Agenda Item #: 3H-3

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

Meeting Date:	August 20, 2024	[X]	Consent Ordinance	[ ] Regu	ular lic Hearing
Department:	Facilities Development &	Operations			
	I. EXEC	CUTIVE BE	<u>lief</u>		
Restated Agreement the term of the Agree services (EMS) and	s Staff recommends motion at (R2019-0958) (Agreement) cement for interoperable common talk groups of the Control the Hospital's delay in executive the Hospital's delay in execu	with Delray nunications county's Pub	Medical Center Through the coulic Safety Radi	er, Inc., (Ho intywide em o System (C	ospital), to extend nergency medical County's System)
Hospital can progratypes of interagence renewal options, eaterm of the Agreem Commissioners (Boand ambulance set associated with this subscriber units and Agreement may be notice to the other properational provisions.)	greement (R2019-0958), which into its radios and utilize the cy communications, expired each for a period of five (5) year ent to July 1, 2029, and the recommendation of the Agreement of the Agreement of the Hospital is a to comply with the establishment of the Complete	ne countywice on July 1, 2 ars. Hospital renewal now ment are stand Hz trunked required to ned operating with or with extends the twisions. Other	le EMS and con 024. The Agre has approved to requires appro- dard and have radio capabili- pay all costs as g procedures for out cause, upon erm of the Agre	mmon talk gement provide amendmoval by the been offeredities. There is sociated with the Country the Country ten (10) deement, updeement, updeement, updeement of the country the country ten (10) deement, updeement of the country ten (10) deement of the country ten (10) deement, updeement of the country ten (10) deement of the country ten (10) deem	groups for certain vided for two (2) nent to extend the Board of County d to all hospitals, are no charges ith the Hospital's ty's System. This lays prior written lates the standard
through the county provides the terms talk groups of the	Justification: Since 2004, the wide EMS and common tall and conditions under which I County's System, expired on the conformal aperiod of five (5) year option left.	lk groups. ' Hospital can n July 1, 20	The Agreement utilize the country of the Agreement of the	nt with the untywide EN ement provi	Hospital, which MS and common ided for two (2)
Attachments:					
First Amendment					
Recommended By		- lello		7/11/24	
Approved By: _	Department I	<u> </u>		7/19/20 Date	+

## II. FISCAL IMPACT ANALYSIS

Five Year Summary of Fiscal Impact: A. 2024 **Fiscal Years** 2025 2026 2027 2028 Capital Expenditures **Operating Costs External Revenues** Program Income (County) In-Kind Match (County **NET FISCAL IMPACT** # ADDITIONAL FTE **POSITIONS** (Cumulative) Is Item Included in Current Budget: Yes No Is this item using Federal Funds: No Yes Is this item using State Funds: No Yes Expense Budget Fund Dept \_\_\_ Unit Object Account No: Revenue Budget Fund \_\_\_\_ Dept \_\_\_ Unit \_ Rev Account No: В. Recommended Sources of Funds/Summary of Fiscal Impact: \* There is no fiscal impact associated with this item Departmental Fiscal Review: C. III. REVIEW COMMENTS **OFMB Fiscal and/or Contract Development Comments:** A. depment and Contro В. Legal Sufficiency: ssista<del>nt</del> County Attorney C. Other Department Review: Department Director

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

## FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT

THIS FIRST AMENDMENT to Amended and Restated Agreement R2019-0958 dated July 2, 2019 (the "Agreement"), is made as of August 20 2024, by and between Palm Beach County, a political subdivision of the State of Florida ("County"), and Delray Medical Center, Inc., a Florida For Profit Corporation licensed to do business in the State of Florida, ("Hospital"), with a Federal Tax ID number 75-2922687.

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

- 1. The term of the Agreement is renewed retroactively beginning on July 2, 2024 and continuing through July 1, 2029, pursuant to the exercise of the first renewal option for five (5) years.
- 2. Section 2.04 of the Agreement is deleted in its entirety and replaced with the following:
  - **2.04** <u>Hospital Equipment:</u> Also known as "agency radios," are Hospital owned P25 compliant handheld and mobile radios and control stations that operate in the 800 MHz spectrum that have the ability to be programmed and used on the County's System.
- 3. Section 5.01 of the Agreement is deleted in its entirety and replaced with the following:
  - 5.01 <u>Hospital Equipment</u>. The Hospital's equipment will be P25 compliant 800 MHz mobile, portable, and control station equipment programmed to be used on the County's System. Equipment other than that manufactured by Motorola shall be approved by the System Manager prior to purchase by the Hospital. The Hospital will be required to keep its equipment in proper operating condition and the Hospital is responsible for maintenance of its radio equipment.
- 4. The Agreement is hereby modified to add the following:

## SECTION 27: E-VERIFY – EMPLOYMENT ELIGIBILITY

27.01 Hospital 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 Hospital'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.

27.02 County shall terminate this Agreement if it has a good faith belief that Hospital 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 Hospital and the County.

(Remainder of the page intentionally left blank)

Print Name and Title

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

ATTEST:			
JOSEPH ABRUZZO CLERK OF THE CIRCUIT COURT & COMPTROLLER	PALM BEACH COUNTY, a political subdivision of the State of Florida		
By:	By: Maria Sachs, Mayor		
APPROVED AS TO LEGAL SUFFICIENCY:	APPROVED AS TO TERMS AND CONDITIONS:		
By: County Attorney	By: MR Assime l. Agal Call Isami Ayala-Collazo, Director Facilities Development & Operations		
WITNESS:	DELRAY MEDICAL CENTER, INC., a Florida For Profit Corporation		
By: All Cen	By: MULLIN HOUM		
Michael Cronan, Director Plant Operations	Heather Havericak, COO		

Print Name and Title