### PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

34-5

#### AGENDA ITEM SUMMARY

Meeting Date: December 15, 2009	[X ] Consent [ ] Ordinance	[ ] Regular [ ] Public Hearing	

### Department: Facilities Development & Operations

## I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** a second amendment to the interlocal agreement (R2001-2103) with the Town of Highland Beach (Town) for direct access to the County's 800MHz radio system.

**Summary:** The Agreement which provides the terms and conditions under which the Town can directly access the County's 800MHz radio system expired on December 4, 2009. The agreement provides for two (2) – four (4) year renewals but renewals require approval by both parties. The Town has approved a renewal to extend the term of the agreement until December 3, 2013 and exercises the last of the renewal options. 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 County departments. The Agreement may be terminated by either party, with or without cause, on October  $1^{st}$  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 Town can directly access the County's 800MHz radio system expired on December 4, 2009. The agreement provides for two (2) – four (4) year renewals but renewals require approval by both parties. The Town has approved a renewal to extend the term of the agreement until December 3, 2013. The renewal now requires Board approval.

### Attachment:

Second Amendment

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Recommended by:	Anny Worf	11/20/09
	Department Director	Date
Approved by:	ugen	12/3/09
	<b>County Administrator</b>	Date

## I. FISCAL IMPACT ANALYSIS

# A. Five Year Summary of Fiscal Impact:

Fiscal Year	2010	2011	2012	2013	2014
Capital Expenditures Operating Costs	\$0 0	0 0	0 0	0 0	0 0
External Revenues Program Income (County) In-Kind Match (County)	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0
NET FISCAL IMPACT	\$0	0	Ο.	0	0
# Additional FTE Positions (Cumulative)	<del></del>	_		_	
Is Item Included in Current Budge	et? Yes <u>X</u>	<u>    No    </u>	_		
Budget Account No:					
Reporting Category					

- **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: This amendment is for a time extension only and has no additional fiscal impact to Palm Beach Carty.

ØFM Legal Sufficiency: Hul Assistant County Attorney

Dev, and Control Contract Z. Janes 12/1/04

This amendment complies with our review requirements.

A. Other Department Review:

**Department Director** 

This summary is not to be used as a basis for payment.

### SECOND AMENDMENT TO INTERLOCAL AGREEMENT

**THIS SECOND AMENDMENT** to Agreement R2001-2103and previously amended by R2005-2403, dated December 20, 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, hereinafter referred to as the County, and the Town of Highland Beach, a municipal corporation, hereinafter referred to as the Town.

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

- 1. The term of Agreement R2001-2103 as amended by 2005-2403, is set to expire on December 4, 2009 shall be extended to December 3, 2013.
- 2. All other terms of Agreement R 2001-2103 and R2005-2403 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 Town has 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** APPROVED AS TO FORM AND LEGAL SUFFICIENC R Asst. County Attorney

ATTEST:

By: **City Clerk** Name (Type'or Print)

By:

Burt Aaronson, Chair

### APPROVED AS TO TERMS AND CONDITIONS

By:

**Director Facilities Dev & Operations** 

## TOWN OF HIGHLAND BEACH, FLORIDA

url By: Ma JIM