

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: **September 10, 2024** **Consent** **Regular**
 Ordinance **Public Hearing**

Department: **Facilities Development & Operations**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: First Amendment to the Interlocal Agreement (R2019-1625) (Agreement) with the Village of North Palm Beach (Village) to extend the term of the Agreement for interoperable communications through the countywide common groups of the County’s Public Safety Radio System from October 6, 2024 to October 5, 2029.

Summary: The Agreement, which provides the terms and conditions under which the Village can program its radios to utilize the countywide common talk groups for certain inter-agency communications through the Municipal Public Safety Communication Consortium (MPSCC) radio system, expires on October 5, 2024. The Agreement provides for two (2) renewal options, each for a period of five (5) years. The Village has approved the amendment to renew the Agreement to October 6, 2024 and the renewal 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 with Project 25 (P25) radio capabilities in the 800 MHz spectrum. There are no charges associated with the Agreement. The Agreement may be terminated by either party, with or without cause with ten (10) days’ notice. This First Amendment extends the term of the Agreement, updates the standard operational provisions, and adds the E-verify provisions. Other than the changes set forth herein, all other terms remain the same. **(ESS) Countywide (MWJ)**

Background and Justification: Since 2004, the Village has utilized interoperable communications through the countywide common talk groups. The Agreement, which provides interoperability via use of the countywide common talk groups, which is the lowest level of interoperability approved by the Communications Systems and Operations Policy Advisory Committee, expires on October 5, 2024. The Agreement provided for two (2) renewal options, each for a period of five (5) years. After approval of this First Amendment, there is one remaining renewal option left.

Attachment:
First Amendment

Recommended By:	 Department Director	8/29/24 Date	
Approved By:	 County Administrator	8/29/24 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	<u>0</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget:	Yes _____	No <u>X</u>			
Is this item using Federal Funds:	Yes _____	No <u>X</u>			
Is this item using State Funds:	Yes _____	No <u>X</u>			

Budget Account No: Fund _____ Dept _____ Unit _____ Object _____

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

There is no fiscal impact associated with this item.

C. Departmental Fiscal Review: *Kon Lykes*

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

Lise Mante 8/13/2024
OFMB
JA 8/13
ESW 8-13-24

Brenda Machado 8/15/24
Contract Development and Control
Net 8/14/24

B. Legal Sufficiency:

[Signature] 8/19/24
Assistant County Attorney

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 the Agreement R2019-1625 dated October 22, 2019 (“Agreement”), is made as of September 10, 2024, by and between Palm Beach County, a political subdivision of the State of Florida, (“County”) and the Village of North Palm Beach, a municipal corporation of 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, 2024 and continuing through October 5, 2029, pursuant to the exercise of the first renewal option for five (5) years.
2. 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.

3. 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:

**JOSEPH ABRUZZO
CLERK OF THE CIRCUIT
COURT & COMPTROLLER**

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

By: _____
Deputy Clerk

By: _____
Maria Sachs, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

**APPROVED AS TO TERMS AND
CONDITIONS**

By: _____
County Attorney

By: _____
Isami Ayala-Collazo, Director
Facilities Development & Operations

ATTEST:

**VILLAGE OF NORTH PALM BEACH,
Florida**

By: 

Jessica Green, Village Clerk

By: 

Susan Bickel, Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

By: 

Village Attorney