

6B-4

Agenda Item #:

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 12, 2022 Consent Regular
 Ordinance Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

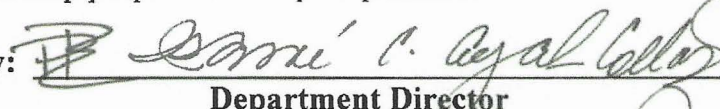
Motion and Title: Staff recommends motion to authorize: the County Administrator or designee, who in this case shall be the Director of the Facilities Development and Operations Department (FDO), to submit to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (TIITF) an application pursuant to Lease No. 3502 for the installation of a 100-foot police radio communication pole servicing the Town of Jupiter in Ocean Cay Park, which is State-owned property currently leased by Palm Beach County.

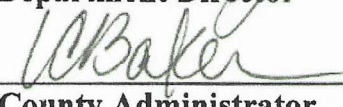
Summary: In 2021, the Town of Jupiter's (Town) Council approved constructing a 100-foot police radio communication pole on Town-owned property along Marcinski Road next to the Ocean Bluffs condominiums. The pole is meant to remedy a small gap in coverage experienced by the Town's public safety radio system in the area around US Highway 1 and Marcinski Road. Residents of the condominiums challenged the proposed location and asked the Town to explore alternatives. In December 2021, Town staff communicated with County staff to discuss the possibility of locating the pole on Ocean Cay Park. On April 12, 2022, the Town Manager sent a formal request to the County Administrator to initiate a process for the Board of County Commissioners (Board) to consider approval of the Town's request to locate the 100-foot police radio communication pole at Ocean Cay Park. The request was later supplemented by means of a letter dated May 2, 2022, from the Town's Chief of Police providing additional details as to the radio communication challenges that the Town is currently facing in the previously described area. Ocean Cay Park is State-owned property that the County sub-leases from TIITF pursuant to Lease No. 3502 executed on June 19, 1988, as amended (R93-95D, R93-1663D, R98-632D). The lease with TIITF provides that the property can only be used for "environmental protection and compatible public outdoor recreation and related purposes". Therefore, in order to accommodate the Town's request, the County needs to obtain TIITF's approval. County staff has reviewed the Town's request and recommends the same, noting that it would carry no detrimental impacts to Ocean Cay Park's operations while at the same time contributing towards the improvement of the operation of the Town's Police radio system in the area by eliminating the service gap that currently exists. Ocean Cay Park is within the jurisdictional limits serviced by the Town's Police. As a result, improvements to the Town's public safety radio system will benefit visitors to the park as well. This is a Town-funded project and no County involvement is foreseen other than facilitating State approval for placement of the radio communication pole and, if the same is granted, entering into an agreement with the Town providing for the installation, construction, operation and maintenance of the pole, which agreement would be brought for consideration by the Board at a later time. **(Property & Real Estate Management) District 1 (HJF)**

Continued Page 3

Attachments:

1. Aerial Map
2. Letter from Town Manager to County Administrator (April 12, 2022)
3. Letter from Town's Chief of Police to PBC's FDO Director (May 2, 2022) w/attachments
4. Site plan for radio pole placement on Town-owned property
5. Aerial map proposed radio pole placement on State-owned property

Recommended By:  4/13/22
Department Director **Date**

Approved By:  4/27/22
County Administrator **Date**

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>0</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget:		Yes _____	No _____		
Does this item include the use of federal funds?		Yes _____	No _____		
Budget Account No:	Fund _____	Program _____	Dept _____	Unit _____	Object _____

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

No fiscal impact.

