

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: October 01, 2013

[X] Consent [] Regular
[] Ordinance [] Public Hearing

Department

Submitted By: Department of Public Safety

Submitted For: Division of Justice Services

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends a motion to **Receive and File:** the following executed reinstated and amended agreements with the Fifteenth Judicial Circuit Court (Court) for the period July 1, 2013 through June 30, 2015:

1. Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services For Juvenile Competency Evaluations & Psychological Evaluations; and
2. Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services For Adult Competency Evaluations; and
3. Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services Related To Appointment As An Examining Committee Member Relating To Guardianship Matters.

Summary: The Court has contracted with the Division of Justice Services to provide court ordered forensic evaluations and testimony through Justice Services' Forensic Psychology Office. Seniors, adults, teens and children throughout the county are directed to the Forensic Psychology Office with the appropriate Court Order, outlining which specific evaluation is required. The scope of services provided in the original agreements (R2012-1726, R2012-1727, R2012-1728) includes competency and psychological evaluations for adult and juvenile criminal matters and appointment as an examining committee member relating to guardianship matters. These agreements compensate Justice Services Forensic Psychology Office for the psychological services provided. These amendments extend the contract termination dates from June 30, 2013 to June 30, 2015. R-2005-0792 authorizes the County Administrator or his designee to execute contracts to provide psychological services to the Fifteenth Judicial Circuit Court. **Countywide (PGE).**

Background and Justification: These Agreements reinstate and amend the contract termination date to compensate Court Psychology for the contractual services provided to the 15th Judicial Circuit under the same terms and conditions outlined in the original agreements, which had an effective contract date of July 1, 2012 - June 30, 2013, were signed on behalf of the County on August 8, 2012, and received and filed with the BCC on November 20, 2012.

Attachments:

- 1) Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services For Juvenile Competency Evaluations & Psychological Evaluations
- 2) Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services For Adult Competency Evaluations
- 3) Agreement Reinstating and Amending the Terms of Original Agreement For Expert Witness Professional Services Related To Appointment As An Examining Committee Member Relating To Guardianship Matters

Recommended by:

Department Director

9/5/13
Date

Approved By:

Assistant County Administrator

9/5/13
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Capital Expenditures					
Operating Costs	568,099	568,099			
External Revenues					
Program Income (County)	(199,726)	(199,726)			
In-Kind Match (County)					
Net Fiscal Impact	<u>368,373</u>	<u>368,373</u>			
# ADDITIONAL FTE POSITIONS (Cumulative)	-				

Is Item Included In Current Budget? Yes X No

**Budget Account Exp No: Fund 0001Department 660Unit 5226 Object var
Rev No: Fund 0001Department 660Unit 5226Rev. Source 4900**


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

In FY 2014 and FY 2015 of the \$199,726, 186,000 relates to the contracts in this agenda items, the remaining \$13,726 does not and is part of the \$65 fee revenue. These budgeted revenues help offset the operational costs of Court Psychology program of Division of Justice Services of \$568,099 in FY2014 and 2015.

Departmental Fiscal Review: Stephane Sepincha

III. REVIEW COMMENTS

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

 9/10/2013
 KU 9/9 Au 9/9/13
 OFMB

A. J. Jacoby 9/10/13
Contract Administration
9-10-13 B. Wheeler

B. Legal Sufficiency:

Legal Sufficiency: 9/11/13
Fandley
Assistant County Attorney

C. Other Department Review:

Department Director

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

**AGREEMENT REINSTATING AND AMENDING THE TERMS OF
ORIGINAL AGREEMENT (R2012-1728) FOR EXPERT WITNESS PROFESSIONAL
SERVICES FOR JUVENILE COMPETENCY EVALUATIONS
& PSYCHOLOGICAL EVALUATIONS**

THIS FIRST AMENDED AGREEMENT (hereinafter "First Amended Agreement") dated September 5, 2013, reinstates the Original Agreement ("Original Agreement" R-2012-1728) for Expert Witness Professional Services for Juvenile Competency Evaluations & Psychological Evaluations (originally entered on August 8, 2012 with a "receive and file date" of November 20, 2012) by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners (hereinafter referred to as "COUNTY," whose Employer ID Number is 59-6000785) and the Fifteenth Judicial Circuit (hereinafter referred to as the COURT).

