Agenda Iteka #//

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	October 22, 2019	[X] Consen [] Ordina		ıg
Department:	Facilities Development &	Operations		
	I. EXE	CUTIVE BRIEF		
effective Septemb conditions for an e	er 30, 2019, with the Town arly termination of; 1) the Into 0 MHz Radio System, and 2) nance services.	of South Palm Bead erlocal Agreement (R	ch ("Participant") setting for 2009-1661) providing direct	orth the access
to October 4, 2017 (R2017-1032) ("D access to the Cou Interlocal Agreem ("Maintenance Ag Participant recent! Sheriff's Office v requested the Dire	October 6, 2009, the Board app 7 by First Amendment (R201 Direct Access Agreement") we anty's 800 MHz Radio Systement (R2014-1920), extended preement"), providing the Party y voted to transition its police which transition was effective tect Access Agreement and the preement sets forth the condition	3-1166) and to Octobith the Participant, prem. On December to October 4, 2021 becipant with radio eques services from the Page on October 1, 2016 Maintenance Agree	per 4, 2021 by Second Ameroviding the Participant with 16, 2014, the Board approxy First Amendment (R2017) uipment maintenance service rticipant to the Palm Beach 19. Consequently, the Participant be terminated on Septement be terminated on Septement Participant to the Participant to the Palm Beach 19.	ndment of direct oved an 7-1034) es. The County ticipant otember
Palm Beach Coun	Justification: The Particip ty Sheriff's Office on June 1 o Maintenance Agreements w	8, 2019 and requeste	ed County; 1) terminate the	
Attachments:				
Agreement				
Recommended By:	MB Annu Department I	No F Director	9 24 19 Date	access a procedure of an auto C
Approved By:	County Adm	West inistrator	0/18/19 Date	

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Yea	ars	2020	2021	2022	2023	2024
Capital E Operating External I Program (County) In-Kind M (County	Revenues Income					
NET FISO	CAL	*				
# ADDIT] POSITIO (Cumulat						-
Does		n Current Bu ude the use o	_	No _ No _		
Budg No:	et Account					
Fund		Dept		_ Revenue Source		
Fund	I	Dept	_ Unit	_ Revenue Source		
В.	* There is no		associated with	ary of Fiscal Impact	ct:	
	•		REVIEW CO	MMENTS		
A.	OFMB Fisca	l and/or Con	tract Developr	ment Comments:		
	OFMB 10	y cure	- 10/8/19 C	Contract Developme	Moliver and Control 19 To	10/11/19
В.	Legal Suffici Assistant Cou	MAZ	0/19/19			
C.	Other Depar	tment Review	v:			
	Department D	Director				

This summary is not to be used as a basis for payment.

TERMINATION AGREEMENT

This Termination Agreement is made as of	, by	and	between	Palm
Beach County, a political subdivision of the State of Florida, ("Cour	ity")	and '	Town of	South
Palm Beach, a municipal corporation of the State of Florida ("Partic	cipan	ıt'').		

WITNESSETH

WHEREAS, on October 6, 2009, the County approved an Interlocal Agreement (R2009-1661) amended on September 10, 2013 by First Amendment to Interlocal Agreement (R2013-1166) and on August 15, 2017 by Second Amendment to Interlocal Agreement (R2017-1032) (the "Direct Access Agreement") which provided the Participant with direct access to the County's Public Safety Radio System to October 4, 2021; and

WHEREAS, on December 16, 2014, the County approved an Interlocal Agreement (R2014-1920) amended on August 15, 2017 by First Amendment to Interlocal Agreement (R2017-1034) (the "Maintenance Agreement") which provided the Participant with radio equipment maintenance services (subscriber units and consoles) to October 4, 2021; and

WHEREAS, on June 18, 2019, the Participant approved the merger of its police department with the Palm Beach County Sheriff's Office (PBSO) to be effective on October 1, 2019; and

WHEREAS, the Participant will not require the services provided by the Direct Access Agreement or the Maintenance Agreement when the approved contract takes effect and has requested an early termination of both Agreements; and

WHEREAS, County is agreeable to the early termination of both Agreements; and

WHEREAS, the parties desire herein to set forth the terms and conditions for the termination of the Direct Access Agreement and the Maintenance Agreement.

Now, therefore, in consideration of the mutual promises contained herein, the County and Participant agree as follows:

- 1. The Direct Access Agreement terminated effective at 11:59 pm on September 30, 2019.
- 2. The Maintenance Agreement terminated effective at 11:59 pm on September 30, 2019.
- 3. This Termination Agreement supersedes and replaces conflicting terms and conditions contained in the Direct Connect and Maintenance Agreements and to the extent of, and in the event of a conflict, the provisions of this Termination Agreement prevail

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IN WITNESS WHEREOF, the parties have caused this Termination Agreement be executed on the day and year first above written.

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ATTEST:	
SHARON R. BOCK CLERK & COMPTROLLER	PALM BEACH COUNTY, a political subdivision of the State of Florida
By: Deputy Clerk	By: Mack Bernard, Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY:	APPROVED AS TO TERMS AND CONDITIONS:
By: Assistant County Attorney	By: MB Annu Work Audrey Wolf, Director Facilities Development & Operation
ATTEST: By: Yude Alvařez, CMC, Town Clerk	By: Bernice Fischer, Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY: By: Glen J. Torcivia, Esq, Town Attorney	AND THE PALM BEAGE