

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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Meeting Date: June 3, 2008

(X) Consent () Regular
 () Ordinance () Public Hearing

Department _____
 Submitted By: PUBLIC SAFETY
 Submitted For: EMERGENCY MANAGEMENT

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: The following original executed amendments pertaining to the FY 2006 Urban Area Security Initiative (UASI) Federally Funded sub-grant Agreement, (Contract No: 07DS-5S-11-16-02-259) extending the grant and sub-grants to June 30, 2009.

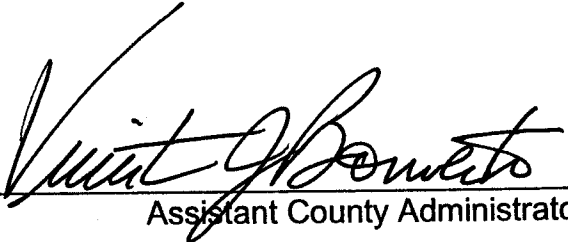
- 1) First Amendment to Memorandum of Agreement with City of Miramar;
- 2) First Amendment to Interlocal Agreement with City of Riviera Beach;
- 3) First Amendment to Interlocal Agreement with Village of Wellington;
- 4) First Amendment to Interlocal Agreement with City of Greenacres;
- 5) First Amendment to Contract with Palm Beach Medical Society;

Summary: R-2006-2669 authorizes the County Administrator, or his designee, to execute modifications and amendments to the agreement with the City of Miramar, local governments and private agencies previously authorized or approved by the Board of County Commissioners. Countywide (DW)

Background and Policy Issues: In 2006, Palm Beach County was awarded a total of \$698,600 by the UASI to fund specific fire, health, emergency management, and anti-terrorism activities. These executed amendments will extend the term of the grant and sub-grants from January 31, 2008 to June 30, 2009.

Attachments:

1. Amendments

Approved by:  5/19/08
 Assistant County Administrator Date

**FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT
FOR PARTICIPATING FORT LAUDERDALE UASI AGENCIES**

This First Amendment to Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies (the "First Amendment") is entered into this 23rd day of January, 2008, by and between the City of Miramar, a municipal corporation of the State of Florida (the "Sponsoring Agency") and Palm Beach County (the "Participating Agency").

RECITALS

WHEREAS, the Sponsoring Agency and the Participating Agency entered into a Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies dated January 17th, 2007 (the "MOA") related to expenditures of funds subgranted to the Participating Agency under the FY 2006 Urban Area Security Initiative ("UASI") Grant Program; and

WHEREAS, the current term of the MOA ends on January 31, 2008; and

WHEREAS, the MOA is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the Sponsoring Agency and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the Sponsoring Agency has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

WHEREAS, the parties mutually desire to extend the term of the MOA through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

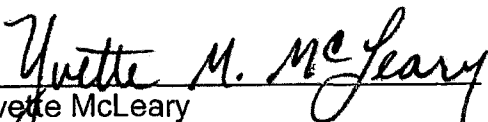
NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the MOA between the parties shall be extended to June 30, 2009.
2. All terms, provisions and conditions of the MOA not inconsistent with this First Amendment shall remain in full force and effect.

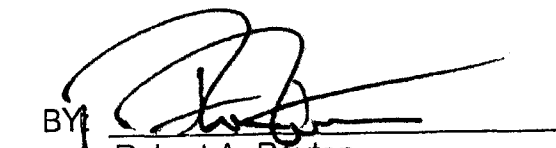
SPONSORING AGENCY

THE CITY OF MIRAMAR, a municipal corporation of the State of Florida

ATTEST:



Yvette McLeary
City Clerk

BY 

Robert A. Payton
City Manager
Date: 2/28/08

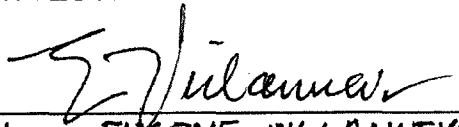
APPROVED AS TO FORM AND
CORRECTNESS:

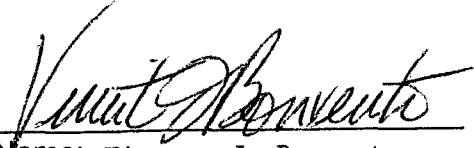


Weiss Serota Helfman Pastoriza
Cole & Boniske, P.L., City Attorney

PARTICIPATING AGENCY

ATTEST:


