

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures					
Operating Costs	\$109,000				
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	<u>\$109,000</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget: Yes No


Budget Account

No:

Fund 0001 Dept 760 Unit 7609 Object Source 8101
 Fund _____ Dept _____ Unit _____ Revenue Source _____

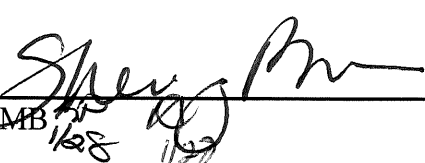
B. Recommended Sources of Funds/Summary of Fiscal Impact:

Any un-reimbursed municipal collections do revert to the County and represent an ad valorem equivalent dollar in support of the County's communications expenses. However, it was expected that all funds would be reimbursed and therefore receiving the \$108,999.68 was not planned nor budgeted.

C. Departmental Fiscal Review:  1-25-16

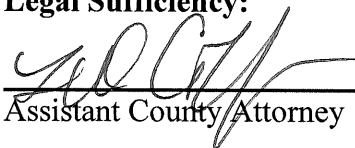
III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:


 OFMB 1/28 1/27

 2/5/16
 Contract Development and Control
St. Wheeler 2-4-16

B. Legal Sufficiency:


 Assistant County Attorney

C. Other Department Review:

 Department Director

RESOLUTION NO. R- 2012-1942

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA RESCINDING RESOLUTION R-2002-0192 AND REPLACING WITH A RESOLUTION SUPPORTING THE USE OF AD VALOREM FUNDS TO REIMBURSE MUNICIPALITIES FOR THE MAINTENANCE, OPERATION, AND EXPANSION OF MUNICIPAL PUBLIC SAFETY RADIO EQUIPMENT PARTICIPATING IN THE COUNTY'S INTERGOVERNMENTAL RADIO COMMUNICATIONS PROGRAM, AND PROVIDING FOR DISBURSEMENT PROCEDURES.

WHEREAS, Palm Beach County established interoperability standards as recommended by the Communications System, Operations and Policy Advisory Committee (CSOPAC) for public safety radio systems, attached as Exhibit A;

WHEREAS, in 2002, Palm Beach County adopted resolution R2002-0192 authorizing the disbursement of \$12.50 Revenues to municipalities in Palm Beach County;

WHEREAS, the County now desires to utilize ad valorem funds to reimburse municipalities which achieve interoperability standard A-F, in an amount not to exceed the annual amount of \$12.50 revenues generated by each municipality's law enforcement officers, for the purpose of maintaining interoperability with the County's intergovernmental radio communication program (ICP);

WHEREAS, the Board of County Commissioners (County) has determined that it is in the best interests of the County to reimburse municipalities for Expenses defined in this Resolution in order to support and maintain countywide public safety radio interoperability, and

WHEREAS, the County finds reimbursing the municipalities for the Expenses stated herein serves a valid public purpose.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

1. Definitions

A. Countywide System – The 800 MHz trunked radio system funded, purchased, installed, maintained and owned by the County including fixed and field transmitting and receiving equipment, a microwave system for communications between sites, SmartZone Controller and related management equipment, dispatch consoles and related equipment .

B. Expenses – Expenditures made by a Municipality for its public safety radio communications needs including; 1) backbone equipment (antennas, towers, transmitters, receivers, filters/combiners/multicouplers, shelters, generators, microwave, etc), 2) systems interfacing devices, dispatch consoles, logging recorders and associated radio communications equipment, 3) software required to operate the equipment identified in this paragraph 4) radio

control stations on which the Municipal Law Enforcement Agency is a participant, 5) mobile radios used by a Municipal Law Enforcement Agency, 6) portable radios used by a Municipal Law Enforcement Agency, 7) laptops and/or tablets capable of operating from the computer aided dispatch system and used solely by the Municipal Law Enforcement Agency, and 8) all engineering, installation, programming and maintenance fees associated with the equipment identified in this paragraph. This includes fees paid by a Municipality to the MPSCC for the expenses identified in this paragraph on the MPSCC radio system as set forth in Exhibit B. Utility expenses (ATT and/or FPL) and personnel expenses of a Municipality and/or the MPSCC will not be reimbursed.

C. First Reimbursement Request Period – The period of time from January 1, 2000 through September 30, 2012.

D. ICP System – The interoperable radio system(s) which are included in the state-approved Palm Beach County Intergovernmental Radio Communication Program (ICP), which approval may be amended from time to time.

