

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

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Meeting Date:	November 7, 2017	[X] Consent	[ ] Regular
		[ ] Workshop	[ ] Public Hearing

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Department: Fire-Rescue

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**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: a Second Amendment to Professional Services Agreement (R2013-1048, R2014-0169) with Palm Beach County Firefighters Employee Benefits Fund (Fund) for occupational health and safety professional services for Palm Beach County Fire Rescue employees to reinstate and retroactively renew the Agreement from September 30, 2016 to September 30, 2018.



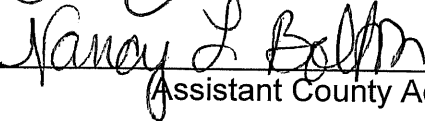
**Summary:** The components of the Palm Beach County Fire Rescue Wellness Program established by the Collective Bargaining Agreement (CBA) include the provision of a Fire Department Physician, the administering of medical physical examinations and drug testing for Fire Rescue employees. The Fund has provided these services to the County under the Agreement since January 11, 2013, and the services are funded through the CBA at no additional cost to the County. The expiration date of the Agreement was September 30, 2016, with two (2) additional one (1) year periods of renewal. Both parties have continued to operate under the terms and conditions of the Agreement to date, and desire to continue operating under the terms and conditions of the Agreement through the end of the second additional one-year renewal period ending September 30, 2018. Fire Rescue's Wellness Steering Committee has approved this Second Amendment to reinstate and retroactively renew the Agreement from September 30, 2016 to September 30, 2018. Countywide (SB)

**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 (Committee) responsible for directing, establishing guidelines, make recommendations and evaluate the Wellness program. The Committee is comprised of staff appointed by the Fire Rescue Administrator and the Professional Firefighters/Paramedics of Palm Beach County, Local 2928. 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 Fund was selected by the Committee and is responsible for the provision of medical physicals and a Fire Department Physician.

**Attachments:**

1. Wellness Steering Committee Recommendation
2. Second Amendment Professional Services Agreement (2)

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Recommended by:		10/23/17	
	Deputy Chief	Date	
Approved by:		10/23/2017	
	Fire Rescue Administrator	Date	
Approved by:		11/2/17	
	Assistant County Administrator	Date	

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>*</b>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included in Proposed Budget? Yes \_\_\_ No \_\_\_

Budget Account No.: Fund \_\_\_ Dept \_\_\_ Unit \_\_\_ Object/Rev Source \_\_\_

Does this item include the use of federal funds? Yes \_\_\_ No \_\_\_

**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 Second Amendment has no fiscal impact to the County.

C. Departmental Fiscal Review: *in-kind match*

**III. REVIEW COMMENTS**

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

*[Signature]* 10/25/17  
OFMB # 10/23 # 10/24

*[Signature]* 11/1/17  
Contract Development and Control

**B. Legal Sufficiency**

*[Signature]* 11/1/17  
Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
Department Director

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



# Palm Beach County Fire Rescue Wellness Steering Committee Meeting Minutes

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October 12, 2017 @ 3:30 p.m.

Palm Beach County Fire Rescue - Everglades Room

## Opening:

The regular meeting of the Wellness Steering Committee (Committee) was called to order at 3:30 p.m. on October 12, 2017, at Palm Beach County Fire Rescue Headquarters by the Deputy Chief, Thomas Tolbert.

## Committee Members Present:

**Thomas Tolbert**, Deputy Chief, Operations

**Chris Hoch**, Division Chief, Operations

**Richard Ellis**, Division Chief, EMS Division

**Scott Bielecky**, Vice President, Professional Firefighters/Paramedics of Palm Beach County, Inc., Local 2928

**Angelo D'Ariano**, Secretary/Treasurer, Professional Firefighters/Paramedics of Palm Beach County, Inc., Local 2928

## Also Present:

**Lauren Kurth**, Wellness Coordinator

## Approval of Agenda:

The agenda was unanimously approved by the Committee members.