Name: **EUGENE VILLANUEVA**
Title: **FISCAL MANAGER**

BY: 
Name: Vincent J. Bonvento
Title: Asst. County Administrator
Date: 1/16/08

APPROVED AS TO FORM AND
CORRECTNESS:


Participating Agency Attorney

Approved As To
Terms & Conditions

Temp. Reso. No. 4137
12/26/07
1/13/08

**CITY OF MIRAMAR
MIRAMAR, FLORIDA**

RESOLUTION NO. 08-79

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, APPROVING AN EXTENSION, THROUGH JUNE 30, 2009, OF THE TERM OF THE FEDERALLY FUNDED SUBGRANT AGREEMENT WITH THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT, FOR THE FY 2006 URBAN AREA SECURITY INITIATIVE (UASI) GRANT PROGRAM; APPROVING EXTENSIONS, THROUGH JUNE 30, 2009, OF THE TERMS OF THE MEMORANDUMS OF AGREEMENT BETWEEN THE CITY, AS SPONSORING AGENCY, AND THE PARTICIPATING FORT LAUDERDALE UASI AGENCIES; AUTHORIZING THE CITY MANAGER TO EXECUTE MODIFICATION #1 TO GRANT AGREEMENT AND A FIRST AMENDMENT TO EACH MEMORANDUM OF AGREEMENT FOR THESE RESPECTIVE PURPOSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City and the State of Florida, Division of Emergency Management ("DEM"), entered into a Federally Funded Subgrant Agreement (the "State Agreement") providing for the expenditure and reimbursement by members of the Fort Lauderdale UASI, thus, the City of Miramar ("City") and its contiguous counties, Broward and Palm Beach Counties, as well as the Cities of Fort Lauderdale, Hollywood, Pembroke Pines, Coral Springs, Sunrise and Miami Gardens, in the amount of \$9,980,000, for Fiscal Year 2006; and

WHEREAS, the City of Miramar acts as the administrator/sponsoring agency for the Fort Lauderdale Urban Area Security Initiative pursuant to the State Agreement,

Reso. No. 08-79

Temp. Reso. No. 4137
12/26/07
1/13/08

which agreement expires on January 31, 2008; and

WHEREAS, the City of Miramar has requested, and has been granted, subject to City Commission approval, an extension to the State Agreement to provide for additional time for the expenditure and reimbursement of the remaining grant funds, which extension is through June 30, 2009; and

WHEREAS, in accordance with the FY 2006 UASI Grant Program, the Memorandums of Agreement with the City's contiguous counties, Broward and Palm Beach Counties, as well as the Cities of Fort Lauderdale, Hollywood, Pembroke Pines, Coral Springs, Sunrise and Miami Gardens, as well as the Broward County Sheriff's Office and the Palm Beach County Sheriff's Office, must be similarly extended to June 30, 2009, for the indicated purpose; and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of the City to approve the extensions and to authorize the execution of the documents which will accomplish the same.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA AS FOLLOWS:

Section 1. That the City Commission hereby approves the extension, through June 30, 2009, of the State Agreement and of the MOA's between the City and all participating Fort Lauderdale UASI members.

Temp. Reso. No. 4137
12/26/07
1/13/08


Section 2. That the City Manager is hereby authorized to execute Modification #1 to Grant Agreement, attached hereto as Exhibit "A", and, as to each Fort Lauderdale UASI participating Agency, a First Amendment For Participating Fort Lauderdale UASI Agencies, attached hereto as Exhibit "B", both subject to any nonsubstantial changes deemed necessary and approved as to form and legality by the City Attorney

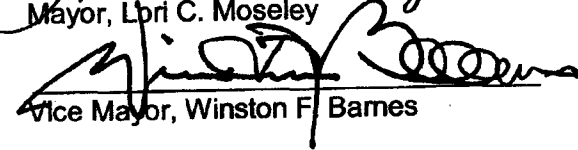
Section 3. That the appropriate City officials are hereby authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Temp. Reso. No. 4137
12/26/07
1/13/08

Section 4. That this Resolution shall become effective immediately upon its passage and adoption.

