Agenda Item #3H-1

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

Meeting Date:	April 3, 2012	[X] Consent [ ] Ordinance	[ ] Regular [ ] Public Hearing	
Department:	<b>Facilities Developm</b>	ent & Operations		

## I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a First Amendment to Interlocal Agreement (R2009-0558) with the Town of Lantana (Town) to extend the term of the agreement to April 6, 2015.

**Summary:** The Interlocal Agreement with the Town, which provides the terms and conditions under which the Town receives radio equipment maintenance services from the County will expire on April 6, 2012. The Interlocal Agreement provides for one (1) renewal option for a period of three (3) years. Both parties must approve the renewal option. The Town has approved the renewal to extend the term of the Interlocal Agreement until April 6, 2015. The renewal now requires Board approval. The terms of the agreement are standard and the maintenance rates are consistent with those being charged to County Departments. The Interlocal Agreement may be terminated by either party, with or without cause, with a minimum of three (3) months notice. **(ESS)** District 7 (JM)

**Background and Justification:** On April 7, 2009, the Board approved the Interlocal Agreement with the Town for a period of three (3) years, commencing on April 7, 2009, and expiring on April 6, 2012.

ttachment	ts:
First	Amendment

A

Recommended By	Army WOLF	3/15/12	
-	Department Director	D'ate	
Approved By:	Ashter	3/29/12	
	County Administrator	Date	

# II. FISCAL IMPACT ANALYSIS

## A. Five Year Summary of Fiscal Impact:

Fiscal Years		2012	2	2013		2014	2015	5
Capital Expenditures Operating Costs External Revenues Program Income (Coun In-Kind Match (County		(\$2,500	))	 (\$2,500) 	(\$2	<u>2,500)</u>	(\$2,500	)
NET FISCAL IMPACT		(\$2,500	<u>))</u>	<u>(\$2,500)</u>	<u>(\$2</u>	2 <u>,500)</u>	<u>(\$2,500</u>	)
# ADDITIONAL FTE POSITIONS (Cumulati	ve)							
Is Item Included in Current Budget: Yes No								
Budget Account No:	Fund	<u>0001</u>	Dept	<u>410</u>	Unit	<u>4150</u>	Object	<u>4901</u>

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

Services will be provided on an as needed basis and will be billed to the Town for reimbursement. In addition, the Annual Maintenance Console services are contracted through Motorola and are part of the County's Master Service Agreement. The County is a pass through for those charges which for 2012 is \$10,517.63.

3-19.12 **Departmental Fiscal Review:** C.

# III. <u>REVIEW COMMENTS</u>

A. OFMB Fiscal and/or Contract Develop The #2500 10 estimated rever maintenace by the County OFMB 30011 3	ment Comments: rules to be received of there are Are J. walt 3126 [12 Contract Development and Control 3-23-12 Burlin
B. Legal Sufficiency: Apple (102) A 3/28/17 Assistant County Attorney	This amendment complies with our review requirements.

C. Other Department Review:

Department Director

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

### FIRST AMENDMENT TO INTERLOCAL AGREEMENT

THIS FIRST AMENDMENT to Interlocal Agreement R2009-0558 (the "Agreement"), dated April 7, 2009, is made as of \_\_\_\_\_\_, by and between Palm Beach County, a political subdivision of the State of Florida ("County"), and the Town of Lantana, a municipal corporation of the State of Florida ("Town").

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

- 1. The term of the Agreement expires on April 6, 2012, and shall be extended until April 6, 2015, or until the expiration of the Town's agreement with the County that provides the Town with access to the County's 800 MHz Trunked Radio System, whichever comes first.
- 2. Attachment 1 to the Agreement is hereby deleted in its entirety and replaced with Attachment 1 attached hereto and made a part hereof.
- 3. The Agreement is hereby amended to add the following:

# SECTION 17: PALM BEACH COUNTY OFFICE OF THE INSPECTOR GENERAL AUDIT REQUIREMENTS

Palm Beach County's Office of Inspector General is authorized to the power to review past, present and proposed County contracts, transactions, accounts and records. The Inspector General's authority includes, but is not limited to, the power to audit, investigate, monitor, and inspect the activities of entities contracting with the County, or anyone acting on their behalf, in order to ensure compliance with contract requirements and to detect corruption and fraud. Failure to cooperate with the Inspector General or interfering with or impeding any investigation shall be a violation of Palm Beach County Code, Section 2-421 - 2-440, and punished pursuant to Section 125.69, Florida Statutes, in the same manner as a second degree misdemeanor.

4. Except as modified by this First Amendment, the Agreement remains unmodified and in full force and effect in accordance with the terms thereof.

(remainder of 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:

By:

By

TEST

## SHARON R. BOCK **CLERK & COMPTROLLER**

APPROVED AS TO FORM AND

Deputy Clerk

LEGAL SUFFICIENCY:

/County Attorney

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

By:

Shelley A. Vana, Chair

APPROVED AS TO TERMS AND **CONDITIONS:** 

Audrey Wolf, Director

Facilities Development & Operations

By:

TOWN OF LANTANA, a municipal corporation of the State of Florida

B٦

David J. Stewart, Mayor

Bv Gibson, Town Clerk stal

**APPROVED AS TO FORM** AND LEGAL SUFFICIENC By , Town Attorney

G:\SCooper\800 MZH Agreements\Lantana\Maintenance First Renewal 01.27.12.doc

## PALM BEACH COUNTY ELECTRONIC SERVICES & SECURITY RADIO REPAIR MAINTENANCE AGREEMENT

## ATTACHMENT 1

Business Hours Contact Phone # 561-233-0830 After Hours Contact Phone # 561-712-6428

Normal Shop Labor Rate: \$65.00 per hour, per person. Over Time Shop Labor Rate: \$97.50 per hour, per person.

Contracted Labor Rate: \$135.00 per hour, per person. Overtime Contracted Labor Rate: \$202.50 per hour, per person.

Console Maintenance Costs (10/01/12 to 9/30/2013) \$10,517.63 Future Console Maintenance Costs will be provided under a separate cover.

Procured Parts and/or Related Components: At County Procurement Cost + 5% Admin Fee