PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: Septe	mber 10, 2024	[x]	Consent	[]	Regular
Dan and an article		[]	Ordinance	[]	Public Hearing
	Palm Beach Co Palm Beach Co				
		l.	EXECUTIVE BR	<u>IEF</u>	
#1 to the State Finar (FDLE) and the Pa supplemental funding	icial Assistance alm Beach Coi g for the FY23- 25; B) Receive	Agreer unty S 24 Dro & File	ment between the Sheriff's Office (Fone Replacement GAN #2 which pr	Florida De PBSO) wh Program, rovides \$75	rant Adjustment Notice (GAN epartment of Law Enforcement ich provides \$317,613.10 ir and extends the grant period 5,000 in supplemental funding the fund.
	of \$257,386.90	on bel	nalf of the PBSO,		ners (BCC) accepted a gran DLE, to offset the costs for the
local governments supplemental funding 30, 2024 to June 30,	for the purcha g for a total awai 2025. There is i	se of rd of \$6 n <mark>o ma</mark> 1	compliant drone 350,000, and exte tch requirement a	s. The Garage ands the pe associated	ng through FDLE to reimburse ANs provide \$392,613.10 in riod of performance from June I with this award. The Catalog agreement number is 3X010
authorized funding fo and must be in worki were purchased from	or local governm ng condition. In companies who to the Florida D	nents t order are n	o replace non-cor to receive reimbu ot compliant with	mpliant dro rsement fro Rule 60GG	n, the Florida Legislature re- nes that are not at end-of-life om this program, drones which 6-2.0075, Administrative Code d certify as to the depreciated
Attachments:					
	cial Assistance <i>i</i> endment	-	nent, Grant Adjus nent, Grant Adjus		
RECOMMENDED BY	: DEPARTMEN	T DIRI	ECTOR	8/14/2 DAT	
APPROVED BY:	COUNTY ADM	V//H VINIST	RATOR		DATE

II. FISCAL IMPACT ANALYSIS

Α.	Five Year Summary	of Fiscal Impa	ct:				
Ca	cal Years pital Expenditures erating Costs	2024 \$392,613	2025	2026	2027	2028	
Pro	ernal Revenues gram Income ounty)	(\$392,613)					
•	Kind Match (County)	0					
	Net Fiscal Impact	0					
	# Additional FTE Positions mulative)	0					
ls li	em Included in Current	Budget: YE	S	NOX			
Bud	get Account No.: Fund _	1152 Agency	160	Org <u>2447</u>	_ Object	3429	
	R	eporting Catego	ory				
Does Does	this item include the us	e of federal fur e of state funds	nds: Yes_ s: Yes	No X No_	X		
В.	Recommended Sour	ces of Funds	/ Summa	ry of Fiscal Impa	ct:		
FDLE There	is Drone Replacement	Program is fu nent associate	nded by a	an appropriation t	hrough	the Florida L	egislature
FY23	-24 Drone Replacemen -24 Drone Replacemen AL AWARD=				<u>\$39</u>	57,386.90 92,613.10 50,000.00	
		III RE	VIEW CO	<u>OMMENTS</u>			
A.	OFMB Fiscal and/or	Contract Adm	inistratio	n Comments:			
(Jusé Mart B 8/28 OFMB	Slanlana OA 818	4 %	Contract Market	Adminis	UM 5	1 <u> 29 2</u> 2,
В.	Legal Sufficiency:		·				
	Assistant Coun	ty Attorney	4/24				
C.	Other Department Ro	eview:					
	Departm	ent Director				·	

