



Legislation Text

File #: 18-441, **Version:** 1

TO: Mayor and Commissioners
FROM: Jeffrey S. Goldman, Police Department
THROUGH: Mark R. Lauzier, City Manager
DATE: July 17, 2018

RESOLUTION NO. 90-18: APPROVAL OF AGREEMENT BETWEEN THE SCHOOL BOARD OF PALM BEACH COUNTY AND THE CITY OF DELRAY BEACH TO PROVIDE SCHOOL SECURITY SERVICES TO NON-CHARTER DISTRICT-OPERATED SCHOOLS

Recommended Action:

Motion to approve agreement between the School Board of Palm Beach County and the City of Delray Beach to provide school security services to non-charter District-operated schools

Background:

In light of the Marjory Stoneman Douglas High School tragedy and the enactment of amendments to Florida Statute 1006.12 Safe-school officers at each public school on March 9, 2018, the City of Delray Beach and the School Board of Palm Beach County would like to enter into an agreement for security services to ensure a law enforcement presence at each District-operated Palm Beach County school, through the use of extra duty assignments, while the School District of Palm Beach County Police Department ("SDPBCPD") works to hire additional full-time school police officers to staff a minimum of one school police officer at every non-charter District-operated school.

The Palm Beach County Law Enforcement Agencies Combined Operational Assistance and Voluntary Cooperation Mutual Aid Agreement ("Mutual Aid Agreement") entered into in 2016, authorizes the parties to enter into this agreement and the municipal police officers, acting under this agreement, shall have the same powers and authority as school safety officers while acting under the Mutual Aid Agreement. The terms of this agreement are not intended to modify the terms and conditions of the Mutual Aid Agreement, which shall remain in full force and effect. In accordance with Section 6G of the Mutual Aid Agreement, Law Enforcement Agency will invoice SDPBCPD for the hourly cost of each Law Enforcement Agency Officer ("LEAO") at the agreed upon rate provided in Exhibit A.

The activities under this agreement will commence on July 1, 2018, or upon signature of both parties, and expire two (2) years thereafter on June 30, 2020. Upon consent of both parties, the agreement may be renewed for a one-year term, for up to three additional years. Agreement can be terminated without cause by giving one-hundred eighty (180) days written notice to the other party. However, the Palm Beach County School District may, with fourteen (14) days written notice, assume full responsibility for providing security at specific schools and Law Enforcement Agency shall be relieved of the obligation to provide a LEAO for the specific school.

The schools where the City of Delray Beach will be providing LEAOs under this agreement are:

Banyan Creek Elementary, Pine Grove Elementary, Plumosa Elementary School of the Arts, S.D. Spady Elementary, and Orchardview Elementary.

Attachments:

Resolution 90-18

Security Agreement

Legal review checklist

Exhibit A - Rate Schedule

Exhibit B - PBSB FORM 2220 Contract/Agreement Addendum Concerning Student Information

City Attorney Review:

Approved as to form and legal sufficiency.

Funding Source/Financial Impact:

The services provided will be reimbursed at mutually agreed upon hourly rate per the agreement.

The officers will be paid out of accounts listed below:

001-21-110-521.14-20 Reimbursable Overtime (Special Services)

001-21-150-521.14-20 Reimbursable Overtime (Field Operations)