



BOARD OF COUNTY COMMISSIONERS

DATE: January 13, 2015
AGENDA ITEM NO. 15

Consent Agenda ☐

Regular Agenda ☒

Public Hearing ☐


County Administrator's Signature:

Subject:

Approval of the first Amendment to the Interlocal Agreement between Pinellas County, Pasco County and Hernando County for the Tampa Bay Advanced Manufacturing Industry Certification Training Centers (ICTC) amending the duties and responsibilities of the Advisory Councils.

Department:

Economic Development

Staff Member Responsible:

Mike Meidel, Director

Recommended Action:

I RECOMMEND THAT THE BOARD OF COUNTY COMMISSIONERS (BOARD) APPROVE THIS FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT WITH PINELLAS, PASCO AND HERNANDO COUNTIES AMENDING THE DUTIES AND RESPONSIBILITIES OF ADVISORY COUNCILS ASSISTING THE ICTC GOVERNING BOARD AND AUTHORITY BE GRANTED FOR THE CHAIRMAN TO SIGN AND THE CLERK TO ATTEST.

Summary Explanation/Background:

On July 15, 2014 the Board approved and authorized the Chairman to execute the Interlocal Agreement with Pinellas, Pasco and Hernando Counties (Counties) for the Tampa Bay Advanced Manufacturing Industry Certification Training Centers (ICTC). The Agreement called for the creation of Advisory Councils to assist the ICTC Governing Board with its duties and responsibilities.

In order to better serve the needs of the ICTC, the Counties have been asked to amend the duties and responsibilities of the Advisory Councils and the manner in which Advisory Council members are appointed. Pursuant to this first Amendment, the duties and responsibilities of the Advisory Councils will be limited to fact-finding and in scope to the equipment, staffing and operations of the ICTC which they serve. Such Advisory Councils will only report to the executive director and make no recommendations to the governing board. In addition, membership of the Advisory Councils will be appointed by the executive director and not the governing body.

Fiscal Impact/Cost/Revenue Summary:

None.

Exhibits/Attachments Attached:

First Amendment to Interlocal Agreement
Contract Review Transmittal



NON-PURCHASING CONTRACT REVIEW TRANSMITTAL SLIP

PROJECT: Approval of the first Amendment to Interlocal Agreement between Pasco, Hernando and Pinellas Counties.

CONTRACT NO.: N/A

ESTIMATED EXPENDITURE / REVENUE: \$0

(Circle or underline appropriate choice above.)

In accordance with Contract Administration and its Review Process, the attached documents are submitted for your review and comment. Please complete this Non-Purchasing Contract Review Transmittal Slip below with your assessment, and **forward to the next Review Authority on the list, skipping any authority marked "N/A."** Indicate suggested changes by noting those in "Comments" column, or by revising, in RED, the appropriate section(s) of the document(s) to reflect the exact wording of the desired change(s).

OTHER SPECIFICS RELATING TO THE CONTRACT:

On July 24, 2014 the Board approved and authorized the Chairman to execute the Interlocal Agreement for the Tampa Bay Advanced Manufacturing Industry Certification Training Centers (ICTC). The Agreement called for the creation of Advisory Councils to assist the ICTC Governing Board with its duties and responsibilities. In order to better serve the needs of the ICTC, the Counties have been asked to amend the duties and responsibilities of the Advisory Council and the manner in which Advisory Council members are appointed.

REVIEW SEQUENCE	DATE	INITIAL/ SIGNATURE	COMMENTS (IF ANY)	COMMENTS REVIEWED & ADDRESSED OR INCORPORATED
Originator: Cindy Margiotta	12/4/14	CM		
Finance: Cassandra Williams	12/12/14	CBW		
Legal: Michael Zas	12/11/14	MZ		
Assistant County Administrator or Executive Director: Jacob F. Stowers	12/19/14	JFS		

Please return to Becky Wills by December 11, 2014.

All inquiries should be made Cindy Margiotta at ext. 47398.

