Agenda Item #: _35.1

PALM BEACH COUNTY **BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

[X]

Meeting Date: February 4, 2014

Consent Workshop Regular **Public Hearing**

Submitted by: FIRE RESCUE

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I. EXECUTIVE BRIEF

Motion and Title:

Staff recommends motion to approve a First Amendment to Professional Services Agreement with Palm Beach County Firefighters Employee Benefits Fund to require a physical stress test as a component to the annual medical physical effective retroactively to December 1, 2013, for Palm Beach County Fire Rescue employees.

Summary:

The components of the Palm Beach County Fire-Rescue Wellness Program established by the Collective Bargaining Agreement (CBA) include the provision of a Fire Department Physician, the administering of medical physical examinations and drug testing for Fire-Rescue employees. The Palm Beach County Fire-Rescue Wellness Steering Committee (Committee) is comprised of staff appointed by the Fire-Rescue Administrator and the Professional Firefighters/Paramedics of Palm Beach County (Local 2928), to direct, establish guidelines, make recommendations and evaluate the Fire-Rescue Wellness Program. On November 4, 2013, the Committee discussed and unanimously approved the addition of a physical stress test to the components of the medical physical required by Exhibit B to the Professional Services Agreement with Palm Beach County Firefighters Employee Benefits Fund (R2013-1048) approved by the Board of County Commissioners on August 13, 2013. The Committee has approved this First Amendment to revise Exhibit B to include the additional component. Countywide (SGB)

Background and Justification:

The Palm Beach County Fire-Rescue Wellness Program was established pursuant to the CBA with the Professional Firefighters/Paramedics of Palm beach County, Local 2928, IAFF, Inc (R2013-0493). The CBA established a Wellness Steering Committee responsible for directing, establishing guidelines, make recommendations and evaluate the Wellness program. It is Fire-Rescue's responsibility to administer the Wellness program and a Wellness Coordinator is responsible for the daily operation and management of the Wellness Program. The CBA requires the Department provide a Fire-Department Physician, administer medical physical exams and drug testing to Fire-Rescue employees. The Fund was selected by the Committee and is responsible for the provision of medical physicals and a Fire Department Physician. These services, including the addition of a physical stress test, are funded through the CBA and therefore, at no cost to the County by this Amendment.

Attachments:

- 1. Wellness Steering Committee Recommendation
- 2. First Amendment to Professional Services Agreement with Palm Beach County Firefighters Employee Benefits Fund

Recommended By:	JAC JOE	ent 1/6/14
	Deputy Chief	Date

Huy CO(Ch Fire-Rescue Administrator Approved By:

1/7/2014

II. FISCAL IMPACT ANALYSIS

Α.	Five Year Summary of Fiscal Impact:						
	Fiscal Years	2014	2015	2016	2017	2018	
Capita	l Expenditures						
Opera	ting Costs						
Exterr	nal Revenues	<u></u>		America 1997, 1712	. <u> </u>		
Progra	am Income (County)						
In-Kin	d Match (County)						
NET	FISCAL IMPACT	*					
	DITIONAL FTE TIONS (Cumulative)						
ls Iten	n Included in Current I	Budget?	Yes No_				
Budge	t Account No.: Fund	Dept	Unit	Rev. Source			
		Reporting Cat	tegory				

- B. Recommended Sources of Funds/Summary of Fiscal Impact:
 - ★ Article 5 of the Professional Services Agreement with Palm Beach County Firefighters Employee Benefits Fund (Fund) requires the Fund to use the funding provided to it from the County under Article 33, Section 4, of the Collective Bargaining Agreement between the County and Local 2928 to fully fund all of the Provider services and obligations under the professional services agreement. Therefore, the approval of this item has no fiscal impact to the County.
- C. Departmental Fiscal Review: <u>makan</u>

III. REVIEW COMMENTS

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



4 Contract Dev. and Contro

B. Legal Sufficiency:

ssistant County Attorney

C. Other Department Review:

Department Director

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





Minutes

Meeting November 4, 2013

Opening:

The regular meeting of the Wellness Steering Committee (Committee) was called to order at 12:30pm on November 4, 2013 at Palm Beach County Fire Rescue Headquarters by the Deputy Chief, Thomas Tolbert.

Committee Members Present:

Michael Mackey, Division Chief, Operations Thomas Tolbert, Deputy Chief, Logistics Paul Blockson, Division Chief, Logistics Ricky Grau, President, Professional Firefighters/Paramedics of Palm Beach County, Inc., Local 2928 Jason White, Secretary/Treasurer, Professional Firefighters/Paramedics of Palm Beach County, Inc., Local 2928 Mike Sedgwick, Benefits Administrator, Professional Firefighters/Paramedics of Palm Beach County, Inc., Local 2928

Also Present:

Lauren Kurth, Wellness Coordinator Dr. John Villa, Fire Department Physician

Approval of Agenda

The agenda was unanimously approved by the Committee members.