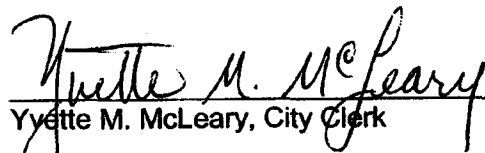
PASSED AND ADOPTED this 23rd day of January, 2008.



Mayor, Lori C. Moseley


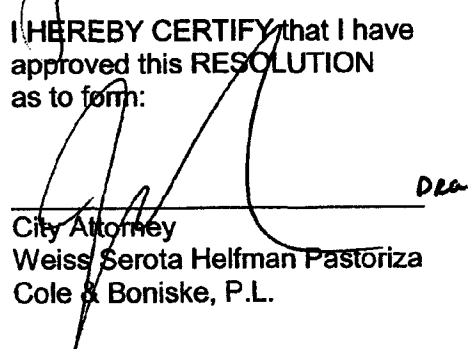
Vice Mayor, Winston F. Barnes

ATTEST:



Yvette M. McLeary, City Clerk

I HEREBY CERTIFY that I have approved this RESOLUTION as to form:



City Attorney
Weiss Serota Helfman Pastoriza
Cole & Boniske, P.L.

Requested by Administration
Vice Mayor Winston F. Barnes
Commissioner Yvonne Garth
Commissioner Troy R. Samuels
Mayor Lori C. Moseley

Voted
Yes
Yes
Yes
Yes

Exhibit "A"

Contract Number: 07DS-5S-11-16-02-259
CFDA Number: 97.067

MODIFICATION #1 TO GRANT AGREEMENT

This Modification is made and entered into by and between the State of Florida, Division of Emergency Management, ("the Division"), and the City of Miramar ("the Recipient") to modify the Division's Contract Number 07DS-5S-11-16-02-259, dated November 20, 2006 ("the agreement").

WHEREAS, the Division and the Recipient have entered into the Agreement, pursuant to which the Division has provided a sub grant of \$9,980,000 to Recipient; and

WHEREAS, the Division and the Recipient desire to modify the Agreement by extending it.

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

1. Paragraph 3, Period of Agreement, is hereby amended to have an expiration date for the Agreement of June 30, 2009. Final requests for reimbursement should be submitted no later than thirty (30) days after the termination date of the contract. Any requests received after July 31, 2009 may, in the discretion of the Division, not be reimbursed from this Agreement.
2. All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.
3. All provisions of the Agreement being modified and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform with this Modification, effective as of the date of the last execution of this Modification by both parties.

IN WITNESS WHEREOF, the parties hereto have executed this document as of the dates set out herein.

RECIPIENT: CITY OF MIRAMAR

BY: _____

NAME & TITLE: _____

DATE: _____

STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT

BY: _____

NAME & TITLE: W. Craig Fugate, Director of the Division of Emergency Management

DATE: _____

Exhibit "B"

FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT FOR PARTICIPATING FORT LAUDERDALE UASI AGENCIES

This First Amendment to Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies (the "First Amendment") is entered into this _____ day of _____, 200____, by and between the City of Miramar, a municipal corporation of the State of Florida (the "Sponsoring Agency") and _____ (the "Participating Agency").

RECITALS

WHEREAS, the Sponsoring Agency and the Participating Agency entered into a Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies dated _____ (the "MOA") related to expenditures of funds subgranted to the Participating Agency under the FY 2006 Urban Area Security Initiative ("UASI") Grant Program; and

WHEREAS, the current term of the MOA ends on January 31, 2008; and

WHEREAS, the MOA is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the Sponsoring Agency and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the Sponsoring Agency has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

WHEREAS, the parties mutually desire to extend the term of the MOA through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the MOA between the parties shall be extended to June 30, 2009.
2. All terms, provisions and conditions of the MOA not inconsistent with this First Amendment shall remain in full force and effect.

