

**ORDER OF BUSINESS
BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA**

MAY 1, 2007

**TUESDAY
9:30 A.M.**

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance

- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption

- 3. CONSENT AGENDA (Pages 7 - 39)**

- 4. SPECIAL PRESENTATIONS - 9:30 A.M. (Page 40)**

- 5. REGULAR AGENDA (Pages 41 - 44)**

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to receive and file:** Resolution No. R07-17 by the Village Council of the Village of Royal Palm Beach, Florida, opposing the proposed Callery-Judge Grove Development of Regional Impact and related Comprehensive Plan and Zoning amendments.
2. **Staff recommends motion to approve:** Agreement to Terminate Golf Tournament Agreement with Trump International Golf Club, L.C., Junior Golf and Academics of America, Inc., and Tab Development, Inc. for a one (1) day charitable golf tournament. **SUMMARY:** The Golf Tournament Agreement was approved by the BCC on March 13, 2007 (R2007-0361) and was to be held on May 28, 2007. All parties desire to terminate the Agreement and release the parties from further obligations. Countywide (LMB)
3. **Staff recommends motion to approve:** an Agreement with Bryan Boysaw & Associates under the Community Development Block Grant (CDBG)/Economic Development Set-Aside Program for \$60,000. **SUMMARY:** On December 5, 2006, the Board of County Commissioners (BCC) approved four (4) CDBG/Economic Set-Aside projects for fiscal year 2006/2007 funding (Item 5A-3). Through the funding granted, Bryan Boysaw & Associates will create four (4) full-time equivalent positions. The Agreement with Bryan Boysaw & Associates will be retroactive and commence on April 2, 2007. Countywide/District 7 (DW)
4. **Staff recommends motion to approve:** an Agreement with Hartman Windows & Doors, LLC under the Community Development Block Grant (CDBG)/Economic Development Set-Aside Program for \$100,000. **SUMMARY:** On December 5, 2006, the Board of County Commissioners (BCC) approved four (4) CDBG/Economic Set-Aside projects for fiscal year 2006/2007 funding (Item 5A-3). Through the funding granted, Hartman Windows & Doors, LLC will create ten (10) full-time equivalent positions. The Agreement with Hartman Windows & Doors, LLC will be retroactive and commence on April 2, 2007. Countywide/District 2 (DW)
5. **Staff recommends motion to approve:** Memorandum of Agreement with the United Way of Palm Beach County to support the Palm Beach County Prosperity Campaign Phase II in the amount not-to-exceed \$105,655 for the period of October 1, 2006, through September 30, 2007. **SUMMARY:** Staff recommends the continuation of the County's participation in the Palm Beach County Prosperity Campaign for the tax year 2006. The goal for the upcoming 2006 tax year is to file approximately 9,000 tax returns with total refunds of \$15,500,000. The Quantum Foundation and United Way of Palm Beach County have both committed funds for the Prosperity Campaign over the next three (3) years. Funds for this program are included in the FY 2007 General Fund. This Memorandum of Agreement is needed to facilitate the reimbursement of expenses to the United Way. Countywide (DN)

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

- 1. **Staff recommends motion to approve:** Warrant List.
- 2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners' meetings:

<u>Meeting Type</u>	<u>Meeting Date</u>
Zoning	January 25, 2007
Regular	February 6, 2007
Regular	February 27, 2007
Zoning	March 22, 2007

- 3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide
- 4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during February 2007. Countywide

C. ENGINEERING & PUBLIC WORKS

- 1. **Staff recommends motion to approve:** Agreements with A.D.A. Engineering, Inc., (ADA) and Erdman Anthony of Florida, Inc. (EAF) to provide the necessary professional services for street lighting services on a task order basis for Countywide projects, as required. **SUMMARY:** These Agreements will provide the necessary professional services for street lighting services throughout the County for all user departments. At the option of the County, these Agreements will be renewed annually for a period of one (1) year, with a maximum of two (2) renewals. Countywide (PFK)
- 2. **Staff recommends motion to approve:** the renewal of the Civil Engineering Services Annual Agreements with the following firms:

<u>Firm Name</u>	<u>Original Agreement Date</u>	<u>Resolution No.</u>
Miller-Legg & Associates, Inc.	May 17, 2005	R2005-0954
Alan Gerwig & Associates, Inc.	June 7, 2005	R2005-1057
Civil Design, Inc.	June 7, 2005	R2005-1058

SUMMARY: These Agreements are being considered for renewal for required professional services, on a task order basis. Countywide (PFK)

- 3. **Staff recommends motion to approve:** a License and Maintenance Agreement with the State of Florida Department of Transportation (FDOT) for construction of a grade separation to convey Hypoluxo Road over Milepost 90.01-90.03 of the Florida Turnpike, which is required for the construction of Hypoluxo Road from west of Lyons Road to west of Hagen Ranch Road (Project). **SUMMARY:** Through this Agreement, the County shall administer, design, construct, and maintain the Bridge passing over the Turnpike's right-of-way at or near Turnpike Milepost 90.01-90.03. District 3 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to approve: the renewal of the Traffic Signal Design Services Agreement with the following firm:

<u>Firm Name</u>	<u>Original Agreement Date</u>	<u>Resolution No.</u>
Kimley-Horn and Associates, Inc.	May 3, 2005	R2005-0850

SUMMARY: This Agreement is being considered for renewal for required professional services, on a task order basis. Countywide (PFK)

5. Staff recommends motion to approve: a payment to Florida Power & Light Company (FPL) not-to-exceed \$31,068 for the relocation of existing overhead distribution electric power lines, as required for the construction of Seminole Pratt Whitney Road from Sycamore Drive to north of Sycamore Drive (Project). **SUMMARY:** This payment to FPL is required for the relocation of its existing overhead distribution electric facilities to allow for the construction of the Project. Payment to FPL is required because the facilities are being relocated for the second time within the same project construction area due to the redesigned roadway section. District 6 (MRE)
6. Staff recommends motion to approve: an Agreement with Gentile Holloway, O'Mahoney & Associates, Inc. (GHO) to provide the necessary professional services for Landscape Architectural Services on a task order basis for Countywide projects, as required. **SUMMARY:** This Agreement will provide the necessary professional services for Landscape Architectural Services throughout the County for all user departments. At the option of the County, this Agreement will be renewed annually for a period of one (1) year, with a maximum of two (2) renewals. Countywide (PFK)
7. Staff recommends motion to approve: a Budget Transfer of \$98,000 in the Transportation Improvement Fund from Reserve for District 5 to Vegetation Removal - Tract between Polo Trace and Pine Ridge of Delray - District 5. **SUMMARY:** This Budget Transfer will fund the removal of Australian Pines along the right-of-way of Homrich Lane. District 5 (MRE)
8. Staff recommends motion to receive and file: a Notice for professional services for Forest Hill Boulevard and Congress Avenue Intersection Improvements (Project). **SUMMARY:** Filing of this Notice will allow for advertisement for professional services necessary for the design of the Project. Districts 2 & 3 (PFK)
9. Staff recommends motion to approve: Supplemental Agreement No. 6 to Project Agreement R2004-0192 in the amount of \$440,402.91 with Miller-Legg and Associates, Inc. (MLA) for professional services. **SUMMARY:** This Supplemental Agreement will provide the services necessary for the preparation of plan revisions for Congress Avenue from south of Lantana Road to south of Melaleuca Lane (Project), and will provide additional services necessary to secure federal funding for construction of the Project. District 3 (PFK)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

10. Staff recommends motion to:

A) adopt a Resolution approving a County Incentive Grant Program Agreement with the Florida Department of Transportation (FDOT) for design services to improve the intersection of Forest Hill Boulevard and Congress Avenue; and

B) approve a Budget Amendment of \$250,000 in Transportation Improvement Funds to recognize the contribution from FDOT from the County Incentive Grant Program and appropriate it to Forest Hill Boulevard and Congress Avenue Intersection Improvements.