Fixed Assets Number _____

C. Departmental Fiscal Review: Robert Eric Madella

HOB

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

Luz M. Clark
OFMB
ESW

John J. Jankowski 6/24/22
Contract Development and Control
6-24-22 JW

B. Legal Sufficiency:

[Signature] 6/24/22
Assistant County Attorney

C. Other Department Review:

[Signature]
Department Director

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

Background and Policy Issues: The Parks and Recreation Department (Parks) manages and operates Ocean Cay Park. The Facilities Development and Operations (FDO) department holds countywide responsibility for most real estate transactions (airports-related properties being the most notable exception). Upon receipt of the Town's request, Parks and FDO convened to evaluate the same and address the feasibility of requesting State authorization for placement of the radio communication pole and to identify a potential location (Attachments 4 and 5). Parks has confirmed that the proposed location for placement of the radio communications pole will not interfere with Ocean Cay Park's operations. FDO has confirmed that, subject to obtaining the State approval, it foresees no other challenges with entering into an agreement with the Town for the construction, operation and maintenance of the radio communication pole in Ocean Cay Park. FDO operates the County's public safety radio system which is utilized by Palm Beach County Fire Rescue which provides fire rescue services to the Town. The Town operates its own public radio system through the Municipal Public Safety Communication Consortium. The County's and the Town's systems are independent of one another; placement of the Town's radio communication pole on Ocean Cay Park will not directly benefit the County's public safety radio communication system or its users. However, to the extent that closing the small gap in coverage experienced by the Town's public safety radio system in the area around US Highway 1 and Marcinski Road will allow first responders to more effectively address emergencies in the area, County staff considers this addition as beneficial to Ocean Cay Park's operations by ensuring adequate public safety coverage.

**Attachment 1
Aerial Map**



Attachment No. 2
Letter from Town Manager to County Administrator – 2 Pages



April 12, 2022

Verdenia C. Baker
County Administrator
Palm Beach County
301 N. Olive Avenue
West Palm Beach, FL 33401

JIM KURETSKI
MAYOR

CAMERON MAY
VICE MAYOR

RON DELANEY
COUNCILOR

CHERYL SCHNEIDER
COUNCILOR

MALISE SUNDSTROM
COUNCILOR

FRANK KITZEROW
INTERIM TOWN MANAGER

Dear Administrator Baker,

This letter serves as a formal request to initiate a process for the Board of County Commissioners to consider approval to locate a 100-foot police radio communications pole at Ocean Cay Park. This radio pole will address a small gap in coverage experienced by our public safety radio system in the area around US Highway 1 and Marcinski Road.

In 2021, the Town of Jupiter Town Council approved constructing the pole on Town-owned property along Marcinski Road next to the Ocean Bluffs condominiums. Residents asked the Town to consider alternatives, and in a meeting on February 18, 2022 involving those residents as well as District 1 Commissioner Maria Marino, all of the parties agreed that locating the pole at Ocean Cay Park was the most desirable, long-term option to pursue.

Palm Beach County operates Ocean Cay Park on land owned by the State of Florida Department of Environmental Protection (FDEP). As part of this project, the Town will work with County staff to pursue authorization through the FDEP.

Thank you in advance for your consideration of the Town's request, and for the time your staff has spent working with Town staff to pursue an alternative location. Isami Ayala-Collazo, Bob Hamilton and Purvi Bhogaita have been supportive and informative as we have explored alternatives. I am available to answer any questions you may have on this matter.

Sincerely,

A handwritten signature in blue ink, appearing to be "Frank J. Kitzerow", written over a light blue horizontal line.

Frank J. Kitzerow
Town of Jupiter
Interim Town Manager

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Administrator Baker

April 12, 2022

cc: Town of Jupiter Mayor and Town Council

Maria Marino, Palm Beach County District 1 Commissioner

Isami Ayala-Collazo, PBC Facilities Development and Operations Director

Bob Hamilton, PBC Parks Planning, Research and Development Director

Purvi Bhogaita, PBC Property and Real Estate Management Director

David England, Jupiter Police Chief

John Sickler, Jupiter Planning and Zoning Director

Attachment No. 3
Letter from Town's Chief of Police to FDO Director – 4 Pages



May 2, 2022

Isami Ayala-Collazo
Director of Facilities Development & Operations
Palm Beach County
2633 Vista Parkway
West Palm Beach, FL 33411

Dear Director Ayala-Collazo,

The intent of this memorandum is to provide recent examples involving radio communication failures that have taken place in the area surrounding Ocean Cay Park and the intersection of Marcinski Rd and Highway A1A. Several events are described below during which radio communications were unreliable in the area causing safety concerns for not only responding officers, but to the public including attendees of Ocean Cay Park. These incidents only highlight recent events, although this issue has been a longer-term recurring problem dating back to the install of the radio in system in 2011.

