

RESOLUTION NO. 45-08-08

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE THE FOURTH ADDENDUM TO THE LAW ENFORCEMENT SERVICES AGREEMENT BETWEEN THE TOWN OF LAKE PARK, FLORIDA AND THE PALM BEACH COUNTY SHERIFF'S OFFICE; AND PROVIDING AN EFFECTIVE DATE AND CONSIDERATION.

WHEREAS, the Town of Lake Park (Town) is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, effective October 1, 2005 the Town and Ric L. Bradshaw, Sheriff of Palm Beach County (hereinafter referred to as the Palm Beach County Sheriff's Office and "PBSO") entered into a Law Enforcement Services Agreement which was amended effective June 1, 2006 (together known as the "Agreement") whereby PBSO agreed to provide specified law enforcement services in exchange for monetary and other good and valuable consideration paid by the Town as provided in Exhibit "A" to the Agreement, for the benefit of the residents of the Town; and

WHEREAS, the Town Commission has determined that it is in the best interest of the Town to amend the Agreement by adding a **Fourth Addendum** to the Agreement. The Addendum shall be effective October 1, 2008, and all other terms and conditions of the Agreement will continue unchanged and in full force and effect.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:

SECTION 1. The "whereas" clauses are hereby incorporated as true and correct as the findings of fact and conclusions of law of the Town Commission.

SECTION 2. The Mayor is hereby authorized and directed to execute the **Fourth Addendum** to the Agreement between the Palm Beach County Sheriff's Office and the Town of Lake Park ("Amendment") to be effective October 1, 2008, and which is attached hereto as **Exhibit "A."**

SECTION 3. This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner Balius, who moved its adoption. The motion was seconded by Commissioner Carey, and upon being put to a roll call vote, the vote was as follows:

	AYE	NAY
MAYOR DESCA DUBOIS	<u>✓</u>	—
VICE-MAYOR ED DALY	<u>✓</u>	—
COMMISSIONER CHUCK BALIUS	<u>✓</u>	—
COMMISSIONER JEFF CAREY	<u>✓</u>	—
COMMISSIONER PATRICIA OSTERMAN	<u>✓</u>	—

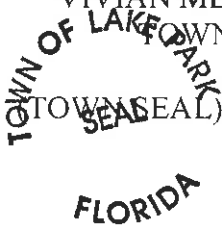
The Town Commission thereupon declared the foregoing Resolution NO. 45-08-08 duly passed and adopted this 20 day of August, 2008.

TOWN OF LAKE PARK, FLORIDA

BY: Desca Dubois
DESCA DUBOIS
MAYOR

ATTEST:

Vivian Mendez Lemley
VIVIAN MENDEZ LEMLEY
TOWN CLERK



Approved as to form and legal sufficiency:

BY: Thomas J. Baird
THOMAS J. BAIRD
TOWN ATTORNEY

**FOURTH ADDENDUM TO THE AGREEMENT FOR LAW ENFORCEMENT SERVICES
BETWEEN THE PALM BEACH COUNTY SHERIFF'S OFFICE
AND THE TOWN OF LAKE PARK**

This Fourth Addendum to the Agreement for Law Enforcement Services is made by and between the TOWN OF LAKE PARK (hereinafter referred to as "Town"), and Ric L. Bradshaw, Sheriff of Palm Beach County, Florida (hereinafter referred to as "Sheriff"). The City and the Sheriff shall hereinafter be referred to as the "Parties."

WHEREAS, the Parties entered into an Agreement for Law Enforcement Services which became effective as of October 1, 2005, a First Amendment effective June 1, 2006, a Second Addendum effective October 1, 2006 and a Third Addendum effective October 1, 2007, (the "Agreement") by which the SHERIFF agreed to perform law enforcement services for the TOWN; and

WHEREAS, the Parties wish to set forth the consideration for the Fourth Year of the Contract Term, October 01, 2008 through September 30, 2009.

NOW, THEREFORE, in consideration of the mutual covenants herein contained the receipt and sufficiency of which are hereby acknowledged, it is agreed upon as follows:

1. In accordance with Article 6, Section 6.2 of the Law Enforcement Service Agreement, Section 6.1 is amended as to the total amount due for services for the period beginning October 1, 2008 through September 30, 2009 as follows: The total cost of personnel and equipment shall be \$2,669,748.00, which shall be paid in 12 Monthly payments of \$222,479.00.
2. Article 8 is amended by the creation of Section 8.4 as follows:
 - 8.4 Alarm Ordinance Fines and Fees
The Town shall be entitled to receive all fines and alarm permit revenues generated pursuant to the enforcement of the Palm Beach County Alarm Ordinance, as currently adopted and as it may be amended from time-to-time, within the jurisdictional limits of the Town.
3. Article 6, Section 6.4 is amended as to the rate for additional law enforcement services as follows: Any additional hours for law enforcement services, including hours under disaster or emergency conditions, will be billed at the then current extra-duty permit hourly rate.
4. The level of police services has been modified by the elimination of one (1) Law Enforcement Aide allocation and one (1) Sergeant allocation. Article 2, Section 2.1 (D) is amended as follows:
 - D. The level of police services to be provided include the following staffing complement:

1 Captain
3 Sergeants
19 Deputy Sheriffs
1 Administrative Secretary
14 School Crossing Guards

5. In all other respects, the terms and conditions of the Agreement shall continue unchanged and in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have executed the Addendum to the Agreement as of the last date all signatures below are affixed.

PALM BEACH COUNTY SHERIFF'S OFFICE

TOWN OF LAKE PARK


BY: 
Ric L. Bradshaw, Sheriff

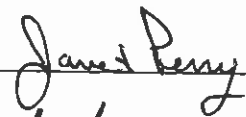
BY: 

Title: Sheriff

Print Name: Maria Davis

Title: Town Manager

Witness: 
Michael Veccia, Major

Witness: 

DATE: 8/14/08

DATE: 8/9/08