MEMORANDUM

Agenda Item No. 8(E)(1)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	October 5, 2016
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution approving agreement between the United States Coast Guard and Miami-Dade County to provide fire protection and emergency medical services to the United States Coast Guard Base Miami Beach, detached Richmond Heights facility; and authorizing the County Mayor to execute said agreement and execute future agreements with the United States Coast Guard in substantially the same form as attached

The accompanying resolution was prepared by the Miami-Dade Fire and Rescue Department and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

Abigail Price-Williams
County Attorney

APW/smm

Memorandum

MIAMI-DADE COUNTY

Date: October 5, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Resolution approving the Execution of a Memorandum of Agreement between the United States Coast Guard and Miami-Dade County

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RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the County Mayor or County Mayor's designee to execute the attached Memorandum of Agreement (MOA) between the United States Coast Guard and Miami-Dade County (County) for the provision of fire and emergency medical services to the United Sates Coast Guard Base Miami Beach, Detached Richmond Heights facility, located at 15608 SW 117th Avenue, Miami, Florida. The resolution also authorizes the County Mayor or County Mayor's designee to execute future agreements with the United States Coast Guard in substantially the same form as the attached agreement after approval by the County Attorney's Office as to legal sufficiency.

SCOPE

The facility is located in District 9, which is represented by Commissioner Dennis C. Moss; however, the impact of this item is countywide in nature.

FISCAL IMPACT/FUNDING SOURCE

This MOA shall not have any fiscal impact on the County. In the event that costs are incurred, the County shall be reimbursed by the United States Coast Guard.

TRACK RECORD/MONITOR

Fire Chief Dave Downey, MDFR, will monitor this MOA.

DELEGATED AUTHORITY

The County Mayor and the County Mayor's designee is authorized to enter into future agreements for the provision of fire protection and emergency medical services to other Coast Guard facilities with the United States Coast Guard in substantially the same form as the attached MOA after approval by the County Attorney's Office as to legal sufficiency.

BACKGROUND

MDFR, when requested and if resources are available, provides emergency medical services and fire protection to the United States Coast Guard. This agreement memorializes the roles of the parties in the event that the United States Coast Guard requires MDFR to respond in an emergency. MDFR agrees to respond, upon notification depending on available resources, and provide the following support 24 hours a day, 7 days a week: fire suppression and fire

equipment, fire investigation, ambulance and emergency medical services, and rescue of persons who may have become trapped in the United States Coast Guard Miami Beach Base, Detached Richmond Heights facility.

Russell Benford
Deputy Mayor

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: October 5, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(E)(1)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Statement of social equity required**

_____ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(E)(1)
10-5-16

RESOLUTION NO. _____

RESOLUTION APPROVING AGREEMENT BETWEEN THE UNITED STATES COAST GUARD AND MIAMI-DADE COUNTY TO PROVIDE FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES TO THE UNITED STATES COAST GUARD BASE MIAMI BEACH, DETACHED RICHMOND HEIGHTS FACILITY; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID AGREEMENT AND EXECUTE FUTURE AGREEMENTS WITH THE UNITED STATES COAST GUARD IN SUBSTANTIALLY THE SAME FORM AS ATTACHED

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves the execution of the attached Memorandum of Agreement between United States Coast Guard and Miami-Dade County for the provision of fire protection and emergency medical services to the United States Coast Guard Base Miami Beach, Detached Richmond Heights facility located at 15608 SW 117th Avenue, Miami, Florida, and authorizes the County Mayor or County Mayor's designee to execute that agreement and future agreements with the United States Coast Guard for the provision fire protection and emergency medical services to other Coast Guard facilities in substantially the same form as the attached agreement after approval by the County Attorney's office as to legal sufficiency.

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

Jean Monestime, Chairman
Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of October, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. D.F.

Daniel Frastai

MEMORANDUM OF AGREEMENT
BETWEEN
UNITED STATES COAST GUARD
AND
MIAMI-DADE COUNTY, REGARDING FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES FOR THE UNITED STATES COAST GUARD BASED MIAMI BEACH, DETACHED RICHMOND HEIGHTS

1. PARTIES. The parties to this Memorandum of Agreement ("MOA") are the United States Coast Guard and Miami-Dade County.

2. AUTHORITY. This MOA is primarily authorized under Title 14, United States Code, Section 141, 14 U.S.C. § 141. Secondary authorization is available pursuant to the Safety and Environmental Health Manual, COMDTINST M5100.47, Section 9(F)(3)(d).