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



State Financial Assistance

Grant Adjustment Notice

_	each County Sheriff's Office	Award #: 3X010
Project Title: Dron	e Replacement Program	
Adjustment #: AN	D001	Adjustment Type: Administrative
Nature of Adjustm	nent (Select All That Apply):	
Decrease /	Award	Revise Scope of Work
✓ Increase A	ward	Revise Deliverables
Revise Bud	dget	Add/Clear Special Condition
✓ Revise End	d Date (Extension)	Rescind Award
Revise End	Date (Early Closeout)	✓ Reinstate Award
Other (Exp	lain):	
Approved Char	nges: 1. This grant is hereby re	einstated effective July 1, 2024. extended through June 30, 2025.
		d to incorporate all revised program guidelines from
		8, Section 44, Laws of Florida
	Chapter No. 2024-228 4. This grant is receiving	3, Section 44, Laws of Florida
Tomana ODO A	Chapter No. 2024-228 4. This grant is receiving	3, Section 44, Laws of Florida g a supplemental award in the amount of: \$ 317,613. Int for this grant is amended to reflect: \$ 575,000.00
Termullet	Chapter No. 2024-228 4. This grant is receiving	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 ant for this grant is amended to reflect: \$ 575,000.00 07/17/2024
Authorized Official Office of Criminal J	Chapter No. 2024-228 4. This grant is receiving 5. The total award amou	3, Section 44, Laws of Florida g a supplemental award in the amount of: \$ 317,613. Int for this grant is amended to reflect: \$ 575,000.00
Authorized Official	Chapter No. 2024-228 4. This grant is receiving 5. The total award amou	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 int for this grant is amended to reflect: \$ 575,000.00 07/17/2024
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Authorized Official Office of Criminal J	Chapter No. 2024-228 4. This grant is receiving 5. The total award amou	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 ant for this grant is amended to reflect: \$ 575,000.00
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Authorized Official Office of Criminal J	Chapter No. 2024-228 4. This grant is receiving 5. The total award amount ustice Grants Recipient Request and Justice Revised Award Agreement Revised Appendix A – Spetter Revised Appendix B – Project Revised Revised Appendix B – Project Revised Re	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 ant for this grant is amended to reflect: \$ 575,000.00 O7/17/2024 Date Stiffication Cocial Conditions ject Deliverables
Authorized Official Office of Criminal J	Chapter No. 2024-228 4. This grant is receiving 5. The total award amout ustice Grants Recipient Request and Just Revised Award Agreement Revised Appendix A – Spet Revised Appendix B – Pro	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 ant for this grant is amended to reflect: \$ 575,000.00 07/17/2024 Date stification ceial Conditions ject Deliverables proved Budget
Authorized Official Office of Criminal J	Chapter No. 2024-228 4. This grant is receiving 5. The total award amount ustice Grants Recipient Request and Justice Revised Award Agreement Revised Appendix A – Spetter Revised Appendix B – Project Revised Revised Appendix B – Project Revised Re	3, Section 44, Laws of Florida 3 a supplemental award in the amount of: \$ 317,613. 3 ant for this grant is amended to reflect: \$ 575,000.00 07/17/2024 Date stification 4 cial Conditions ject Deliverables proved Budget andard Conditions

Award #: 3X010 CSFA: 71.092

AMENDMENT #: AMD001

Drone Replacement Program Financial Assistance Agreement between Florida Department of Law Enforcement and

Palm Beach County Sheriff's Office

This agreement is entered into by and between the Florida Department of Law Enforcement (herein referred to as "FDLE" or "Department") and the Recipient Agency named above.

WHEREAS, the Department has the authority pursuant to Florida law and does hereby agree to provide state financial assistance to the Recipient upon the terms and conditions hereinafter set forth, and

WHEREAS, The General Appropriations Act, 2023 Legislature, Section 123 provides approximately \$25,000,000 in nonrecurring funds to the Florida Department of Law Enforcement for the Drone Replacement Program established in Chapter 2023-240, Laws of Florida, and

WHEREAS, The General Appropriations Act, 2024 Legislature, Section 147, reverted and appropriated the unexpended balance of funds for use in the 2024-2025 fiscal year, and

WHEREAS, Chapter No. 2024-228, Section 44, amended Drone Replacement Program requirements, and