SPONSORING AGENCY

THE CITY OF MIRAMAR, a municipal corporation of the State of Florida

ATTEST:

Yvette McLeary
City Clerk

APPROVED AS TO FORM AND
CORRECTNESS:

Weiss Serota Helfman Pastoriza
Cole & Boniske, P.L., City Attorney

BY: _____
Robert A. Payton
City Manager
Date: _____

PARTICIPATING AGENCY

ATTEST:

Name:
Title:

BY: _____
Name:
Title:
Date: _____

**APPROVED AS TO FORM AND
CORRECTNESS:**

Participating Agency Attorney

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT
BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM
BEACH COUNTY, FLORIDA, HEREIN REFERRED TO AS "COUNTY" and
CITY OF RIVIERA BEACH OF PALM BEACH COUNTY, FLORIDA. HEREIN
REFERRED TO AS "AGENCY"**

WHEREAS, the COUNTY and AGENCY entered into an interlocal agreement in which the AGENCY was identified as a subrecipient of FY 2006 Urban Area Security Initiative ("UASI") funds granted to the COUNTY; and

WHEREAS, the current term of the interlocal agreement ends on January 31, 2008; and

WHEREAS, the interlocal agreement is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the City of Miramar and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the City of Miramar has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and


WHEREAS, the parties mutually desire to extend the term of the interlocal agreement through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.


NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the interlocal agreement between the COUNTY and AGENCY shall be extended to June 30, 2009.
2. All terms, provisions and conditions of the interlocal agreement consistent with this First Amendment shall remain in full force and effect.

**CITY OF RIVIERA BEACH,
PALM BEACH COUNTY, FLORIDA**


**PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS**

BY: 
THOMAS A. MASTERS
Mayor
Date: FEBRUARY 6, 2008

BY: 
VINCENT BONVENTO
Assistant County Administrator
Date: 3/6/08
Public Safety Department Director

ATTEST:

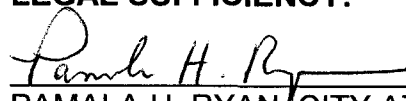
ATTEST:

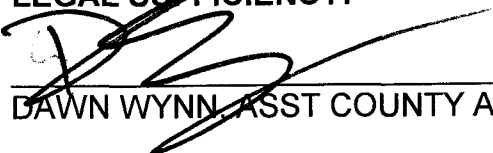

CARRIE E. WARD, MMC
City Clerk

Name: _____
Title: _____

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**


PAMALA H. RYAN, CITY ATTORNEY


DAWN WYNN, ASST COUNTY ATTY

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT
BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM
BEACH COUNTY, FLORIDA, HEREIN REFERRED TO AS "COUNTY" and
VILLAGE OF WELLINGTON OF PALM BEACH COUNTY, FLORIDA.
HEREIN REFERRED TO AS "AGENCY"**

WHEREAS, the COUNTY and AGENCY entered into an interlocal agreement in which the AGENCY was identified as a subrecipient of FY 2006 Urban Area Security Initiative ("UASI") funds granted to the COUNTY; and

WHEREAS, the current term of the interlocal agreement ends on January 31, 2008; and

WHEREAS, the interlocal agreement is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the City of Miramar and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the City of Miramar has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

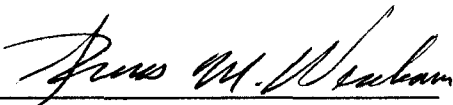
WHEREAS, the parties mutually desire to extend the term of the interlocal agreement through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

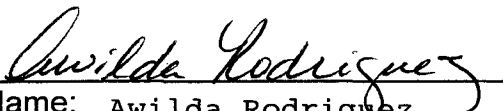
1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the interlocal agreement between the COUNTY and AGENCY shall be extended to June 30, 2009.

2. All terms, provisions and conditions of the interlocal agreement inconsistent with this First Amendment shall remain in full force and effect.