SUMMARY: This Agreement provides \$250,000 for the design to improve the intersection of Forest Hill Boulevard and Congress Avenue. FDOT will provide \$250,000 to Palm Beach County, to be matched by \$250,000 from Palm Beach County, to cover the total \$500,000 proposed design cost. Districts 2 & 3 (MRE)

11. Staff recommends motion to adopt: a Resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) for the design and construction of small projects. **SUMMARY:** This Agreement provides \$500,000 annual funding for small projects from FY 2007/2008 through FY 2011/2012 for a total of \$2,500,000. This JPA allows the County to accomplish small traffic related projects for the FDOT, when requested, and to be reimbursed for the work. Funds will be established through the annual budget process. District 7 (MRE)

12. Staff recommends motion to approve: a County Deed conveying to the Florida Department for Transportation (FDOT) a certain road right-of-way parcel for Okeechobee Boulevard from State Road 7 east to the west section line of Section 20, Township 43 South, Range 42 East, a distance of approximately two (2) miles. **SUMMARY:** This action conveys to FDOT a right-of-way parcel for Okeechobee Boulevard that was previously conveyed to Palm Beach County. District 2 (PFK)

13. Staff recommends motion to approve:

A) a Budget Transfer of \$28,033, in the Transportation Improvement Fund from Unincorporated Area Only Trees Irrigation and Sod (OTIS) Program to Transfers - Airports Improvement and Development Fund; and

B) a Budget Amendment of \$28,033 in the Airports Improvement and Development Fund to recognize the transfer from the Transportation Improvement Fund and appropriate it to Belvedere Road from Military Trail to Australian Beautification Project.

SUMMARY: This additional funding to the Department of Airports supplements previously established funding for their median beautification improvements on Belvedere Road, and is due to necessary change orders. District 2 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

14. Staff recommends motion to approve:

A) Amendment No. 3 to the original Project Agreement (R2006-0528), with the U.S. Department of Agriculture Natural Resources Conservation Service (NRCS) providing for a time extension until May 5, 2007, for completion of the project; and

B) authorization for the County Administrator or his designee to sign Amendment No. 3.

SUMMARY: Amendment No. 3 to the original Project Agreement (R2006-0528), with the NRCS will provide additional contract time for the County to complete the removal of storm damaged trees and debris from the C-1 and Corkscrew Boulevard canals, and repairs to the storm damaged embankments of Conners Highway. Districts 2, 5 & 6 (MRE)

15. Staff recommends motion to approve: a Resolution authorizing the County Engineer, the Deputy County Engineer or designee, to execute the Release of Easement Rights instruments for self-extinguished temporary construction easements that are associated with completed and accepted roadway construction projects.

SUMMARY: This action will authorize the County Engineer, the Deputy County Engineer or designee, to execute the Release of Easement Rights instruments for the temporary construction easements that have self-extinguished upon completion and acceptance of roadway construction projects. Countywide (PFK)

16. Staff recommends motion to approve:

A) a Budget Transfer of \$150,000 in the Transportation Improvement Fund from Reserve for District 3 to City of Atlantis JFK Drive Street Improvements - District 3; and

B) an Interlocal Agreement in the amount of \$150,000 with the City of Atlantis (City) to reimburse the City for the construction of street improvements to JFK Drive.

SUMMARY: The Budget Transfer and Interlocal Agreement will reimburse the City up to \$150,000 for the construction of street improvements to JFK Drive within the City limits. District 3 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

17. Staff recommends motion to adopt:

A) a Resolution approving an Agreement with the Florida East Coast (FEC) Railway for a contract to construct improvements to the existing crossing for the use of additional FEC right-of-way for the crossing and to modify the existing License Agreement with the FEC for RCA Boulevard, Department of Transportation Crossing Number 272382-X at Milepost 290+1305; and

B) a Budget Amendment of \$648,780 in the County Transportation Trust Fund to recognize a contribution from a developer and appropriate it to RCA Boulevard/FEC Railway Crossing Improvement.

SUMMARY: Palm Beach County holds the License Agreement for the RCA Boulevard crossing over the FEC right-of-way. Public Facilities Agreement (PFA) (R2002-0863) with Evergrene PCD requires the addition of exclusive right turn lanes on the east approach and west approach of RCA Boulevard and Alternate AIA (intersection). The FEC has prepared an agreement to update the existing crossing devices and for the utilization of additional FEC right-of-way required to accomplish the construction. The payment of \$648,780 from the Developer will fund the required construction by the FEC on its right-of-way. The Agreement will also require the increase of the annual License fee from \$1 to \$12,000, then increasing by a minimum of 3% annually. The increase in the Annual Permit Fee will require the addition of \$12,000 to the Annual Railway Maintenance Account. The improvements required to this intersection, other than those on the FEC right-of-way, will require separate funding by the Developer. District 1 (MRE)

18. **DELETED**

19. Staff recommends motion to approve: a \$1,798,641.75 Contract with Ranger Construction Industries, Inc. (Ranger), the lowest responsive, responsible bidder, for the construction of Prosperity Farms Road from Lone Pine Road to Carib Circle (Project). **SUMMARY:** The Contract will provide all the work necessary to construct the Project. The Small Business Enterprise (SBE) goal for the Project is 15% overall. The SBE participation committed for the project by Ranger is 15.27%. District 1 (MRE)

20. Staff recommends motion to adopt: a Resolution vacating a portion of Schall Road easement as established by the posted and viewed procedure, Commissioner's Minutes Book of June 12, 1933, Public Records of Palm Beach County, Florida. **SUMMARY:** This petition site is located north of Okeechobee Boulevard, lying between Haverhill Road and Military Trail. The petitioner is requesting the vacation in order to utilize the unimproved road for Lowe's Home Center. District 2 (PFK)

21. Staff recommends motion to adopt: a Resolution vacating a six (6) foot wide public utility easement located within Hope Acres, Lot 10, as recorded in Plat Book 26, Page 208, Public Records of Palm Beach County, Florida. **SUMMARY:** This petition site is located east of Prosperity Farms Road on the north side of Hope Lane, adjacent to the Intracoastal Waterway. The petitioner is requesting the vacation to utilize the vacant utility easement. District 1 (PFK)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** Amendment No. 001 to the Contracted Services Agreement with Family Central, Inc. (R2006-1890; dated September 12, 2006), clarifying payment provisions. **SUMMARY:** Family Central, Inc. was contracted to maintain four (4) licensed family child care home providers in Belle Glade, Pahokee and South Bay for the Early Head Start program for a total of 16 children (ages 0-36 months). This Amendment clarifies the circumstances under which the monthly reimbursement may be reduced, due to less than full enrollment at the Provider's facilities. (Head Start) Countywide (TKF)

