

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date:	March 1, 2016	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Workshop	<input type="checkbox"/> Public Hearing

Department: Fire-Rescue




I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: First Amendment to Interlocal Agreement for Fire Protection and Emergency Medical Services (R2002-0993) with the Town of Lake Park to revise the expiration date from October 1, 2016 to October 1, 2015.

Summary: The Fire/Rescue Municipal Service Taxing Unit (MSTU) encompasses the unincorporated areas of Palm Beach County plus the incorporated areas within the municipal boundaries of municipalities that have opted to join the MSTU. The County has provided fire-rescue services to the Town of Lake Park (Town) since 2002 through an interlocal agreement at a rate established by the Agreement. In 2014, the Town and County approved ordinances to include the Town into the Fire/Rescue MSTU as a method to receive and pay for fire-rescue services from the County. Fire-rescue services to the Town funded through the MSTU began October 1, 2015. This First Amendment will revise the expiration date of the Interlocal Agreement to coincide with the date of the Town's inclusion into the Fire/Rescue MSTU. Inclusion of the Town in the Fire/Rescue MSTU does not change the amount of revenue received from the Town for fire-rescue services. Districts 1 and 7 (SB)

Background and Justification: In June 2002, the County entered into an agreement with the Town of Lake Park (R2002-0993) for fire protection and emergency medical services for a seven-year term and additional seven-year renewal, with a contract price established by the agreement. On September 17, 2014, the Town Council approved Ordinance No. 12-2014 to include the Town within the County's Fire/Rescue MSTU. On November 18, 2014, the Board approved Ordinance No. 2014-038 to amend the boundaries of the Fire/Rescue MSTU to include the Town of Lake Park. The following municipalities are currently included in the Fire Rescue MSTU: Belle Glade, Cloud Lake, Glen Ridge, Haverhill, Juno Beach, Lake Clarke Shores, Lake Park, Lake Worth, Lantana, Loxahatchee Groves, Pahokee, Palm Springs, Royal Palm Beach, South Bay, South Palm Beach and Wellington.

Attachment: First Amendment to Interlocal Agreement (2)

Recommended by:		2/11/16
	Deputy Chief	Date
Approved by:		2/12/2016
	Fire Rescue Administrator	Date
Approved by:		2/23/16
	County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Proposed Budget? Yes ___ No ___

Budget Account No.: Fund ___ Dept ___ Unit ___ Rev Source ___

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

There is no fiscal impact associated with this item.

C. Departmental Fiscal Review: *enginalmont*

III. REVIEW COMMENTS

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

[Signature]
 OFMB
 2/16/16

[Signature]
 Contract Development and Control
 2/18/16

B. Legal Sufficiency

[Signature]
 Assistant County Attorney
 2/22/16

C. Other Department Review:

 Department Director

REVISED 9/03
 ADM FORM 01

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

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT
FOR FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES
BY AND BETWEEN THE TOWN OF LAKE PARK AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES is made and entered into on _____, by and between the TOWN OF LAKE PARK, a Florida municipal corporation located in Palm Beach County, Florida, (hereinafter the "Town") and PALM BEACH COUNTY, FLORIDA, a political subdivision of the State of Florida (hereinafter the "County"), by and through its Board of County Commissioners.

WITNESSETH:

WHEREAS, the parties entered into that certain Agreement for Fire Protection and Emergency Medical Services (R2002-0993) dated June 18, 2002 (hereinafter the "Agreement"); and

WHEREAS, the original term of this Agreement was from June 29, 2002 through October 1, 2009 with one automatic renewal option for an additional seven years; and

WHEREAS, this Agreement was automatically renewed for an additional seven years extending the termination date to October 1, 2016; and

WHEREAS, both the Town and the County believe that the public interest is promoted by the Town's participation in the Fire/Rescue MSTU as a method to receive and fund fire-rescue services from the County; and

WHEREAS, the Town adopted Ordinance No. 12-2014 consenting to its inclusion in the County's Fire/Rescue MSTU, as of December 31, 2014, as a mechanism to fund and receive County fire-rescue services within the Town commencing October 1, 2015; and the County adopted County Ordinance No. 2014-038, to approve the inclusion of the Town within the County's Fire/Rescue MSTU; and

WHEREAS, the inclusion of the Town into the Fire/Rescue MSTU for the provision and funding of fire-rescue services as of October 1, 2015 eliminates the need for the Agreement as a mechanism to provide and fund County fire-rescue services to the Town as of October 1, 2015; and

WHEREAS, the parties therefore desire to amend the Agreement to expire on October 1, 2015.

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

1. Notwithstanding anything in the Agreement or herein to the contrary, the Agreement shall expire at 7:30 a.m. on October 1, 2015.
2. Nothing herein shall be construed to alter or amend any continuing rights or obligations, if any, of the parties arising from their Agreement for Purchase and Sale dated June 18, 2002, or to otherwise alter or amend said agreement.
3. This First Amendment shall retroactively take effect on October 1, 2015.
4. A copy of this First Amendment shall be filed with the Clerk of the Circuit Court in and for Palm Beach County.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties through their duly authorized representatives do hereby execute this First Amendment on the date first written above.

ATTEST:
SHARON R. BOCK, Clerk & Comptroller

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

By: _____
Deputy Clerk

By: _____
Mary Lou Berger, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AND TO TERMS AND
CONDITIONS

By: [Signature]
County Attorney

By: [Signature]
Fire Rescue

ATTEST:

TOWN OF LAKE PARK, FLORIDA,
BY ITS TOWN COMMISSION

By: [Signature]
Town Clerk

By: [Signature]
James DuBois, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: [Signature]
Town Attorney