



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

<b>Fiscal Years</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b>NET FISCAL IMPACT</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Budget Account No.:** Fund                      Dept.                      Unit                      Object


Is Item Included in Current Budget?                      Yes \_\_\_                      No \_\_\_

Does this item include the use of federal funds?                      Yes \_\_\_                      No \_\_\_

Reporting Category N/A

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

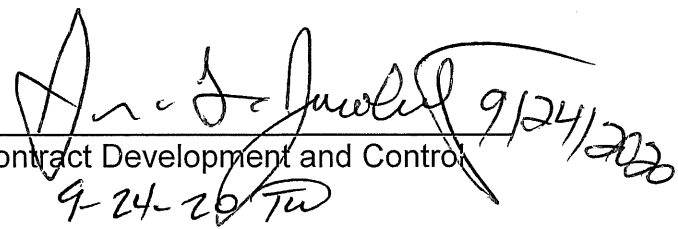
No Fiscal Impact.

**C. Department Fiscal Review:** \_\_\_\_\_  GE

**III. REVIEW COMMENTS**

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

 9/23/2020  
OFMB BR/22

 9/24/2020  
Contract Development and Control  
9-24-20 TW

**B. Legal Sufficiency:**

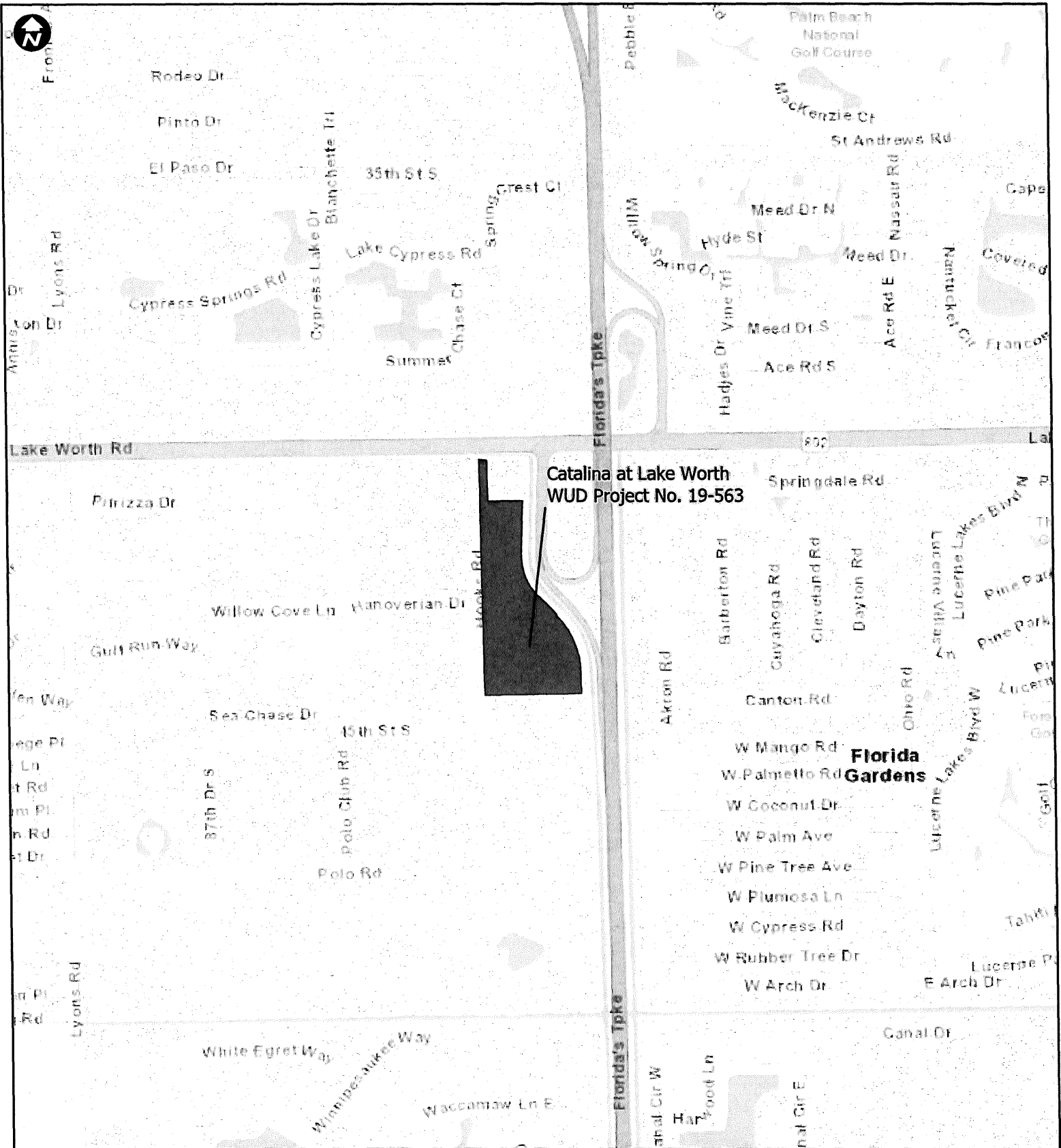
 9/29/2020  
Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
Department Director


This summary is not to be used as a basis for payment.