2. **Staff recommends motion to approve:** Budget Amendment for \$540,446 in the Low Income Home Energy Program Fund. **SUMMARY:** The Low Income Home Energy Program (LIHEAP) contract (R2006-1044; was amended in June 2006 (R2006-1041) to provide additional funding to the County. This Budget Amendment is necessary to align the County's budget and accommodate the increase provided by the State of Florida Department of Community Affairs. No additional County funds are needed. (Community Action Program) Countywide (TKF)

3. **Staff recommends motion to approve:** Amendment No. 1 to The Glades Area Association for Retarded Citizens, Inc. contract (R2006-2615) for the period October 1, 2006, through September 30, 2007, to change the unit cost rate. **SUMMARY:** Adjustments to the unit cost rate and units delivered are necessary as one program that is currently funded is being closed by the agency. The Glades Area Association for Retarded Citizens (ARC) was funded to provide the Homebound Early Intervention program, but the primary funder, Early Steps, has chosen to provide the services themselves and will no longer provide referrals or funding to the Glades Area ARC. The Glades Area ARC will take the balance of the contract, \$17,055.20 and move it to the other three (3) programs the County currently funds (Food Service, Supported Employment and Supported Living). The current rate of pay and units of services to be provided for each of those programs will change accordingly. There is no change to the contract amount and no additional funding is being requested. Countywide (TKF)

F. AIRPORTS

1. DELETED

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. Staff recommends motion to:

A) approve a Reimbursable Agreement with the Federal Aviation Administration (FAA) in the amount of \$125,994; and

B) direct the Clerk to make an advance payment of \$125,994 to the FAA in accordance with the requirements of the Reimbursable Agreement.

SUMMARY: The Palm Beach County Department of Airports is currently planning various airport development projects at Palm Beach International Airport (PBIA). As a result, the FAA's Very High Frequency Omni-directional Range TACAN (VORTAC), the Remote Transmitter (RT) and the Remote Receiver (RR) facilities may be impacted. Therefore, the County has requested that the FAA perform a siting study to determine the impacts, requirements, and costs associated with relocating the VORTAC, the RT and the RR facilities. This Agreement provides funds for the FAA to perform a siting study to determine feasible alternative locations for these facilities at PBIA. Countywide (LMB)

3. Staff recommends motion to approve:

A) an Agreement to purchase the following property at a total cost of \$176,000. Said property is located south of Runway 31 at Palm Beach International Airport (PBIA):

William L. Knight, President	
Growth Management Planning, Inc.	
213 South Grace Drive	
West Palm Beach, FL 33406	Parcel S – 4
Sales Price	\$ 176,000
Replacement Housing	N/A

B) a short term Residential Lease Agreement with Adela M. Estrada, Jesus Estrada, Ruben Estrada and Laura Estrada; and

C) a Budget Transfer of \$176,000 in the Airports Improvement and Development Fund from Reserves to provide budget for the purchase of property in the Runway Protection Zone (RPZ) south of Runway 31 at PBIA.

SUMMARY: In accordance with Federal Aviation Administration (FAA) regulations, the Department of Airports is encouraged to acquire property within the Runway Protection Zone. Countywide (LMB)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

4. Staff recommends motion to approve:

A) Amendment No. 5 to the General Consulting Agreement with CH2M Hill, Inc. for Consulting/Professional Services in the amount of \$1,282,053 for the continued performance of professional planning and design services related to the approved Palm Beach County Airports' Capital Improvement Program; and

B) Budget Transfer of \$500,000 in the Airports Improvement and Development Fund from Reserves to provide budget for General Consulting Services.

SUMMARY: The Consulting Agreement (R2005-0319) with CH2M Hill, Inc. for general airport planning and design was approved on February 15, 2005 in order to carry out the approved Capital Improvement Programs for the County's Airports. On February 7, 2006, the County entered into Amendment No. 1 (R2006-0194) to provide additional services. On May 16, 2006, the County entered into Amendment No. 2 (R2006-0841) to provide additional services. On October 17, 2006, the County entered into Amendment No. 3 (R2006-2207) to provide additional services. On February 6, 2007, the County entered into Amendment No. 4 (R2007-0138) to exercise the first one (1) year renewal option for the continuation of services provided under this Agreement. The services identified and negotiated in this Amendment No. 5 are as follows: Task I Services: EIS Planning Support, Land Use Plan for Airport Master Plans, Noise Report and Compatibility Overview, Property Acquisition Support, Concourses B and C Panel Repairs Construction Administration Services, Misc. Aviation Planning Support and Mass Appraisals; Task II Services – 2007 Annual Environmental Services, as well as various miscellaneous and administrative services, including staff extension, planning and engineering, construction administration, maintenance support and County permitting reviews. The fee for this Amendment is \$1,282,053. Certain tasks performed during the term of this Amendment will be eligible for state and federal grant participation. The proposed fee was verified in accordance with FAA Advisory Circular 150/5100-14C by use of an Independent Fee Analysis conducted by a neutral third party firm (The LPA Group, Inc.) for those tasks that are eligible for grant funding. The Disadvantaged Business Enterprise (DBE) goal is 25%. The DBE participation in Amendment No. 5 is 8.49%. The total DBE participation goal including all amendments is 24.55%. Countywide (JCM)

5. Staff recommends motion to approve:

A) Amendment No. 1 to the General Consulting Agreement with The LPA Group, Inc. for Consulting/Professional Services in the amount of \$343,033.50 for the continued performance of professional planning and design services related to the approved Palm Beach County Airports' Capital Improvement Program; and

B) Budget Transfer of \$343,034 in the Airports Restricted Assets Fund to provide budget for Consulting/Professional Services.

SUMMARY: The Consulting Agreement (R2006-2418) with The LPA Group, Inc. for general airport planning and design was approved on November 21, 2006 in order to carry out the approved Capital Improvement Programs for the County's Airports. The services identified and negotiated in this Amendment No. 1 are as follows: Fire Alarm System Improvements and Airfield Signage Improvements for Palm Beach International Airport (PBI); and Airfield Marking Improvements for PBI and North County General Aviation Airport (F45). The fee for this Amendment is \$343,033.50. The Disadvantage Business Enterprise (DBE) participation for Amendment No. 1 is 41.36%. Countywide (JCM)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

6. Staff recommends motion to receive and file: five (5) original Agreements for the Department of Airports:

A) North County General Aviation Airport Hangar Lease Agreement with Stanley Schneider, Hangar No. 11230-03, effective March 21, 2007;

B) North County General Aviation Airport Hangar Lease Agreement with Robert Thomas Valdivia, Hangar No. 11750-01, effective March 21, 2007;

C) North County General Aviation Airport Hangar Lease Agreement with Martin Vargas, Hangar No. 11730-13, effective March 27, 2007;

D) Airline-Airport Use and Lease Agreement with United Air Lines, Inc., effective October 1, 2006; and

E) Airline-Airport Use and Lease Agreement with WestJet, an Alberta Partnership, effective October 1, 2006.