WHEREAS, Section 934.50, Florida Statutes establishes rules, regulations, and security standards for the use of drones by governmental entities, and

WHEREAS, pursuant to Rule 60GG-2.0075, Florida Administrative Code, the Department of Management Services (DMS) has published minimum security standards for drones used by governmental entities; and

WHEREAS, the Recipient purchased a drone that does not meet the minimum security standards in Rule 60GG-2.0075, Florida Administrative Code, and

WHEREAS, the Recipient seeks to receive funding to replace the noncompliant drone with a drone that meets required minimum security standards.

NOW THEREFORE, in consideration of the foregoing, the parties hereto agree to this agreement as follows:

This agreement is subject to all applicable state financial assistance standard conditions provided in **Appendix B**.

The State of Florida's performance and obligation to pay under this agreement is contingent upon an appropriation by the Legislature, availability of funds, and subject to any modification in accordance with Chapter 216, Florida Statutes or the Florida Constitution.

FDLE will administer and disburse funds under this agreement in accordance with sections 215.97, 215.971, 215.981 and 215.985, F.S. for state financial assistance. The Recipient shall perform all tasks, activities, and provide deliverables, including reports, as specified in this agreement. FDLE's determination of acceptable expenditures shall be conclusive.

The Recipient certifies with respect to this agreement that it possesses the legal authority to receive the funds to be provided under this agreement and that, if applicable, its governing body has authorized, by resolution or otherwise, the execution and acceptance of this agreement with all covenants and assurances contained herein. The Recipient also certifies that the undersigned possesses the authority to legally execute and bind Recipient to the terms of this agreement.

Award #: 3X010 CSFA: 71,092

Expenditures of state financial assistance shall be compliant with laws, rules and regulations applicable to expenditures of State funds, including, but not limited to, the Reference Guide for State Expenditures published by the Florida Department of Financial Services.

OVERVIEW AND FUNDING

Project Title: FY2024-25 Drone Replacement Program

Project Start Date: 07/01/2023 Project End Date: 06/30/2025

Program Activities and Scope of Work

The Florida Legislature amended Section 934.50, Florida Statutes during the 2022 session. By July 1, 2022 governmental agencies using any drone not produced by an approved manufacturer must implement a plan to discontinue the use of the such drone by January 1, 2023. This grant provides funding for the Recipient to replace drones that are not in compliance with Rule 60GG-2.0075, Florida Administrative Code. The Recipient will be awarded funds in an amount commensurate with the replacement cost, not to exceed \$25,000 per compliant drone, for each noncompliant drone relinquished to the Department.

To be eligible for payment under this program, the noncompliant drone must not be at end-of-life and must still be in working condition. In order to receive reimbursement for this program, drones which were purchased that are not compliant with the minimum security standards established in Rule 60GG-2.0075, Florida Administrative Code, must be relinquished to the Florida Department of Law Enforcement.

In accordance with revised program guidelines established in the 2024 legislative session, the first two functional drones of each make and model relinquished to the Department, will be provided to the Florida Center for Cybersecurity at the University of South Florida (USF) for analysis. All drones relinquished to the Department and not subsequently provided to the Florida Center for Cybersecurity will be destroyed.

Additionally, under the new program guidelines established in 2024-228, Section 44, the Department will use a portion of these funds to increase awards previously provided in fiscal year 2023-2024, which were based on the noncompliant drone's current value.

RECIPIENT'S RESPONSIBILITY

The Recipient must prepare a Drone Certification Form (**Appendix A**) for the noncompliant drone(s) they are seeking replacement for. This form includes an attestation that the noncompliant drone has not reached its end of life and is in working condition at the time it is relinquished. This must be provided to the Department at the time of relinquishment and should be accompanied by any operational manuals that distinguish make, model, and year of the noncompliant drone(s). This is crucial for the analysis conducted by the Center for Cybersecurity at the University of South Florida.

