

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	November 18, 2025	☐ Consent	☒ Regular
		☐ Workshop	☐ Public Hearing
Department:	Fire Rescue		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

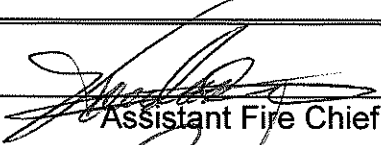
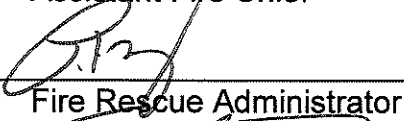
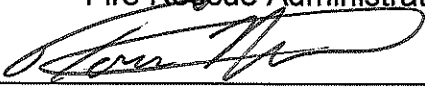
- A) approve on preliminary reading and permission to advertise for public hearing on December 2, 2025 at 9:30 am: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH COUNTY CODE, CHAPTER 26, ARTICLE II, DIVISION 3 (FIRE/RESCUE MSTUs); AMENDING SECTION 26-51, SUBSECTIONS (a) AND (c), TO REMOVE THE TOWN OF JUPITER FROM THE JUPITER MUNICIPAL SERVICE TAXING UNIT (MSTU) AND ELIMINATE THE JUPITER MSTU; PROVIDING FOR RECITALS; PROVIDING FOR EFFECTIVE DATE AND IMPLEMENTATION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR CAPTIONS; and
- B) receive and file a Business Impact Estimate (BIE) of the proposed Ordinance.

Summary: The County has provided fire rescue services to the Town of Jupiter (Town) as part of the Jupiter MSTU since 1997. The Town entered into an Interlocal Agreement for Fire Protection and Emergency Medical Services (R2023-0956) (Agreement) for a ten (10) year period commencing October 1, 2023. However, the Town is in the process of establishing its own fire rescue services commencing on October 1, 2026, and has notified the County that it is terminating the Agreement early at the conclusion of Fiscal Year 2026, September 30, 2026, in accordance with the early termination provisions of the Agreement. Pursuant to the terms of the Agreement, both the Agreement and the County's provision of fire rescue and emergency medical services to the Town shall terminate at the end of Fiscal Year 2026, September 30, 2026. This Ordinance will remove the Town from the Jupiter MSTU in accordance with said termination of services, and eliminate the Jupiter MSTU. Section 125.66(3)(a), Florida Statutes requires the County to prepare a BIE before enacting an ordinance and to post the same on the County's website no later than the date the notice of the proposed enactment is published. The BIE is included as Attachment 2 to this agenda item. **Countywide (SB)**

Background and Policy Issues: Pursuant to Section 125.01(1)(q), Florida Statutes, the boundaries of an MSTU may include the boundaries of a municipality, subject to the consent by ordinance of the governing body of the affected municipality. The Town has received fire rescue and emergency medical services from the County since 1997 through the Town's participation in the Jupiter MSTU by a series of consenting Town ordinances, and as outlined in a series of Interlocal Agreements between the parties. On December 15, 2022 the Town adopted a municipal ordinance (No.12-22) extending their participation in the Jupiter MSTU through December 31, 2027, subject to annual consent; on December 19, 2023 the Town adopted a municipal ordinance (No.15-23) providing consent through December 31, 2024 and on September 18, 2024 the Town adopted a municipal ordinance (No.22-24) providing consent through December 31, 2025. This Ordinance will remove the Town from the Jupiter MSTU commencing with Tax Year 2026 in accordance with the Town's termination of services at the conclusion of Fiscal Year 2026, and will eliminate the Jupiter MSTU.