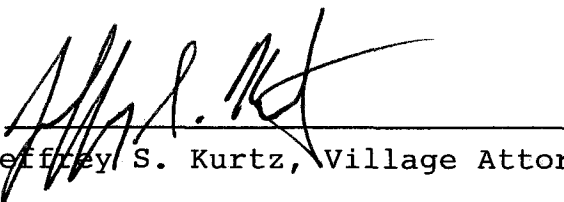
VILLAGE OF WELLINGTON,
PALM BEACH COUNTY, FLORIDA

BY: 
Name Thomas M. Wenham
Title Mayor
Date 2-12-08


ATTEST:


Name: Awilda Rodriguez
Title: Village Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


Jeffrey S. Kurtz, Village Attorney

PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS

BY: 
VINCENT BONVENTO
Assistant County Administrator
Date: 3/6/08
Public Safety Department Director

ATTEST:

Name:
Title:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


DAWN WYNN, ASST COUNTY ATTY

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT
BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM
BEACH COUNTY, FLORIDA, HEREIN REFERRED TO AS "COUNTY" and
CITY OF GREEN ACRES OF PALM BEACH COUNTY, FLORIDA. HEREIN
REFERRED TO AS "AGENCY"**

WHEREAS, the COUNTY and AGENCY entered into an interlocal agreement in which the AGENCY was identified as a subrecipient of FY 2006 Urban Area Security Initiative ("UASI") funds granted to the COUNTY; and

WHEREAS, the current term of the interlocal agreement ends on January 31, 2008; and

WHEREAS, the interlocal agreement is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the City of Miramar and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the City of Miramar has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

WHEREAS, the parties mutually desire to extend the term of the interlocal agreement through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

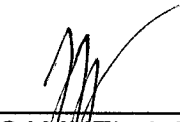
NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the interlocal agreement between the COUNTY and AGENCY shall be extended to June 30, 2009.

2. All terms, provisions and conditions of the interlocal agreement inconsistent with this First Amendment shall remain in full force and effect.

CITY OF GREEN ACRES,
PALM BEACH COUNTY, FLORIDA

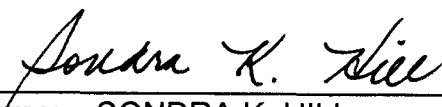
PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS

BY: 
Name: SAMUEL J. FERRERI
Title Mayor
Date 01.21.08

BY: 
Name: VINCENT BONVENTO
Assistant County Administrator
Date: 2/11/08

ATTEST:

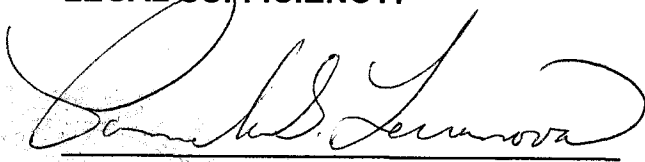
ATTEST:


Name: SONDRA K. HILL
Title: CITY CLERK

Name:
Title:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


PAMELA S. TERRANOVA, CITY ATTY.


DAWN WYNN, ASST. COUNTY ATTY.

CORPORATE
SEAL
1024

FIRST AMENDMENT TO CONTRACT
BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM
BEACH COUNTY, FLORIDA, HEREIN REFERRED TO AS "COUNTY" and
PALM BEACH COUNTY MEDICAL SOCIETY, HEREIN REFERRED TO AS
"AGENCY"

WHEREAS, the COUNTY and AGENCY entered into a contract in which the AGENCY was identified as a subrecipient of FY 2006 Urban Area Security Initiative ("UASI") funds granted to the COUNTY; and

WHEREAS, the current term of the contract ends on January 31, 2008; and

WHEREAS, the contract is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the City of Miramar and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the City of Miramar has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

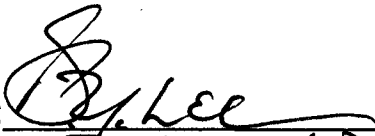
WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

WHEREAS, the parties mutually desire to extend the term of the contract agreement through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the contract between the COUNTY and AGENCY shall be extended to June 30, 2009.
2. All terms, provisions and conditions of the contract inconsistent with this First Amendment shall remain in full force and effect.

**PALM BEACH COUNTY
MEDICAL SOCIETY**


BY: 
Name: Jay Lee, Ph.D.
Title: Dir. of Disaster Services
Date: 3/12/08

ATTEST:

Name:
Title:

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

**PALM BEACH COUNTY BOARD
OF COUNTY COMMISSIONERS**

BY: 
Name: VINCENT BONVENTO
Assistant County Administrator
Date: 3/19/08

ATTEST:

Name:
Title:

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**



DAWN WYNN, ASST COUNTY ATTY