

Agenda Item #: 35-1

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**
AGENDA ITEM SUMMARY

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Meeting Date: July 16, 2013 Consent Regular
 Workshop Public Hearing

Department

Submitted For: FIRE RESCUE

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve a Memorandum of Agreement with the Children's Services Council of Palm Beach County providing the County funding of up to \$50,000 for the Drowning Prevention Coalition for the period October 1, 2013 to September 30, 2014.

Summary:
The Drowning Prevention Coalition program is managed by Palm Beach County Fire Rescue. However, the program is funded by multiple sources including the Children's Services Council (CSC) of Palm Beach County and the County's general fund. This Memorandum of Agreement provides the terms and conditions of the Children's Services Council of Palm Beach County's agreement to provide funding to the County of up to \$50,000 for the Drowning Prevention Coalition program. The additional funding of this program for FY 2014 is being provided from the County's general fund in the amount of \$150,000.
Countywide (PK)

Background and Justification:
The Palm Beach County Drowning Prevention Coalition program was relocated to Palm Beach County Fire Rescue on October 1, 2000. The relocation gave the Drowning Prevention Coalition office space within Palm Beach County Fire-Rescue. The primary funding sources for this program in FY 2014 are a transfer from the County's general fund in the amount of \$150,000 and the agreement with the Children's Services Council of Palm Beach County in the amount of \$50,000.

Attachments:

- Memorandum of Agreement, Children's Services Council of Palm Beach County

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Recommended By:  8/17/2013
Fire Marshal / Division Chief Date

Approved By:  8/17/2013
Fire-Rescue Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	<u>50,000</u>	_____	_____	_____
External Revenues	_____	<u>(50,000)</u>	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	<u>-0-</u>	_____	_____	_____

ADDITIONAL FTE
POSITIONS (Cumulative) _____

Is Item Included in Proposed Budget? Yes X No

Budget Account No.: Fund 1300 Dept 440 Unit 4244 Object _____

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

This agreement with the Children's Services Council of Palm Beach County represents their agreed funding for the Drowning Prevention Coalition.

C. Departmental Fiscal Review: *[Signature]*

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

<p><u><i>[Signature]</i></u> OFMB 6/20/2013 6/20/2013</p>	<p><u><i>[Signature]</i></u> Contract Dev. and Control 6-21-13 6/21/13</p>
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B. Legal Sufficiency:

[Signature] 6/21/13
Assistant County Attorney

C. Other Department Review:

Department Director

THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.

MEMORANDUM OF AGREEMENT

This Agreement, entered into as of this ____ day of _____, 2013 by and between the **CHILDREN'S SERVICES COUNCIL OF PALM BEACH COUNTY** (hereinafter referred to as "CSC"), a political subdivision of the State of Florida and **PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**, a political subdivision of the State of Florida, (hereinafter referred to as "PBCBCC"), effective October 1, 2013 ("Effective Date") to September 30, 2014.

CSC has agreed to fund up to **\$50,000** to PBCBCC for the **Drowning Prevention Initiative** for the period October 1, 2013 through September 30, 2014. The CSC funds will be combined with funding from the PBCBCC.

CSC, as one of the funders of Drowning Prevention Initiative, agrees to transfer funds to PBCBCC in accordance with the following schedule and terms:

1. Transfers from CSC to the PBCBCC for expenditures made prior to September 30, 2014 will be made in accordance with the following procedures:
 - a) A written request for funds from CSC by the PBCBCC specifying the amount requested based upon the attached **Exhibit "A"**, Financial Reporting on Expenditures & Request for Reimbursement form.
 - b) The Financial Reporting on Expenditures & Request for Reimbursement form will outline how the previously advanced funds have been spent, and will be accompanied by an outline for which additional funds will be spent, as well as, the nature of both categories of expenses.
 - c) The request will be submitted to CSC in sufficient time as to allow 10 working days for processing.
2. The PBCBCC shall submit to the Council reports of effectiveness and include statistics and data on the number of persons served. Said reports shall be made on the Progress Report Form, **Exhibit "B"**, from the effective date of this Agreement on a quarterly basis.
3. No transfers will be made by CSC pursuant to this Memorandum of Agreement for expenditures made after September 30, 2014, and the PBCBCC agrees to refund any of CSC's money advanced but not expended by September 30, 2014 within 45 days.
4. A final financial compilation report accounting for all funds expended will be provided to CSC no later than November 15, 2014.
5. Both parties are aware that the Inspector General of Palm Beach County has the authority to investigate and audit matters relating to the negotiation and performance of this Agreement, and in furtherance thereof may demand and obtain records and testimony from the either or both parties and their subcontractors and lower tier subcontractors. Both parties understand and agree that in addition to all other remedies and consequences provided by law, the failure of one of the parties or its subcontractors or lower tier subcontractors to fully cooperate with the Inspector General when requested may be deemed by the other party to be a material breach of this Agreement justifying its termination.

