



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Consent

F.13.

8/24/2021

Subject:

Approval to execute the first amendment to the existing Memorandum of Understanding with the Florida Department of Management Services (DMS) for the continuity of the radio interoperability between Brevard County, Region V, and the State of Florida.

Fiscal Impact:

There is no impact on the General Fund. The County is responsible for the costs of the insurance, preventive maintenance, and any repairs of the installed equipment that connects the Brevard County Public Safety Radio System to the Statewide Law Enforcement Radio System (SLERS). These costs, \$529.48/year, are part of the 800 MHz Radio System annual budget, paid by the radio users fees.

Dept/Office:

Public Safety: Emergency Management

Requested Action:

It is requested that the Board of County Commissioners approve and authorize the Chair to execute the first amendment to the existing Memorandum of Understanding (MOU) with the Florida Department of Management Services to extend the current agreement through June 30, 2036.

The purpose of this amendment is to extend the term of the MOU for another 15 years to ensure continuity of the public safety radio interoperability within the State of Florida during emergencies and special events responses. It is also requested that the Board authorize the County Manager or designee to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the Memorandum of Understanding, subject to approval by the County Attorney's Office and Risk Management.

Summary Explanation and Background:

On September 25, 2007, the Board approved Emergency Management participation in the Public Safety Interoperable Communications (PSIC) grant program. The end product of the grant was the radio interconnection between Region 5 and the SLERS. In August 2011, the County executed a 10-year Memorandum of Understanding with DMS to describe the mutual goals and responsibilities regarding the maintenance and operation of the installed equipment under the already closed grant. This amendment will extend the term for another 15 years, ensuring the public safety radio is able to maintain strong interoperability capabilities with local, regional, state, and federal partners.

Clerk to the Board Instructions:

Please provide the memorandum and two one-sided copies of the MOU, signed by the Chair in blue ink, per DMS requirements.

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

CONTRACT REVIEW AND APPROVAL FORM

SECTION I - GENERAL INFORMATION

1. Contractor: Florida Department of Management Services		2. Amount: 0.00
3. Fund/Account #: NA	4. Department Name: Emergency Management	
5. Contract Description: MOU for the Region V IO Network - Renewal		
6. Contract Monitor: Lisa Morgan		8. Contract Type: INTERGOVT/STATE
7. Dept/Office Director: John Scott		
9. Type of Procurement: Exempt from Competition		

SECTION II - REVIEW AND APPROVAL TO ADVERTISE

APPROVAL

COUNTY OFFICE

YES

NO

SIGNATURE

User Agency

☒
☐

Purchasing

☐
☐

Risk Management

☐
☐

County Attorney

☐
☐

SECTION III - REVIEW AND APPROVAL TO EXECUTE

APPROVAL

COUNTY OFFICE

YES

NO

SIGNATURE

User Agency

☒
☐

Scott, John

Digitally signed by Scott, John
Date: 2021.07.19 18:57:33 -04'00'

Purchasing

☒
☐

Darling, Steven

Digitally signed by Darling, Steven
Date: 2021.07.19 14:39:24 -04'00'

Risk Management

☒
☐

Lairsey, Matt

Digitally signed by Lairsey, Matt
Date: 2021.07.15 08:37:04 -04'00'

County Attorney

☒
☐

Powers, Melissa

Digitally signed by Powers, Melissa
Date: 2021.07.09 16:35:59 -04'00'

SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status, Title, Type, and Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date, Effective Date, and Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Contract Form with County Attorney/ Risk Management/ Purchasing Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>



Emergency Management

1746 Cedar Street
Rockledge, Florida 32955

BOARD OF COUNTY COMMISSIONERS

Interoffice Memo

To: Rita Pritchett, Chair, Board of County Commissioners

Thru: Frank Abbate, County Manager

Thru: Matthew Wallace, Public Safety Director

From: John Scott, Director, Emergency Management

Re: MOU Between Florida Department of Management Services (FDMS) and Continuity of the Radio Interoperability between Brevard County, Region V and the State of Florida Previously Approved by the BoCC on August 24, 2021

Commissioner,

On August 24, 2021, you executed as Chair of the BoCC through the Consent Agenda process the attached Memorandum of Understanding of Management Services and Continuity of the Radio Interoperability between the county and the State of Florida. An attested copy is attached.

Unfortunately, my staff mailed the original attested two copies to the State of Florida without a courier tracker on the agreement and the State of Florida has yet to receive it so it is allegedly "lost in the mail".

In an abundance of caution to avoid any interruption with the MOU, we are enclosing two Agreements for your signature again. The State of Florida requires two original attested copies.

We apologize for any inconvenience this may cause you.

