

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	March 14, 2023	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Workshop	<input type="checkbox"/> Public Hearing
Department:	Fire-Rescue		

I. EXECUTIVE BRIEF



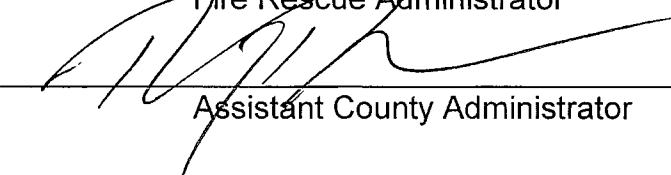
Motion and Title: Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the conveyance and transfer of title of an Advanced Life Support rescue ("Apparatus") (Asset 10196870), to the Sheriff of Palm Beach County, Florida, ("Sheriff") pursuant to Section 125.38, Florida Statutes, contingent upon receipt of \$10.00 consideration and a duly executed Acceptance of Fire Rescue Vehicle(s) and/or Equipment Form; and providing for an effective date.

Summary: The Sheriff currently has a Reserve and Auxiliary Officer ("RAO") unit operated by volunteer deputies who support the community from road patrol operations to community events. The Apparatus will be used for mobile command post, quick response with equipment to countywide operations and recruiting new deputies in support of the RAO unit. The asset being transferred is not needed for County purposes and has a de minimis useful value to the Fire/Rescue MSTU. The suggested minimum bid value of the asset is \$26,456, with a depreciated value of \$12,952.51. **Countywide (SB)**

Background and Policy Issues: Supporting the Sheriff's effort to enhance all facets of patrol and special operations requiring real-time movement of additional support equipment and gear on a routine basis promotes the public interest and welfare of Palm Beach County.

Attachments:

1. Resolution, with Acceptance of Fire Rescue Vehicle(s) and/or Equipment Form
2. Request to Transfer Asset to Fixed Assets Management Office
3. Request Letter from the Sheriff

Recommended by:		<u>2-13-2023</u>	Date
	Deputy Chief		
Approved by:		<u>2-14-2023</u>	Date
	Fire Rescue Administrator		
Approved by:		<u>2/23/2023</u>	Date
	Assistant County Administrator		

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	* _____	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	0 _____	_____	_____	_____	_____

Is Item Included in Proposed Budget? Yes _____ No X
 Does this item include the use of federal funds Yes _____ No X

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

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

* The suggested minimum bid value of the asset is \$26,456, with a depreciated value of \$12,952.51
 Fixed Assets #10196870 A. D. Thomas 2/13/23
 OFMB, FAMO Manager

C. Departmental Fiscal Review: [Signature]

III. REVIEW COMMENTS

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

Favorable
acknowled
2/16/23
[Signature] 2/16/23
 OFMB
[Signature] 2/22/23
 Contract Development and Control
 [Signature] 2/22/23

B. Legal Sufficiency

[Signature] 2/22/23
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

RESOLUTION NO. 2023-_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CONVEYANCE AND TRANSFER OF TITLE OF AN ADVANCED LIFE SUPPORT RESCUE (ASSET #10196870) TO RIC L. BRADSHAW, SHERIFF OF PALM BEACH COUNTY, FLORIDA, PURSUANT TO SECTION 125.38, FLORIDA STATUTES, CONTINGENT UPON RECEIPT OF \$10.00 CONSIDERATION AND A DULY EXECUTED ACCEPTANCE OF FIRE RESCUE VEHICLE(S) AND/OR EQUIPMENT FORM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Ric L. Bradshaw, Sheriff of Palm Beach County (“Sheriff”) operates a Reserve and Auxiliary Officer (RAO) unit operated by volunteer deputies who support the community from road patrol to community events; and

WHEREAS, the Sheriff desires ownership of one Advanced Life Support (“ALS”) rescue for use by the RAO unit; and

WHEREAS, in accordance with Section 125.38, Florida Statutes, Palm Beach County may convey real or personal property to certain governmental units and not-for-profit community organizations that request such property for public or community interest and welfare purposes, if satisfied that the property is required for such use and is not needed for Palm Beach County purposes, and for such price, whether nominal or otherwise, set by the Palm Beach County Board of County Commissioners (“Board”); and

WHEREAS, Palm Beach County currently owns a 2014 ALS Rescue (Asset #10196870) (VIN 1HTMYSKL7FH516320), (“Vehicle”), which is no longer economic or efficient for continuing use by Palm Beach County; and

WHEREAS, the Sheriff desires and has requested that Palm Beach County convey the Vehicle to the Sheriff to use for mobile command post, quick response with equipment to countywide operations, and recruiting new deputies in support of the RAO unit; and

WHEREAS, the Board is hereby satisfied that the Vehicle is required for said use, is not needed for Palm Beach County purposes, and has minimal useful value to the Palm Beach County Fire/Rescue Municipal Service Taxing Unit; and

WHEREAS, the Board hereby determines that supporting the Sheriff’s effort to enhance all facets of patrol and special operations requiring real-time movement of additional support equipment and gear on a routine basis promotes the public interest and welfare of Palm Beach County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Recitals

The foregoing recitals are true and correct and are incorporated herein by reference.

