

EXHIBIT B

CONTRACT, LEASE, AGREEMENT CONTROL FORM

Date: 7/28/2009

Contract/Lease Control #: C09-1739-GM

Bid #: N/A

Contract/Lease Type: AGREEMENT

Award To/Lessee: CITY OF FT. WALTON & CITY OF DESTIN

Lessor/Owner: OKALOOSA COUNTY

Effective Date: 7/21/2009 Cost: As defined in section 5

Expiration Date: INDEFINITE

Description of Contract/Lease: MUTUAL AID AGREEMENT FOR BUILDING CODE
INSPECTIONS AND PLAN REVIEW SERVICES

Department Manager: GROWTH MANANGEMENT

Department Monitor: KAMPERT

Monitor's Telephone #: 651-7180

Monitor's FAX #: 651-7706

Date Closed: _____

Cc: Finance Dept Contracts & Grants Division

ORIGINAL

BUILDING CODE INSPECTIONS AND PLAN REVIEW SERVICES MUTUAL AID AGREEMENT

This agreement is made as of the latter date signed by the parties below, by and between the City of Fort Walton Beach, the City of Destin, and Okaloosa County, pursuant to section 468.617, Florida Statutes, who are all validly existing Florida Building Code enforcement agencies under the laws of the State of Florida. Collectively, these authorities are the subscribing agencies to this Mutual Aid Agreement.

Section 1 PURPOSE & CONDITIONS

- A. The subscribing agencies are so located that it is advantageous for each to receive and extend mutual aid for Florida Building Code enforcement services.
- B. The jurisdictional areas are within Okaloosa County, Florida, the city limits of the City of Fort Walton Beach, Florida, and the city limits of the City of Destin, Florida.
- C. This agreement establishes the boundaries within which each subscribing agency has specific Florida Building Code enforcement jurisdiction.
- D. These Florida Building Code enforcement services are limited to the subscribing agencies and the Florida Building Code enforcement services stated in this agreement and may be restricted or extended only by written agreement of the parties.

Section 2 AREAS OF RESPONSIBILITY

The terms of this agreement shall in no way affect or alter the subscribing agencies' areas of jurisdiction but will ensure efficient and timely service to each jurisdiction.

**CONTRACT# C09-1739-GM
CITY OF FT. WALTON & CITY OF DESTIN
MUTUAL AID AGREEMENT FOR:
BLDG CODE INSPS. & PLAN REVIEWS
EXPIRES: INDEFINITE**

Section 3 SERVICES

Each subscribing agency agrees, upon the written request for services as available, to provide assistance to the requesting agency with inspections and plan review in accordance with the requirements of the Florida Building Code. All requests for inspections shall be provided at least one business day prior to the requested service date. All inspections and plan reviews will be performed by Plans Examiners or Inspectors licensed pursuant to Chapter 468, Florida Statutes. The jurisdiction supplying the service shall assure that the individual(s) performing plan reviews or inspections have the proper training and state licenses to provide the services being requested.

Section 4 EQUIPMENT / SUPPLIES

Each subscribing agency shall provide a means of transportation, equipment necessary to perform inspections, forms, and personal protective equipment required to perform any requested services.

Section 5 FEES & PAYMENTS

The agency providing a service as called for in this agreement shall collect the direct cost of the personnel performing said service and an indirect cost of 35% of the direct cost from the requesting jurisdiction. Each month, the subscribing agencies shall provide invoices to a requesting agency. For the purpose of this agreement, direct costs will include all costs incurred by the employer for the employee providing the service and indirect cost will cover normal additional expenses such as overhead and transportation. All invoices shall be paid within 30 days of invoice date. All invoices should be submitted to the following departments:

City of Fort Walton Beach
Building Code Official
City of Fort Walton Beach
P.O. Box 4009
Fort Walton Beach, FL 32549

Okaloosa County
Building Official
Okaloosa County
1804 Lewis Turner Blvd., Suite 200
Fort Walton Beach, FL 32457

City of Destin
Chief Building Official
City of Destin
4100 Indian Bayou Trail
Destin, FL 32541

Section 6 TERMINATION

This agreement is effective upon approval by the proper officials and full execution by the parties. This agreement shall be at the will of the parties involved, and may be terminated by any of the parties involved by written notice of withdrawal to each of the parties involved. The withdrawal of one party will not affect the agreement.

Section 7 LIABILITY

To the extent permitted by law, and without waiving sovereign immunity, each agency shall be responsible for the acts, omissions, and conduct of its employees while engaged in rendering services pursuant to this agreement and for any and all claims, demands, suits, actions, damages, and causes of action related to or arising out of the existence of this agreement or the provision of services pursuant to this agreement.

Section 8 ASSIGNMENT

This agreement may not be assigned by any party.

Section 9 REPRESENTATIVES

All notices required by this agreement shall be in writing to the following representatives.

The authorized representative of the City of Fort Walton Beach shall be:

City Manager
City of Fort Walton Beach
P.O. Box 4009
Fort Walton Beach, FL 32549

The authorized representative for the City of Destin shall be:

City Manager
City of Destin
4100 Indian Bayou Trail
Destin, FL 32541

The authorized representative for Okaloosa County shall be:

County Administrator
Okaloosa County
1804 Lewis Turner Blvd., Suite 200
Fort Walton Beach, FL 32457

Section 10 REPRESENTATIONS OF SUBSCRIBING AGENCIES

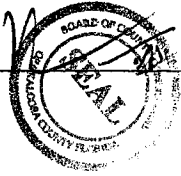
The representatives of each subscribing agency acknowledge that this agreement has been duly authorized, executed, and delivered by the appropriate authorities of the respective subscribing agency and that each agency has the power and authority to perform this agreement.

Signed and executed:

DATE: July 21, 2009

OKALOOSA COUNTY

BY: William J. [Signature]
Chairman



ATTEST:

Dany J. Stanford



DATE: June 23, 2009

City of Fort Walton Beach

BY: Nick Buder
Mayor

ATTEST:

Helen A. Spencer
Helen Spencer, City Clerk

DATE: July 15, 2009

City of Destin

BY: Craig H. Baker
Mayor

ATTEST:

[Signature]
City Clerk