

RESOLUTION 2006 - 146

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2005 FIRE DISTRICT BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS COUNTY FIRE-RESCUE DEPARTMENT.

WHEREAS, the County operating budget is annually prepared prior to knowing the actual amount of grant funds which may be received by the Fire District; and

WHEREAS, St. Johns County, Florida, when preparing the budget for Fiscal Year 2006, did not anticipate receiving grant funds from the State of Florida Department of Financial Services above and beyond those projected by the Fire-Rescue Department; and

WHEREAS, the State of Florida Department of Financial Services has made available from the U.S. Department of Homeland Security, Office of Domestic Preparedness, additional grant dollars for the purchase of Hazardous Materials Decontamination equipment; and

WHEREAS, the State of Florida Department of Financial Services has approved additional grant funds to St. Johns County for Fiscal Year 2006 that exceeds budgeted grant amounts by \$ 4,500.00.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, that:

1. The above recitals are hereby adopted as legislative findings of fact and incorporated herein.
2. The Fire District revenue and expenditure budgets shall be adjusted to account for unanticipated funds from the U.S. Department of Agriculture in the amount of \$4,500.00 for Fiscal Year 2006.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, State of Florida, this 16th day of May, 2006.

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: James E. Bryant
James Bryant, Chairman

ATTEST: Cheryl Strickland, Clerk

RENDITION DATE May 19, 2006

By: Robert L. Reed
Deputy Clerk



MEMORANDUM OF UNDERSTANDING
FOR EXPENDITURE OF LOCAL GOVERNMENT UNIT FUNDING FOR
FLORIDA REGIONAL HAZARDOUS MATERIALS/WMD RESPONSE TEAMS
FROM 2005 DOMESTIC PREPAREDNESS GRANT
STATE HOMELAND SECURITY GRANT PROGRAM

THIS AGREEMENT is entered into by and between St. Johns County Fire Rescue ("Local Government Unit") and Florida Department of Financial Services, Division of State Fire Marshal ("SFM").

WHEREAS, the U.S. Department of Homeland Security, Office of Domestic Preparedness ("ODP") has made available 2005 Domestic Preparedness Grant funds to the Florida Department of Financial Services, Division of State Fire Marshal, as the State of Florida's State Administrative Agency for Fire-Rescue under federal grant guidelines, which funds are designated to be used for planning, equipment, training, exercise and management and administrative Purchases and activities in Domestic Preparedness.

WHEREAS, the 2005 Homeland Security Grant Program ("SHSGP"), is a portion of the 2005 Domestic Preparedness Grant and provides funds to enhance the capability of State and Local Government Units to prevent, deter, respond to, and recover from incidents of terrorism.

WHEREAS, the 2005 Domestic Preparedness Grant guidelines require that, if the State disburses a portion of said grant funds to a local government unit, the State must enter into a Memorandum of Understanding with the Local Government Unit, specifying the amount of funds to be disbursed by the State for the below identified training; and

WHEREAS, the State and the Local Government Unit have utilized the State of Florida's State Homeland Security Strategies as the basis for the allocation of 2005 SHSGP funds to meet prioritized needs to enhance and refine their preparedness efforts, and have received state and federal approval for the allocation and expenditure of said funds as designated herein,

NOW THEREFORE, the parties agree to the following terms:

1. The Local Government Unit requests the State, through the Department of Financial Services, Division of State Fire Marshal, to disburse the amount of no less than \$7,595.00 (Grant Fund Amount"), as the portion of the Local Government Unit's allocation of the SHSGP portion of the 2005 Domestic Preparedness Grant.
2. The Department of Financial Services, Division of State Fire Marshal, representing the State in its administration of the 2005 SHSGP grant funds, agrees to disburse the Grant Fund Amount to provide funding in the amounts of no less than \$7,595.00 for purchase of new equipment for specialized decontamination teams.
3. The Local Government Unit agrees that unless the Local Government Unit is a state agency or subdivision, the Local Government Unit shall be solely responsible to parties with whom it shall deal in carrying out the terms of this Memorandum of Understanding, and shall save the Department harmless against all claims of whatever nature by third parties arising out of the performance of work under this Memorandum of Understanding. For purposes of this Memorandum of Understanding, the Local Government Unit agrees that it is not an employee or agent of the Department, but is an independent contractor.
4. Any Local Government Unit who is a state agency or subdivision, as defined in Section 768.28, Fla. Stat., agrees to be fully responsible to the extent provided by Section 768.28 Fla. Stat. for its negligent acts or omissions or tortious acts which result in claims or suits against the Department, and agrees to be liable for any damages proximately caused by said acts or omissions. Nothing herein is intended to serve as a waiver of sovereign immunity by any Local Government Unit to which sovereign immunity applies. Nothing herein shall be construed as consent by a state agency or subdivision of the State of Florida to be sued by third parties in any matter arising out of any contract.
5. The Local Government Unit agrees that all notices provided under or pursuant to this

Memorandum of Understanding shall be in writing, either by hand delivery, or first class, certified mail, return receipt requested, to the contract representative identified below at the address set forth below and said notification attached to the original of this Memorandum of Understanding.

