

RESOLUTION 11-119

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AUTHORIZING THE ENTRY OF AGREEMENTS RELATED TO ASSIGNMENT OF EMPLOYEES TO ASSIST OTHER JURISDICTIONS; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY AND TREATMENT OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Manatee County understands the importance of building strong cooperative relationships with the many local and regional governmental entities which, collectively, ensure a high quality of life for the County's and region's citizens; and

WHEREAS, from time to time, a local or regional government may face an emergency or exigent circumstance which would cause it to request the temporary assistance of skilled or professional personnel from its neighboring governmental entities; and

WHEREAS, historically, Manatee County has provided for such assistance in the areas of Building Official assistance and public safety mutual aid agreements; and

WHEREAS, the County Commission believes the ability to render such assistance in a timely basis should not be limited to those limited areas but should be consistently available whenever the County may be in a position to assist a fellow governmental entity; and

WHEREAS, the County Administrator already has the authority to assign staff to work in unique settings or perform non-standard duties; but

WHEREAS, clear delegation of authority has not been made to permit the County Administrator to enter into agreements with requesting governmental entities to ensure reimbursement for County services and to otherwise ensure the County's interests are protected; and

WHEREAS, the Manatee County Commission finds that it is in the best interests of the County and its citizens to clarify the authority of the Administrator to make such agreements; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

1. The County Administrator is hereby authorized to enter agreements to temporarily loan/assign one or more skilled or professional staff persons to provide assistance to fellow local or regional governmental entities which may be faced with emergency or other exigent circumstances.
2. Prior to entering such agreements, the Administrator shall determine that the requested staff assistance will not substantially jeopardize the ability of the County to accomplish its critical functions or otherwise endanger the County's citizens or result in significant loss of County resources.
3. Any agreement entered into by virtue of this Resolution shall be reviewed by the County Attorney's Office prior to execution to ensure it adequately addresses the County's legal interests and risk exposure. The County Administrator is authorized to negotiate such

other terms and conditions, including cost recovery terms, as the Administrator deems appropriate to the circumstances. The County Commission at all times reserves the authority to instruct the County Administrator to terminate any such agreement where, in its judgment, the agreement is no longer in the County's best interests.

BE IT FURTHER RESOLVED that any existing Resolution or portion thereof of the Board of County Commissioners which contains terms or provisions which are in direct conflict with and cannot be harmonized with the provisions of this Resolution shall, as to such terms or provisions, be deemed as superseded by this Resolution.

BE IT FURTHER RESOLVED that the provisions of this Resolution are severable such that the invalidity of any one provision shall not operate to invalidate any other provision.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED by the Board of County Commissioners of Manatee County, Florida, with a quorum present and voting, this 10th day of May, 2011.

ATTEST:
R.B. SHORE
CLERK OF THE CIRCUIT COURT

By: *Susan P. Romine*
Deputy Clerk



BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By: *Carol Whitmore*
Carol Whitmore—Chairman