SUMMARY: Delegation of authority for execution of the standard County agreements above was approved by the BCC in R2003-1047 and R2005-2444. Countywide (LMB)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve: granting authority to the County Administrator, or his designee, to enter into a revised Confidentiality Agreement with the Agency for Workforce Innovation (AWI), Labor Market Statistics Center, on behalf of the Board of County Commissioners during the term of the affordable and workforce housing study conducted by Clarion Associates in association with Dr. James C. Nicholas. **SUMMARY:** On July 11, 2006, the Board of County Commissioners approved a contract with Clarion Associates (R2006-1345), in association with Dr. James C. Nicholas, to provide professional and consulting services for the preparation and design of an affordable and workforce housing mitigation program for Palm Beach County. Clarion Associates requires access to Quarterly Census of Employment Wages (QCEW) for Palm Beach County in order to perform the contract Scope of Work. AWI will release confidential QCEW data to Palm Beach County for use by Clarion Associates with the signing of a Confidentiality Agreement. On February 6, 2007, the Board of County Commissioners approved the signing of a Confidentiality Agreement with the AWI (R2007-0139). However, AWI did not sign that Agreement. Instead, AWI decided to rewrite and restructure their standard Confidentiality Agreement meaning the BCC would have to execute the new Agreement. This agenda item requests that the BCC grant authority to the County Administrator, or his designee, to enter into the revised Confidentiality Agreement with AWI. Countywide (LB)

2. Staff recommends motion to approve: a Budget Transfer of \$1,420,000 in the Abacoa Impact Fee Account to recognize revenue received in FY 2007 and appropriate it to the Abacoa Impact Fee Account – Contributions to Other Governmental Agencies for payment to the Northern Palm Beach County Improvement District. **SUMMARY:** This Budget Transfer is necessary to appropriate revenue collected in FY 2007. This Transfer allows the County to remit road impact fees to the Northern Palm Beach County Improvement District for the construction of Indian Creek Parkway East and the Donald Ross Road project in accordance with an Impact Fee Agreement between Palm Beach County, Abacoa Development Company and the Northern Palm Beach County Improvement District. District 1 (LB)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (Cont'd)

3. Staff recommends motion to approve:

A) Budget Transfer of \$112,279 in the \$20 Million Sunshine 800 MHz Radio 2000 Debt Service Fund to the \$8.1 Million Sunshine Loan No. 9 2006 Debt Service Fund and the \$7.5 Million Sunshine Loan No. 7B 2006 Debt Service Fund for annual debt service payments;

B) Budget Amendment of \$10,354 in the \$8.1 Million Sunshine Loan No. 9 2006 Debt Service Fund to recognize the transfer from the \$20 Million Sunshine 800 MHz Radio 2000 Debt Service Fund for the payment of interest and recurring costs; and

C) Budget Amendment of \$101,925 in the \$7.5 Million Sunshine Loan No. 7B 2006 Debt Service Fund to recognize the transfer from the \$20 Million Sunshine 800 MHz Radio 2000 Debt Service Fund for interest payments.

SUMMARY: The \$8.1 Million Sunshine Loan No. 9 2006 and the \$7.5 Million Sunshine Loan No. 7B 2006 were approved in the fall of 2006 and their debt service budgets are being amended to set up additional interest and recurring costs for FY 2007. Countywide (PFK)

4. Staff recommends motion to approve:

A) Budget Amendment of \$14,981 in the \$50 Million General Obligation Bonds, Series 1994 Debt Service Fund to record interest, other revenues and adjustments in balance brought forward and transfer these funds to the \$45.625 Million General Obligation Refunding Bonds, Series 1998 Debt Service Fund; and

B) Budget Amendment of \$66,953 in the \$45.625 Million General Obligation Refunding Bonds, Series 1998 Debt Service Fund to record the transfer from the \$50 Million General Obligation Bonds, Series 1994 Debt Service Fund and reserves for future debt service payments.

SUMMARY: The 1998 General Obligation Refunding Bonds refunded a portion of the original issue of 1994 General Obligation Bonds. These budget amendments transfer the remaining funds in the 1994 General Obligation Debt Service Fund to the Debt Service Fund for the 1998 Refunding Bonds for future debt service payments. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (Cont'd)

5. Staff recommends motion to approve:

A) Budget Transfer of \$5,479,323 in the \$133.9 Million Revenue Bonds, Series 2005 Scripps Capital Fund to transfer reserves for future debt service to the \$133.9 Million Revenue Bonds, Series 2005 Scripps Debt Service Fund;

B) Budget Amendment of \$5,479,323 in the \$133.9 Million Revenue Bonds, Series 2005 Scripps Debt Service Fund to record reserves for future debt service payments;

C) Budget Transfer of \$326,236 in the \$34.6 Million Bond Anticipation Note, Series 2004B Scripps/Mecca Land to transfer reserves for future debt service to the \$38.8 Million Revenue Bonds, Series 2004 Scripps/Mecca Debt Service Fund;

D) Budget Transfer of \$60,953 in the \$38.8 Million Revenue Bonds, Series 2004 Scripps/Mecca Land Acquisition Fund to transfer reserves for future construction to the \$38.8 Million Revenue Bonds, Series 2004 Scripps/Mecca Debt Service Fund;

E) Budget Amendment of \$387,189 in the \$38.8 Million Revenue Bonds, Series 2004 Scripps/Mecca Debt Service Funds to record reserves for future debt service payments;

F) Budget Transfer of \$407,767 in the \$22.3 Million Taxable Revenue Bonds, Series 2004C Scripps/Mecca Land Acquisition Fund to transfer reserves for future debt service payments to the \$24.3 Million Taxable Revenue Bonds, Series 2004 Debt Service Fund;

G) Budget Transfer of \$14,616 in the \$24.3 Million Taxable Revenue Bonds, Series 2004 Taxable Scripps/Mecca Land Acquisition Fund to transfer reserves for future construction to the \$24.3 Million Taxable Revenue Bonds, Series 2004 Scripps/Mecca Land Debt Service Fund; and

H) Budget Amendment of \$422,383 in the \$24.3 Million Taxable Revenue Bonds, Series 2004 Land Acquisition Debt Service Fund to record transfers from the 2004 Taxable Revenue Bonds Land Acquisition and Debt Service Funds.

SUMMARY: The above budget transfers and amendments are needed to transfer interest earnings on proceeds from revenue bonds and bond anticipation notes for the Scripps facilities and the purchase of Scripps/Mecca land. Under the terms of the agreements, the interest earnings belong to the County and were set up in reserves for future debt service payments. These earning will be used to pay debt service for the bonds in FY 2008. Countywide (PFK)

6. Staff recommends motion to approve: Budget Transfer of \$4,594,981 in the \$7.965 Million Sunshine Pool No. 10 - 2006 Environmentally Sensitive Lands (RV Holding) Debt Service Fund to establish budget for the repayment of a portion of the Sunshine Pool Loan. **SUMMARY:** On April 10, 2007, the Board approved a Budget Amendment in the \$7.965 Million Sunshine Pool No. 10 - 2006 Environmentally Sensitive Lands (RV Holding) Debt Service Fund recognizing a transfer from the \$75 Million Land Conservation 2001 Bond Fund as a result of the sale of Ag Reserve land to the Solid Waste Authority. This Transfer establishes budget for the repayment of the principal portion of the Sunshine Pool loan for the RV Holding property. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to approve:** JOC Work Order No. 07-080 with H.A. Contracting Corp. (R2005-0541) in the amount of \$29,367.53 to provide additional interior renovations at the Morikami Museum in Delray Beach. **SUMMARY:** The work consists of additional work required to complete post-hurricane interior renovations/repairs required after replacement of the roof: repair water damaged wood ceiling arch inside the main lobby (previous scope approved included: replace above ceiling insulation; replace ceiling tiles; drywall repair/replacement; painting; etc.). The SBE goals are 15%. The SBE participation in this Work Order is 0%. When the participation for this Work Order is added to H.A.'s total participation-to-date, the resulting values are 31.8%. This Work Order is being sent for Board approval since the total project cost exceeds \$200,000 (the original Work Order No. 07-075 for \$186,185.37 was approved by the Contract Review Committee (CRC) on March 21, 2007). The total construction duration is 60 days. This work will comply with all applicable local, state, and federal codes and regulations. (FD&O Admin) Countywide/District 5 (JM)

