

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

3H-10

AGENDA ITEM SUMMARY

Meeting Date: July 7, 2009

Consent

Regular

Ordinance

Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** First amendment to the interlocal agreement (R2005-1338) with the Port of Palm Beach District (Port) for direct access to the County's 800 MHz Radio System.

**Summary:** The Agreement which provides the terms and conditions under which the Port can directly access the County's 800 MHz Radio System will expire on July 12, 2009. The agreement provides for two (2) – four (4) year renewals but renewals require approval by both parties. The Port has approved a renewal to extend the term of the agreement until July 11, 2013. The renewal now requires Board approval. The terms of the agreement are standard and have been offered to all municipalities and local branches of State/Federal agencies where connection through an established municipal hub is not technically feasible. The annual fees are consistent with those being charged to the County departments. The Agreement may be terminated by either party, with or without cause, on October 1<sup>st</sup> of any year, with a minimum of 6 months notice. (ESS) Countywide (JM)

**Background and Justification:** The Agreement which provides the terms and conditions under which the Port can directly access the County's 800 MHz Radio System will expire on July 12, 2009. The agreement provides for two (2) – four (4) year renewals but renewals require approval by both parties. The Port has approved a renewal to extend the term of the agreement until July 13, 2013. The renewal now requires Board approval.

**Attachments:**

First Amendment

Recommended by: \_\_\_\_\_

  
Department Director

6/9/09  
Date

Approved by: \_\_\_\_\_

  
County Administrator

6/30/09  
Date

**II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	(\$14,617)	(\$14,617)	(\$14,617)	(\$14,617)	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b>NET FISCAL IMPACT</b>	<b>(\$14,617)</b>	<b>(\$14,617)</b>	<b>(\$14,617)</b>	<b>(\$14,617)</b>	<b><u>-0-</u></b>

# ADDITIONAL FTE POSITIONS (Cumulative)

Is Item Included in Current Budget? Yes  No

Budget Account No: Fund 0001 Department 410 Unit 4150 Rev. 4901 \$ 6,160  
 Fund 3801 Department 411 Unit B209 Rev. 4199 \$ 8,457

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: \_\_\_\_\_

**III. REVIEW COMMENTS:**

A. OFMB Fiscal and/or Contract Development & Control Comments:

[Signature] 6/24/09  
 OFMB (NO) CN 6/22/09 6/19/09

[Signature] 6/25/09  
 Contract Dev. and Control

B. Legal Sufficiency:

[Signature] 6/29/09  
 Assistant County Attorney

**This amendment complies with our review requirements.**

C. Other Department Review:

\_\_\_\_\_

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT**

**THIS FIRST AMENDMENT** to Agreement R2005-1338, dated July 12, 2005, is made as of \_\_\_\_\_, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of County Commissioners, ("County"), and the Port of Palm Beach District, a special independent taxing district and political subdivision of the State of Florida ("Port").

In consideration of the mutual promises contained herein, the County and Port agree as follows:

1. The term of Agreement R2005-1338, set to expire on July 12, 2009, shall be extended to July 11, 2013.
2. All other terms of Agreement R2005-1338 remain unmodified and in full force and effect.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment on behalf of the County and Port have hereunto set its hand the day and year above written.

**SHARON R. BOCK,  
CLERK & COMPTROLLER**

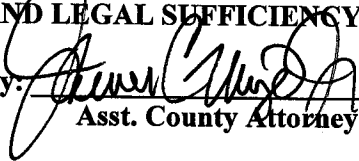
**PALM BEACH COUNTY, FLORIDA BY ITS  
BOARD OF COUNTY COMMISSIONERS**

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
John F. Koons, Chairman

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

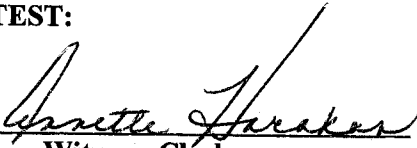
**APPROVED AS TO TERMS  
AND CONDITIONS**


By:   
Asst. County Attorney

By:   
Director Facilities Dev & Operations

**ATTEST:**

**PORT OF PALM BEACH DISTRICT**

By:   
Witness, Clerk

By:   
Chairman

Annette Harakas  
Name (Type or Print)

EDWARD R. OPEL  
Name (Type or Print)