Action Item Outcome

- The Committee unanimously approved the addition of a stress exercise test to Exhibit B, "Components of Medial Physical".
- The Committee reviewed/approved the revised Exhibit B to be later presented to the BCC for approval as the "First Amendment to Professional Services Agreement for Fire Department Physician and related services with the Palm Beach County Firefighters Employee Benefits Fund.

Agenda for Next Meeting

TBD

Adjournment:

Meeting was adjourned at 1:05pm by Chief Tolbert. The time and location of the next general meeting will be scheduled at a later date.

Minutes prepared by:

Lauren Kurth, Wellness Coordinator

Jaca

Approved by:

Thomas Tolbert, Deputy Chief

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FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN PALM BEACH COUNTY AND PALM BEACH COUNTY FIREFIGHTERS EMPLOYEE BENEFITS FUND (R2013-1048)

THIS FIRST AMENDMENT, dated _______, 2014, to Professional Services Agreement between Palm Beach County and Palm Beach County Firefighters Employee Benefits Fund, dated August 13, 2013, 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 Palm Beach County Firefighters Employee Benefits Fund, a trust first effective on October 10, 1984 and lastly restated by agreement and declaration of trust effective March 1, 2012 (hereinafter referred to as "PROVIDER"), whose federal I.D. is 59-2477751.

WITNESSETH:

WHEREAS, the parties have entered into that certain Professional Services Agreement (R2013-1048) dated August 13, 2013, hereinafter referred to as the "AGREEMENT", whereby the PROVIDER has agreed to provide professional services in the area of occupational health and safety, as more specifically set forth in the Scope of Work detailed in Article 3 of the AGREEMENT, including but not limited to providing the delivery of medical physicals to Palm Beach County Fire-Rescue employees, providing for a "Fire Department Physician", providing for a Medical Review Officer (MRO), providing for professional medical staff, and providing for direction for the medical component of Palm Beach County Fire-Rescue's Wellness program; and

WHEREAS, pursuant to the request of the PROVIDER, the parties mutually desire to, and the Wellness Steering Committee has approved, modifying the minimum standards set forth in **Exhibit B** of the Agreement("Components of Medical Physical") to require a physical stress test at least every three (3) years, or sooner if clinically indicated by the Fire Department Physician; and

WHEREAS, the PROVIDER hereby advises and confirms that the contemplated modifications shall not affect its ability to meet the terms and conditions of the AGREEMENT, and that there is no cost associated with this modification.

NOW THEREFORE, in consideration of the mutual covenants and agreements expressed herein, the COUNTY and the PROVIDER agree as follows:

- The AGREEMENT is hereby amended to revise Exhibit B, as attached hereto and incorporated herein, to add the physical stress test to the annual medical physical exam minimum requirements.
- 2. The PROVIDER agrees that there is no cost associated with this modification and that the stress tests shall be provided within the funding contemplated by Article 5 of the Agreement. Furthermore, the PROVIDER hereby acknowledges receipt of the sum of One Dollar and other good and valuable consideration for the services rendered by the PROVIDER pursuant to this First Amendment.
- 3. All other provisions of the AGREEMENT are hereby confirmed and, except as specifically provided for herein, are not otherwise altered or amended and shall remain in full force and effect.
- 4. This First Amendment to the AGREEMENT shall take effect retroactively to December 1, 2013.

[The remainder of this page left blank intentionally]

IN WITNESS WHEREOF, PROVIDER and the COUNTY have made and executed this First Amendment on the date first above written.

ATTEST:	PALM BEACH COUNTY, FLORIDA
SHARON R. BOCK	BY ITS BOARD OF COUNTY
CLERK & COMPTROLLER	COMMISSIONERS
By: Deputy Clerk	By:
Deputy Clerk	By: Priscilla A. Taylor, Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS
Ву:	Ву:
County Attorney	_ By: Fire-Rescue
WITNESS:	PALM BEACH COUNTY FIREFIGHTERS EMPLOYEE BENEFITS FUND, BY ITS BOARD OF TRUSTEES
Ву:	
	Armand Nault, Trustee
WITNESS:	
Ву:	By: John Flaherty, Trustee
	John Flaherty, Trustee
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	
Bv:	

Legal Counsel

EXHIBIT B

COMPONENTS OF MEDICAL PHYSICAL

Medical examinations shall comply with the Collective Bargaining Agreement and this Agreement, including the minimum standards set out in this **Exhibit B** to the Agreement. In addition, the medical examination standards set out in NFPA 1582, as it may be amended from time to time, shall be used as a guideline in administering the medical examinations. Any inconsistency between the provisions of NFPA 1582, this Agreement, and/or the Collective Bargaining Agreement, shall be resolved in accordance with the following priority: (1) the Collective Bargaining Agreement; (2) this Agreement (including Exhibit B); and (3) NFPA1582.