2. **Staff recommends motion to approve:** Work Order No. 07-004 with Siemens Building Technologies, Inc. (R2006-2103) in the amount of \$226,875 to provide an upgrade of the existing control panels to the Siemens Apogee Building Automation System in the Judicial Center Building. **SUMMARY:** The work consists of replacing the existing hardware within the 15 control panels, programming upgrades, and the training needed to use the system. The SBE goals for the annual HVAC contracts are 15%. The SBE participation in this Work Order is 0%. Work Orders issued-to-date for all eight (8) annual HVAC contracts include a combined SBE participation of 37.2%. The construction duration for this work is 180 days. (FD&O Admin) District 7 (JM)

3. **Staff recommends motion to approve:** Supplement No. 4 to Consultant Services Authorization (CSA) No. 1 to Contract with LBFH, Inc. (R2003-1898) in the amount of \$126,448 to provide additional engineering services associated with the Moroso Park (f/k/a Light Harbor Marina) site improvements. **SUMMARY:** Supplement No. 4 will include final engineering design for construction document preparation and complete construction administration services for the development of a new park providing public boat access to the intracoastal waterway in Riviera Beach. These services are required to complete the design and effectively administer all construction activities. LBFH, Inc. will provide SBE participation of 16.0% for this Authorization. When combined with all previous authorizations, the cumulative SBE participation is 44.6%, exceeding the 15% goal. (Capital Improvements Division) District 7 (JM)

4. **Staff recommends motion to approve:**
 - A) Budget Transfer of \$800,000 in the \$25M GO 05 Parks & Cultural Improvements Bond Fund from West Delray/Boynton District Park to South County Regional Park Environmental Center; and

 - B) Contract with Brang Construction, Inc. of Florida for the Daggerwing Nature Center addition in the amount of \$2,397,000.

SUMMARY: This Contract provides for the construction of a 4,914 square foot addition to the Daggerwing Nature Center located within South County Regional Park. The project scope includes exhibits for the new addition. This Budget Transfer is recommended using funding previously allocated to West Delray/Boynton District Park from the \$25M GO 05 Parks & Cultural Improvements Bond, and will provide the necessary funding to award this Contract. The contract time is 238 calendar days to substantial completion. The SBE goal is 15%. Brang's bid includes participation at 15.12%. (Capital Improvements Division) District 5 (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to approve: a First Amendment to the Agreement (R2002-2062) with the Town of Jupiter (Town), allowing for interoperable communications through the countywide common groups of the County's 800 MHz Radio System. **SUMMARY:** The Agreement which provides the terms and conditions under which the Town can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications will expire on November 19, 2007. The Agreement provides for three (3) - five (5) year renewals that require approval by both parties. The Town has approved a renewal to extend the term of the Agreement until November 19, 2012. The renewal now requires Board approval. The terms of the Agreement are standard and have been offered to all municipalities and local branches of federal agencies with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Town is required to pay all costs associated with subscriber units and to comply with the established operating procedures for the System. The Agreement may be terminated by either party, with or without cause. (FDO/ESS) Countywide (JM)

6. Staff recommends motion to approve: First Amendment to Lease Agreement (R2006-1267) with S&S Enterprises, Inc., a Florida corporation, for space on the Sierra Square Plaza's entrance sign on Indiantown Road in Jupiter. **SUMMARY:** On July 11, 2006, the County entered into a Lease Agreement with S&S Enterprises, Inc. for 1,246 square feet of office space in the Sierra Square Plaza located at 9250-9270 Indiantown Road in western Jupiter. Palm Beach Sheriff's Office (PBSO) would like to identify this new substation by displaying its name on the Plaza's entrance sign. This First Amendment will provide for space on the sign which will become part of the Lease Premises. S&S Enterprises, Inc. will pay the costs of producing and installing the sign. The annual rent rate is increased by \$480 (\$40/mo). (PREM) District 1 (HJF)

7. Staff recommends motion to approve: a Utility Easement Agreement in favor of Florida Power & Light Company (FPL) for underground electrical services to the 1916 Courthouse in West Palm Beach. **SUMMARY:** The County is currently restoring the 1916 Courthouse located at the corner of 3rd Street and N. Dixie Highway. FPL requires an easement for installation of underground electrical services and a transformer. The easement area is 14.5' x 12.5' (181.25 sf) and is located along the northern property line (3rd Street). The easement is non-exclusive and is being granted to FPL at no charge, as it will provide electrical service to County-owned facilities. (PREM) District 7 (JMB)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. Staff recommends motion to receive and file:

A) a Bill of Sale from New Cingular Wireless PCS, LLC (R96-972D) for the tower site located at 7800 Forest Hill Boulevard in Greenacres; and

B) a Bill of Sale from New Cingular Wireless PCS, LLC (R96-1077D) for the tower site located at 8130 North Jog Road in West Palm Beach.

SUMMARY: In 1996, the County entered into a Communication Tower Joint Use Agreement with AT&T, pursuant to which AT&T constructed a 400 foot free-standing tower on County-owned land at 7800 Forest Hill Boulevard and has since been operating the tower site. Also in 1996, the County entered into a Communication Tower Joint Use Agreement with BellSouth pursuant to which BellSouth constructed a clock tower and equipment building on County-owned land at 8130 North Jog Road and has since been operating the tower site. Both Agreements provided that after ten (10) years, the companies would convey their interests in the towers and appurtenances to the County. AT&T and BellSouth have been acquired by New Cingular Wireless PCS, LLC, the current tenant under both Agreements. The Bills of Sale convey New Cingular Wireless, PCS, LLC's ownership interest in the towers to the County. New Cingular Wireless, PCS, LLC will continue to maintain the towers and equipment building. (PREM) District 6 (HJF)

9. Staff recommends motion to approve: Change Order No. 3 to the Contract with The Weitz Company (R2006-0345) in the amount of \$4,034,027 for Construction Management Services for Phase II work at the Judicial Center Parking Garage. **SUMMARY:** Change Order No. 3 will provide for the Phase II construction of two (2) additional parking levels to the existing parking deck. Phase I work currently underway includes additional footings and shear walls to meet the current wind load requirements of the Florida Building Code. The SBE goal is 15%. Currently, The Weitz Company has obtained 14.4% and is actively pursuing the 15% SBE participation goal for the project. The duration of this work is 176 days to completion. The overall project is scheduled for completion in late January 2008. (Capital Improvements Division) District 7 (JM)

