

MEMORANDUM

Parks and Recreation Department

MEMORANDUM 19-A068

DATE: April 8, 2019

TO: Greg Harrison, City Manager
City Commission

FROM: Mark Beaudreau, Recreation Programs Administrator

SUBJECT: Revised Compensation & Method of Payment, Exhibit 3 School Crossing Locations
2nd Reading Ordinance 1st Amendment Agreement The Butler Group of South FL, LLC

This memo is to provide the City Commission, with the correct compensation and method of payment for the first amendment agreement with The Butler Group of South Florida, LLC for crossing guard services as discussed at the March 26, City Commission Meeting. The agreement is being amended to provide an additional seven crossing guards (Exhibit 3) at various locations within the city and the compensation and method of payment per article 6 is outlined below:

ARTICLE 6 - COMPENSATION AND METHOD OF PAYMENT

- A. CITY shall compensate CONTRACTOR for its provision of services hereunder for the ~~first~~ annual term for a grand total of ~~\$571,725.00~~ \$647,434.20 as set forth below.

Hourly rate for crossing guards and field supervisors: \$11.09

3 field supervisors x \$ 11.09/hr. x 6 hrs./day x 210 school days /yr. = \$ 41,920.20

~~58~~ 65 guards x \$ 11.09 1hr. x 4 hrs./per day x 210 school days/yr. = ~~\$530,560.80~~

\$605,514.00.

GRAND TOTAL ~~\$571,725.00~~ \$ 647,434.20

The revised annual payment for crossing guards will be \$647,434.20

Additionally, it is the responsibility of the **local governmental entity** with jurisdiction over the road/street with the hazardous walking condition to cooperatively work with the District School Board to correct the hazardous condition and the provision of school crossing guards is one method to ameliorate the condition.

Florida State Statute 316.75 School crossing guards

The Department of Transportation shall adopt uniform guidelines for the training of school crossing guards. Each **local governmental entity** administering a school crossing guard program shall provide a training program for school crossing guards according to the uniform guidelines. Successful completion of the training program shall be required of each school guard except:

- (1) A person who received equivalent training during employment as a law enforcement officer.
- (2) A person who receives less than \$5,000 in annual compensation in a county with a population of less than 75,000.
- (3) A student who serves in a school patrol.

Florida State Statute 1006.23 - Hazardous walking conditions.

(1) DEFINITION - As used in this section, the term “student” means any public elementary school student whose grade level does not exceed grade 6.

(3) IDENTIFICATION OF HAZARDOUS CONDITIONS -

(a) When a request for review is made by the district school superintendent with respect to a road over which a state **or local governmental entity has jurisdiction** concerning a condition perceived to be hazardous to students in that district who live within the 2-mile limit and who walk to school, such condition shall be inspected jointly by a representative of the school district, a representative of the state or local governmental entity with jurisdiction over the perceived hazardous location, and a representative of the municipal police department for a municipal road, a representative of the sheriff’s office for a county road, or a representative of the Department of Transportation for a state road. If the jurisdiction is within an area for which there is a metropolitan planning organization, a representative of that organization shall also be included. The governmental representatives shall determine whether the condition constitutes a hazardous walking condition as provided in subsection (2). If the governmental representatives concur that a condition constitutes a hazardous walking condition as provided in subsection (2), the **governmental entity with jurisdiction** shall report that determination in writing to the district school superintendent, who shall initiate a formal request for correction as provided in subsection (4).

(4) TRANSPORTATION; CORRECTION OF HAZARDS -

(a) A district school board and **other governmental entities shall work cooperatively** to identify conditions that are hazardous along student walking routes to school, and a district school board shall provide transportation to students who would be subjected to such conditions. Additionally, state or local **governmental entities with jurisdiction** over a road along which a hazardous walking condition is determined to exist shall correct the condition within a reasonable period of time.

If you have any questions or concerns regarding the agreement, please call me at 954-786-4191.

MB/afh

cc: Mark Berman, City Attorney
Earl Bosworth, Assistant City Manager
Antonio Pucci, Contract Manager