorney's Office and the Real Estate Management Division.

If you have any additional questions, please feel free to contact me directly at (407) 836-6203.

**ACTION REQUESTED: Approval and execution of First Amendment to Interlocal Agreement between The School Board of Orange County, Florida and Orange County, Florida to use a meeting room and associated facilities at Bithlo Community Park for a suspension center for an additional one-year term. District 5.**

JVW/MS:

Attachment

FIRST AMENDMENT  
TO INTERLOCAL AGREEMENT  
BETWEEN  
THE SCHOOL BOARD OF ORANGE COUNTY, FLORIDA  
AND  
ORANGE COUNTY, FLORIDA

THIS FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE SCHOOL BOARD OF ORANGE COUNTY, FLORIDA AND ORANGE COUNTY, FLORIDA ("First Amendment") is made by and between The School Board of Orange County, Florida, a body corporate existing under the laws of the State of Florida, whose address is 445 West Amelia Street, Orlando, Florida 32801 ("SBOC"), and Orange County, Florida, a charter county and political subdivision of the State of Florida, whose address is 201 South Rosalind Avenue, Orlando, Florida 32801 ("Agency"). SBOC and Agency may also hereinafter be referred to individually as a "Party" or collectively as the "Parties."

WITNESSETH

WHEREAS, SBOC and Agency entered into that certain Interlocal Agreement between the School Board of Orange County, Florida, and Orange County, Florida ("Agreement"), which was approved by the Orange County Board of County Commissioners ("Board") on September 23, 2014; and

WHEREAS, pursuant to Agreement, the SBOC is authorized to use a portion of the Agency's Bithlo Community Center ("Community Center") to conduct its "Alternative to Out-of-School" program ("Program") for a period of three (3) years from the execution of the Agreement ("Term"); and

WHEREAS, pursuant to the terms of the Agreement, the Parties may extend the Term of the Agreement for three (3) additional one-year terms upon mutual written consent by the Parties; and

WHEREAS, SBOC and Agency have agreed to a one (1) year extension of the Agreement in accordance with the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants and provisions contained herein, and for good and valuable consideration, the receipt and sufficiency of which the Parties hereby acknowledge, the SBOC and Agency hereby agree as follows:

**Section 1. RECITALS INCORPORATED.** The recitals hereof are true and correct, are material provisions of this First Amendment, and are incorporated herein by reference and made a part of this First Amendment.

**Section 2. EXTENSION OF AGREEMENT.** In accordance with Article 2(A) of the Agreement, the term of the Agreement is hereby extended for one (1) year, commencing on July 1, 2017 through June 30, 2018.

**Section 3. AGREEMENT IN FULL FORCE AND EFFECT.** Except as expressly modified herein, the terms and conditions of the Agreement shall remain unchanged. In the event of a conflict between the terms of this First Amendment and those of the Agreement, SBOC and Orange County agree that the terms of this First Amendment shall prevail and control.

IN WITNESS WHEREOF, the Parties have executed this First Amendment on the dates set forth below.



**ORANGE COUNTY, FLORIDA**  
By: Board of County Commissioners

By: *Teresa Jacobs*  
Teresa Jacobs, Mayor  
Orange County, Florida  
Date: 6.20.17

ATTEST: Phil Diamond, CPA, County Comptroller  
As Clerk of the Board of County Commissioners

By: *Kate Smith*  
Deputy Clerk

**THE SCHOOL BOARD OF ORANGE COUNTY, FLORIDA**

By: *Barbara M. Jenkins*  
Barbara M. Jenkins,  
Superintendent

Date: 6/1/2017

Reviewed by: \_\_\_\_\_

Name and Title \_\_\_\_\_  
(Type or Print)

Approved as to form and legality by the Office of Legal Services to the Orange County School Board on: 4-25-17 Signature: *Amy D. Enjal*  
Print Name: AMY D. ENJAL