Agenda Item #: 3P/

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	August 22, 2023	[X] []	Consent Workshop	[] Regular [] Public Hearing	
Department:	Cooperative Extension Service				
Submitted by:	Cooperative Ex	tensior	n Service		

I. <u>EXECUTIVE BRIEF</u>

Motion and Title: Staff recommends motion to: A) accept the donation of \$145,400, which includes \$2,400 for PBC Art in Public Places (AiPP) fees for assistance with exhibit curation, contract management and coordination with Risk Management, from the Friends of the Mounts Botanical Garden, Inc. (Friends) to fund the costs associated with hosting the traveling art exhibit sculptures known as "Origami in the Garden", by BoxStudio, LLC.; and B) approve a budget amendment in the Cooperative Extension Revenue Fund (Fund 1482) in the amount of \$145,400.

Summary: The Friends voted for Palm Beach County to host and display Artist Kevin Box's "Origami in the Garden" art exhibition at the Mounts Botanical Garden of Palm Beach County (MBG). The \$145,400 donation is to pay the costs associated with hosting the "Origami in the Garden" exhibit at the MBG from January 7, 2024 through May 12, 2024 and fees associated with AiPP. These costs include payment to the artist, shipping of the exhibit, installation costs, and AiPP fees. The AiPP fee of \$2,400 includes exhibition curation, Risk Management coordination and contract administration. District 6 (AH)

Background and Justification: Temporary art exhibits are part of MBG's conceptual Master Site Plan. Pursuant to PPM CW-F-072, the traveling exhibit entitled "Origami in the Garden" was approved by the Cooperative Extension Director and AiPP, and the donation agreement with the artist will be executed by the Director of Facilities Development & Operations, after review and approval by the County Attorney's Office. This exhibit will feature 20 origami-shaped sculptures. The MBG, in conjunction with BoxStudio, LLC, the company that leases "Origami in the Garden", desires to bring art and nature education to a broad audience, including schools, community partners, and the public at large. AiPP will provide curatorial assistance and contract administration for this traveling exhibit.

Attachments:

1. Budget Amendment

 Letter of Donation From Rebecca Doane, President, Friends of MBG Board

Recommendat	tions By: mad	lu lai	07/27/2023	
	Department Di	rector	Date	
Approved By:	Donal K.	Mille	8/7/2023	
	Assistant County Admi	nistrator	/ / Date	

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	3				
Operating Costs	\$145,400				·
External Revenues	(\$145,400)			The state of the s	
Program Income(County)					
In-Kind Match(County					
* NET FISCAL IMPACT	\$0				
#ADDITIONAL FTE					
POSITIONS (CUMULATIVE					

Match(Coun	nty							
* NET FISCA IMPACT	L \$0							
#ADDITIONA	AL FTE							
POSITIONS (CUMULATIV	VE							
Is Item Includ	ed in Propose	d Budget?		Yes	No X		 	
Does this iten	n include the	use of federal fur	nds?	Yes	No X			
Budget Accou	ınt No:							
Exp: Fund	Agency	Organization	Objec	t				
<u>1482</u>	<u>310</u>	<u>1412</u>	<u>6600</u>					
<u>1482</u>	<u>310</u>	<u>1412</u>	<u>3401</u>					
 B. Recommended Sources of Funds/Summary of Fiscal Impact: C. Departmental Fiscal Review: 								
III. REVIEW COMMENTS:								
A. OFMB Fiscal and/or Contract Dev. and Control Comments: OFMB 9H 431 Contract Dev. & Control MD 7/31 B. Legal Sufficiency The 8 4 33								
B. Legal Sufficiency Mr. 8/4/23								

	III. REVIEW COMMENTS:
A.	OFMB Fiscal and/or Contract Dev. and Control Comments: Contract Dev. & Control MD 7/31 Contract Dev. & Control
B.	Legal Sufficiency Ame Ward 8/4/23 Assistant County Attorney

C. Other Department Review

Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

BOARD OF COUNTY COMMISSIONERS PALM BEACH COUNTY, FLORIDA BUDGET AMENDMENT

1482 Cooperative Extension Rev Fund

BGRV 072623*545 BGEX 072623*1614

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 07/26/23	REMAINING BALANCE
REVENUES								
REVENUES								
310-1412-6600	Contrib/Dontns Frm Privt Srces	0	0	145,400	0	145,400		
	Total	409,310	467,895	145,400	0	613,295		
EXPENDITURES								
310-1412-3401	Other Contractual Services *	0	0	145,400	0	145,400		145,400
	Total	409,310	467,895	145,400	0	613,295	0	613,295
C	County Cooperative Extension		Signatures	1 1		Ву В	oard of County Commis At Meeting of 08/22/23	
INITIATING DEPARTMENT/DIVISION Administration/Budget Department Approval OFMB Department - Posted		Lines M	h Kw uti	07/27/2 7/31/2		Воа	Deputy Clerk to the	oners



Friends of Mounts Botanical Garden, Inc. Letter to Donate

Dear Palm Beach County Board of County Commissioners,

This letter is to certify that The Friends of the Mounts Botanical Garden, Inc., a Florida Not For Profit Corporation ("Friends"), will donate \$145,400 to Palm Beach County, a political subdivision of the State of Florida ("County"), conditioned upon the use of this donation for display of Origami in the Garden by BoxStudio, LLC. Friends shall deliver two checks made payable to Palm Beach County Board of County Commissioners in the following amounts: 1) \$143,000 and 2) \$2,400 to the County's Cooperative Extension Department within 10 days of the County's acceptance and execution of this donation letter. Friends acknowledges that the County will not execute any agreement with BoxStudio, LLC. for the installation and display of Origami in the Garden until the donation is received by the County and all terms of such agreement are agreeable to the County.

Friends agrees to fund all costs associated with this project. The Friends' donation of \$145,400 to the County includes: 1)an \$143,000 fee for Origami in the Garden which covers all expenses, equipment, and installation of Origami in the Garden and 2) County staff charges of \$2,400 for the County Public Art Administrator's role in contract management, siting, and risk management compliance. While Origami in the Garden is on display, Friends also agrees to pay for and keep in full force and effect general liability and property damage insurance as detailed in the Agreement to Host Origami in the Garden.

Origami in the Garden will reinforce the Mounts Botanical Garden mission to inspire, educate, and enhance the sensory experience of the Garden. The installation of the Exhibit will take approximately five days and the Exhibit is scheduled to be on display from January – May 2024. Sculpture siting shall be at the discretion of the Mounts Botanical Garden Staff and the County's Facilities Development & Operations/Strategic Planning/Art in Public Places Administrator.

Friends selected Imagine Exhibitions, Inc. without consultation with or advice from the County. Friends acknowledges that it and the County will be entering into an Agreement with BoxStudio, LLC. to host Origami in the Garden; and Friends agrees that it will be responsible for any and all costs in excess of the \$145,400 that are associated with Origami in the Garden, including, but not limited to, costs of litigation and any costs or deductibles arising from County taking responsibility for the care, custody and control of the Sculptures while the Sculptures are installed at Mounts Botanical Garden.

The Friends of the Mounts Botanical Garden, Inc. By: Rebecca Doane, President	Date: 7/20/23					
Must be signed by an officer of the Corporation						
ACCEPTED: Palm Beach County						
By: Gregg Weiss , Mayor Palm Beach County, a political subdivision of the State of Florida	Date:					

Sincerely,