WITNESSETH:

WHEREAS, the COUNTY and the COURT entered into the Original Agreement on August 8, 2012, with an effective date of July 1, 2012 and a termination date of June 30, 2013 (R-2012-1728) which was received and filed with the Board of County Commissioners on November 20, 2012; and

WHEREAS, the parties mutually desire to continue their working relationship under the same terms, conditions and scope of services outlined in the Original Agreement (R-2012-1728); and

WHEREAS, the parties have agreed to reinstate the Original Agreement and extend the term by amending the termination date from June 30, 2013 until June 30, 2015;

NOW THEREFORE, the above named parties hereby mutually agree to reinstate and amend the Original Agreement and enter this First Amended Agreement as follows:

- I. The Original Agreement (R-2012-1728) is reinstated in its entirety, and amended to include an effective date of July 1, 2013, with a termination date of June 30, 2015.
- II. All other provisions of said Original Agreement (R-2012-1728) are hereby confirmed, and except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.


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First Amended Agreement

IN WITNESS WHEREOF, the parties hereto have caused this First Amended Agreement to be executed by their officials thereupon duly authorized.

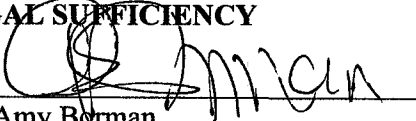
ATTEST:

THE FIFTEENTH JUDICIAL CIRCUIT


Barbara Dawicke, Trial Court Administrator
For the Florida State Courts System
205 N. Dixie Highway, Suite 5.2500
West Palm Beach, FL 33401
Telephone (561) 355-2431

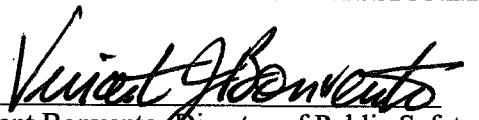
Date: 8/26/13

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: 
Amy Berman
Title: General Counsel
Telephone: (561) 355-1927

Date: 8.26.13

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

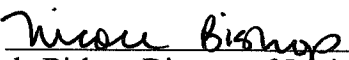
BY: 
Vincent Bonvento, Director of Public Safety
20 South Military Trail
West Palm Beach, FL 33415

Date: 9/5/13

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: 
Assistant County Attorney

APPROVED AS TO TERMS AND CONDITIONS

By: 
Nicole Bishop, Director of Justice Services
Department of Public Safety

**AGREEMENT REINSTATING AND AMENDING THE TERMS OF
ORIGINAL AGREEMENT (R2012-1726) FOR EXPERT WITNESS PROFESSIONAL
SERVICES FOR ADULT COMPETENCY EVALUATIONS**

THIS FIRST AMENDED AGREEMENT (hereinafter "First Amended Agreement") dated September 5, 2013, reinstates the Original Agreement ("Original Agreement" R-2012-1726) for Expert Witness Professional Services for Adult Competency Evaluations (originally entered on August 8, 2012 with a "receive and file date" of November 20, 2012) by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners (hereinafter referred to as "COUNTY," whose Employer ID Number is 59-6000785) and the Fifteenth Judicial Circuit (hereinafter referred to as the COURT).