Section 2. Authorization to Convey Property

Pursuant to Section 125.38, Florida Statutes, the Vehicle shall be conveyed to, and title thereof transferred to the Sheriff, contingent upon the receipt of \$10.00 consideration, which is the nominal price established by the Board pursuant to Section 125.38, from the Sheriff and the attached Acceptance of Fire-Rescue Vehicle(s) and/or Equipment form duly executed by the Sheriff. Authority is hereby delegated to the Fixed Assets Management Office to take the steps needed to effectuate the conveyance and transfer of title of the Vehicle to the Sheriff. The Palm Beach County Fire Rescue Department shall then deliver the Vehicle to the Sheriff at Palm Beach County Fire Rescue, Support Services, 2601 Vista Parkway, West Palm Beach Florida.

Section 3. Effective Date

The provisions of this Resolution shall be effective immediately upon adoption hereof.

The foregoing resolution was offered by Commissioner _____ who moved its adoption. The Motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

- Commissioner Gregg K. Weiss, Mayor
- Commissioner Maria Sachs, Vice Mayor
- Commissioner Maria G. Marino
- Commissioner Michael A. Barnett
- Commissioner Marci Woodward
- Commissioner Sara Baxter
- Commissioner Mack Bernard

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2023.

PALM BEACH COUNTY, a political subdivision of the State of Florida, by its BOARD OF COUNTY COMMISSIONERS

JOSEPH ABRUZZO
CLERK OF THE CIRCUIT COURT
& COMPTROLLER,

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

By: _____
County Attorney

By: 
Patrick J. Kennedy, Fire Rescue Administrator

Acceptance of Fire-Rescue Vehicle(s) and/or Equipment

Ric L. Bradshaw, Sheriff of Palm Beach County, Florida, ("Sheriff") does hereby receive and accept from Palm Beach County, Florida, a political subdivision of the State of Florida (hereinafter referred to as "County") title, ownership and possession of the following fire rescue vehicle(s) and/or equipment.

Description of Vehicle(s) and/or Equipment, as applicable:

Type of Vehicle(s) and/or Equipment:	<u>Advanced Life Support Rescue</u>
Manufacturer:	<u>Horton</u>
Make:	<u></u>
Year:	<u>2014</u>
Vehicle Identification Number (VIN):	<u>1HTMYSKL7FH516320</u>
Engine Type and #:	<u>Asset # 10193870</u>
Equipment included on Vehicle:	<u>None</u>
Odometer Reading:	<u>86,957</u>

Sheriff acknowledges that it has inspected the vehicle(s) and/or equipment identified above and that it has accepted each one "as is". Sheriff further acknowledges that County has not made and does not make any representation, warranty, or covenant, express or implied, with respect to the fitness, merchantability, design, construction, capacity, suitability or performance of the transferred vehicle(s) and/or equipment as identified above.

Disclaimer of Warranties and Liability. Sheriff understands and agrees that the County is not the manufacturer or merchant of the transferred vehicle(s) and/or equipment as identified above, nor the agent of said manufacturer or merchant, and that no warranties, whether express or implied, are given by County.

THE VEHICLE(S) AND/OR EQUIPMENT TRANSFERRED TO THE SHERIFF BY THE COUNTY, AND ACCEPTED BY THE SHERIFF HEREUNDER, ARE TRANSFERRED, CONVEYED AND ACCEPTED "AS IS". NO WARRANTIES, WHETHER EXPRESS OR IMPLIED, ARE GIVEN. ALL IMPLIED WARRANTIES OF MERCHANTABILITY AND/OR FITNESS FOR A PARTICULAR PURPOSE ARE EXPRESSLY EXCLUDED.

Sheriff acknowledges and agrees that it has fully inspected the vehicle(s) and/or equipment identified above and is accepting said vehicle(s) and/or equipment in complete reliance upon Sheriff's inspection of said vehicle(s) and/or equipment and upon Sheriff's own knowledge and expertise in evaluating the condition of said vehicle(s) and/or equipment and Sheriff's intended use of said vehicle(s) and/or equipment. Sheriff acknowledges and agrees that in accepting said vehicle(s) and/or equipment, Sheriff has not, and shall not, rely upon any statement, advice, information or representation made by the County or any of its employees, officers or agents. No oral or written statement, advice, information or representation from County or any of its employees, officers or agents, whether given before or after delivery of the vehicle(s) and/or equipment, shall create a warranty, and Sheriff acknowledges and agrees that it has not, and shall not, rely on any such advice, information or representation.

Sheriff understands and agrees that the County is not a seller engaged in the business of selling vehicles and/or equipment such as those identified above. Sheriff shall be solely responsible for inspecting the vehicle(s) and/or equipment identified above for any defects, either latent or patent, and for refurbishing and repairing said vehicle(s) and/or equipment as necessary prior to their use and operation, and that the County shall have no obligation or liability for such. Sheriff acknowledges that the County has warned Sheriff, and Sheriff specifically understands, that the vehicle(s) and/or equipment identified above may not be suitable or safe for Sheriff's intended use and operation until inspected, repaired and refurbished by Sheriff, and Sheriff agrees to do so prior to allowing the use and/or operation of said vehicle(s) and/or equipment. Sheriff shall be solely responsible for continuing maintenance of the transferred vehicle(s) and/or equipment, and the County shall have no obligation or liability for such.