Attachments

- 1. Proposed Ordinance
- 2. Business Impact Estimate

Recommended by:		10-6-2025
	Assistant Fire Chief	Date
Approved by:		10-6-2025
	Fire Rescue Administrator	Date
Approved by:		10-27-2025
	Deputy County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2026	2027	2028	2029	2030
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 Current Budget? Yes X No _____

Does this item include the use of Federal Funds? Yes _____ No X

Does this item include the use of State Funds? Yes _____ No X

Budget Account No.: Fund 1301 Dept 440 Unit _____ Object _____

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

No Fiscal Impact at this time. *After the FY 2026 year end reconciliation, the Jupiter MSTU Fund will be reconciled and closed out.

C. Departmental Fiscal Review: Ramon Magallon

III. REVIEW COMMENTS

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

Jim Mante 10/15/2025
OFMB VS 10/18

Hundi Ma 10/20/25
Contract Development and Control 26710.20.25
10/20/25 TW

B. Legal Sufficiency

Shirley Bue 10/21/25
Assistant County Attorney

C. Other Department Review:

Department Director

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

ORDINANCE NO. 2025 - _____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH COUNTY CODE, CHAPTER 26, ARTICLE II, DIVISION 3 (FIRE/RESCUE MSTUs); AMENDING SECTION 26-51, SUBSECTIONS (a) AND (c), TO REMOVE THE TOWN OF JUPITER FROM THE JUPITER MUNICIPAL SERVICE TAXING UNIT (MSTU) AND ELIMINATE THE JUPITER MSTU; PROVIDING FOR RECITALS; PROVIDING FOR EFFECTIVE DATE AND IMPLEMENTATION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR CAPTIONS.

WHEREAS, Section 125.01(1)(q) and (r), Florida Statutes, authorizes counties to establish municipal service taxing units (MSTUs) to fund and provide municipal services in any part or all of the unincorporated area; and

WHEREAS, pursuant to Section 125.01(1)(q), Florida Statutes, the boundaries of an MSTU may include the boundaries of a municipality, subject to the consent by ordinance of the governing body of the affected municipality; and

WHEREAS, Palm Beach County (County), in accordance with a consenting ordinance of the Town of Jupiter (Town), in 1997 established the Jupiter MSTU, as set forth in Chapter 26, Article II, Division 3, of the Palm Beach County Code, to fund and provide fire-rescue, emergency medical and other related services within the incorporated area of the Town; and

WHEREAS, the Town has received fire-rescue and emergency medical services from the County since 1997 through the Town's participation in the Jupiter MSTU by a series of consenting Town ordinances, and as outlined in a series of interlocal agreements between the parties; and

WHEREAS, the Town adopted Ordinance No. 12-22 to extend its consent to continue participation in the Jupiter MSTU through December 31, 2027, subject to annual renewals, as well as Ordinance No. 15-23 renewing its consent through December 31, 2024, and Ordinance No. 22-24 renewing its consent through December 31, 2025; and

WHEREAS, the County and the Town entered into an Interlocal Agreement for Fire Protection and Emergency Medical Services (R2023-0956) (Agreement) for a ten year period commencing October 1, 2023; however, the Town has notified the County that it is terminating the Agreement early at the conclusion of Fiscal Year 2026, September 30, 2026, in accordance with the early termination provisions of the Agreement; and

WHEREAS, pursuant to the terms of the Agreement due to the Town's early termination, the Agreement and County fire-rescue and emergency medical services to the Town shall terminate at the end of Fiscal Year 2026, September 30, 2026; and the County will process an ordinance to remove the Town from the Jupiter MSTU in accordance with said termination of services; and

WHEREAS, the Board of County Commissioners therefore desires to remove the Town from the Jupiter MSTU, and eliminate the Jupiter MSTU, commencing with Tax Year 2026.

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

Section 1. The foregoing recitals are hereby confirmed and incorporated herein.