For Special Operations personnel, the medical examination shall also comply with OSHA regulation 29 CFR §1910.120, including the requirements regarding the physician's written opinion and recordkeeping. The NFPA 1582 guidelines and OSHA regulations are incorporated herein by reference. Drug testing shall be conducted as part of the medical evaluation in accordance with Article 45 and Attachment I (Drug Testing Article) of the Collective Bargaining Agreement.

THE ANNUAL MEDICAL PHYSICAL EXAM MINIMUM REQUIREMENTS

Complete Medical History Medical and surgical history Family history Allergy history Review of body systems Prior work/exposure history Prior history of toxic involvement

Audiometry-

Performed in a sound proof booth hearing thresholds for 500 to 8.000 hertz

Urinalysis

UA Culture- if indicated Specific gravity Glucose PH Blood Nitrites Leucocytes Protein Ketones Bilirubin Urobilinogen

Vital Signs

Temperature Height and weight Blood pressure Pulse rate Respiratory rate

Electrocardiogram

Twelve-lead resting tracing

Stress Testing

<u>Stress Test shall include an initial exercise stress test (beginning with annual physicals on or after</u> <u>12-1-2013) and be repeated every three (3) years, or sooner if clinically indicated by the Fire</u> <u>Department Physician.</u>

Radiology

Chest x-ray, PA. 14 X 17 Chest x-rays shall include an initial baseline, and shall be repeated every five (5) years, or as medically indicated.

Pulmonary Function Screening Test

Vital capacity One second expiratory volume

Blood Chemistry Profile

Lipid Panel Triglycerides Cholesterol, Total HDL Cholesterol LDL Cholesterol Cholesterol/HDLC Ratio

Comprehensive Metabolic Panel

Glucose Urea Nitrogen (BUN) Creatinine **BUN/Creatinine Ratio** Sodium Potassium Chloride Carbon Dioxide Calcium Protein, Total Albumin Globulin Albumin/globulin ratio Bilirubin, Total **Alkaline Phosphatase** AST ALT

CBC

WBC RBC Hemoglobin Hematocrit MCV MCH MCHC RDW **PLATELET Count Absolute Neutrophils** Absolute Lymphocytes **Absolute Monocytes Absolute Eosinophils Absolute Basophils** Neutrophils Lymphocytes Monocytes Eosinophils **Basophils**

PSA

Varicella IGG

Hepatitis C HCV Riba 2 Hepatitis C Antibody

CRP- C Reactive Protein (cardiac profile)

Hepatitis B Core Antibody total Hepatitis B titer

HIV- 1 AB Screen with Reflex MMR screening and vaccination

5 Panel Drug Test (Substance Abuse Panel) – shall be included only until such time Random Drug Testing is implemented in accordance with the Collective Bargaining Agreement.

Amphetamines Cocaine Metabolites Opiates Phencyclidine Marijuana Metabolites

Integrity Checks Creatinine Nitrates pH

Stool Occult Blood Test (3) for stomach and intestinal tract bleeding

Ophthalmologic Screening Visual Acuity- Near and Far point Color vision Vertical phoria Lateral phoria Stereopsis- depth perception Light and Accommodation reflex Extra ocular eye movements (CN III, IV, VI) Assess visual fields (CN, II) Corneal Reflex (CN V) Fundoscopic Examination

Complete Physical Examination

Rectal examination for men > age 40 or with history of bleeding Breast examination in women (pelvic exam) Pap smear (optional) Extensive skin and musculoskeletal examination Otoscopic Examination of the ears Auscultate Heart and Lungs HEENT Peripheral Vascular Respiratory Abdomen Lymphatic Neurological

-TB Screening

COMMUNITY ASSISTANCE TEAM (CAT) PHYSICAL Basic Physical Evaluation (Height, Weight, Blood Pressure, Eye Exam)

SPECIAL OPERATIONS UPGRADE (SPLOPS)

24 hour Urine Specimen- Heavy Metals Panel Pseudocholinesterase Stress Testing-Treadmill exercise cardiac stress test for SPLOPS

Review of exam and lab results with examinee

Written documentation of examination results to be given to examinee

When indicated or requested, a copy of the exam results can be forwarded to the examinee' personal physician.

Complete the Medical Exam Duty Recommendation form

Place written documentation of examination results and duty recommendation in patient's file.

Certified radiologist reads questionable x-rays. Computerized data base program to determine health trends.