Hold Harmless and Indemnification. To the extent permitted by law, Sheriff shall indemnify, defend and hold harmless the County, including its employees, officers, and agents, against any actions, claims or damages arising out of Sheriff's use, possession, operation, maintenance or ownership of any vehicle(s) and/or equipment transferred to, and accepted by, Sheriff. The foregoing shall not constitute a waiver of sovereign immunity beyond the limits set forth in Section 763.28, Florida Statutes.

Ric L. Bradshaw, Sheriff, or Designee
Palm Beach County, Florida

BY: Feeney, Terence P. Digitally signed by Feeney, Terence P.
Date: 2023.01.23 09:46:00 -0500
Terence Feeney, Bureau Director

January 23, 2023
Date

Witness Rafiah Bacchus
Signature
Rafiah Bacchus
Name (print or type)

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: R. Brian Shutt
Attorney

**REQUEST TO TRANSFER ASSETS TO FIXED ASSETS MGT OFFICE
PALM BEACH COUNTY**



OFMB/FINANCIAL MANAGEMENT DIVISION
FIXED ASSETS MANAGEMENT OFFICE
Form #2

DEPARTMENT/DIVISION NAME FIRE RESCUE	CUSTODIAN CODE 6161	DATE 12/16/22
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ASSET NUMBER	DESCRIPTION	REASON CODE	CONDITION CODE	FAMO UPDATE REFERENCE	Z # ASSIGNED	ASSIGNED TO		
						INV	STORE	SCRAP
10196870	2014 Horton ALS 2 door rescue	4	3					

REASON CODES

1 - EXCESS 2 - OBSOLETE 3 - OTHER SURPLUS (specify) _____ 4 - STATUTORY/PUBLIC PURPOSE/BCC ACTION (Describe in Comments section below)

CONDITION CODES

1 - NEW 2 - GOOD 3 - FAIR 4 - POOR 5 - BROKEN/SERVICEABLE 6 - BROKEN/BEYOND REPAIR 7 - OTHER _____ (Specify)

COMMENTS (Provide details on Reason Code #4, Transfers, Trade-ins, Bond or Grant Funded Asset Information (attach documentation as necessary) Scrapping and Thefts required here)

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CONVEYANCE AND TRANSFER OF TITLE OF 1 ADVANCED LIFE SAFETY RESCUE TO RIC L. BRADSHAW, SHERIFF OF PALM BEACH COUNTY PURSUANT TO SECTION 125.38, FLORIDA STATUTES, CONTINGENT UPON RECEIPT OF \$10.00 CONSIDERATION AND A DULY EXECUTED ACCEPTANCE OF FIRE RESCUE VEHICLE(S) AND/OR EQUIPMENT FORM

REQUESTED BY - ORIGINATING DEPARTMENT *Please Print & Sign*		APPROVAL - FIXED ASSETS MANAGEMENT OFFICE	
ORIGINATOR Robert C Manzino	DATE 12/16/2022	INVENTORY OFFICER <i>[Signature]</i>	DATE 2/13/23
INVENTORY OFFICER Scott Houk	DATE _____	WAREHOUSE _____	DATE _____
CUSTODIAN <i>[Signature]</i> Patrick J Kennedy	DATE 12/16/2022		

PALM BEACH COUNTY
SHERIFF'S OFFICE

RIC L. BRADSHAW, SHERIFF



October 27, 2022

Chief Patrick Kennedy
Palm Beach County Fire Rescue
405 Pike Road
West Palm Beach, FL 33411

Greetings,

I would like to start with a big thank you for the hospitality today by your staff and especially Director Robert Manzino. Furthermore, I would like to thank you for the continued support on the many events we have worked together to serve our residence in Palm Beach County. The Palm Beach County Sheriff's Office Reserve and Auxiliary Officer (RAO) unit has over 3000 hours of donated time by volunteer deputies who support the community from road patrol operations to community events. The unit is requesting the donation of a decommissioned emergency rescue truck from your organization. The RAO unit would utilize this asset as a multipurpose support vehicle which would be used for the following purposes:

- Mobile command post to support Road Patrol
- Quick response with equipment to county wide operations
- Supply additional equipment to Road Patrol deputies
- Static displays at community events
- Recruiting new deputies

The desired truck is asset number 10196870 and VIN 1HTMYSKL7FH516320 and will be assigned to, stored, and maintained by the RAO unit. This vehicle will be a tremendous asset to our unit, and we appreciate your consideration in this matter. Please contact me with any questions or concerns.

Best Regards,

A handwritten signature in black ink, appearing to read 'Tom Nadler'.

Unit Manager Tom Nadler 27515
Sergeant Seth Perrin ID 7924
Reserve and Auxiliary Officer Unit
Palm Beach County Sheriff's Office