6. The Local Government Unit shall use the funds provided to it under this Memorandum of Understanding for the purpose specified in the Florida Strategy, and specifically agrees to:
 - a. Upon notification by the State EOC, SFM and/or RDSTF, the Local Government Unit shall respond to any and all incidents either within its regional response area, or as designated within the State Emergency Response Plan, with all eligible equipment, and any and all other resources which it has, for so long as the Memorandum of Understanding remains in effect, or as may be agreed upon under the Florida Strategy. It is understood that local emergencies and equipment operability will dictate the availability of an agency to respond.
 - b. Maintain the compliance requirements of a Mass Casualty Decontamination resource, as defined by the Florida Domestic Security Strategy. If your agency does not wish to fulfill this responsibility, your agency agrees to coordinate with the Domestic Security Operations Committee to select another agency within the RDSTF region that is willing to provide this resource and will accept the funding.
 - c. To ensure uniformity of funded teams, purchase specifically identified equipment as stipulated by the Florida Domestic Security Equipment Committee. Exceptions to the approved equipment list is to be approved by the Equipment Committee in writing prior to purchase.
 - d. Submit all appropriate reimbursement requests by May 1, 2006. ^{6/10}
7. This Memorandum of Understanding is effective upon its execution by the parties and may be modified only in writing with execution by both parties. This Agreement terminates on June 30, 2006, or earlier a) as otherwise stated herein, b) as agreed to by the parties, or c) as otherwise required by law or by state or federal guidelines.
8. This Memorandum of Understanding contains all the terms and conditions agreed upon by the parties.

Name and address for the Department contract managers for this Memorandum of Understanding is:

Contract/Financial Activities::

John J. Delorio, II – CFO, EFO, MIFireE
Division of State Fire Marshal
Bureau of Fire Standards and Training
11655 NW Gainesville Road
Ocala, Florida 34482-1486
Email: john.deiorio@fldfs.com

Programmatic Activities:

Dave A. Casey, Bureau Chief
Division of State Fire Marshal
Bureau of Fire Standards and Training
11655 NW Gainesville Road
Ocala, Florida 34482-1486
Email: dave.casey@fldfs.com

The name and address of the representative of the Local Government Unit responsible for the administration of this Memorandum of Understanding is:

Name and Title: Robert Hall, Fire Rescue Chief
Address: 4455 Avenue A, Suite 100
City/State/Zip: St. Augustine, FL 32095
Phone Number: 904-209-1700
Email: rhall@co.st-johns.fl.us

The parties agree to comply with state and federal guidelines in the allocation, expenditure and reporting of the use of the Grant Fund Amount.

WHEREFORE, the parties hereto have caused this Memorandum of Understanding to be executed by their undersigned officials as duly authorized.

LOCAL GOVERNMENT UNIT

St. Johns County Fire Rescue

Name of Agency

Signature of Agency Official

Robert V. Hall, Jr.

Printed Name of Agency Official

Date

1/19/06

DEPARTMENT OF FINANCIAL SERVICES

DIVISION OF STATE FIRE MARSHAL

Name of Agency

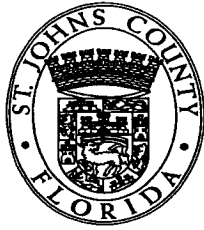
Signature of Agency Official

Lisa Miller, Chief of Staff, Department of Financial Services

Printed Name of Agency Official

Date

2/27/06



**ST. JOHNS COUNTY
BOARD OF COUNTY COMMISSIONERS
BUDGET TRANSFER FORM**

May 16, 2006
(Board Meeting Date)

Date:	05/02/06	Dept Name:	Fire Rescue	Dept #:	1224	Fund #:	1171
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Increase:			Appropriate to:		
Account No.	Title	Amount	Account No.	Title	Amount
1171-33120	Federal Grant Rev	\$4,500	1224-55304	Federal Gant Expenditure	4,500
TOTAL:		\$4,500	TOTAL:		\$4,500

Justification of Request:

The State of Florida Domestic Preparedness Strategy has awarded the County a grant under its Domestic Preparedness Grant funds. It has been determined that the Department will be able to use \$4,500 of the award for the fire engine project. The grant is funded through the U.S. Department of Homeland Security - Office of Domestic Preparedness to the State Homeland Security Program. The federal share is 100% and requires no match from the County. This budget transfer is necessary in order to adjust the Dept's revenue and expenditure lines appropriately.

Authorized Signature

This request has been checked and is correct in every aspect including an adequate source of funds to complete the transfer:	Yes	No

Budget Officer

Recommendation of the County Administrator Approved _____ Disapproved _____ Remarks:
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