E. Interoperability Level F – The minimum level of interoperability established by the CSOPAC required to receive funds pursuant to this Resolution.

F. Maximum Reimbursable Amount - the amount equal to the total of \$12.50 revenues collected from citations written by a municipality's law enforcement officers as reported by the Clerk & Comptroller for the Reimbursement Request Period.

G. Municipality – A municipality in Palm Beach County that operates on a municipally owned system (which includes the system owned by the MPSCC) and whose field users meets or exceeds Interoperability Level F and is part of the ICP or is connected directly to the County's system via a hub configuration or as a full time user.

H. Municipal Law Enforcement Agency – A group of sworn law enforcement officers employed by a Municipality and authorized to issue moving traffic violations pursuant to 318.21F.S.

I. Municipal Public Safety Communications Consortium (MPSCC) – An entity created by Interlocal Agreement of municipal and other governmental entities which established a public safety communications system that is approved as part of the Palm Beach County ICP and meets or exceeds Interoperability Level F.

J. Reimbursement Request Period–The period of time for which Municipalities will be reimbursed running from October 1st through the following September 30th annually; beginning October 1, 2012.

K. \$12.50 Revenues – The funds that are collected pursuant to 318.21(9) F.S.

2. Reimbursement requests for ad valorem funds equivalent to the \$12.50 Revenues generated during the First Reimbursement period shall be made no later than June 30, 2013.
3. Except for revenues generated in the First Reimbursement Request Period, each Municipality shall make periodic requests throughout the Reimbursement Period with a final request made no later than December 15th annually for reimbursement of Expenses during the Reimbursement Request Period ending in the same calendar year as the Reimbursement Request and in an amount not to exceed the Maximum Reimbursable Amount for that Municipality. Invoices and/or evidence of payment for purchase orders issues prior to October 1st, can be submitted up until June 1 of the following year, provided that a copy of the issued purchase order is delivered to the County as part of the Reimbursement Request. Reimbursements shall be made pursuant to the procedures for reimbursement attached as Exhibit B, which may be modified from time to time by written approval of the County Administrator. A municipality's approved reimbursement shall be made from ad valorem revenues of the County and all \$12.50 Revenues shall remain with the County and no municipality shall have claim to any \$12.50 Revenues.
4. Any Municipality providing law enforcement services to other municipality(ies) may seek reimbursement from the collections of the other municipality(ies) if the reimbursement request contains approval(s) of the governing body of the other municipality(ies), which approval may be delegated to the municipality(ies) chief executive officer or upon the execution of a law enforcement services agreement between the parties which specifically states that approval to access the collected balances is provided.
5. Municipalities which decide, after the date of this Resolution, to contract with the Palm Beach County Sheriff's Office can only request for reimbursement for those fiscal year(s) that it had its own Municipal Law Enforcement Agency.
6. Each Municipality that executed an Equipment Use Agreement pursuant to R2002-0192 shall remain bound by the terms and conditions of the Equipment Use Agreement.
7. The execution of this resolution does not create an entitlement for the municipalities to any of the funds disbursed pursuant to this Resolution.

The foregoing resolution was offered by Commissioner Taylor, who moved its adoption. The motion was seconded by Commissioner Burdick, and upon being put to a vote, the vote was as follows:

COMMISSIONER STEVEN L. ABRAMS	<u>Aye</u>
COMMISSIONER PRISCILLA A. TAYLOR	<u>Aye</u>
COMMISSIONER HAL R. VALACHE	<u>Aye</u>
COMMISSIONER PAULETTE BURDICK	<u>Aye</u>
COMMISSIONER SHELLEY VANA	<u>Aye</u>
COMMISSIONER MARYLOU BERGER	<u>Aye</u>
COMMISSIONER JESS R. SANTAMARIA	<u>Aye</u>

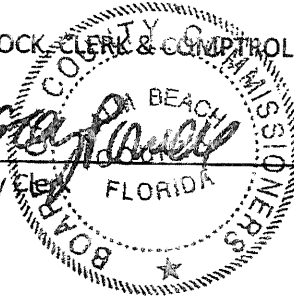
The Chair, thereupon, declared the resolution duly passed and adopted this 18th day of December, 2012.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK & COMPTROLLER

By:


