Agenda Item #: 3A-3

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	October 22, 2013	[x] Consent [] Ordinance	[] []	Regular Public Hearing

Department: County Administration

Submitted By:

Submitted For:

I. EXECUTIVE BRIEF

Motion and Title:

Staff recommends motion to approve the First Amendment to Interlocal Grant Agreement (R2012-1173) with the Town of Jupiter Inlet Colony to voluntarily assist in funding the Office of Inspector General Operations.

Summary:

The agreement provides a means for the Town of Jupiter Inlet Colony to voluntarily provide quarterly grant payments to Palm Beach County to assist in funding the Office of Inspector General (OIG). The payments equal the amount of funding the Town would have paid pursuant to the cost apportionment method outlined in the Inspector General Ordinance. The payment for Jupiter Inlet for each quarter of FY 2014 equals \$808.75. (District 2) LB

Background and Justification (or Policy Issues):

Fourteen municipalities filed suit against the County challenging the Inspector General Ordinance. The Clerk and Comptroller joined in the lawsuit to determine its rights and responsibilities under the ordinance. As a result, the Clerk and Comptroller is not invoicing municipalities for funding the OIG, and not releasing any funds collected pursuant to ordinance. While all the cities are receiving OIG services, none are paying for it. The County Commission directed staff to determine whether the cities not participating in the lawsuit would be willing to assist in funding the OIG. Those willing to do so have been asked to execute this agreement.

Attachments:

First Amendment to Interlocal Agreement with the Town of Jupiter Inlet Colony (3)

Recommended by	/:N/A	
	Department Director	Date
Approved By:	Billin	10/3/13
	County/Deputy/Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	20	20	20
Capital Expenditures		2			
Operating Costs External Revenues Program Income (County)	\$(3,235)				
In-Kind Match (County)					
NET FISCAL IMPACT	\$(3,235)				1
No. ADDITIONAL FTE POSITIONS (Cumulative)					·
Is Item Included In Curren Budget Account No.: I Object Repor	Fund	Departme		Unit	

- B. Recommended Sources of Funds/Summary of Fiscal Impact: Revenue will be recorded in the Office of Inspector General Special Revenue Fund. The FY 2014 amount of \$3,235 is based on the LOGER calculation and OIG proposed budget.
- C. **Departmental Fiscal Review:**

III. REVIEW COMMENTS

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

0)1113 Contract Dev. and Control B

Legal Sufficiency: Β.

Assistant County Attorney

- **Other Department Review:** C.

Department Director

REVISED 9/03 ADM FORM 01 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

FIRST AMENDMENT TO INTERLOCAL GRANT AGREEMENT

This First Amendment to the Interlocal Grant Agreement is made this _____ day of ______, 2013, between the Town of Jupiter Inlet Colony, a municipality located in Palm Beach County, Florida (hereinafter "TOWN") and Palm Beach County, a political subdivision of the State of Florida (hereinafter "COUNTY"), each one constituting a public agency as defined in Part I of Chapter 163, Florida Statutes.

WITNESSETH

WHEREAS, the TOWN and COUNTY entered into that certain Interlocal Grant Agreement on September 11, 2012 (R2012-1173)(hereinafter "Agreement"), which enabled the TOWN to provide grant funding to support operation of the Office of Inspector General; and

WHEREAS, the TOWN and the COUNTY wish to extend the Agreement for one year by entering into this first amendment to the interlocal grant agreement;

NOW, THEREFORE, in consideration of the mutual representations, terms and covenants hereinafter set forth, the parties hereby agree as follows:

<u>**Part I. Incorporation of Recitals.</u>** The recitals set forth above are specifically incorporated herein by direct reference.</u>

Part II. Section 5 of the Agreement is amended as follows:

<u>Section 5. Effective Date/Term.</u> This Agreement shall take effect upon filing with the clerk of the circuit court. The term of this Agreement shall be until September 30, 20132014, and shall continue in full force and effect up to and through the conclusion of this term unless otherwise terminated as provided herein.

Part III. Subsection 6.C. of the Agreement is amended as follows:

C. Future Grant Payments and Calculations: The County and City Town agree that the

amount of voluntary grant payments beyond FY 2012, will be recalculated on the fifth business day of each July <u>31</u> of each subsequent fiscal year for the term of this Agreement using the "LOGER Calculation", as set forth herein, and that the City will receive quarterly grant statements from the County based upon this calculation. The County shall notify the City of grant funding due pursuant to this Agreement on October 10, January 10, April 10 and July 10 of each fiscal year for the term of this Agreement. <u>The County and the Town agree that each quarterly payment for the period October 1, 2013</u>

808. through September 30, 2014 shall be

Payment shall be submitted to the County and

due no later than thirty days from the date of each notice.

Part IV. Except as explicitly set forth herein, all terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have duly executed this First Amendment to the Interlocal Grant Agreement on the day and year first above written.