Section 2. Section 26-51, subsections (a) and (c), of the Palm Beach County Code are hereby amended as follows (additions indicated by underline, deletions indicated by ~~striketrough~~):

(a) There ~~is~~ are hereby established one (1) ~~two (2)~~ municipal service taxing units, in accordance with the authority granted in F.S. § 125.01(1)(q) and (r). Said municipal service taxing units shall be known as the fire/rescue MSTU ~~and the Jupiter MSTU~~. The purpose of the ~~each~~ MSTU shall be to provide fire protection, fire-rescue, advanced life support (or similar emergency service), code enforcement and any and all necessary and incidental powers to effect the purposes set forth herein within ~~each of the~~ respective municipal service taxing units created pursuant to this division and in compliance with law.”

....

~~(c) The Jupiter MSTU shall consist of all the territory within the incorporated municipal boundaries of the Town of Jupiter, as they may be amended from time to time.~~

Section 3. Effective Date and Implementation: The provisions of this Ordinance shall be effective December 31, 2025, to be implemented for Tax Year 2026, to remove the Town from the Jupiter MSTU, and eliminate the Jupiter MSTU, commencing with Tax Year 2026; provided, however, that the Jupiter MSTU, and the Town's inclusion therein, shall be deemed to continue through September 30, 2026, only to the extent necessary to enable the County to fund and provide within the Town fire-rescue and related services through September 30, 2026, as funded by Tax Year 2025, including, but not limited to, the County's enforcement of the Florida Fire Prevention Code and Palm Beach County Local Amendments thereto, and any other applicable laws and regulations.

Section 4. Repeal of Laws in Conflict: Any laws or ordinances in conflict with this Ordinance, which Palm Beach County is authorized to repeal, are hereby repealed to the extent of such conflict.

Section 5. Savings Clause: Notwithstanding anything herein to the contrary, the provisions of Section 26-51, subsections (a) and (c), of the Palm Beach County Code, as previously enacted, amended and in place prior to this Ordinance, are specifically preserved for the limited purpose of enforcing any alleged violations, liabilities incurred, or causes of action accrued under said law prior to its amendment or repeal.

Section 6. Severability: If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a Court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

Section 7. Inclusion in the Code of Laws and Ordinances: The provisions of this Ordinance shall become and be made a part of the Palm Beach County Code. The sections of this Ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

Section 8. Captions: The captions, section headings, and section designations used in this Ordinance are intended only for the convenience of users and shall have no effect on the interpretation of the provisions of this Ordinance.

APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on this the ____ day of _____, 2025.

ATTEST:
MICHAEL A. CARUSO
CLERK & COMPTROLLER

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: _____
County Attorney

FILED with the Department of State on the ____ day of _____, 2025.

BUSINESS IMPACT ESTIMATE

Meeting Date: December 2, 2025 Public Hearing

Proposed Ordinance Title/Reference:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH COUNTY CODE, CHAPTER 26, ARTICLE II, DIVISION 3 (FIRE/RESCUE MSTUs); AMENDING SECTION 26-51, SUBSECTIONS (a) AND (c), TO REMOVE THE TOWN OF JUPITER FROM THE JUPITER MUNICIPAL SERVICE TAXING UNIT (MSTU) AND ELIMINATE THE JUPITER MSTU; PROVIDING FOR RECITALS; PROVIDING FOR EFFECTIVE DATE AND IMPLEMENTATION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR CAPTIONS.

Summary of Proposed Ordinance and Statement of Public Purpose to be Served:

The County currently provides fire-rescue and emergency medical services to the Town of Jupiter, which services are funded by the levy of an ad valorem tax by the County through its Jupiter Municipal Service Taxing Unit (Jupiter MSTU). The Town is establishing its own fire-rescue and emergency medical services, and has terminated the County's fire-rescue and emergency medical services as of October 1, 2026. The proposed Ordinance will eliminate the Jupiter MSTU in accordance with said termination of County services.

Estimate of Direct Economic Impact on Private, For Profit Businesses:

- a. Estimate of Direct Business Compliance Costs: None
- b. New Charges/Fees on Businesses Impacted: None
- c. Estimate of Regulatory Costs: None

Good Faith Estimate of Number of Businesses Likely Impacted: None

Any Additional Information: None