

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	July 11, 2017	<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: a Second Amendment to Interlocal Agreement for Fire Protection and Emergency Medical Services Agreement with the Town of Jupiter for additional personnel to be funded through the Jupiter MSTU based on the “Full Cost Formula”, which the amount for FY 2018 will be \$406,615.



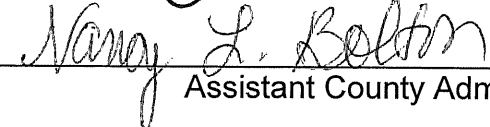
Summary: On November 19, 2013, the Board approved an Interlocal Agreement for Fire Protection and Emergency Medical Services (R2013-1670) with the Town of Jupiter (Town) for a term of ten (10) years. The Town adopted Ordinance Number 42-13 to extend inclusion in the Jupiter Municipal Service Taxing Unit (MSTU) through tax year 2022 to fund fire rescue services through September 30, 2023. On February 7, 2017, the Board approved a First Amendment (R2017-0209) to increase the number of fire rescue personnel to be on duty at all times.

This proposed Second Amendment will increase the number of fire rescue personnel on duty at all times from eighteen (18) to nineteen (19) beginning on October 1, 2017, and will require four (4) additional positions in order to cover the various shifts. The total estimated cost for these four (4) new positions for FY 2018 to the Jupiter MSTU is \$406,615, and is included in the proposed FY 2018 Jupiter MSTU budget. An increase to the complement for the four (4) new positions is also included in the proposed FY 2018 Jupiter MSTU budget. The Town’s contract price for this Agreement, as amended, is calculated on a “Full-Cost Formula” methodology as described in the Agreement. The “Full-Cost Formula” methodology is calculated using a percentage of the Battalion 1 budget based on the percentage of Unit Responses within the Jupiter MSTU boundaries. The percentage of Unit Responses used for developing the FY 2018 Jupiter MSTU budget is 67.44%. This proposed Second Amendment will increase the Fire Rescue personnel complement beginning in FY 2018 by four (4) Firefighter/Paramedic positions for an estimated cost to the main Fire/Rescue MSTU of \$602,929, of which 67.44% or \$406,615, will be funded by a transfer from the Jupiter MSTU in FY 2018. This arrangement also benefits the main Fire/Rescue MSTU by the provision of additional personnel to serve the Battalion 1 area. Countywide/District 1 (SB)

Background and Justification: Chapter 26, Article II, Division 3, of the Palm Beach County Code established the Jupiter MSTU as a mechanism for the provision and funding of County fire protection and emergency medical services within the established boundaries of the Jupiter MSTU. The Town has received fire protection and emergency medical services from the County since 1997.

The Town has requested additional on duty personnel in order to allow a third responder to be dispatched in the rescue vehicle assigned to Station 19, located on Central Boulevard just north of Indiantown Road.

Attachment: Second Amendment to Interlocal Agreement (2)

Recommended by:		6/19/17
	Deputy Chief	Date
Approved by:		6/19/2017
	Fire Rescue Administrator	Date
Approved by:		7/3/17
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures					
Operating Costs		602,929	627,047	652,129	678,215
External Revenues		(406,615)	(422,880)	(439,796)	(457,388)
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT		196,314	204,167	212,333	220,827
# ADDITIONAL FTE POSITIONS (Cumulative)		4			

Is Item Included in Proposed Budget? Yes ☒ No ☐

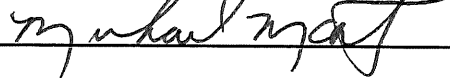
Budget Account No.: Fund _____ Dept _____ Unit _____
Revenue Source _____/Object _____

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

Fire/Rescue MSTU Revenue: 1300-440-4210-8053
Fire/Rescue MSTU Expenditures: 1300-440-4231-various


Jupiter MSTU Revenue: 1301-440-6500-1110
Jupiter MSTU Expenditures: 1301-820-4290-9052


The projected revenues are dependent upon the actual costs based on the "Full-Cost Formula" methodology included in the Agreement. These revenues will be collected through the Jupiter MSTU and transferred to the Fire/Rescue MSTU.

C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

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

 6/21/17
OFMB 6/20/17 6170

 6/29/17
Contract Development and Control 6/29/17 TW

B. Legal Sufficiency

 7/3/17
Assistant County Attorney

C. Other Department Review:

Department Director

REVISED 9/03
ADM FORM 01

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

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

THIS SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES is made and entered into on _____, by and between the TOWN OF JUPITER, a Florida municipal corporation of the state of Florida, (hereinafter the “Town”) and PALM BEACH COUNTY, a political subdivision of the state of Florida (hereinafter the “County”).

