

Lee County Board of County Commissioners
Agenda Item Summary

Blue Sheet No. 20021086

1. REQUESTED MOTION:

ACTION REQUESTED: Approve and execute an Interlocal Agreement between Lee County, the North Fort Myers Fire Control and Rescue Service District, and the Buccaneer Estates Mobile Home Park.

WHY ACTION IS NECESSARY: The Agreement provides for the North Fort Myers Fire and Rescue Service District and the Buccaneer Estates Mobile Home Park to join in partnership with the County in providing staff to operate J. Colin English Elementary School as an emergency public shelter.

WHAT THE ACTION ACCOMPLISHES: Provides shelter management staff for a County operated emergency public shelter in the event that this facility is needed for sheltering.

2. DEPARTMENTAL CATEGORY:
COMMISSION DIST. #

C7B

3. MEETING DATE:

10-08-2002

4. AGENDA

X CONSENT
ADMINISTRATIVE
APPEALS
PUBLIC
TIME REQUIRED:

5. REQUIREMENT/PURPOSE

(Specify)
STATUTE
ORDINANCE
ADMAN. CODE
X OTHER

6. REQUESTOR OF INFORMATION

A. COMMISSIONER
B. DEPARTMENT Independent
C. DIVISION Public Safety

BY John D. Wilson, Director

7. BACKGROUND:

To help address the county's hurricane shelter deficit, Lee County established an Adopt-A-Shelter Program. This program promotes both public and private sector partnerships for providing basic shelter management services. In the attached agreement, The North Fort Myers Fire Control and Rescue Service District and the Buccaneer Estates Mobile Home Park agree to furnish the necessary personnel to operate a County emergency public shelter. In return for providing human resources, employees/residents and family members of the two above mentioned groups, who are trained to assist in shelter management operations can stay at J. Colin English Elementary School or a like facility for sheltering.

Attachment 1 – Two (2) copies of the Statement of Agreement

8. MANAGEMENT RECOMMENDATIONS: Staff recommends executing the Interlocal Agreement. It will assist the county's Emergency Management Program in providing adequate personnel necessary to activate a County managed emergency public shelter.

9. RECOMMENDED APPROVAL

DEPARTMENT DIRECTOR <i>9/23/02</i>	PURCHASING <i>9/23/02</i>	HUMAN RESOURCES	County Administration OA CM Risk GC <i>9/26/02</i>	OTHER	ATTORNEY <i>9/26/02</i>	COUNTY MANAGER <i>9/26/02</i>
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10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY COUNTY ADMIN. <i>DM</i>
<i>9/26 1:45</i>
FORWARDED TO: COUNTY ADMIN. <i>BH</i>
<i>9/26 4:30</i>

Rec. by <i>Collety</i>
Date: <i>9/26/02</i>
Time: <i>11:30am</i>
Forwarded To: <i>Budget</i>
<i>9/26/02 1:30pm</i>

INTERLOCAL AGREEMENT
ADOPT-A-SHELTER PROGRAM
FOR EMERGENCY RELIEF EFFORTS

THIS AGREEMENT is entered into this _____ day of _____, 2002 by and between the North Fort Myers Fire Control and Rescue Service District whose address is 42 Willis Road, North Fort Myers, Florida, herein referred to as the FIRE DISTRICT in association with the Buccaneer Estates Mobile Home Park whose address is 2201 Tamiami Trail North, North Fort Myers, Florida, herein referred to as the PARK and the Board of County Commissioners of Lee County, Florida, a political subdivision of the State of Florida, herein referred to as the COUNTY.

WHEREAS, the COUNTY has established an Adopt-A-Shelter Program, which provides an opportunity for both the public and private sectors to join in a partnership for providing basic shelter operations; and

WHEREAS, the COUNTY has evaluated and designated the J.Colin English Elementary School as a public shelter under the County for shelter management purposes; and

WHEREAS, the COUNTY has established a program to provide a basic shelter operation at J. Colin English Elementary School whose address is 120 Pine Island Road, North Fort Myers, Florida to be operated by the FIRE DISTRICT and the PARK.

WHEREAS, the FIRE DISTRICT and the PARK clearly understand that the public school identified in this Agreement under the Adopt-A-Shelter program will only become activated as a shelter when designated, by mutual consent of the COUNTY and the School District.

NOW, THEREFORE, it is mutually agreed between the parties as follows:

1. The COUNTY, based upon the nature of the emergency involved, shall inform the FIRE DISTRICT and the PARK authorized representatives of the need to activate the County emergency shelter. Contact information for the parties' representatives is contained in Appendix "A" attached.
2. In accordance with Florida Statute 440, volunteers (uncompensated individuals) are covered by County workers' compensation while providing services in a designated County emergency public shelter during, or in preparation for, a declared emergency.

3. The FIRE DISTRICT and the PARK shall be responsible for the negligence of their own shelter staff members, subject to the limitations found in Florida Statute Section 768.28, and shall indemnify the other party for any negligence caused by their employee.
4. In the event this shelter is activated, Lee County Emergency Management will provide necessary equipment and supplies to operate the facility as an emergency shelter.
5. The FIRE DISTRICT and the PARK will provide a shelter manager and a minimum of 5 personnel per 12 hour shift to supplement school district personnel with shelter operations until the shelter is officially closed by the COUNTY.
6. This Agreement contains the entire agreement between the parties hereto and there are no promises, agreements, conditions, undertaking or warranties or representatives, oral or written, express or implied between them except as set forth herein.
7. No change or modification to this Agreement shall be effective unless the same is in writing and signed by all parties hereto.
8. This Agreement must be construed and its performance enforced under Florida law in a court of competent jurisdiction. This Agreement shall be governed by, interpreted, and construed in accordance with the laws of the State of Florida.

IN WITNESS THEREOF, the parties hereto have entered this Agreement on the date first above.

SIGNATURES TO THE AGREEMENT

NORTH FORT MYERS FIRE CONTROL AND RESCUE SERVICE DISTRICT

Glenn B. Brea
First Witness

By: Christy N. ...
Fire Chief

Maria Hagan
Second Witness

BUCCANEER MOBILE HOME PARK

Glenn B. Brea
First Witness

By: Cheryl ...
CERT Chief

Maria Hagan
Second Witness

BOARD OF CO. COMMISSIONERS OF LEE COUNTY, FLORIDA

By: _____
Chairman

ATTEST:
CHARLIE GREEN, CLERK

APPROVED AS TO FORM

By: _____
Deputy Clerk

By: _____
Office of The County Attorney

APPENDIX "A"
ADOPT-A-SHELTER AGREEMENT
CONTACT LIST OF AUTHORIZED REPRESENTATIVES

North Fort Myers Fire Control and Rescue Service

42 Willis Road

North Fort Myers, FL

Primary Contact Name: Chief Terry Pyle

Primary Contact Phone: 941-8654 731-1931

Emergency Contact Name: Chief Chris Noble

Emergency Contact Phone: 941-8654 731-1931

Buccaneer Estates Mobile Home Park

2201 Tamiami Trail North

North Fort Myers, FL

Primary Contact Name: Cheryl Dimmet

Primary Contact Phone: 691-5645 656-5024

Emergency Contact Name: Marlene Bissett

Emergency Contact Phone: 410-5839 1652-6777