## Action Item Outcome:

1. The Committee unanimously approved retroactively renewing the Professional Services Agreement between Palm Beach County and Palm Beach County Firefighters Employee Benefits Fund for provision of a Fire Department Physician, Medical Physical Examinations and related services for FY2017.
2. The Committee unanimously approved retroactively renewing the Professional Services Agreement between Palm Beach County and Palm Beach County Firefighters Employee Benefits Fund for provision of a Fire Department Physician, Medical Physical Examinations and related services for FY2018.

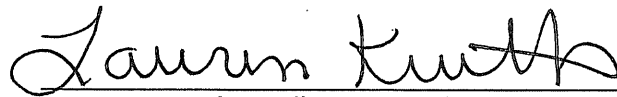
**Agenda for Next Meeting:**

TBD

**Adjournment:**

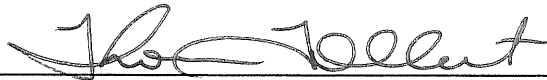
Meeting was adjourned at 4:30 p.m. by Chief Tolbert. The time and location of the next meeting will be scheduled at a later date.

Minutes prepared by:



Lauren Kurth, Wellness Coordinator

Approved by:



Thomas Tolbert, Deputy Chief

**SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT  
BETWEEN PALM BEACH COUNTY AND PALM BEACH COUNTY FIREFIGHTERS  
EMPLOYEE BENEFITS FUND**

**THIS SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT** is made and entered into on \_\_\_\_\_, 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 the “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, as amended by the First Amendment to Professional Services Agreement (R2014-0169) dated February 4, 2014, hereinafter collectively referred to as the “Agreement”, whereby the PROVIDER agreed to provide occupational health and safety professional services, including 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**, the expiration date of the Agreement was September 30, 2016, with two (2) additional one (1) year periods of renewal on the same terms and conditions; and

**WHEREAS**, the Wellness Steering Committee desires to retroactively extend the Agreement for both of the one (1) year renewal periods; and

**WHEREAS**, the Agreement’s expiration date and first additional one-year renewal period have passed, however the parties have continued to operate under the terms and conditions of the Agreement to date and desire to continue operating under the terms and conditions of the Agreement through the end of the second additional one-year renewal period ending September 30, 2018; and

**WHEREAS**, both parties desire to reinstate in full and retroactively renew the Agreement to extend its term to include both of the two (2) additional one (1) year periods through September 30, 2018.

**NOW THEREFORE**, in consideration of the mutual promises contained herein, the COUNTY and the PROVIDER agree as follows:

1. The Agreement is hereby reinstated in its entirety and retroactively renewed from September 30, 2016 to remain in full force and effect as if the parties had timely agreed to renew the Agreement for the first additional one-year period ending September 30, 2017, and for the second additional one-year period ending September 30, 2018. The Agreement shall remain in full force and effect up to and including September 30, 2018, unless sooner terminated as provided for in the Agreement.

2. All other provisions of the Agreement are hereby confirmed and, except as provided herein, are not otherwise altered or amended and shall remain in full force and effect.

[Remainder of page left blank intentionally]

IN WITNESS WHEREOF, PROVIDER and the COUNTY have made and executed this Second Amendment to Professional Services Agreement on the date first above written.

**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: *J. P. Collins*  
Fire-Rescue

**WITNESSES:**

**PALM BEACH COUNTY FIREFIGHTERS**  
**EMPLOYEE BENEFITS FUND,**  
**BY ITS BOARD OF TRUSTEES**

*[Signature]*  
(Signature)

By: *Anthony Tozzi*  
Anthony Tozzi, Trustee

Michael A. Sedgewick  
Name (Type or Print)

*[Signature]*  
(Signature)

By: *[Signature]*  
John Flaherty, Trustee

PAUL JARBENKO  
Name (Type or Print)