The Recipient must submit documentation for the original purchase of the noncompliant drone, including but not limited to: invoice, cancelled check or bank statement, or other proof of payment to document the noncompliant drone was originally purchased by the Recipient organization.

The Recipient is responsible for relinquishing the noncompliant drone to the Florida Department of Law Enforcement to either Tallahassee Regional Operations Center or Tampa Bay Regional Operations Center. To facilitate this process, the Recipient must schedule an appointment with the below FDLE contact for the appropriate location for relinquishment of the noncompliant drone. The days that appointments can be scheduled are Tuesdays from 9:00 AM to 5:00 PM (EST) and Thursdays from 1:00 PM - 5:00 PM (EST).

<u>Tallahassee Regional Operations Center (TROC) – 2331 Phillips Road, Tallahassee, FL 32308</u>

Point of Contact: Robert Lyons – 850-410-7419 – Robert Lyons@fdle.state.fl.us

Tampa Bay Regional Operations Center(TBROC) – 4211 North Lois Avenue, Tampa, FL 33614

Point of Contact: Corey Monaghan — 813-878-7887 — CoreyMonaghan@fdle.state.fl.us

Alternate POC: Richard Kaplan - RichardKaplan@fdle.state.fl.us

Award #: 3X010 CSFA: 71.092

Funds received under this program must be used to acquire drones that are compliant with Rule 60GG-2.0075, Florida Administrative Code. The approved drones must have a purchase date of January 1, 2022 or later.

DELIVERABLES

As stated in the scope and responsibilities above, the Recipient shall relinquish any noncompliant drones to the Department and purchase new drones that are compliant with Rule 60GG-2.0075, Florida Administrative Code.

DISTRIBUTION AND PAYMENTS

This award is a cost-reimbursement agreement with the ability to request a cash advance. The Recipient will be awarded funds in an amount commensurate with the replacement cost, not to exceed \$25,000 per compliant drone, for each noncompliant drone relinquished to the Department.

Any funds paid in excess of the amount to which the participating agency is entitled under the terms and conditions of the agreement must be refunded to FDLE. Factual misrepresentations of drone purchases or other certifications will result in the loss of funding.

Funds under this agreement will be disbursed when all the following criteria are met:

- Executed agreement is signed by the Chief Official and provided to OCJGSFA@fdle.state.fl.us;
- The Drone Certification Form (Appendix A) is prepared and signed by the Chief Official and provided to OCJGSFA@fdle.state.fl.us;
- Noncompliant drones are relinquished to FDLE and the Drone Certification Form (Appendix A) is signed by the FDLE point-of-contact in the region where it is relinquished; and
- Drone Certification Form (Appendix A) signed by the FDLE Regional Operations Center point-ofcontact is provided to <u>OCJGSFA@fdle.state.fl.us</u>.
- Criteria is met for Option 1 (Reimbursement) or Option 2 (Cash Advance);

Option 1 = Reimbursement: The Recipient may use its own funds to purchase the compliant drone and provide documentation related to the purchase including: purchase order, invoice, and proof of payment (cancelled check, bank/card statement, etc.). This method may be used for agencies who may have purchased a compliant drone prior to this program being released.

Option 2 = Cash Advance: The Recipient may request a cash advance to receive program funds and subsequently purchase the compliant drone. In order to qualify for this method of payment, the Recipient must provide a valid, executed purchase order and must be ready to order the compliant drone immediately upon the receipt of advanced funds. The Recipient must provide documentation of purchase (invoice) and proof of payment (cancelled check, bank/card statement, etc.) within 45 days of receiving the advanced funds. Failure to provide documentation within 45 days will result in the Recipient being required to submit a refund to FDLE.

