
RESOLUTION NO. 2018 - 13

MANATEE COUNTY, FLORIDA

**FY - 2019
PHYSIO CONTROL LIFEPAK 15 MONITOR/DEFIBRILLATOR
LEASE PURCHASE AGREEMENT
FOR THE SOUTHERN MANATEE FIRE & RESCUE DISTRICT**

ADOPTED: December 20, 2018

RESOLUTION 2018 – 13

A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE SOUTHERN MANATEE FIRE & RESCUE DISTRICT OF MANATEE COUNTY, FLORIDA, FOR THE LEASE PURCHASE OF EIGHT (8) PHYSIO CONTROL MONITOR / DEFIBRILLATORS FOR THE SOUTHERN MANATEE FIRE RESCUE DISTRICT; PROVIDING FOR FUNDING; PROVIDING AUTHORIZATION TO THE FIRE CHIEF; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Southern Manatee Fire & Rescue District (“District”) is a tax supported special purpose district authorized under the provisions of Chapters 189 and 191, Florida Statutes, and Chapter 2000-402, Laws of Florida to levy ad valorem taxes, special assessments and impact fees; and

WHEREAS, the District desires to lease purchase eight (8) new Physio Control Lifepak 15 monitor / defibrillators which supports the direction of the District to begin Advanced Life Support (ALS) as outlined in the District’s document titled “Fire Department Based Advanced Life Support Services, ALS Non-Transport Fire Engines”; and

WHEREAS, pursuant to Florida Statutes 189.053, the District conducted copious amounts of research to determine which equipment best supported the needs of the District to deliver proper ALS service(s) and also was the most cost effective and selected the Lifepak 15 made by Physio Control; and

WHEREAS, the District will lease purchase eight (8) Physio Control Lifepak 15’s by entering into a lease financing agreement for one-hundred percent (100%) of the cost through Leasing 2, Inc.; and

WHEREAS, the District determined that since 2013 the District has experienced a greater than 30% rise in medical calls and these Lifepak 15’s are a state of the art piece of equipment which will greatly enhance the District’s ability to deliver lifesaving interventions not only with ALS Paramedics, but also with BLS Emergency Medical Technicians; and

WHEREAS, the District considered the ability of personnel to deliver advanced life support (ALS) interventions as well as Basic life support (BLS) functions utilizing this equipment thereby supporting the District’s commitment to emergency medical responses; and

WHEREAS, The District has determined that there has been a significant increase in medical calls over the past five (5) years and that such growth has created a need for ALS personnel and equipment. These Lifepak 15’s will maximize the abilities of the District’s highly trained paramedics while concurrently benefitting the District as a whole; and

WHEREAS, the District considered that the substantial growth and concurrent population increase within our area has necessitated the expansion of emergency medical capabilities by the District’s fire and rescue personnel to become trained as paramedics, delivering ALS

interventions utilizing equipment that is aligned with their level of training; and

WHEREAS, the District also considered that the increased growth and medical call volume within the District has resulted in a need for more highly trained medical personnel and equipment that reinforces the District's "ALS Non-Transport Fire Engines"; and

WHEREAS, The Lifepak 15 integrates Masimo Rainbow SET technology that monitors SpO2, End-tidal Carbon Dioxide, Carbon Monoxide, includes a metronome to guide CPR compressions and ventilations and provides an option to escalate energy to 360J, is powered by Lithium-ion battery, utilizes SunVue display screen for view-ability in bright sunlight, and data connectivity to easily and securely collect and send patient information which would better serve the population within the District; and

WHEREAS, the enhanced capabilities of this Physio Control Lifepak 15 will be able to satisfy the needs created by population growth and the increased medical calls within the District; and


WHEREAS, the District has determined that an allocation of 100 percent (100%) of impact fee funds towards the purchase of the Physio Control Lifepak 15 is proper as it is commensurate with the enhanced needs created by population growth and increased medical calls within the District; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Fire Commissioners, acting as the governing body of the Southern Manatee Fire Rescue District of Manatee County, Florida, in a public meeting, that:

