

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

Meeting Date: September 16, 2025

☒ Consent ☐ Regular
☐ Ordinance ☐ Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A First Amendment to the Amended and Restated Agreement (Agreement) with City of Margate (City) to extend the term of the Agreement for interoperable radio communications through the countywide emergency medical services (EMS) and common talk groups of the County's Public Safety Radio System (System) from October 6, 2025, through October 5, 2030.

Summary: This Agreement (R2020-1439), which provides the terms and conditions under which the City can program its radios to utilize the countywide EMS and common talk groups for certain inter-agency communications, is set to expire on October 5, 2025. The Agreement provided for two (2) renewal options, each for a period of five (5) years. The City has approved the Amendment to extend the term of the Agreement to October 5, 2030, and the extension now requires approval by the Board of County Commissioners (BCC). The terms of the Agreement are standard and have been offered to all municipalities and local branches of State/Federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement, but the City is required to pay all costs associated with City's subscriber units and to comply with the established operating procedures for the System. The Agreement may be terminated by either party, with or without cause, upon ten (10) days' notice, or it shall automatically terminate if the City's Certificate of Public Convenience and Necessity (COPCN) expires or is revoked. This First Amendment extends the term of the Agreement, updates the standard Termination and Non-Discrimination provisions, and adds the County's standard E-Verify provision. Other than the changes set forth herein, all other terms remain the same. **(ESS)**


Countywide (MWJ)

Background and Justification: The City has utilized interoperable communications through countywide EMS and common talk groups since 2005. The Agreement enables interoperability, which represent the lowest level of interoperability approved by the Communications Systems and Operations Policy Advisory Committee. The City accesses the talk groups only for specified types of inter-agency communications and conducts routine operational communications on its own radio system. The Agreement includes two (2) renewal options, each for a period of five (5) years. Upon approval of this First Amendment, one (1) renewal option will remain.

Attachments:

First Amendment

Recommended By: MD [Signature] 8/8/25
Department Director Date

Approved By:  Deputy County Administrator 9/2/2025 Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2024 | 2025 | 2026 | 2027 | 2028 |
|---|------|------|------|------|------|
| Capital Expenditures | | | | | |
| Operating Costs | | | | | |
| External Revenues | | | | | |
| Program Income (County) | | | | | |
| In-Kind Match (County) | | | | | |
| NET FISCAL IMPACT | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| # ADDITIONAL FTE POSITIONS (Cumulative) | | | | | |

Is Item Included in Current Budget: Yes No X
Is this item using Federal Funds: Yes No X
Is this item using State Funds: Yes No X

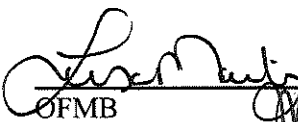
Budget Account No:
Fund Dept Unit Revenue Source
Fund Dept Unit Revenue Source


B. Recommended Sources of Funds/Summary of Fiscal Impact:
There is no fiscal impact associated with this item.

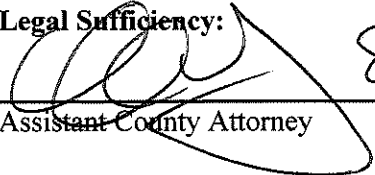
C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:


OFMB 8/12/25
8/12
8-12-25


Contract Development and Control 8/13/25
26/8/13.25

B. Legal Sufficiency: 
Assistant County Attorney 8/18/25

C. Other Department Review:

Department Director

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

FIRST AMENDMENT TO AMENDED AND RESTATED INTERLOCAL AGREEMENT

THIS FIRST AMENDMENT to the Amended and Restated Interlocal Agreement (R2020-1439) dated October 6, 2020 ("Agreement") is made as of September 16, 2025, by and between Palm Beach County, a political subdivision of the State of Florida ("County"), and City of Margate, a municipal corporation the State of Florida ("Municipality").

In consideration of the mutual promises contained herein, the County and Municipality agree as follows:

1. The term of the Agreement is renewed beginning on October 6, 2025, and continuing through October 5, 2030, pursuant to the exercise of the first renewal option for five (5) years.
2. Section 12 of the Agreement is deleted in its entirety and replaced with the following:

SECTION 12: TERMINATION

This Agreement shall automatically terminate if Municipality's COPCN expires or is revoked. This Agreement may also be terminated by either party, with or without cause upon ten (10) days written notice to the other party. Upon COPCN expiration/revocation or notice of termination, the System Manager will proceed to disable the Municipality's radios from the County's System. It will be the responsibility of the Municipality to reprogram the Municipality's radios removing the County's System information from the radios. The Municipality will complete reprogramming the Municipality's radios within sixty (60) days of the date of termination. A municipality with greater than one hundred (100) radios will be given ninety (90) days to re-program its radios.

3. Section 20 of the Agreement is deleted in its entirety and replaced with the following:

SECTION 20: NON-DISCRIMINATION

The County is committed to assuring equal opportunity in the award of contracts and complies with all laws prohibiting discrimination. Pursuant to Palm Beach County Resolution R2025-0748, as may be amended, the Municipality warrants and represents that throughout the term of the Agreement, including any renewals thereof, if applicable, all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, or genetic information. Failure to meet this requirement shall be considered default of the Agreement.

4. The Agreement is hereby modified to add the following:

SECTION 26: E-VERIFY – EMPLOYMENT ELIGIBILITY

26.01 Municipality warrants and represents that it is in compliance with section 448.095, Florida Statutes, as may be amended, and that it: (1) is registered with the E-Verify System (E-Verify.gov), and uses the E-Verify System to electronically verify the employment eligibility of all newly hired workers; and (2) has verified that all of the Municipality's contractors and subcontractors performing any duties and obligations under this Agreement are registered with and use the E-Verify System to electronically verify the employment eligibility of all newly hired workers

26.02 County shall terminate this Agreement if it has a good faith belief that Municipality has knowingly violated Section 448.09(1), Florida Statutes as may be amended.

5. Except as modified by this First Amendment, the Agreement remains unmodified and in full force and effect in accordance with the terms thereof and is hereby ratified and confirmed by the Municipality and County.

(Remainder of the page intentionally left blank)

IN WITNESS WHEREOF, the parties have caused this First Amendment to be executed as of the day and year first above written.

ATTEST:

Mike Caruso

CLERK OF THE CIRCUIT
COURT & COMPTROLLER

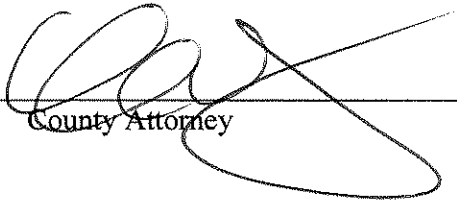
PALM BEACH COUNTY, a political
subdivision of the State of Florida

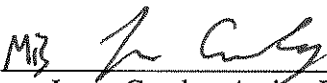
By: _____
Deputy Clerk

By: _____
Maria G. Marino, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS

By:  _____
County Attorney

By:  8/8/25
Jason Crosby, Acting Director
Facilities Development & Operations

ATTEST:

MARGATE, a municipal corporation of
the State of Florida

By: Jennifer M. Johnson
Jennifer M. Johnson, City Clerk

By: Cale Curtis
Cale Curtis, City Manager

APPROVED AS TO LEGAL SUFFICIENCY:

By: David N. Tolces
David N. Tolces (Aug 4, 2025 13:00:43 EDT)
David Tolces, Attorney