FDLE GRANT MANAGEMENT CONTACTS

The following individuals can assist with any program related questions or concerns:

FDLE Grant Manager Name: Patricia Stark

Title: Government Analyst II Phone: 850-617-1252

Email: PatriciaStark@fdle.state.fl.us

FDLE Grant Supervisor Name: Tennille Robinette

Title: Senior Management Analyst Supervisor **Phone:** 850-617-1268 or 850-661-9295 **Email:** TennilleRobinette@fdle.state.fl.us

If you are unable to reach either member above directly, please call the Office of Criminal Justice Grants main line at 850-617-1250 or email OCJGSFA@fdle.state.fl.us.

FDLE Office of Criminal Justice Grants
Drone Replacement Program
Supplemental Funding Internal Calculations Form

Recipient Name:	Palm Beach County Sheriff's Office
Prior Award ID:	3X010
# of Drones Relinquished:	23
# of Drones Purchased:	8
Additional Available to Purchase:	15
Max. Eligible Amount:	\$ 575,000.00
Current Max. Eligible Amount:	\$ 200,000.00
Previous Amount Paid:	\$ 214,746.00
Actual Total Replacement Cost:	\$ 214,746.00
Current Funding Due:	\$ 0.00
Remaining Max. Alloc. Available:	\$ 360,254.00
Amendment Details:	AMD001
Comments:	Recipient can purchase 15 additional compliant drones at a maximum reimbursement of \$25,000 per drone. However, due to overpayment of \$14,746 on initial 8 drones purchased based on new guidelines of \$25,000 per drone, the total reimbursement for the additional drones cannot exceed \$360,254.
Reviewed by:	Tennille Robinette (P)
Date:	07/17/2024



State Financial Assistance

Grant Adjustment Notice

Recipient: Palm Beach Co	unty Sheriff's Office	Award Number:	3X010			
Project Title: Drone Repla	cement Program					
Adjustment Number: AMD	002	Adjustment Type:	Administrative			
Nature of Adjustment (Sel	ect All That Apply):					
Decrease Award		Revise Scope of W	ork			
✓ Increase Award		Revise Deliverables				
Revise Budget		Add/Clear Special Condition				
Revise End Date (E	xtension)	Rescind Award				
Revise End Date (E	arly Closeout)	Reinstate Award				
Other (Explain):						
above project is approved	subject to such condition	owing change, amendment, ons or limitations as may be	set forth below:			
Approved Changes:	AMD001. Recipient subm	onal funding for previously sur nitted Drone Certification for 3 ting in the following changes:				
	_	an additional supplemental a r this award is amended to ref	· · · · · · · · · · · · · · · · · · ·			
			·			
Tennelle Robin	rollo	1	07/24/2024			
Authorized Official Approv	/al)ate			
Office of Criminal Justice	Grants					
Revised Revised Revised Revised Revised	nt Request and Justification Award Agreement Appendix A – Special Co Appendix B – Project Del Appendix C – Approved I Appendix D – Standard C	nditions liverables Budget				
Uther (I	Explain):		*****			

PALM BEACH COUNTY, FLORIDA BUDGET AMENDMENT

BGEX 082824*1831 **BGRV** 082824*529

FUND FUND 1152 - Sheriff's Grants Fund

ACCOUNT NUMBER	ACCOUNT NAME	UNIT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED as of mm/dd/yy	REMAINING BALANCE
<u>REVENUES</u>									
160-2447-3429	State Grant - Other Public Safety	Drone Replacement Program-FY23-24	0	257,387	392,613	0	650,000		650,000
	Total Fund Revenues		11,523,997	15,180,851	392,613	0	15,573,464		
EXPENDITURES									
160-2447-9498	Transfer to Sheriff's Fund 1902	Drone Replacement Program-FY23-24	0	257,387	392,613	0	650,000		650,000
	Total Fund Expenditures		11,523,997	15,180,851	392,613	0	15,573,464	-	

Initiating Department/Division	
Live Ment	8/29/2024
Administration/Budget Department Approval	, phys. (1997) - 1997 (1997) (