19-112409 – On Thursday April 18, 2019, Jupiter Police Officers responded to the area of Marcinski and N Highway A1A reference to a distraught and suicidal female who had jumped into the ocean near the intersection. Beach patrol units attempted to locate the female whose aunt indicated had a history of violent tendencies. While on scene, officers experienced radio failures to the extent that they needed to leave the beach area in order to relay information to Palm Beach County Ocean Rescue and Jupiter Marine Patrol units.

20-332747 – On Thursday November 26, 2020, Jupiter Police Officers responded to the area of the Jupiter Reef Club reference to a report of two males who had gone swimming in the Atlantic Ocean and had not returned. Officers in the area reported that their handheld radios were not functioning on the beach while looking for the missing males. The Sergeant of the shift had to run to the roadway in order to communicate with officers on the beach area. Along with limiting the communication between Jupiter Police Officers, communications were limited with assisting units from the US Coast Guard and Palm Beach County Sheriff's Office.

21-022931 – On Saturday January 23, 2021, Jupiter Police Officers responded to a bonfire that was occurring on the beach. Upon arrival approximately 30 – 40 juveniles fled from the area, entered vehicles and sped from the area. Officers experienced radio failure that prevented them from relaying this information to additional responding units. Officers on scene were alerted to a young female that was found unconscious on the beach. Attempts to notify Palm Beach County Fire Rescue were unsuccessful and their response was delayed significantly to the extent that the juvenile's parents arrived prior to Palm Beach County Fire Rescue units.



21-004431 – On Tuesday December 14, 2021, Jupiter Police Officers made contact with a suicidal subject in the parking lot of Ocean Cay Park. Situations like this one require stable communications as transmissions need to be clear and concise in order to ensure that units are clear on their responsibilities as well as ensure emergency medical assistance can be requested promptly.

22-001216 – On Wednesday March 23, 2022, Jupiter Police Officers responded to a domestic violence incident during which the suspect vehicle fled from officers. The vehicle ultimately crashed in the area of the Sea Colony development on US Highway 1, where it struck a construction worker prior to the driver fleeing the vehicle. There were multiple attempts made by officers on that scene to broadcast radio transmissions that were met with no radio signal and an inability to communicate. These transmissions could have been vital to the safety of the officers and the apprehension of a dangerous subject that had already injured multiple others.

22-085178 – On Tuesday April 5, 2022, Jupiter Police Officers responded to a report of a boat that had dropped off several immigrants attempting to come to shore along the beach road. Multiple officers checked the entire A1A corridor searching for subjects and relied upon radio communication to update their locations as well as to alert supervision of subjects who had been located and detained. These incidents occur frequently and require officers to check beach and park areas that are hindered by our current gaps in radio communications.

I have also attached incident maps detailing a high number of incidents from the past 6 months in the areas that are vulnerable to the gap in radio coverage. One map is focused specifically on the area surrounding Ocean Cay Park (256 incidents) and the other encompasses the collection of neighborhoods within the Bluffs communities along with the park and beach road (1,139 incidents).

These incidents are just a few examples of the radio failures we have experienced over the past 12 years. Significant research has been conducted regarding these radio failures and it has been determined it is necessary to add a 100' pole containing radio equipment and a single stick antenna to our existing radio network in order to add reliable coverage to this area. Placement of this pole in Ocean Cay Park will provide the necessary coverage and will eliminate the risks to the public that result from this issue. Each incident brings the possibility of a catastrophic result that can be minimized through the elimination of these radio service gaps in coverage.

The Jupiter Police Department and its members appreciates your consideration regarding the placement of a radio communication pole in Ocean Cay Park.

Respectfully submitted,

A handwritten signature in blue ink that reads "David E. England".