6. No provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract, including but not limited to any citizen or employees of the PBCBCC and/or CSC.

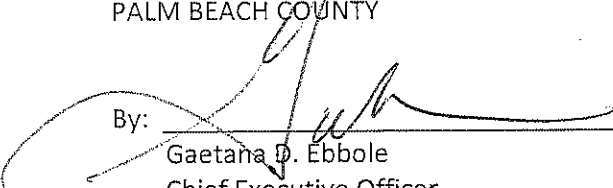
CSC and the PBCBCC agree to comply with the terms of this Memorandum of Agreement.

IN WITNESS WHEREOF, the undersigned parties have executed this Agreement on the day and year first above written.

ATTEST:

CHILDREN'S SERVICES COUNCIL OF
PALM BEACH COUNTY

By: 
Witness

By: 
Gaetana D. Ebbole
Chief Executive Officer

Date: 6-5-13

Date: 4/5/13

ATTEST:

PALM BEACH COUNTY, FLORIDA BY
ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Steven L. Abrams, Mayor

Date: _____

Date: _____

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
County Attorney

Date: _____

APPROVED AS TO TERMS AND CONDITIONS

By: 
Palm Beach County Fire-Rescue

Date: 6/17/2013

EXHIBIT 'A'

Financial Reporting on Expenditures & Request for Reimbursement form

Children's Services Council of Palm Beach County
Financial Reporting on Expenditures & Request for Reimbursement

For Period Ending: 09 / 30 / 2014

Agency: Palm Beach County Board of Commissioners
 Program: Drowning Prevention

Contract/MOA #: 13-542

Description	Total Program	Expenses for the Period ____/____/____ to ____/____/____	Total Expenses to Date
Personnel			
(i) Salaries	105,718		
(ii) Fringe Benefits	51,673		
Travel	1,250		
Telephone	1		
Program Supplies	4,365		
Office Supplies	2,490		
Rent	6,541		
Capital Expenses	0		
Other Costs			
(i) Learn to Swim Lessons	31,044		
(ii) Legal/DP Fees	1,250		
(iii) Maintenance	2,000		
Office-Professional Fee & Miscellaneous Expenses	50		
Total	206,382		
Amount paid by other sources	156,382		
CSC amount	50,000		
CSC%	24.2%		

Advance Funds Received -0-
 Prior Advance Repayment -0-
 Advance Balance -0-

Advance Payment This Period _____
 Net CSC Funds Requested _____

CERTIFICATION

The undersigned certify that the information contained in this report is a true and accurate representation of the use of CSC funds as of the date of this report.

Prepared by: Bonnie E. Stein
 Bonnie E. Stein/Financial Analyst III

5/7/13
 DATE

Approved by: Bonnie E. Stein
 Bonnie E. Stein/Financial Analyst III

5/7/13
 DATE

EXHIBIT 'B'

Progress Report Form

Date Prepared by Provider: _____

**CHILDREN'S SERVICES COUNCIL OF PALM BEACH COUNTY
 PROGRESS REPORT FORM – Palm Beach County Board of County Commissioners/Drowning Prevention**

REPORTING PERIOD: _____

PROJECT OBJECTIVES	ACCOMPLISHMENTS: THIS REPORTING PERIOD	ACCOMPLISHMENTS TO DATE	CHALLENGES/ CORRECTIVE ACTIONS TAKEN
1.			
2.			
3.			

***NOTE:** This form is required for all Progress Reports/Final Reports.