3. CONSENT AGENDA APPROVAL

I. HOUSING & COMMUNITY DEVELOPMENT

1. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2006-1348) with the Housing Partnership, Inc., to: A) extend the expiration date from June 30, 2007 to December 31, 2007; B) increase the amount funded under the Agreement by \$50,930, from \$2,400,000 to \$2,450,930 in Community Development Block Grant (CDBG) funds; and C) modify the scope of the project by adding certain services to be delivered by the Housing Partnership, Inc. **SUMMARY:** The Agreement provided the Housing Partnership, Inc. (the Partnership) \$2,400,000 in funding to purchase approximately 7.29 acres of land located on Davis Road just south of Melaleuca Lane in unincorporated Palm Beach County. At the closing, the property was leased back to the South County Foundation for Mental Health, Inc., to allow them and their clients to continue occupancy of the property until they could all be relocated. All of the prior South County Foundation residents have been relocated to suitable facilities. This Amendment will provide an additional six (6) months to the term of the Agreement to allow the County to identify an appropriate entity to receive title to the property. The proposed budget increase makes funds available to compensate the Partnership for services provided and costs incurred during the holding period. The modification in the scope of the project incorporates the expanded role of the Partnership during the holding period. These are Federal funds that require no local match. District 3 (TKF)

K. WATER UTILITIES

1. Staff recommends motion to approve: Change Order No. 1 to the Contract with Sheltra & Sons, Inc. (R2006-1121) for the Northern Region Pipeline Extension Project decreasing the contract price by \$105,477 and providing a 45-day time extension. **SUMMARY:** On June 20, 2006, the Board approved a Contract with Sheltra & Sons Construction Company, Inc. in the amount of \$2,233,000 for construction of the Northern Region Pipeline Extension Project (R2006-1121). Change Order No. 1 will authorize the Contractor to construct new culvert crossings and remove an existing collapsed culvert; delete unused project allowance funds; and delete portions of the water and force mains to be constructed by others. The Contractor has requested a 45-day time extension to compensate for time lost due to high water present on the site and for delays associated with providing water for pipeline testing. There have been no other change orders issued for this project. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15.00% overall. This Change Order includes zero SBE participation. This contractor's cumulative SBE participation, including this Change Order, is 16.45% overall. Even though the original contract had no SBE participation, the Contractor utilized a SBE supplier and exceeded the goal. (WUD Project No. 05-018) District 6 (JM)
2. Staff recommends motion to approve: Work Authorization No. 2 to the Water Utilities Department Continuing Construction Contract with Foster Marine Contractors, Inc. (R2006-2732) for construction of the West Atlantic Avenue Reclaimed Water Pipeline Project in the amount of \$750,982.31. **SUMMARY:** On December 19, 2006, the Board approved the Water Utilities Department Continuing Construction Contract with Foster Marine Contractors, Inc. (R2006-2732). This Work Authorization is necessary to expand the County's reclaimed water piping network. Approximately 3,500 feet of 20-inch diameter reclaimed water main will be constructed along Atlantic Avenue from Florida's Turnpike west to Lyons Road. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Foster Marine Contractors, Inc. provides for SBE participation of 14.98% overall. This Authorization includes 15.00% overall participation. The cumulative SBE participation, including this Work Authorization is 15.00% overall. (WUD Project No. 06-196) District 5 (JM)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. **Staff recommends motion to approve:** Change Order No. 4 to the Contract with Ricman International, Inc. (R2006-1005) for the LaMancha Avenue Pipeline Extension Project increasing the contract price by \$5,173.80 and providing a 47-day time extension. **SUMMARY:** On June 6, 2006, the Board approved a contract with Ricman International, Inc. in the amount of \$5,562,797.15 for construction of various sizes of water and force mains and related appurtenances along LaMancha Avenue and Okeechobee Boulevard. Change Order No. 4 will authorize the Contractor to install a catch basin along LaMancha Avenue; install a tapping sleeve and valve along the force main; provide materials for a future canal crossing; remove a sidewalk ramp along Okeechobee Blvd; and delete unused contract allowance funds. The Contractor has requested a 47-day time extension for delays associated with differing site conditions, utility conflicts, inclement weather, and coordination with BellSouth and Florida Power and Light. Total change orders to date, excluding the \$1,560,334.19 sales tax recovery program change order, equal \$396,555.22 (7.1%). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15.00% overall. This Change Order includes zero SBE participation. The contractor's cumulative SBE participation, including this Change Order, is 19.09% overall. (WUD Project No. 04-125B) District 6 (JM)

4. **Staff recommends motion to approve:** Local Government Agreement No. 4600000734 with the South Florida Water Management District (SFWMD) providing grant funding for construction of the Lake Region Water Treatment Plant (LRWTP) in an amount not-to-exceed \$4,000,000. **SUMMARY:** The SFWMD is providing grant funding that has been appropriated through the State of Florida General Appropriations Act for Fiscal Year 2006-2007 (Chapter 2006-25, Laws of Florida) in the amount of \$4,000,000 for the LRWTP. These funds will be used to construct multiple components of the LRWTP. The SFWMD grant will be applied toward construction costs associated with the raw water and potable water transmission pipelines being constructed by GlobeTec (R-2006-1949). Matching funds totaling \$4,000,000 will be applied to treatment plant equipment being installed/constructed by the Poole & Kent Company (R2005-1928 and R2006-2313). Construction activities funded under this grant are scheduled to be completed by June 30, 2008. These grant funds will be used to reduce the net cost of the LRWTP for the cities of Belle Glade, Pahokee and South Bay. (WUD Project No. 03-169) District 6 (MJ)

5. **Staff recommends motion to approve:** Consultant Services Authorization No. 17 to the Contract with Jordan, Jones & Goulding, Inc., (R2005-0775) for the Southern Region Water Reclamation Facility (SRWRF) Phase 1 Odor Abatement Project in the amount of \$420,000. **SUMMARY:** This Authorization with Jordan, Jones & Goulding, Inc. (JJG) provides engineering services for design, permitting and bidding of the SRWRF Phase 1 Odor Abatement Project. Studies have determined that the concentrated odors are emitted from select areas of the existing aeration treatment basins. This project will design infrastructure for covering and biofiltering the most odorous portion of the aeration basins to significantly reduce odors to surrounding communities. The Department is committed to develop a long-term odor control solution to minimize impact on area communities. The contract with JJG includes the Small Business Enterprise (SBE) participation goal of 27%, which exceeds the 15% goal established by the Palm Beach County Ordinance (No. 2002-064). This Consultant Services Authorization includes 19.78% overall participation. The consultant's cumulative SBE participation, including this Authorization, is 28.57% overall. (WUD Project No. 07-096) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

6. Staff recommends motion to approve: an Interlocal Agreement with the East Central Regional Wastewater Treatment Facilities (ECR) Operations Board for construction of the ECR Monitoring Wells No. 2 and No. 6 Replacement Project in the amount of \$65,000. **SUMMARY:** The City of West Palm Beach, on behalf of the ECR Operations Board, has made several attempts to solicit construction bids for replacing the wellheads for two (2) existing deep injection monitoring wells. All bids received exceeded the budget for this work. The County offered to include the ECR work as a separate line item in its Systemwide Wellfield Improvements Project. On August 9, 2006, three (3) construction bids were received for the project and costs associated with the ECR work were less than the budget amount. Under the terms of this Interlocal Agreement, the County agrees to oversee construction of these improvements in accordance with plans and specifications provided by the City of West Palm Beach. The ECR Operations Board agrees to reimburse the County for all costs associated with replacement of these two (2) monitoring wells. (WUD Project No. 05-041) Districts 2, 3 & 5 (MJ)

7. Staff recommends motion to approve:

A) Assignment of Sludge Disposal Services Agreement with the East Central Regional Wastewater Treatment Facilities (ECR) Operations Board; and

B) Consent to Assignment of Interlocal Government Agreement for Sludge Disposal Services with the ECR Operations Board and the Solid Waste Authority of Palm Beach County.