3. PURPOSE. The purpose of this MOA is for the Miami-Dade Fire Rescue (MDFR) to provide fire protection and emergency medical services to Coast Guard Base Miami Beach, Detached Richmond Heights, located at 15608 SW 117th Avenue, Miami, Florida, 33177, to include Coast Guard Civil Engineering Unit Miami and Coast Guard Base Miami Beach, Detached Maintenance Facility.

4. RESPONSIBILITES.

a. On request made to MDFR via 911 by a representative of the Coast Guard, and to the extent that resources are available, firefighting and/or emergency medical services equipment and personnel shall be dispatched to Coast Guard Base Miami Beach, Detached Richmond Heights, as determined and directed by MDFR. The determination of available resources under this paragraph shall be at MDFR's sole discretion.

b. Any dispatch of equipment and personnel pursuant to this MOA is subject to the following conditions:

   i. All requests for fire, rescue, or emergency medical services shall be made by telephone, unless that number is inoperative or unavailable for any reason.

   ii. Any request for aid under this MOA will include a description by the Coast Guard representative of the type or nature of the fire or emergency to which response is requested, and will specify the location to which the equipment and personnel are to be dispatched. The amount and type of equipment and number of personnel to be furnished will be determined by MDFR.

c. If able, the Coast Guard may provide an escort to meet MDFR equipment and personnel at the main gate and guide MDFR personnel to the location

where emergency services are to be rendered. If after 1700 on weekdays and weekends MDFR access is available via a knox box. If possible, the first arriving fire officer will be briefed remotely via phone by the Base Miami Beach Officer of the Day (OOD). This briefing will include the location and status of the emergency, Coast Guard ability to assist, and any special circumstances that could impact firefighting operations or endanger the lives of the firefighters. All actions of the MDFR, fire and rescue equipment, and fire personnel responding to the emergency shall be at the sole direction of the MDFR.

5. OTHER PROVISIONS.

a. Reimbursement to MDFR for cost of firefighting on the Coast Guard Base Miami Beach, Detached Richmond Heights, is governed by Section 2210 of Title 15, United States Code, 15 U.S.C. § 2210, and the implementing regulations set forth at Part 151, Title 44, Code of Federal Regulations, 44 C.F.R. Part 151. Any such claim for reimbursement for firefighting expenses may also include costs associated with emergency medical services to the extent normally rendered by a fire service in connection with a fire.

b. As an aid to implementing this MOA, members of MDFR, with prior arrangement with the Coast Guard Base Miami Beach Commanding Officer or his designated representative, are invited to tour the facility for the purpose of preparing a pre-fire/pre-emergency plan. This plan may be reviewed biennially or whenever deemed necessary by the parties to this MOA.

c. Nothing in this MOA is intended to conflict with current law, regulation or directives of the United States Coast Guard or MDFR. If a term of this MOA is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this agreement shall remain in full force and effect.

6. POINTS OF CONTACT.

FOR THE U.S. COAST GUARD:	FOR MIAMI-DADE FIRE RESCUE:
LT Stephanie Wood, USCG Facilities Engineer, USCG Base Miami Beach 100 MacArthur Causeway Miami Beach, FL 33139-5199 Phone: (305) 535-4589 Fax: (305) 535-4528	Dave Downey Fire Chief Miami-Dade County Fire Rescue 9300 NW 41 Street Doral, FL 33178 Phone: (786) 331-5109 Fax: (786) 331-5125

7. EFFECTIVE DATE AND TERMINATION. This MOA shall become effective upon the date subscribed by the last signatory and shall remain in effect until cancelled upon 30 days written notice by either party involved. The MOA may be extended by mutual written agreement of the parties.

8. MODIFICATION. This agreement shall be reviewed annually. This MOA may only be modified in writing and upon the mutual written consent by the original signatories or their successors.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed by their undersigned officials as duly authorized.

FOR MIAMI-DADE COUNTY		**FOR THE U.S. COAST GUARD**	
SIGNED BY:		SIGNED BY:	
PRINT NAME:	Carlos A. Gimenez	PRINT NAME:	Capt. Benjamin L. Davis
TITLE:	**Mayor**	TITLE:	**Commanding Officer**
DATE:		DATE:	