WITNESSETH:

WHEREAS, the Town receives fire-rescue services from the County by and through the Town’s participation in the Jupiter Municipal Services Taxing Unit (“Jupiter MSTU”) pursuant to ordinances duly enacted by the parties, and as further detailed in that certain Interlocal Agreement for Fire Protection and Emergency Medical Services (R2013-1670) between the parties dated November 19, 2013 (hereinafter the “Agreement”); and

WHEREAS, on February 7, 2017, the Interlocal Agreement was amended (R2017-0209) to increase the number of fire-rescue personnel to be on duty at all times in the Jupiter Service Area; and

WHEREAS, the Town’s annual contract price for fire-rescue services is calculated based on the “Jupiter Contract Full Cost Allocations Methodology” attached to the Agreement as Exhibit A (“Full Cost Formula”); and

WHEREAS, the costs for providing fire-rescue services to the Town are budgeted by the County in its main fire/rescue MSTU and funded by the Jupiter MSTU by a revenue transfer from the Jupiter MSTU to the main fire/rescue MSTU to cover said costs; and

WHEREAS, the County currently provides the Jupiter Service Area with eighteen (18) fire-rescue personnel to be on duty at all times; and

WHEREAS, the parties desire to enter into a Second Amendment to the Agreement to increase the number of fire-rescue personnel on duty at all times to nineteen (19); and

WHEREAS, increasing the number of fire-rescue personnel on duty at all times in the Jupiter Service Area may result in an increase to the Town’s annual contract price for fire-rescue services; and

WHEREAS, for FY 2018, the increase in the annual contract price for the additional personnel multiplied by the percentage of Battalion One Unit Responses in Jupiter is approximately \$406,615.

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

1. The facts set forth in the preamble to this Second Amendment are true and correct, and are hereby reaffirmed by the parties and incorporated herein.
2. Section 4A, of the Agreement is hereby amended to read as follows:

SECTION 4. PERSONNEL ASSIGNMENTS, COMMAND STAFF

A. Personnel

Within thirty (30) days of the approval of the First Amendment by both parties, the County will increase staffing in the Jupiter Service Area to eighteen (18) fire-rescue personnel on duty at all times. The 18 personnel shall include Firefighters, Driver Operators, Paramedics, Emergency Medical Technicians, and Station Officers. This increase in personnel may result in an increase to the Town's annual contract price, calculated in accordance with the Full Cost Formula.

For FY 2017, the contract price is hereby increased by \$384,694 for the additional personnel, which will be prorated from the date that this additional staffing is implemented by the County. This prorated FY 2017 cost for the additional personnel will be included in the FY 2018 Jupiter MSTU budget to be transferred as revenue to the main fire/rescue MSTU.

Beginning at 7:30 A.M. on October 1, 2017, the County will increase staffing in the Jupiter Service Area to nineteen (19) fire-rescue personnel on duty at all times. The 19 personnel shall include Firefighters, Driver Operators, Paramedics, Emergency Medical Technicians, and Station Officers. This increase in personnel may result in an increase to the Town's annual contract price, calculated in accordance with the Full Cost Formula.

For FY 2018, the contract price is hereby increased by approximately \$406,615 for the additional personnel, and will be included in the FY 2018 Jupiter MSTU budget.

3. Section 27, of the Agreement is hereby amended to read as follows:

SECTION 27. ANNUAL APPROPRIATIONS

Each party's performance and obligation to fund services under the Agreement, the First Amendment and this Second Amendment are contingent upon an annual budgetary

appropriation by their respective governing bodies for each fiscal year, and is subject to any budgetary limitations imposed by law.

4. This Second Amendment shall take effect at 7:30 A.M. on October 1, 2017.
5. Except as provided herein, all other provisions of the Agreement, as amended, shall remain unchanged and in full force and effect; provided, however, that in the event of any conflict, inconsistency, or incongruity between the provisions of this Second Amendment and the provisions of the Agreement, as amended, this Second Amendment shall control.
6. A copy of this Second Amendment shall be filed with the Clerk of the Circuit Court in and for Palm Beach County.

[remainder of page left blank intentionally]

IN WITNESS WHEREOF, the parties or their duly authorized representatives hereby execute this Second 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: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS

By: _____
County Attorney

By: [Signature]
(Fire Rescue)

ATTEST:

TOWN OF JUPITER, FLORIDA,
BY ITS TOWN COUNCIL

By: [Signature]
Town Clerk Sally M Boylan

By: [Signature]
Todd R. Wodraska, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: [Signature]
Thomas J. Baird, Town Attorney