SUMMARY: The Solid Waste Authority of Palm Beach County (SWA) constructed a composting facility in 1992. Both the County (R92-1423D) and the ECR Operations Board entered into Participatory Agreements with SWA to purchase capacity at the facility. The County no longer needs its eight (8) composting beds. Under the terms of these Agreements, the County will transfer to the ECR Operations Board its rights, obligations, and interest in its 1992 Participatory Agreement with SWA, effective April 1, 2006. The ECR Operations Board agrees to accept the assignment and assumes the County's rights, obligations, and interest and shall be responsible for all costs and liabilities arising out of the County's 1992 Agreement after April 1, 2006. Districts 2, 3, 5 & 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

8. Staff recommends motion to receive and file: three (3) Standard Development Agreements and two (2) Standard Development Renewal Agreements complete with executed documents received during the months of February and March 2007:

Standard Development Agreement

- | | |
|--|--------------|
| A) Boynton Beach Associates XXII, LLLP | 05-01091-000 |
| B) Indian Trail, LLC | 05-90013-000 |
| C) Minto Communities, LLC | 13-01018-000 |

Standard Development Renewal Agreement

- | | |
|--|--------------|
| D) Ranch House Properties, Inc and C.H.S. Properties, Inc. | 01-01078-R00 |
| E) Bursico, LLC | 02-01045-R01 |

SUMMARY: The terms and conditions for Standard Development Agreements are outlined in the Water Utilities Department's Uniform Policies and Procedures Manual. The Board of County Commissioners delegated the authority to execute various types of Standard Development Agreements to the Department Director including potable water and wastewater agreements (R93-1619); reclaimed water agreements (R96-0228); and additional conditions for potable water, wastewater, and reclaimed water agreements (R2003-0539). After these agreements are executed by the developer and the Department, they must be recorded by the County Clerk's Office. This agenda item recommends the Board receive and file the agreements so they may be properly recorded. Countywide (SF)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to approve: the revised Management Plan for the Delray Oaks Natural Area. **SUMMARY:** The Delray Oaks Natural Area Management Plan was originally approved by the Board on June 17, 1997. The Management Plan was revised in 2006-2007 to include additional information regarding the history of the site and its biological resources, a chronology of significant events and activities occurring since the County's acquisition, improvements in management techniques, and other new information. The County continues to manage the Natural Area with the assistance of the City of Delray Beach. District 4 (SF)
2. Staff recommends motion to approve: the Donation to the Lake Worth Lagoon Environmental Defense Fund, Inc. (d/b/a LagoonKeepers.org), a 501(c)(3) non-profit corporation, of a 46 foot sailboat that was salvaged by the County after the 2004 hurricane season. **SUMMARY:** This donation will allow the LagoonKeepers.org to obtain title to the vessel, restore it with the assistance of local maritime schools, and sell the restored boat. The State procedure for disposing of abandoned vessels (Section 705.103, Florida Statutes), including conducting a public auction, has been followed. Because there were no buyers for the boat, the County can either donate the boat or send it to the landfill. District 7 (SF)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

3. Staff recommends motion to receive and file:

- A) \$37,500 Interlocal Agreement with the City of Belle Glade; (District 6)
- B) \$5,000 Interlocal Agreement with the City of Boynton Beach; (District 4)
- C) \$25,000 Interlocal Agreement with the City of Greenacres; (District 2)
- D) \$20,000 Interlocal Agreement with Indian Trail Improvement District; (Districts 1 & 6)
- E) \$12,500 Interlocal Agreement with the Town of Jupiter; (District 1)
- F) \$35,000 Interlocal Agreement with the Village of North Palm Beach; (District 1)
- G) \$50,000 Interlocal Agreement with the Northern Palm Beach County Improvement District; (District 6)
- H) \$50,000 Interlocal Agreement with the South Florida Water Management District; and (District 6)
- I) \$50,000 Interlocal Agreement with the City of West Palm Beach (District 2)

SUMMARY: The grant awardees were approved by the Board of County Commissioners on July 11, 2006 (Item 3L2) as part of the 2006 Public Lands Grant Program, which reimburses municipalities and other public entities for removal of invasive non-native vegetation. Delegations of authority for execution of these standard County contract(s), agreement(s) or grant(s) above were approved, pursuant to PPM No. CW-O-051, on February 25, 2003. Districts 1, 2, 4 & 6 (SF)

4. Staff recommends motion to:

A) adopt Resolution for Assistance through Florida Inland Navigation District (FIND) Waterways Assistance Program authorizing submission of a grant application requesting \$233,220 to cover a portion of the costs associated with dredging the interior sand trap at South Lake Worth Inlet, dredging the Boynton Boat Club Channel, and installation of two (2) channel marker buoys;

B) authorize the County Administrator or his designee to sign the project agreement, all future time extensions, task assignments, certifications and other forms associated with the project agreement, and necessary minor agreements that do not change the scope of work or terms and conditions of the agreement if the grant is approved; and

C) authorize the Director of the Department of Environmental Resources Management to serve as Liaison Agent with FIND for this project.

SUMMARY: This grant, if approved, will reimburse the County up to \$233,220 for costs associated with the project, which is 26% of the estimated total project cost of \$897,000. The deadline for spending the grant, should it be awarded, will be finalized in the grant documents, but is currently estimated to be April 2008. District 4 (SF)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to approve:

A) Agreement with the Historical Society of Palm Beach County, Inc. for the period May 1, 2007, through May 1, 2010, in an amount not-to-exceed \$579,175 for funding of the Palm Beach County History Museum Exhibits; and

B) Budget Transfer of \$579,175 within the \$25M GO Parks and Cultural Improvements Bond Fund - 2003 from Reserves-New Projects (\$545,338) and Old Courthouse Renovation (\$33,837) to Palm Beach County History Museum Exhibits.

SUMMARY: This Agreement provides funding for the construction of exhibits for the Palm Beach County History Museum to be located in the 1916 County Courthouse, which is currently being restored. Project elements include areas I – V of the Museum, i.e., the Entry Hall, Historical Society, The People, The Place, temporary exhibit cases, and general conditions, as listed in the October 16, 2006, cost estimate included in Exhibit A to the Agreement. Funding is from the 2002 \$50 Million Recreation and Cultural Facilities Bond referendum. Districts 2 & 7 (PFK)

2. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Palm Beach Gardens Community High School, in an amount not-to-exceed \$2,000 for the purchase of miscellaneous incentive items for the Gator Bait Incentive Program.