# Attachment 1




**Palm Beach County**  
**Water Utilities**  
**Department**  
 8100 Forest Hill Blvd.  
 West Palm Beach, FL 33416  
 (561) 740-4600

**Project Location Map**  
**Catalina at Lake Worth**  
**WUD No. 19-563**

Legend  
 Project\_Location

•Created by: Bill Kramer P.B.C.W.U.D. GIS Section • Date: 07/10/2020 • File: W:\GIS\Projects\ Other\Sandra Smith\19-563 Location Map.mxd

**RETURN TO:**  
**RETURN VIA WILL CALL #215**  
**ATTN: KENNY RAMPERSAD CONTRACT MANAGEMENT**  
**PBC WATER UTILITIES DEPT,**  
**8100 FOREST HILL BLVD, WPB, FL 33413**

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**PARTIAL RELEASE OF STANDARD POTABLE WATER AND WASTEWATER  
DEVELOPMENT AGREEMENT**

THIS PARTIAL RELEASE OF STANDARD POTABLE WATER AND WASTEWATER DEVELOPMENT AGREEMENT (“**Partial Release**”) is made this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by Palm Beach County, a political subdivision of the State of Florida (“**County**”).

WHEREAS, on January 30, 2003, the County, and Ronald Mastroianni and David Moscarelli (hereinafter, collectively, the “**Original Property Owner**”) entered into a Standard Potable Water and Wastewater Development Agreement (the “**Prior SDA Agreement**”), for the provision of potable water and wastewater service to certain property owned by the Original Property Owner, as recorded in Official Records Book 14738 Page 626, of the Public Records of Palm Beach County, Florida; and

WHEREAS, the Prior SDA Agreement was terminated and partially released by the County in that certain Unilateral Termination and Partial Release Of Standard Potable Water And Wastewater Development Agreement dated February 8, 2009 and recorded in Official Records Book 22434 Page 914, of the Public Records of Palm Beach County, Florida (the “**Termination Agreement**”), with certain rights, duties and obligations surviving the Termination Agreement; and

WHEREAS, Lake Worth Road Villas, LLC, a Florida limited liability company (“**LWRV**”) is the successor owner of a portion of the property that was subject to the terms of the Prior SDA Agreement and the continuing obligations under the Termination Agreement, said property is more fully described in **Exhibit A**, attached hereto and made a part hereof (hereinafter, the “**Released Property**”); and

WHEREAS, LWRV, as the current owner of the Released Property, is entering into a new Standard Potable Water And Wastewater Development Agreement with the County (the “**New SDA Agreement**”) governing potable water and wastewater service to the Released Property, and has requested that the County partially release the Prior SDA Agreement and the continuing obligations under the Termination Agreement as it relates to the Released Property; and

WHEREAS, the County has agreed to partially release the Prior SDA Agreement, and further agreed to terminate any and all continuing obligations under the Termination Agreement, solely as it relates to the Released Property.

NOW, THEREFORE, in consideration of the foregoing premises, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the County hereby acknowledges and agrees as follows:

1. The foregoing recitals are true and correct and fully incorporated herein by reference.

2. Solely as it relates to the Released Property, the Prior SDA Agreement, and any continuing obligations under the Termination Agreement, are hereby forever released, terminated and deemed null and void, releasing all rights, duties and obligations as it relates to the Released Property and creating no new rights or obligations.

3. LWRV shall duly record this Partial Release in the Public Records of Palm Beach County, Florida following execution by the County.

IN WITNESS WHEREOF, the County has hereunto set its hand and seal effective on the date first written above.

(COUNTY SEAL)

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

ATTEST:

**SHARON R. BOCK, CLERK  
AND COMPTROLLER**

By: \_\_\_\_\_  
DEPUTY CLERK

By: \_\_\_\_\_  
DAVE KERNER, MAYOR

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: \_\_\_\_\_  
ASSISTANT COUNTY ATTORNEY

APPROVED AS TO TERMS AND CONDITIONS

By:  \_\_\_\_\_  
DIRECTOR OF WATER UTILITIES

**EXHIBIT A**

**Legal Description of Released Property**

All of the Plat of Catalina at Lake Worth P.U.D., according to the Plat thereof recorded in Plat Book 130, Page 147, of the Public Records of Palm Beach County, Florida.

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