BY BOARD OF	COUNTY COMMISSIONER	S
At Meeting of:	9/10/2024	

	uty Clerk to the ounty Commissioners	

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

Agenda Item No. 3CC-2Y
SB/MCB 6-0
SIONERS MGM 665
RY
R-2023-1348

	·			·	K 2003 1370
Meeting Date: Sept	ember 19, 2023	[x]	Consent	[]	Regular
Department:		[]	Ordinance	[]	Public Hearing
Submitted By:	Palm Beach Co				
Submitted For:	Palm Beach Co	ounty S	heriff's Office		
					
		l.	EXECUTIVE BRIE	F	
Sheriff's Office a Florida between the Florida	inancial Assistar Department of , 2023 through J	nce Agı Law Er	reement for the FY: iforcement and the	2023-24 Palm Be	alf of the Palm Beach County Drone Replacement Program each County Sheriff's Office for udget amendment of \$257,387
any non-compliant and replace them withrough FDLE to redrones. Thus, the the purchase of new There is no mater.	drones to relinque with a drone from eimburse local go Palm Beach Couw compliant dronch requirement	uish then an approvernmenty Sheles. The assoc	em to the Florida De proved manufacture ents based on the c eriff's Office was aw e grant period is fro iated with this av	epartmer er. The depreciat arded \$2 m July 1 vard . Th	quires local governments using nt of Law Enforcement (FDLE) Legislature authorized funding ted value of the non-compliant 257,386.90 to offset the cost of , 2023 through June 30, 2024. The Catalog of State Financial 210. Countywide (RS)
authorized funding and must be in wor were purchased fro	for local governation. It is companies when the total to the Florida	ments t n order no are n	o replace non-comp to receive reimburs ot compliant with Ri	pliant dro ement fro ule 60G0	ssion, the Florida Legislature ones that are not at end-of-life om this program, drones which G-2.0075, Administrative Code, nd certify as to the depreciated
Attachments:					
1. FDLE Fin 2. Budget Ar	ancial Assistance mendment	e Agree	ment		·
RECOMMENDED					8/29/2023
•	DEPARTME	NT DIF	RECTOR		DATE

APPROVED BY:

COUNTY ADMINISTRATOR

DATE

II. FISCAL IMPACT ANALYSIS

M.	rive rear Summary	or riscai impa	ict:				
Ca	cal Years pital Expenditures erating Costs	2023 \$257,387	2024	2025	2026	2027	
Pro	ternal Revenues ogram Income ounty)	(\$257,387)					
	Kind Match (County)	0					
	Net Fiscal Impact	0					
	# Additional FTE Positions ımulative)	0	•				
ls l	tem Included in Curren	t Budget: YE	:S	NO	<u> </u>		
Bud	get Account No.: Fund _	1152 Agency	160	Org <u>2447</u>	Object _	3429	
	F	Reporting Categ	ory	_			
Does	this item include the u	se of federal fur	nds: Yes_	No	X	_	
В.	Recommended Sou	rces of Funds	/ Summar	y of Fiscal Imp	act:		
FDLE Legis	E's FY23-24 Drone Re slature. There is no ma	eplacement Pro etch requireme	ogram is fu nt associa	inded by an a ited with this a	ppropriation ward.	n through the	∍ Florida
FY23	-24 Drone Replaceme	nt Program Gra	nt Award=	\$257,38	7		
		<u>III R</u> E	EVIEW CO	MMENTS			
A.	OFMB Fiscal and/or	Contract Adm	ninistration	Comments:			
	MG 8131 OFMB	_8/31/23 QA8131 BOS/31	>	Contract Mr. 9/3/3	t Administr	91713 ation	<u>_</u> S_
B.	Legal Sufficiency:				/		
	Assistant Cou	nty Attorney	1/8/2023				
	reciolati Odd	ny ratoritoy	•				
C.	Other Department R	Review:					
	Departr	ment Director	· ····				

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