Chief David England

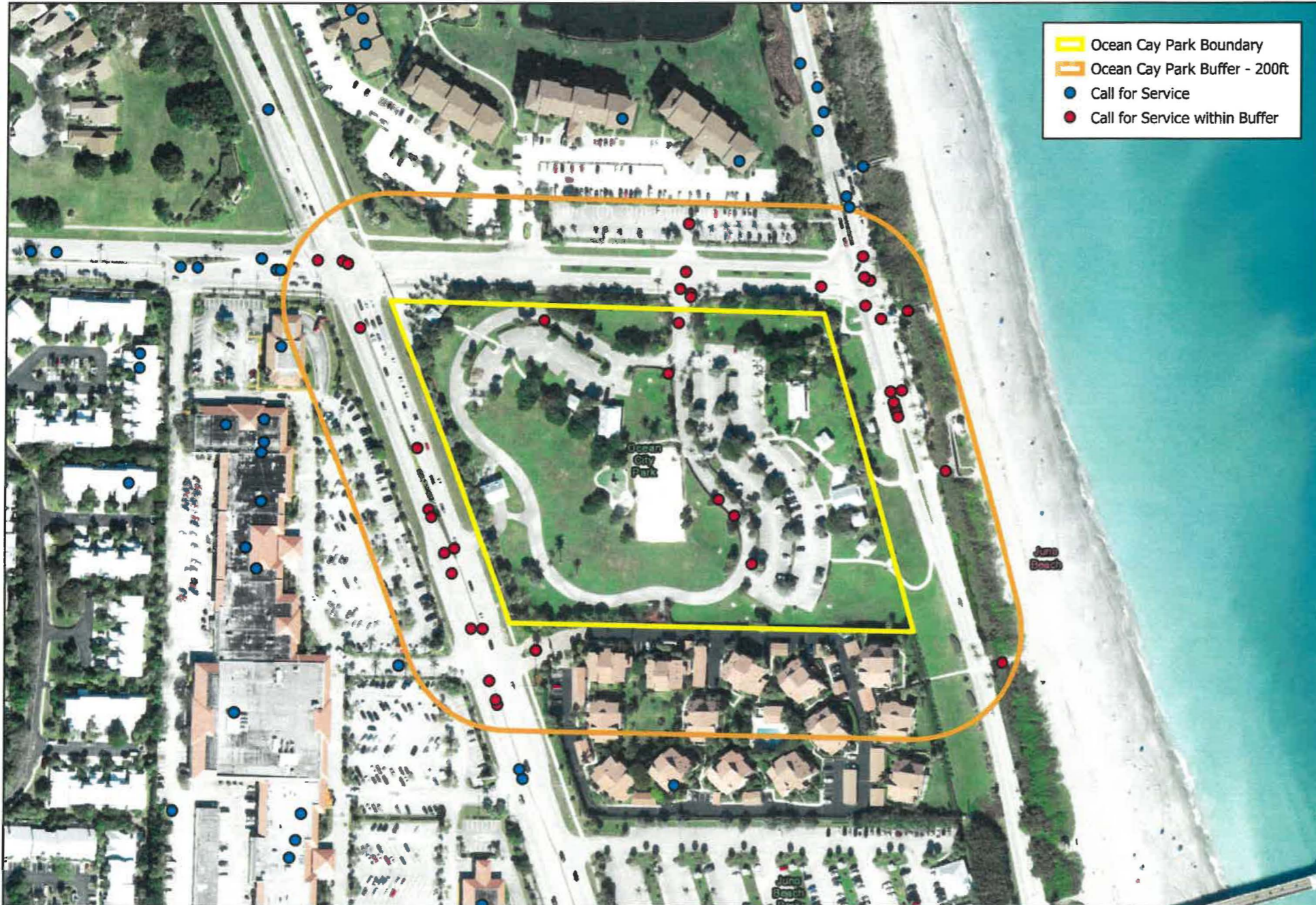


JUPITER POLICE DEPARTMENT

Calls for Service

November 1, 2021 - April 28, 2022

Prepared by: Sara Bydron, Crime Analyst
April 29, 2022



FOR LAW ENFORCEMENT USE ONLY
DO NOT DISSEMINATE

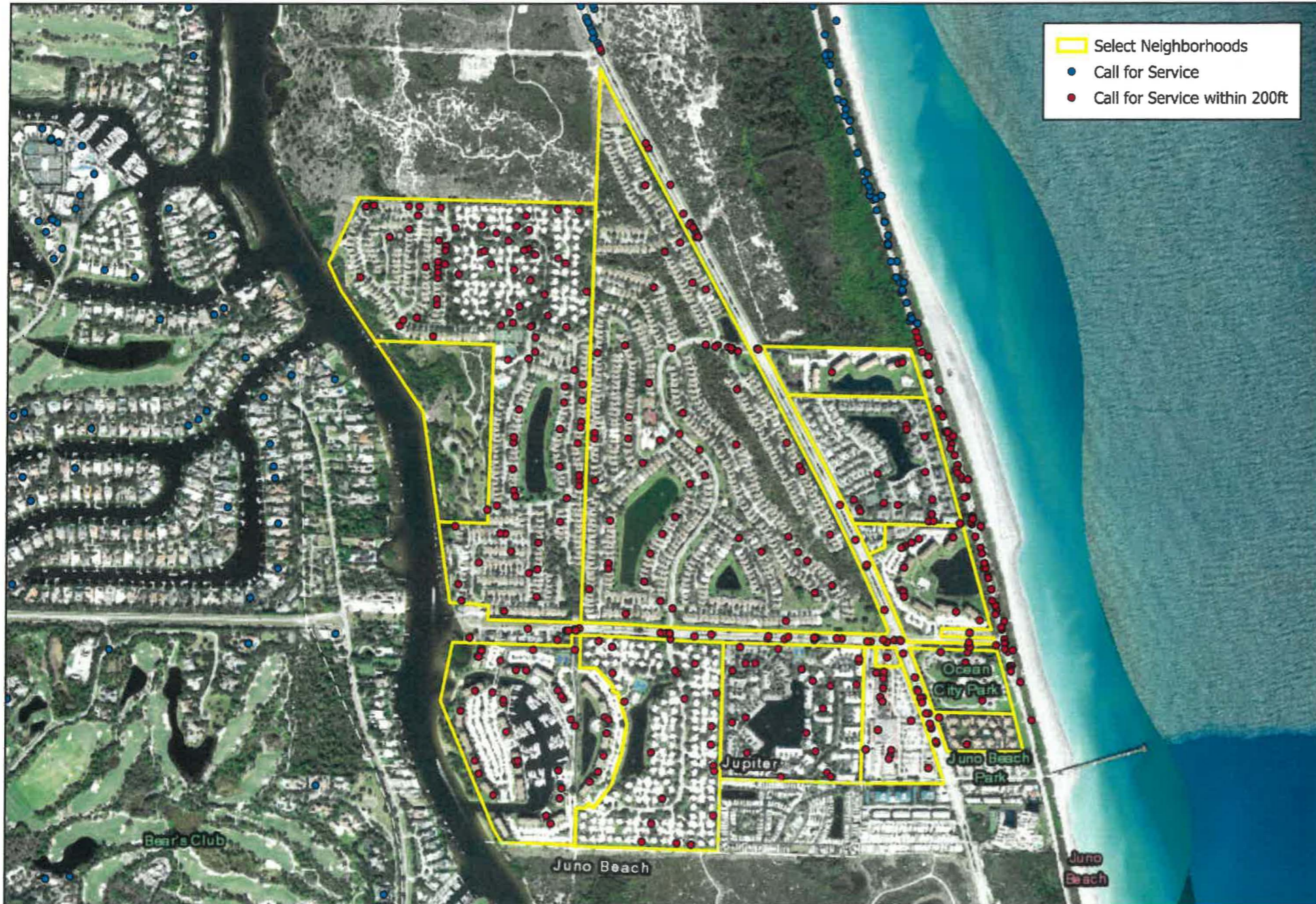


JUPITER POLICE DEPARTMENT