WITNESSETH:

WHEREAS, the COUNTY and the COURT entered into the Original Agreement on August 8, 2012, with an effective date of July 1, 2012 and a termination date of June 30, 2013 (R-2012-1726), which was received and filed with the Board of County Commissioners on November 20, 2012; and

WHEREAS, the parties mutually desire to continue their working relationship under the same terms, conditions and scope of services outlined in the Original Agreement (R-2012-1726); and

WHEREAS, the parties have agreed to reinstate the Original Agreement and extend the term by amending the termination date from June 30, 2013 until June 30, 2015;

NOW THEREFORE, the above named parties hereby mutually agree to reinstate and amend the Original Agreement and enter this First Amended Agreement as follows:

- I. The Original Agreement (R-2012-1726) is reinstated in its entirety, and amended to include an effective date of July 1, 2013, with a termination date of June 30, 2015.
- II. All other provisions of said Original Agreement (R-2012-1726) are hereby confirmed, and except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.

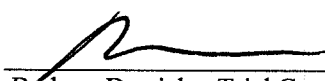
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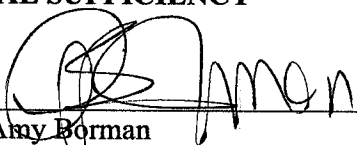
ATTEST:

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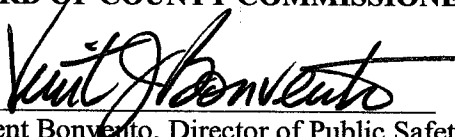
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**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: 
Amy Borman
Title: General Counsel
Telephone: (561) 355-1927


8-26-13

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


BY: 
Vincent Bonvento, Director of Public Safety
20 South Military Trail
West Palm Beach, FL 33415
Telephone: (561) 712-6470

Date: 9/5/13

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: 
Assistant County Attorney

APPROVED AS TO TERMS AND CONDITIONS

By: 
Nicole Bishop, Director of Justice Services
Department of Public Safety

**AGREEMENT REINSTATING AND AMENDING THE TERMS OF
ORIGINAL AGREEMENT (R2012-1727) FOR EXPERT WITNESS PROFESSIONAL
SERVICES RELATED TO APPOINTMENT AS AN EXAMINING COMMITTEE
MEMBER RELATING TO GUARDIANSHIP**

THIS FIRST AMENDED AGREEMENT (hereinafter "First Amended Agreement") dated September 5, 2013, reinstates the Original Agreement ("Original Agreement" R-2012-1727) for Expert Witness Professional Services Related to Appointment as an Examining Committee Member Relating to Guardianship Matters (originally entered on August 8, 2012 with a "receive and file date" of November 20, 2012) by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners (hereinafter referred to as "COUNTY," whose Employer ID Number is 59-6000785) and the Fifteenth Judicial Circuit (hereinafter referred to as the COURT).

WITNESSETH:

WHEREAS, the COUNTY and the COURT entered into the Original Agreement on August 8, 2012, with an effective date of July 1, 2012 and a termination date of June 30, 2013 (R-2012-1727) which was received and filed with the Board of County Commissioners on November 20, 2012; and

WHEREAS, the parties mutually desire to continue their working relationship under the same terms, conditions and scope of services outlined in the Original Agreement (R-2012-1726); and

WHEREAS, the parties have agreed to reinstate the Original Agreement and extend the term by amending the termination date from June 30, 2013 until June 30, 2015;

NOW THEREFORE, the above named parties hereby mutually agree to reinstate and amend the Original Agreement and enter this First Amended Agreement as follows:

- I. The Original Agreement (R-2012-1727) is reinstated in its entirety, and amended to include an effective date of July 1, 2013, with a termination date of June 30, 2015.
- II. All other provisions of said Original Agreement (R-2012-1727) are hereby confirmed, and except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.

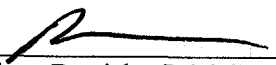
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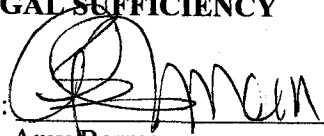
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BY:  8.26.13

Amy Borman
Title: General Counsel
Telephone: (561) 355-1927

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BOARD OF COUNTY COMMISSIONERS**

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West Palm Beach, FL 33415

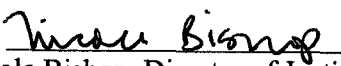
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