ATTEST: SHARON R. BOCK CLERK & COMPTROLLER PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

> TOLLIN FFICIENT

By:

Deputy Clerk

By: Steven L. Abrams, Mayor

(SEAL)

WITNESSES:

MISO

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De A AS

Print Name

Approved as to form and legal sufficiency

TOWN OF JUPITER INLET COLONY By: DANIEL J. COMERFOR

Print Name

MAYOR

Title/Position

Approved as to terms and conditions

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Inspector General FY 2014 Cost Allocation Schedule Estimated Costs from October 1 - September 30 (FY2012)

	Data				CIP Adjustment				Proportionate Share			
	FY	Tota	al Expenses	FY 2	011 - 1.5%	FY 3	2012 -2.96%	A	dj. Expenses	%		Dollars
County	2012	\$ 1	758,738,215					\$	758,738,215	53.95%	5	1,202,248
Atlantis	2012	\$	1,610,300					\$	1,610,300	0.119	12-34708.03	2,553
Belle Glade	2012	\$	4,717,559					\$	4,717,559	0.349	5	7,47
Boca Raton	2012	\$	94,010,335					\$	94,010,335	6.689	6	148,963
Boynton Beach ¹	2010	\$	54,489,605	\$	817,344	\$	1,612,892	\$	56,919,841	4.05%	10003168	90,193
Briny Breezes 2	2011	\$	323,959			\$	9,589	\$	333,548	0.029	5	52
Cloud Lake	2012	\$	73,301					\$	73,301	0.019	5	110
Delray Beach	2012	\$	78,837,604					\$	78,837,604	5.619	5	124,92:
Glen Ridge ²	2011	\$	40,634			\$	1,203	\$	41,837	0.009	5	61
Golf	2012	\$	1,643,283					\$	1,643,283	0.129	6	2,604
Greenacres	2012	\$	5,647,427					\$	5,647,427	0.409	5	8,949
Gulf Stream	2012	\$	1,629,299					\$	1,629,299	0.129	6	2,583
Haverhill	2012	\$	864,846					\$	864,846	0.069	6	1,370
Highland Beach ²	2011	\$	3,918,912			\$	116,000	\$	4,034,912	0.29%	6	6,393
Hypoluxo	2012	\$	633,043					\$	633,043	0.059	6	1,003
Juno Beach	2012	\$	951,529					\$	951,529	0.079	6	1,50
Jupiter	2012	\$	29,736,114					\$	29,736,114	2,119	6	47,118
Jupiter Inlet Colony	2012	\$	2,041,570			20 H H	e aproximation	\$	2,041,570	0.15%	6 pent	3,23
Lake Clarke Shores	2012	\$	2,893,130					\$	2,893,130	0.219	6	4,584
Lake Park ²	2011	\$	4,624,483			\$	136,885	\$	4,761,368	0.349	6	7,54
Lake Worth	2012	\$	47,994,785					\$	47,994,785	3.419	6	76,049
Lantana	2012	\$	8,803,206					\$	8,803,206	0.63%	6	13,949
Loxahatchee Groves	2012	\$	1,399,817					\$	1,399,817	0.109	6	2,21
Manalapan	2012	\$	2,096,750					\$	2,096,750	0.159	6	3,32
Mangonia Park ²	2011	\$	1,274,932			\$	37,738	\$	1,312,670	0.099	6	2,080
North Palm Beach	2012	Ş	6,183,737					\$	6,183,737	0,449	6	9,79
Ocean Ridge	2012	\$	1,359,018					\$	1,359,018	0.10%	6	2,15
Pahokee ¹	2010	\$	2,938,606	\$	44,079	\$	86,983	\$	3,069,668	0.229	6	4,86
Palm Beach	2012	\$	39,766,391					\$	39,766,391	2.839	6	63,01:
Palm Beach Gardens	2012	\$	14,864,508					\$	14,864,508	1.06%	6	23,55
Palm Beach Shores	2012	\$	1,271,772					\$	1,271,772	0.099	6	2,01
Palm Springs	2012	\$	10,138,756					\$	10,138,756	0.729	6	16,06
Riviera Beach	2012	\$	45,090,950					\$	45,090,950	3.219	6	71,44
Royal Palm Beach	2012	\$	16,633,108					\$	16,633,108	1.189	6	26,350
South Bay ²	2011	\$	1,041,688			\$	30,834	\$	1,072,522	0.089	6	1,69
South Palm Beach	2012	\$	555,943					\$	555,943	0.049	6	88
Tequesta	2012	\$	4,529,828					\$	4,529,828	0.329	6	7,17
Wellington	2012	\$	30,261,902					\$	30,261,902	2.159	6	47,95
West Palm Beach ²	2011		116,385,087			\$	3,444,999	\$	119,830,086	8.529	6	189,87
										0.009	6	
										0.009	6	Rek L Coltan
TOTAL	-	\$ 1.	400,015,932	\$	861,423	\$	5,477,122	\$	1,406,354,477	100.009	6 \$	2,228,419

¹ 2010 data was used for these municipalities. 2011 & 2012 data was not available.
² 2011 data was used for these municipalities. 2012 data was not available.

*Source: Loger System (Object Categories 30, 60, 80)

- -Operating (30)
- -Capital Outlay (60)

-Grants and Aids (80)

0.16%