Attachments





August 25, 2021

BREVARD COUNTY

AUG 30 2021

MEMORANDUM

EMERGENCY MANAGEMENT

TO: John Scott, Emergency Management Director

RE: Item F.13., Execute the First Amendment to the Existing Memorandum of Understanding (MOU) with the Florida Department of Management Services (FDMS) for the Continuity of the Radio Interoperability between Brevard County, Region V, and the State of Florida

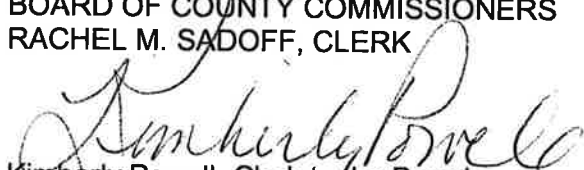
The Board of County Commissioners, in regular session on August 24, 2021, executed and approved the Amendment No. 1 to the existing MOU with FDMS to extend the current agreement through June 30, 2036; and authorized the County Manager, or his designee, to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the MOU, subject to approval by County Attorney's Office and Risk Management. Enclosed are two executed MOUs.

Upon execution by FDMS, please return the fully-executed MOU to this office for inclusion in the official minutes.

Your continued cooperation is greatly appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK


Kimberly Powell, Clerk to the Board

/ds

Encls. (2)

cc: County Attorney
County Manager
Public Safety
Finance
Budget

**MEMORANDUM OF UNDERSTANDING: DMS-21/22-031
BETWEEN
STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES
AND
BREVARD COUNTY, FLORIDA**

AMENDMENT No. 1

This Amendment to Memorandum of Understanding (Amendment) is to extend the term of the Memorandum of Understanding (MOU) between the **Florida Department of Management Services** (the "Department"), a state agency, and **Brevard County**, (the "County") a political subdivision of the state of Florida created pursuant to Florida Statutes, collectively referred to herein as the "Parties".

WHEREAS, L3Harris Technologies, Inc., (L3H), formally known as Harris Corporation, is the operator of a Florida Statewide Law Enforcement Radio System network (SLERS) in accordance with the terms of Contract No. 725-001-01-1, the Service and Access Agreement for the SLERS network dated September 28, 2000, between the Department and L3H, as amended.

WHEREAS, on December 22, 2009, the County received federal money from the Public Safety Interoperability Communications Grant through a grant agreement with the Florida Division of Emergency Management to build the Region V IO Network.

WHEREAS, in accordance with section 282.702(3), Florida Statutes, the Parties executed the MOU on August 23, 2011, for the installation, maintenance and operation of interconnection equipment (Interconnection) between Region V IO Network and SLERS at the Ironbridge facility.

WHEREAS, the purpose of the MOU was to describe the mutual goals and responsibilities regarding the installation, maintenance, and operation of the Interconnection that allows the County access to SLERS Interoperability Talk Groups.

WHEREAS, the Department had no obligation to pay expenses incurred during the implementation or operation of the Interconnection for the term of the MOU. The Interconnection used and installed by the County was at the County's sole expense.

WHEREAS, the original term of the MOU continues through the end of June 30, 2021, unless terminated earlier by mutual agreement, and may be extended by mutual written consent of the Parties.

NOW, THEREFORE, the Parties hereto mutually agree to the following amendments to the MOU:

1. All references to "Harris Corporation" and "Harris" shall be replaced with "L3Harris Technologies, Inc." and "L3H," respectively.
2. The term of this MOU is extended through **June 30, 2036**, unless terminated earlier pursuant to the provisions of this MOU. At the conclusion of this period, this MOU may be extended by mutual written consent of the Parties hereto. The MOU may be terminated by either party, with or without cause, upon at least ninety (90) days written notice to the other party.

3. The following Article is hereby added to the Memorandum of Understanding:

Article XII. Points of Contacts

Department

Division of Telecommunications
Department of Management Services
Attn: Luis Lopez, Contract and Project
Management Manager
4030 Esplanade Way, Ste 180k
Tallahassee, Florida 32399
Phone (850) 414-2606
Email: Luis.Lopez@dms.fl.gov

Brevard County

Brevard County
Board of County Commissioners
Attn: Lizzet Ruiz, PS Radio
System Manager
1746 Cedar St.
Rockledge, FL 32955
Phone: 321-637-4074
Email: lizzet.ruiz@brevardfl.gov

In the event that different points of contact designated by either party after execution of this Amendment, notice of the name, title, and address of the new manager will be provided to the other party in writing. Such changes do not require a formal written amendment to the MOU.

Except as specifically set forth in this Amendment, the MOU is otherwise unmodified and remains in full force and effect and is hereby ratified and reaffirmed. In the event of any inconsistencies between the MOU and this Amendment, the terms of this Amendment shall take precedence.


IN WITNESS HERETO, the Parties execute this Amendment by their duly authorized officials:

**FLORIDA DEPARTMENT OF
MANAGEMENT SERVICES**

By: _____
Printed Name: David Rathke
Title: Director of Finance and Administration
Date: _____

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

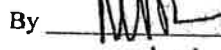
As approved by the Board on August 24, 2021

By: 
Name: Rita Pritchett

Title: Chair

Date: 
Rachel M. Sadoff
Clerk

As to form and legality:

By: 
Date: 7/9/2021