3H-2

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

#### AGENDA ITEM SUMMARY

Meeting Date: February 2, 2010	[X] Consent	[] Regular
	[ ] Ordinance	[] Public Hearing

#### **Department:** Facilities Development & Operations

### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** a second amendment to the agreement (R2004-0457) with Delray Medical Center (Hospital) allowing for interoperable communications through the Countywide and EMS common groups of the County's 800MHz Radio System.

**Summary:** The Agreement which provides the terms and conditions under which the Hospital can program into its radios and utilize the countywide and EMS common talk groups for certain types of inter-agency communications expires on March 16, 2010. The Hospital has conducted its operation in accordance with the terms of the agreement. As such, staff is recommending that the Board proceed with the renewal. The agreement provides for three (3) – three (3) year renewals but renewals require approval by both parties. The Hospital has approved a renewal to extend the term of the agreement until March 15, 2013. The renewal now requires Board approval. The terms of the agreement are standard and have been offered to hospitals and other EMS providers. There are no charges associated with this agreement. The Hospital is required to pay all costs associated with subscriber units and to comply with the established operating procedures for the System. The Agreement may be terminated by either party, with or without cause. (ESS) Countywide (JM)

**Background and Justification:** The Agreement provides for the terms and conditions under which the Hospital can program into its radios and utilize the Countywide and EMS common talk groups for certain types of inter-agency communications. The agreement provides for three (3) – three (3) year renewals but renewals require approval by both parties. The Hospital has approved a renewal to extend the term of the agreement until March 15, 2013. The renewal now requires Board approval.

#### Attachment:

Second	Amendment
	AIDERAIDER

Recommended by:	Army Worf Department Director	1/12/10 Date	
Approved by:	County Administrator	 Date	

# 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	0	0
# Additional FTE Positions (Cumulative)	_	-	_	_	_
Is Item Included in Current Budget	? Yes _	No			
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: \* NO FISCAl Impact to utilize the common fall groups.

Legal/Sufficier Q Assistant

1100/10 Contract trol :on 20/6

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.

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### SECOND AMENDMENT TO INTERLOCAL AGREEMENT

THIS SECOND AMENDMENT to Agreement R2004-0457, dated March 16, 2004 and as previously amended by R2007-0145 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 Delray Medical Center, Inc., a corporation licensed to do business in the State of Florida ("Hospital") with a federal tax id number of 95-3720659.

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

- 1. The term of Agreement R2004-0457, as amended by R2007-0145 expires on March 16, 2010, and shall be extended to March 15, 2013.
- 2. All other terms of Agreement R2004-0457 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 Hospital 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 SUFFICIENCY

sst. Countv Attorbey

ATTEST:

un a Boles iness awn A. Bobo

Name of Witness (Print or Type)

By:

Burt Aaronson, Chair

APPROVED AS TO TERMS AND CONDITIONS

**Bv**:

Director Facilities Dev & Operations

HOSPITAL: By: Robert M. Kriege ief Executive Officer W-7-10

ACORD, CERTIFICATE OF LIABILITY INSURANCE		
PRODUCER1-818-539-2300THIS CERTIFICATE IS ISSUED AS A MATTEArthur J. Gallagher & Co.ONLY AND CONFERS NO RIGHTS UPONInsurance Brokers of California, Inc. License #0726293HOLDER. THIS CERTIFICATE DOES NOT A505 North Brand Boulevard, Suite 600ALTER THE COVERAGE AFFORDED BY THE		E CERTIFICATE D, EXTEND OR
Glendale, CA 91203-3944 maribel sanchez@ajg.com	INSURERS AFFORDING COVERAGE	NAIC #
INSURED Tenet Healthcare Corp.	INSURER A: NATIONAL UNION FIRE INS CO OF PITTS	19445
13737 Noel Road, Suite 100	INSURER B: ILLINOIS NATL INS CO	23817 23841
Dallas, TX 75240	INSURER D: American Intl South Ins Co	40258

#### COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE	POLICY EXPIRATION DATE (MM/DD/YY)	LIMIT	'S
A		GENERAL LIABILITY	0936368	06/01/09	06/01/10	EACH OCCURRENCE	\$1,000,000
						DAMAGE TO RENTED PREMISES (Ea occurence)	\$1,000,000
					Ì	MED EXP (Any one person)	\$10,000
						PERSONAL & ADV INJURY	\$1,000,000
						GENERAL AGGREGATE	\$1,000,000
		GEN'L AGGREGATE LIMIT APPLIES PER:				PRODUCTS - COMP/OP AGG	\$1,000,000
		X POLICY PRO- JECT LOC					
		AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT	
		ANY AUTO				(Ea accident)	\$
		ALL OWNED AUTOS				BODILY INJURY	
		SCHEDULED AUTOS				(Per person)	\$
		HIRED AUTOS				BODILY INJURY	
		NON-OWNED AUTOS				(Per accident)	\$
						PROPERTY DAMAGE	
						(Per accident)	\$
		GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	\$
		ANY AUTO				OTHER THAN EA ACC	\$
						AUTO ONLY: AGG	\$
		EXCESS/UMBRELLA LIABILITY				EACH OCCURRENCE	\$
		OCCUR CLAIMS MADE				AGGREGATE	\$
							\$
		DEDUCTIBLE					\$
		RETENTION \$					\$
в		CERS COMPENSATION AND	60168951 (MO,WI)	06/01/09	06/01/10	X WC STATU- OTH- TORY LIMITS ER	
С	1	OYERS' LIABILITY ROPRIETOR/PARTNER/EXECUTIVE	60168945 (AOS) /60168950 (T	K) 06/01/09	06/01/10	E.L. EACH ACCIDENT	\$2,000,000
A		ROPRIETOR/PARTNER/EXECUTIVE	0899019AL-CA-LA/60168946	CA 06/01/09	06/01/10	E.L. DISEASE - EA EMPLOYEE	\$2,000,000
в		describe under IAL PROVISIONS below	60168947 (FL)	06/01/09	06/01/10	E.L. DISEASE - POLICY LIMIT	\$2,000,000
A		R Empl Liab	60168949 (OR)	06/01/09	06/01/10	EL Limits	2,000,000
		Empl Liab	60168948 (GA)	06/01/09		EL Limits	2,000,000
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS							
The Certificate Holder is Included as Additional Insured, but Solely as respects to Liability Arising out of the Named Insured's Operations or Premises Owned by or Rented by Named Insured, Excluding Contract or Agreements for							
Pro	fess:	onal Services, and Subject	ct to the Terms and Condit	ions of the R	eferenced Pol:	icy and as Required	bv Written
lcon	Contract. Workers Compensation is evidence of coverage with respect to the Insured's operations and in accordance with the terms and conditions of the policy Insured/Recility, Delray Medical Conter, 5352 Linton Blyd, Delray Reach						

with the terms and conditions of the policy. Insured/Facility: Delray Medical Center, 5352 Linton Blvd, Delray Beach, FL 33484, County Board of County Commissioners, a political subdivision of the State of Florida, its officers, employees, and CERTIFICATE HOLDER CANCELLATION \*10 Day Notice for Non-Payment of Premium

CERTIFICATE HOLDER	CANCELLATION *10 Day Notice for Non-Payment of Premium
	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION
Palm Beach County of County Commissioners	DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN
	NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL
Attn: Communications Division 3323 Belvedere Road	IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR
Building 506	REPRESENTATIVES.
West Palm Beach, FL 33406	AUTHORIZED REPRESENTATIVE
USA	Jan Kallas

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# DATE SUPPLEMENT TO CERTIFICATE OF INSURANCE 06/01/09 NAME OF INSURED: Tenet Healthcare Corp. Additional Description of Operations/Remarks from Page 1: agents Insured/Facility: Delray Medical Center, 5352 Linton Blvd., Delray Beach, FL 33484 RE: Agreement for 800 MHz Trunked Radio System Additional Insured to include Palm Beach County Board of County Commissioners, a political subdivision of the State of Florida, its officers, employees, and agents . Additional Information:

SUPP (05/04)