Deputy Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

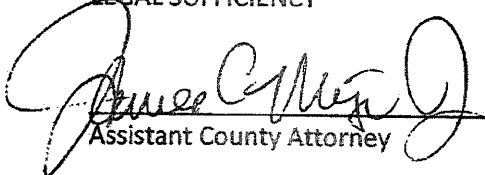

Assistant County Attorney

EXHIBIT A
CSOPAC INTEROPERABILITY STANDARDS

- Level A Municipalities and County operate as a seamless countywide trunked network, utilizing full capability of system (seamless network providing users full capability to include roaming, telephone interconnect, etc).
- Level B Municipalities and County operate separate, interoperable systems as part of an integrated countywide trunked network with full capability to municipalities through smartzone controller (seamless network connected through the smart zone controller allowing municipalities with full capability of the network).
- Level C Municipalities and County operate compatible systems as part of an integrated Countywide trunked network (County and municipalities operate compatible trunked systems that provide necessary and agreed upon capabilities when connected).
- Level D Municipalities and County each operate independent trunked systems that are not connected to form an integrated network (information exchange is through common talk groups and state wide mutual aid channels).
- Level E Municipalities operate conventional 800 Mhz system utilizing trunk capable radios and are not part of County integrated network (information exchange is through common talk groups and state wide mutual aid channels).
- Level F Municipalities and County each operate independent, compatible systems that together form a non-trunked (conventional) network (information exchange requires an interface device and County to abandon smartzone features. User can also utilize state mutual aid channels).

EXHIBIT B
PROCEDURES FOR REIMBURSEMENT FROM PALM BEACH COUNTY

Facilities Development & Operations (FD&O) shall advise each municipality of its available reimbursement amount for the Reimbursement Request Period no later than November 15th annually. Such notifications shall be made via email to the respective municipalities' Manager/Administrator and Police Chief. Each Municipality shall submit Reimbursement Requests to the Facilities Development & Operations Department no later than December 15th annually. All approved Reimbursement Requests will be transmitted to the Clerk & Comptroller within thirty (30) days of approval. Reimbursements which meet the requirements of the Resolution shall be made within twenty-one (21) days of receipt of a request by the Clerk & Comptroller.

Any Municipality requesting reimbursement from Palm Beach County ("Requesting Municipality") shall submit to Facilities Development & Operations a Request for Funding ("Reimbursement Request"). The Reimbursement Request shall include the following.

1. The Reimbursement Request must demonstrate that the Requesting Party is interoperable (pursuant to the acceptable levels of interoperability established by the CSOPAC) with the ICP System. If the Requesting Municipality is a member of the MPSCC, is connected directly to the Countywide system via a hub configuration, is a full time user of the Countywide system, or is participating in the ICP via an approved Talk Group agreement, this requirement is met. Despite this assumption of interoperability, the County reserves the right to periodically review any Municipality's compliance with the terms of a Talk Group Agreement and require a physical demonstration of interoperability at the subscriber unit level.
2. The Reimbursement Request must identify; A) those specific Expenses for which the Requesting Municipality is seeking reimbursement, B) the contract or purchase order authorizing the purchase, C) an invoice from the vendor (which may be the MPSCC) and evidence that payment for the Expenses has been made by the Municipality and D) identify, including all contact information, the representative of the Municipality who will be the County's contact on all matters related to the Reimbursement Request. The Requesting Municipality participating in the MPSCC may be reimbursed for any Expense allowed by this Resolution provide that the Requesting Municipality submits an invoice from the MPSCC which identifies either; A) a Municipality specific MPSCC expense in sufficient specific details to ensure that the County is not reimbursing twice for the same item, or B) the total MPSCC cost and Requesting Municipality's share of the total cost for any Municipality non-specific MPSCC expense again in sufficient detail to ensure that the County is not reimbursing twice for the same expense. A Requesting Municipality may combine Municipality specific and Municipality non-specific reimbursements on the same Reimbursement Request.

The Reimbursement Request will be reviewed by FD&O which will determine compliance with the above. FD&O will either approve or contact the Requesting Municipality via e-mail identifying the necessary modifications to bring the Reimbursement Request into compliance. The Requesting Municipality shall have 30 days to re-submit. The date for FD&O to submit approved Reimbursements Requests to the Clerk & Comptroller will be extended by the same number of days required for the re-submittal.

12.50 Collections	Avaiable balance
Greenacres (14)	12,841.53
Gulfstream (09)	299.70
Highland Beach (03)	662.74
Lk Clarke Shores (17)	296.06
Palm Beach (24)	3,983.88
P Beach Shores (26)	250.64
Palm Springs (27)	34,059.08
Riviera Beach (28)	49,131.65
South Palm Beach (30)	2,050.68
Tequesta (31)	5,423.72
Totals	108,999.68