

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20051146

1. ACTION REQUESTED/PURPOSE: Approve Interlocal Agreement between Lee County and Lehigh Acres Fire Control and Rescue District.

2. WHAT ACTION ACCOMPLISHES: Creates a partnership with Lehigh Acres Fire Control and Rescue District to provide staff to operate emergency public shelter(s).

3. MANAGEMENT RECOMMENDATION: Staff recommends approval. It will assist the county's Emergency Management Program in providing adequate personnel necessary to activate County managed emergency public shelters.

4. Departmental Category: 07

C7A

5. Meeting Date:

08-30-2005

6. Agenda:

- Consent
- Administrative
- Appeals
- Public
- Walk-On

7. Requirement/Purpose: (specify)

- Statute
- Ordinance
- Admin. Code
- Other

8. Request Initiated:
Commissioner

Department Independent
Division Public Safety

By: John D. Wilson, Director *JW*

9. 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 in providing basic shelter management services. In the attached agreement, Lehigh Acres Fire Control and Rescue District agrees to furnish the necessary personnel to operate a county emergency public shelter. In return, the fire district's employees will be trained in shelter management operations and their family members can stay at a designated facility or like facility for shelter purposes.

Attachment—Four (4) Copies of Interlocal Agreement

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i> 8/19/05	<i>CL JKS</i> 11/2			<i>[Signature]</i>	<i>[Signature]</i> 8/18/05	<i>[Signature]</i> 8/18/05	<i>[Signature]</i> 8/18/05	<i>[Signature]</i> 8/18/05	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
COUNTY ADMIN: *[Signature]*
8/19/05
COUNTY ADMIN
FORWARDED TO: *[Signature]*
8/19/05

RECEIVED BY
CO. ATTY.
FORWARDED TO:
8/19/05

STATEMENT OF AGREEMENT ADOPT-A-SHELTER PROGRAM

THIS AGREEMENT is entered into this ____ day of _____ 2005, by and between the Lehigh Acres Fire Control and Rescue District, an independent fire district whose address is: 1000 Joel Blvd. Lehigh Acres, Fl. 33936 herein referred to as "PROVIDER," and the Board of County Commissioners of Lee County, Florida, a political subdivision of the State of Florida, herein referred to as "COUNTY."

WHEREAS, the COUNTY has evaluated and designated structures to serve as emergency shelters for emergency workers and family members under the County for shelter management purposes; and

WHEREAS, the COUNTY shall be subject to the provisions of liability under F.S. Chapter 252; and

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 prepared a Public Shelter Operations Plan, which includes procedures to staff, equip and manage emergency shelters; and

WHEREAS, the PROVIDER voluntarily agrees without compensation to provide the necessary personnel needed to operate a Emergency Worker and Family Member shelter. In return for providing human resources to operate an Emergency Worker and Family Member shelter, the PROVIDER's employees and their family members can stay at a designated facility for shelter purposes.

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

1. The PROVIDER will designate an employee representative(s) to coordinate all Adopt-A-Shelter Program activities with the County's Emergency Management Program. Within fourteen (14) days of the of execution of this Agreement, the PROVIDER will provide the County's Emergency Management Program with the name(s) and other necessary contact information of the designated Provider designated employee(s) for said purposes. The PROVIDER will advise the County's Emergency Management Program promptly of any change in designation.
2. The PROVIDER will notify designated employees for activation of shelter operations based on a mutually agreed upon notification procedure between the PROVIDER and the COUNTY.

Statement of Agreement
Adopt-A-Shelter Program
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3. The COUNTY will coordinate appropriate training requirements for shelter management personnel with the Provider designated representative(s).
4. The COUNTY assigns the PROVIDER as their shelter Christ United Methodist Church Fellowship Hall located at 1430 Homestead Road, Lehigh Acres, FL. The shelter is assigned for planning purposes, and the PROVIDER understands that conditions beyond the control of the County in an actual emergency may negate its usage.
5. The PROVIDER agrees to provide emergency contact information to the County and to update said information annually (See Attachment)
8. In accordance with F.S. 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.
9. This Agreement shall remain in force for a period of Five (5) years. Either party may terminate the Agreement for convenience by giving the other party thirty (30) days written notice.
10. 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.
11. No change or modification to this Agreement shall be effective unless the same is in writing and signed by both parties hereto.
12. 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

By: Cindy McBuele
Witness

By: Paul Beaman
Witness

LEHIGH ACRES FIRE CONTROL AND
RESCUE DISTRICT

By: James Carrol Chief
Lehigh Acres Fire Control And
Rescue District

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

By: _____

ATTEST:
CHARLIE GREEN, CLERK

By: _____
Deputy Clerk

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

**CONTACT LIST OF AUTHORIZED REPRESENTATIVES OF TEMPORARY
USE OF REAL ESTATE OR OTHER PREMISES**

Name of Provider: Lehigh Acres Fire Control and Rescue District, Lehigh Acres, FL
Address: 1000 Joel Boulevard, Lehigh Acres, FL 33972
Phone: 344-1600

Primary Emergency Contact

Name: Henry MacArty, Assistant Chief
Office Phone: 344-1602
Nextel: 425-5182
Pager: 999-0142

Alternate Emergency Contact

Name: Jeffrey Haugh, Assistant Chief
Office Phone: 344-1605
Nextel: 425-5185
Pager: 999-0145

The above information is correct as of: August 1, 2005