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR
TAMPA BAY ADVANCED MANUFACTURING
INDUSTRY CERTIFICATION TRAINING CENTERS**

This FIRST AMENDMENT TO INTERLOCAL AGREEMENT (hereinafter "First Amendment") is made and entered into by and between Hernando County, a political subdivision of the State of Florida, Pasco County, a political subdivision of the State of Florida, and Pinellas County, a political subdivision of the State of Florida (hereinafter "Counties").

WHEREAS, the Counties entered into an Interlocal Agreement for Tampa Bay Advanced Manufacturing Industry Certification Centers (hereinafter "Agreement") in July, 2014; and

WHEREAS, the Agreement called for the creation of Advisory Councils to assist the ICTC Governing Board with their duties and responsibilities; and

WHEREAS, the Counties desire to amend the duties and responsibilities of the Advisory Boards and the manner in which the members of the Councils are appointed, to better serve the needs of the ICTC.

NOW, THEREFORE, in consideration of the mutual advantages to be realized by the parties to this First Amendment, Hernando County, Pasco County, and Pinellas County agree as follows:

Section 1. The Whereas clauses recited above are incorporated herein.

Section 2. Unless otherwise defined herein, all capitalized terms used in this First Amendment shall have the meanings prescribed in the Agreement.

Section 3. Section 11 of the Agreement is hereby amended to read as follows:

Section 11. ICTC Advisory Councils – The ICTC Executive Director shall appoint an Advisory Council for the ICTC in each county, which shall engage in factual inquiries regarding the equipment, staffing, and operations at their respective training centers. The Advisory Councils shall report the results of their fact-finding efforts directly to the ICTC Executive Director and not to the ICTC Governing Board. The Advisory Councils are created for fact finding purposes only, and shall not have any decision making authority, nor shall the Advisory Councils make any recommendations to the Governing Board. If additional ICTCs are created by the ICTC Governing Board, the ICTC Executive Director may create and appoint additional ICTC Advisory Councils to serve the newly created ICTCs. Each Advisory Council shall consist of a minimum of five (5) members, who shall meet as directed by the ICTC Executive Director. Each appointed Advisory Council member may appoint not more than one (1) alternate member who may participate at any ICTC Advisory Council meeting that such alternate member attends in place of a regular member. The Advisory Council members and alternate members shall either be (a) a representative of a manufacturer participating in the ICTC Program, or (b) a representative of one of the non-voting partner entities in Section 5.(b).

The members of the ICTC Advisory Councils shall not receive any compensation for service on the ICTC Advisory Council, but the ICTC Governing Board may elect to reimburse the ICTC Advisory Council members for out-of-pocket expenses that were incurred to carry out the duties of the ICTC Advisory Council.

Section 4. To the extent that this First Amendment conflicts with the Agreement, the provisions of this First Amendment shall govern. Otherwise, all provisions of the Agreement shall remain in full force and effect.

Section 5. As required by Section 163.01(11), Florida Statutes, this First Amendment shall be filed with the Clerks of the Circuit Courts of Hernando, Pasco and Pinellas Counties, Florida. This First Amendment shall take effect upon filing in each county and shall continue in effect so long as the Agreement is in effect, unless amended by the Parties.

[SIGNATURE BLOCKS ON NEXT PAGE]

IN WITNESS WHEREOF, the Parties herein have executed this First Amendment by their duly authorized officials as of the day and year written.

Attest: Don Barbee, Jr.
Clerk and Comptroller

Hernando County, Florida

By: _____
Clerk

Wayne Dukes, Chairman
Board of County Commissioners

Date: _____

Approved as to Form and Legal Sufficiency

By: _____
Hernando County Attorney

**Board of County Commissioners
Of Pasco County, Florida**

Paula S. O'Neil, Ph.D.
Clerk and Comptroller

Ted Schrader, Chairman

Date: _____

**Pinellas County, Florida, by and through
Its Board of County Commissioners**

By: _____
Chairman

Date: _____

Approved as to form:

Attest: Ken Burke, Clerk of Circuit Court

By: *M. Z...*
Pinellas County Attorney

By: _____
Deputy Clerk