

VILLAGE OF ROYAL PALM BEACH

Agenda Item Summary

AGENDA ITEM: Approval and authorization for the Village Manager to execute the “Fourth Addendum to Food and Beverage Services Agreement, Commons Park” between the Village and Eats & Teas Holding, LLC, now doing business as Parkside Cafe & Catering LLC, to modify the end of the current term and eliminate future renewals.

ISSUE: The Fourth Addendum modifies the end date of the current term which began on October 1, 2023 from September 30, 2024 to July 31, 2024 and eliminates any future renewals under the Agreement after July 31, 2024.

The Village and Vendor entered into an Agreement for Food and Beverage Concession Services, Commons Park (herein after the “Agreement”) effective October 21, 2021. The parties entered into the First Addendum to the Agreement on April 1, 2022 to add additional rental space. The parties entered into the Second Addendum to the Agreement effective August 1, 2022 to extend the term of the Agreement through September 30, 2023. The parties entered into the Third Addendum to the Agreement effective October 1, 2023 to extend the term of the Agreement through September 30, 2024. The Village and Vendor now desire to modify the Agreement to end the current term on July 31, 2024 and eliminate any remaining renewals under the Agreement.

The Fourth Addendum modifies the current term which commenced on October 1, 2023 such that it shall end on July 31, 2024; provides that there shall be no renewal of the Agreement after July 31, 2024; requires the Vendor to remove equipment within thirty (30) days of the end of the Agreement; and requires the Village to inspect the premises when notified by Vendor that all Vendor equipment has been removed from the premises.

RECOMMENDED ACTION: Staff recommends approval.

Initiator:	Village Manager	Agenda	Village Council
Director of Parks	Approval:	Date:	Action:
And Recreation		7/11/24	

**FOURTH ADDENDUM TO AGREEMENT FOR FOOD AND BEVERAGE
CONCESSION SERVICES, COMMONS PARK**

THIS FOURTH ADDENDUM TO AGREEMENT FOR FOOD AND BEVERAGE CONCESSION SERVICES, COMMONS PARK (“FOURTH ADDENDUM”), made and entered into this ____ day of July, 2024, effective immediately, by and between the Village of Royal Palm Beach, Florida, a municipal corporation organized and existing in accordance with the laws of the State of Florida with offices located at 1050 Royal Palm Beach Boulevard, Royal Palm Beach, FL 33411, hereinafter referred to as the “Village”, and Eats & Teas Holding, LLC, now doing business as Parkside Cafe & Catering LLC, with a principal address at 11600 Poinciana Boulevard, Royal Palm Beach, FL 33411, hereinafter referred to as “Vendor”.

WHEREAS, the Village and Vendor entered into an Agreement for Food and Beverage Concession Services, Commons Park (herein after the “Agreement”) effective the October 21, 2021; and

WHEREAS, the Village and Vendor entered into the First Addendum to Food and Beverage Services Agreement (herein after the “First Addendum”) on April 1, 2022 to add additional rental space; and

WHEREAS, the Village and Vendor entered into the Second Addendum to Food and Beverage Services Agreement (herein after the “Second Addendum”) effective August 1, 2022 to extend the term of the Agreement through September 30, 2023; and

WHEREAS, the Village and Vendor entered into the Third Addendum to Food and Beverage Services Agreement (herein after the “Third Addendum”) effective October 1, 2023 to extend the term of the Agreement through September 30, 2024; and

WHEREAS, the Village and Vendor desire to modify the Agreement to end the current term on July 31, 2024 and eliminate any remaining renewals under the Agreement.

NOW THEREFORE, and in consideration of mutual terms, conditions, promises, covenants and payments hereinafter set forth, the Village and Vendor agree as follows:

Section 1: Section 1. Terms. of the Agreement is hereby repealed and replaced with the following:

Village and Vendor both hereby agree that the current term which commenced on October 1, 2023 shall end on July 31, 2024. There shall be no renewal of this Agreement

after July 31, 2024. Vendor agrees to remove Vendor equipment within thirty (30) days of the end of the Agreement. Village shall inspect the premises when notified by Vendor that all Vendor equipment has been removed from the premises.

Section 2: All other Sections and recitals of the above-referenced Agreement shall remain in full force and effect.

Section 3: This Fourth Addendum shall be attached to the current Agreement and shall become a part thereof.

{Remainder of page left intentionally blank}

IN WITNESS WHEREOF, the Village has caused this Fourth Addendum to be signed and executed on its behalf by its Village Manager; and Eats & Teas Holding LLC, now doing business as Parkside Cafe & Catering LLC has signed and executed this Fourth Addendum, both in duplicate, with an effective date as noted above.

Village of Royal Palm Beach

Witnesses:

1. _____

By: _____
Signature

2. _____

Name: Raymond C. Liggins, P.E

Title: Village Manager

Approved as to Form and Legal Sufficiency

By: _____
Village Attorney

**Eats & Teas Holding, LLC now
doing business as Parkside Cafe &
Catering LLC**

Witnesses:

1. _____

By: _____
Signature

2. _____

Name: Tamara J. Sabatini

Title: Manager

Approved by Village Council On July 11, 2024

Item No. C-6