Calls for Service

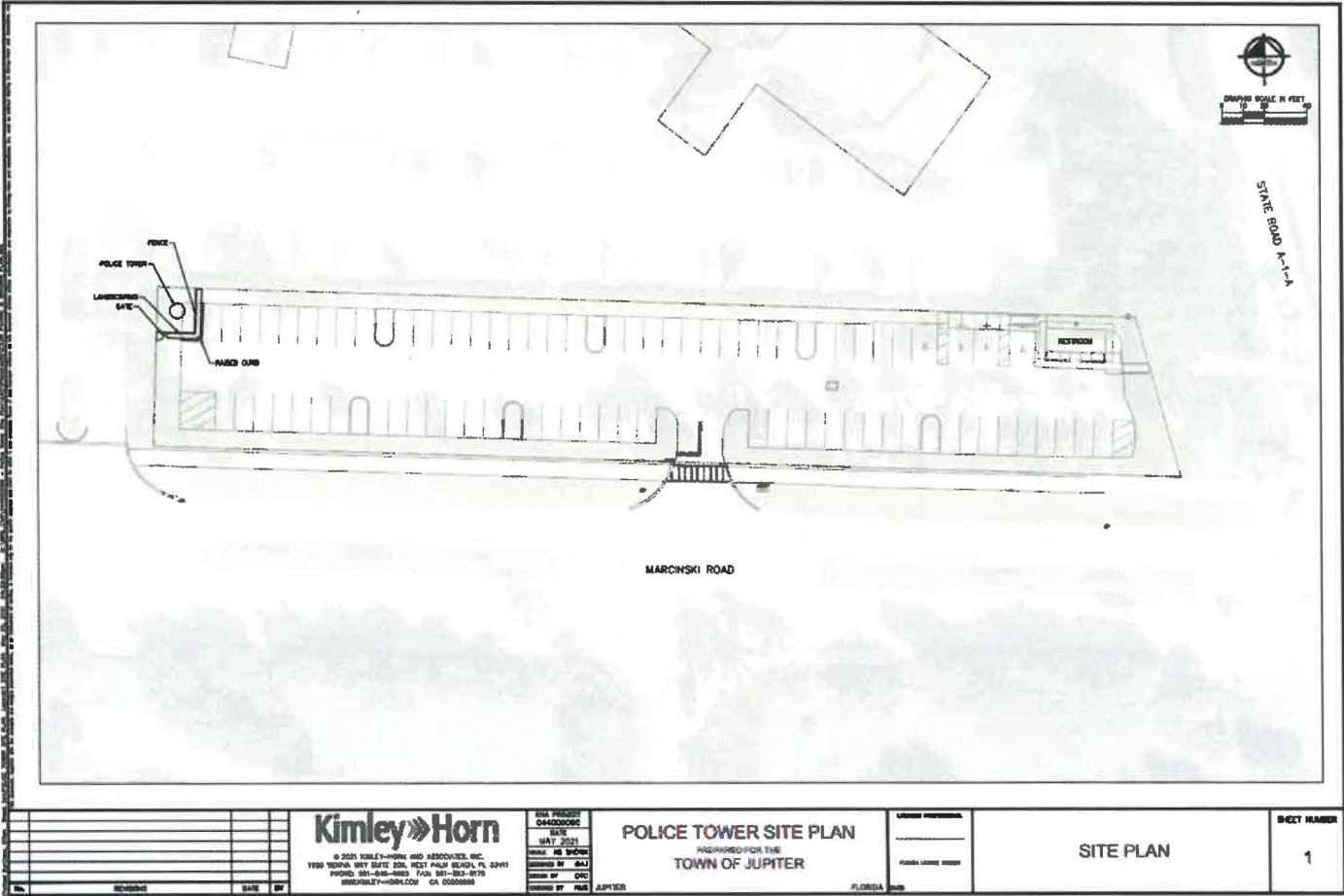
November 1, 2021 - April 28, 2022

Prepared by: Sara Bydron, Crime Analyst
April 29, 2022



FOR LAW ENFORCEMENT USE ONLY
DO NOT DISSEMINATE

Attachment 4 Site Plan for Pole Placement on Town-owned Property



			SHEET NUMBER 044200000 DATE MAY 2011 DRAWN BY CHECKED BY DESIGNED BY TOWN OF JUPITER	POLICE TOWER SITE PLAN PREPARED FOR THE TOWN OF JUPITER	LICENSE NUMBER FLORIDA LICENSE NUMBER	SITE PLAN	SHEET NUMBER 1
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Attachment 5
Aerial map proposed radio pole placement on State-owned property