1. The above recitals are true and correct and are incorporated herein fully.
2. The District is authorized to acquire eight (8) Physio Control Lifepak 15's for a total purchase price of \$324,767.00.
3. The District hereby approves the funding of the eight (8) Physio Control Lifepak 15 monitor / defibrillators in an amount of \$324,767.00 through a Lease Purchase Agreement with Leasing 2, Inc.
4. The Fire Chief is hereby authorized to execute on the District's behalf all necessary Lease-Purchase Agreements and the exhibits thereto to enter into the lease agreement and finance \$324,767.00 of acquisition costs for the Physio Control Lifepak 15 monitor / defibrillators. The purchase price for the Physio Control Lifepak 15 monitor / defibrillators shall be funded from the District's Impact Fees, which represents one-hundred percent (100%) of the total purchase cost.
5. This Resolution shall take effect December 20, 2018.


DULY ADOPTED at a public meeting this 20th day of December, 2018.

ATTEST:

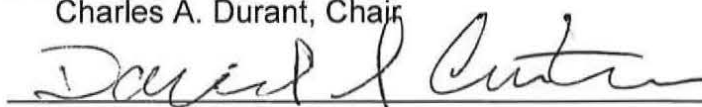


Melanie A. Marken
Secretary

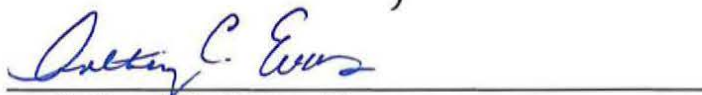
SOUTHERN MANATEE FIRE & RESCUE DISTRICT



Charles A. Durant, Chair



Dan Center, Vice Chair



Anthony C. Evans, Treasurer



Jim Cena, Commissioner



PERSSON, COHEN & MOONEY, P.A.

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EXHIBIT B

OPINION OF LESSEE'S COUNSEL

LESSEE: Southern Manatee Fire and Rescue District

DATE OF AGREEMENT: December 20, 2018

Leasing 2, Inc.
1720 West Cass Street
Tampa, FL 33606-1230

Ladies and Gentlemen:

As counsel for Southern Manatee Fire and Rescue District ("Lessee"), I have examined duly executed originals of the Lease-Purchase Agreement and Escrow Agreement, if applicable (the "Agreement"), between Lessee and Leasing 2, Inc. ("Lessor"), dated as of December 20, 2018 and the proceedings taken by Lessee to authorize and execute the Agreement. Based upon such examination and upon such other examination as I have deemed necessary or appropriate, I am of the opinion that:

1. Lessee is a public body corporate and politic, legally existing under the laws of the State of Florida.
2. The Agreement has been duly authorized, executed and delivered by Lessee, pursuant to Constitutional, statutory and/or home rule provisions which authorize this transaction and Resolution No.2018-014, attached as Exhibit A to the Agreement.

Lakewood Ranch
6853 Energy Court
Lakewood Ranch, Florida 34240

Venice
236 Pedro Street
Venice, Florida 34285

3. The Agreement is a legal, valid and binding obligation of Lessee, enforceable in accordance with its terms. In the event the Lessor obtains a judgment against Lessee in money damages, as a result of an event of default under the Agreement, Lessee will be obligated to pay such judgment.

4. Applicable public bidding requirements have been complied with.

5. To the best of my knowledge, no litigation is pending or threatened in any court or other tribunal, state or federal, which questions or affects the validity of the Agreement.

6. The signature of the officer of Lessee which appears on the Agreement is true and genuine; I know said officer and know him/her to hold the office set forth below his/her names.

7. The Equipment leased pursuant to the Agreement constitutes personal property and when subjected to use by Lessee will not be or become fixtures under applicable law.

8. The leasing of the Equipment pursuant to the Agreement is exempt from all sales and use taxes against either the Lessor or the Lessee during the term of the Lease and the Equipment will be exempt from any state and local personal property or other ad valorem taxes during the term of the Lease.

This opinion may be relied upon by the addressee hereof and its successors and assignees of interests in the Lease, but only with regard to matters specifically set forth herein.

Sincerely,



R. David Jackson