

RESOLUTION NO. 2016 - 161

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2016 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE; AUTHORIZING ITS EXPENDITURE BY THE ST. JOHNS COUNTY CONSTRUCTION SERVICES DEPARTMENT; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY AND FRIENDS OF THE LIBRARY-PONTE VEDRA BEACH, INC.**

**RECITALS**

**WHEREAS**, the County has a Library Services Department which operates through the General Fund; and

**WHEREAS**, in 2015, the Friends of the Library-Ponte Vedra Beach (the Friends) donated \$150,000 to the County for the purpose of constructing certain building improvements to the Ponte Vedra Beach Library; and

**WHEREAS**, on November 17, 2015 the Board approved a Memorandum of Understanding between the Friends and the County setting forth the terms of the donation (the MOU); and

**WHEREAS**, the cost of the building improvements is higher than was originally anticipated; and

**WHEREAS**, the Friends have made a donation of \$40,000 to the County for the purpose of covering the additional cost of the improvements; and

**WHEREAS**, St. Johns County, Florida, when preparing its budget for Fiscal Year 2015-2016, did not anticipate this donation; and

**WHEREAS**, it is necessary to amend the MOU to account for the additional donation; and

**WHEREAS**, accepting the donation from the Friends and amending the MOU serves a public purpose.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY:**

Section 1. The above recitals are incorporated by reference into the body of this resolution and such recitals are adopted as findings of fact.

Section 2. The Board of County Commissioners recognizes unanticipated revenues from the Friends of the Library-Ponte Vedra Beach in the amount of \$40,000.

Section 3. The General Fund revenue and Library Department expenditure budgets shall be adjusted to account for unanticipated funds from improvement to buildings in the amount of \$40,000 for Fiscal Year 2015-2016.

Section 4. The County Administrator, or his designee, is authorized to execute the attached amendment to the MOU, the contents of which are incorporated into this resolution.

Section 5. To the extent that there are typographical or administrative errors that do not change the tone, tenor, or concept of this resolution, this resolution may be revised without the subsequent approval of the Board of County Commissioners.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 7 day of June, 2016.

**BOARD OF COUNTY COMMISSIONERS OF  
ST. JOHNS COUNTY, FLORIDA**

By: \_\_\_\_\_

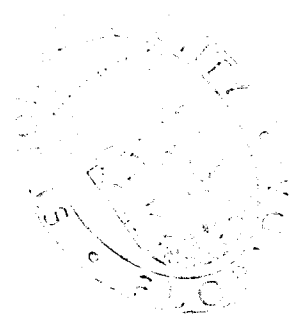
Jeb S. Smith, Chair

ATTEST: Hunter S. Conrad, Clerk Of Courts

By: \_\_\_\_\_

Deputy Clerk

RENDITION DATE 6/9/16



## AMENDMENT TO MEMORANDUM OF UNDERSTANDING

This Amendment to Memorandum of Understanding (Amendment) is made between St. Johns County, a political subdivision of the state of Florida (the County), and Friends of the Library-Ponte Vedra Beach, Inc., a Florida not-for-profit corporation (the Friends).

**WHEREAS**, on November 17, 2015, the St. Johns County Board of County Commissioners approved a Memorandum of Understanding between the County and the Friends setting forth the conditions of a donation of \$150,000 by the Friends to the County for the purpose of constructing certain building improvements to the Ponte Vedra Beach Library (the MOU); and

**WHEREAS**, the cost of constructing the building improvements is higher than was originally anticipated; and

**WHEREAS**, the Friends wish to make an additional donation of \$40,000 under the same conditions as the previous donation in order to cover the additional cost of the improvements; and

**WHEREAS**, it is necessary to amend the MOU in order to account for the additional donation.

**NOW THEREFORE**, the County and the Friends agree as follows:

1. The above recitals are incorporated into this Amendment and are adopted by the parties as findings of fact.
2. Section 1 of the MOU is amended as follows:
  - A.** The Friends desire to donate \$150,000.00 to the County for the purpose of renovating the entryway to the St. Johns County Ponte Vedra Beach Branch Library (the Project). A description of the Project is attached to this MOU as Exhibit A. The County agrees that the donated funds shall be used exclusively for payments connected with the Project. The County agrees to return any unused funds to the Friends at the conclusion of the Project.
  - B.** In addition to the donation set forth in Section 1.A above, the Friends agree to donate \$40,000.00 to the County for the purpose of completing the Project. The County agrees that the donated funds shall be used exclusively for payments connected with the Project. The County agrees to return any unused funds to the Friends at the conclusion of the Project.
3. Except as expressly modified by this Amendment, the MOU remains unchanged.
4. Each party covenants that it has the lawful authority to enter into this Amendment and has authorized the execution of this Amendment by the party's authorized representative.

Entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

ST. JOHNS COUNTY, FLORIDA

By: \_\_\_\_\_

Print Name/Title: \_\_\_\_\_

FRIENDS OF THE LIBRARY-PONTE VEDRA BEACH, INC.

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Its: \_\_\_\_\_