

VILLAGE OF ROYAL PALM BEACH

Agenda Item Summary

AGENDA ITEM:

Approval and authorization for the Mayor to execute a Second Addendum to Traffic Control Jurisdiction Agreement between Shoma at Royal Palm Condo Association and the Village of Royal Palm Beach.

ISSUE:

The Village of Royal Palm Beach ("Village") and Shoma at Royal Palm Condo Association ("HOA") entered into a Traffic Control Jurisdiction Agreement ("Agreement") for the Village, through the Palm Beach County Sheriff's Office, to exercise traffic control jurisdiction over the private roads or limited access private roads within the development on May 8, 2015. The Agreement provided for an initial term of five (5) years, expiring June 19, 2020, with no option for renewal. On May 21, 2020, the Village and HOA entered into the First Addendum to Traffic Control Jurisdiction Agreement to extend the term and allow for an additional renewal term. The Village and HOA agree to renew the Agreement for the final one (1) year term by entering into this Second Addendum to Traffic Control Jurisdiction Agreement, extending the Agreement from June 19, 2021 and ending on June 19, 2022.

RECOMMENDED ACTION:

Staff recommends a motion to approve.

Initiator:	Village Manager	Agenda	Village Council
	Approval:	Date:	Action:

Village Engineer	7-15-21
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SECOND ADDENDUM TO TRAFFIC CONTROL JURISDICTION AGREEMENT

THIS SECOND ADDENDUM TO TRAFFIC CONTROL JURISDICTION AGREEMENT ("Second Addendum") is hereby entered into this ____ day of June, 2021, effective June 19, 2021, by and between the Village of Royal Palm Beach, a municipal corporation, ("Village") having its principal office located at 1050 Royal Palm Beach Boulevard, Royal Palm Beach, Florida, 33411; and Shoma at Royal Palm Condo Association, a Florida Non Profit corporation having offices located at 2300 Shoma Drive, Royal Palm Beach, FL 33411 ("HOA").

WHEREAS, the Village and HOA entered into a Traffic Control Jurisdiction Agreement ("Agreement") for the Village, through the Palm Beach County Sheriff's Office, to exercise traffic control jurisdiction over the private roads or limited access private roads within the development on May 8, 2015; and

WHEREAS, the Agreement provided that the initial term was for a period of five (5) years, expiring June 19, 2020, with no option for renewal; and

WHEREAS, the Village and HOA entered into the First Addendum to Traffic Control Jurisdiction Agreement on May 21, 2020 to revise the term provision of the Agreement to allow for two additional one-year renewal terms; and

WHEREAS, the Village and HOA agree to renew the Agreement for the final one (1) year term by entering into this Second Addendum; and

WHEREAS, the Village and HOA agree to modify the Agreement as set forth below.

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

Section 1: Section 6 is hereby modified and hereinafter shall read as follows:

SECTION 6: TERM

This Agreement is hereby extended for the final one (1) year renewal term beginning on June 19, 2021 and ending on June 19, 2022.

Section 2: The Village and HOA hereby reaffirm their rights and obligations under the Agreement as modified by this Second Addendum. In the event of a conflict or ambiguity between the Agreement and this Second Addendum, the terms and provisions of this Second Addendum shall control. This Second Addendum shall be attached to the Agreement and shall become a part

thereof. All other sections of the Agreement shall remain in full force and effect as set forth in the Agreement and there shall be no changes to the Agreement with the exception of those items specifically set forth in this Second Addendum.

IN WITNESS WHEREOF, the parties have executed this Second Addendum on the date set forth above.

WITNESSES:

**SHOMA AT ROYAL PALM CONDO
ASSOCIATION**

By: _____

By: _____

Print Name: _____

Print Name: _____

Title: _____

Date: _____

WITNESSES:

VILLAGE OF ROYAL PALM BEACH

By: _____

By: _____

Print Name: _____

Print Name: RAYMOND LIGGINS

Title: VILLAGE MANAGER

Date: _____