BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NUMBER 113-2019

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF STUART ("CITY") AND MARTIN COUNTY ("COUNTY") TO PROVIDE DIRECT RADIO COMMUNICATION BETWEEN 911 PUBLIC SAFETY ANSWERING POINTS AND ON-DUTY CITY PERSONNEL; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

* * * * *

WHEREAS, Section 163.01 Fla. Stat., known as the "Florida Interlocal Corporation Act of 1969" ("the Act"), provides a method for governmental entities to cooperate with each other on a basis of mutual advantage to provide services and facilities in a manner that will accord best with the factors influencing the needs and development of local communities; and

WHEREAS, the Marjory Stoneman Douglas High School Public Safety Commission (the "Commission"), within the Florida Department of Law Enforcement, was established during the 2018 legislative session, to identify and address issues presented by the tragedy that occurred at Marjory Stoneman Douglas High School in Parkland, Florida on February 14, 2018; and

WHEREAS, the Commission has recommended that counties be required to develop and implement communication systems that allow direct radio communications between 9-1-1 public safety answering points (PSAPs) and first responders outside the PSAP's normal service area to provide for more efficient dispatch of first responders; and

WHEREAS, pursuant to the Commission's recommendations, the Florida Legislature enacted Florida State Statute §365.179, entitled "Direct radio communication between 911 public safety answering points and first responders"; and

WHEREAS, Section 365.179, Florida Statutes (the new law), requires each County Sheriff, in collaboration with all first responder agency heads in his/her county, to facilitate the development and execution of an interlocal agreement between all first responder agencies within the county; and

WHEREAS, in accordance with the new law, the City of Stuart is legally required to execute an Interlocal Agreement with Martin County, Florida providing for notice by radio of a public safety emergency, in times of emergency as defined in this Agreement, to the on-duty personnel of the City of Stuart for which the PSAP does not provide primary dispatch functions.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA that:

SECTION 1: The City Commission of the City of Stuart, Florida, hereby finds the execution of that Interlocal Agreement between Martin County First Responder Agencies is in the interest of public safety.

SECTION 2: The City Commission hereby approves execution of that Interlocal Agreement between the City and the County in form and substance similar to that attached hereto as **Exhibit "A"**.

SECTION 3: The Mayor is hereby authorized to execute five (5) originals of the Agreement. The Mayor is authorized to execute all ancillary documents related to the Agreement.

SECTION 4: All five (5) originals of the Agreement signed by the Mayor, shall be provided to Joseph Tumminelli, City of Stuart Police Chief, to obtain execution of the Agreement by the County. Chief Joseph Tumminelli shall be responsible that one (1) fully executed Agreement is returned to the City for forwarding to the City Clerk for retention as a public record.

SECTION 5: This resolution shall take effect in accordance with law.

Commissioner _____ offered the foregoing resolution and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

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Interlocal Agmt. with County for PSAPs

	YES	NO	ABSENT	ABSTAIN
REBECCA S. BRUNER, MAYOR				
EULA R. CLARKE, VICE MAYOR				
KELLI GLASS LEIGHTON, COMMISSIONER				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED this 9th day of December, 2019.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
REBECCA S. BRUNER
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL J. MORTELL
CITY ATTORNEY