SUMMARY: This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 1 (AH)

3. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Forest Hill Community High School, in an amount not-to-exceed \$11,493 (District 2 - \$5,000, District 3 - \$5,000, and District 6 - \$1,493) for Environmental Field Academy field trips for 2006/2007. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. Districts 2, 3, & 6 (AH)

4. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Suncoast Community High School, in an amount not-to-exceed \$5,000 for band trip to London, England to participate in New Year's Parade. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 2 (AH)

5. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Royal Palm Beach High School, in an amount not-to-exceed \$1,000 for the purchase of uniforms and equipment for the Boys' Jr. Varsity and Varsity Soccer Program. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

6. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Cypress Trails Elementary School, in an amount not-to-exceed \$4,000 for the Physical Fitness through the Arts Program. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)
7. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Palm Beach Central High School, in an amount not-to-exceed \$5,000 for the purchase of uniforms and equipment for the Athletic Department. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)
8. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Seminole Ridge Community High School, in an amount not-to-exceed \$12,000 for the purchase of equipment/uniforms/supplies for athletic programs. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)
9. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Royal Palm Beach Elementary School, in an amount not-to-exceed \$4,000 for the After School Program. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)
10. Staff recommends motion to receive and file: original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project for Washington Elementary School Magnet Program, in an amount not-to-exceed \$6,000 for structured and enrichment activities. **SUMMARY:** This fully executed Request for Funding Form is for School Board RAP allocations made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 7 (AH)
11. Staff recommends motion to approve: Agreement with Delray Beach Arts, Inc. for the period May 1, 2007, through August 31, 2007, in an amount not-to-exceed \$5,000 for the 2007 Delray Beach Garlic Fest. **SUMMARY:** This funding is to help offset the cost of the 2007 Delray Beach Garlic Fest held on February 16 through February 18, 2007, at Old School Square in Delray Beach. The event attracted approximately 25,000 people. The Agreement allows for the reimbursement of eligible project costs incurred by Delray Beach Arts, Inc. subsequent to January 1, 2007. Funding is from the Recreation Assistance Program (RAP). District 7 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

12. Staff recommends motion to approve: Agreement with Young Men's Christian Association of South Palm Beach County, Inc. (YMCA) for the period May 1, 2007, through June 30, 2007, in an amount not-to-exceed \$10,000 for construction of a shade structure for The Friendship Place Boundless Playground at the Boca Raton Peter Blum Family Center. **SUMMARY:** This funding is to help offset costs for YMCA's purchase and installation of a shade structure at the Friendship Place Boundless Playground. The playground serves approximately 10,000 children annually. The Agreement allows for the reimbursement of eligible project costs incurred by YMCA subsequent to October 4, 2006. Funding is from the Recreation Assistance Program (RAP). District 4 (AH)

13. Staff recommends motion to approve: Agreement with the Village of North Palm Beach for the period May 1, 2007, through April 1, 2008, in an amount not-to-exceed \$50,000 for North Palm Beach Pool improvements. **SUMMARY:** This funding is to assist with costs being incurred by the Village of North Palm Beach for improvements being made to the North Palm Beach Pool. The pool serves approximately 15,000 to 20,000 users annually. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to March 1, 2007. Funding is from the Recreation Assistance Program (RAP). District 1 (AH)

14. Staff recommends motion to approve: Agreement with the Town of Lake Park for the period May 1, 2007, through June 19, 2007, in an amount not-to-exceed \$1,000 for the 2007 Dr. Martin Luther King, Jr. Celebration and Festival. **SUMMARY:** This funding is to help offset the cost of entertainment for the 2007 Dr. Martin Luther King, Jr. Celebration and Festival held by the Town of Lake Park on January 15, 2007. The event attracted approximately 1,500 participants. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to January 15, 2007. Funding is from the Recreation Assistance Program (RAP). District 7 (AH)

15. Staff recommends motion to approve: Agreement with the City of Delray Beach for the period May 1, 2007, through October 15, 2007, in an amount not-to-exceed \$12,500 for the 2007 Glory Awards Event. **SUMMARY:** This funding is to help offset the cost of the 2007 Glory Awards Event sponsored by the City of Delray Beach on May 4, 2007, at Old School Square. The Glory Awards Event promotes volunteerism, community involvement, and networking opportunities and is attended by approximately 375 participants. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to January 26, 2007. Funding is from the Recreation Assistance Program (RAP) District 4 (\$5,000) and District 7 (\$7,500). Districts 4 & 7 (AH)

16. Staff recommends motion to approve: Agreement with the Town of Lake Clarke Shores for the period May 1, 2007, through October 1, 2008, in an amount not-to-exceed \$20,000 for funding of 50th Anniversary events. **SUMMARY:** This funding is to help offset the cost of events sponsored by the Town of Lake Clarke Shores throughout 2007 and 2008 to provide community celebrations of the Town's 50th anniversary. The events are anticipated to be attended by approximately 3,000 people. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to September 6, 2006. Funding is from the Recreation Assistance Program. District 3 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

17. **Staff recommends motion to approve:** Agreement with Palm Beach County PAL, Incorporated for the period May 1, 2007, through November 1, 2007, in an amount not-to-exceed \$6,600 for the purchase of video/computer and gymnasium equipment for the Cabana Colony Youth Center. **SUMMARY:** This funding is to assist with costs incurred by Palm Beach County PAL, Incorporated for the purchase of video/computer and gymnasium equipment for the Cabana Colony Youth Center. The Cabana Colony Youth Center serves approximately 20-40 users per day. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to March 1, 2007. Funding is from the Recreation Assistance Program (RAP). District 1 (AH)
18. **Staff recommends motion to approve:** Agreement with the Palms West Chamber of Commerce, Inc. for the period May 1, 2007, through July 30, 2007, in an amount not-to-exceed \$5,000 for funding of Teen Night at Palms WestFest 2007. **SUMMARY:** This funding is to help offset the cost of the Teen Night at Palms WestFest event held on March 4, 2007. Approximately 12,000 teens participated in this event. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to October 1, 2006. Funding is from the Recreation Assistance Program. District 6 (AH)
19. **Staff recommends motion to approve:** Agreement with the Greater Lake Worth Chamber of Commerce, Inc. for the period May 1, 2007, through November 30, 2007, in an amount not-to-exceed \$24,000 for funding of the 2007 Tropic Fest. **SUMMARY:** This funding is to help offset the cost of the 2007 Tropic Fest event to be hosted by the Greater Lake Worth Chamber of Commerce, Inc. in conjunction with the City of Lake Worth at Bryant Park in Lake Worth on July 4, 2007. The event is anticipated to attract approximately 15,000 spectators. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to February 2, 2007. Funding is from the Recreation Assistance Program District 3 (\$20,000) and District 7 (\$4,000). Districts 3 & 7 (AH)
20. **Staff recommends motion to approve:** Agreement with Marine Industries Association of Palm Beach County, Inc. for the period May 1, 2007, through June 30, 2007, in an amount not-to-exceed \$2,000 for the 2006 Holiday Boat Parade. **SUMMARY:** This funding is to assist with costs incurred by the Marine Industries Association of Palm Beach County Inc. for the 2006 Holiday Boat Parade of the Palm Beaches, which was held on December 2, 2006. The parade featured 52 participants and over 10,000 spectators. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to June 1, 2006. Funding is from the Recreation Assistance Program (RAP). District 1 (AH)
21. **Staff recommends motion to approve:** Agreement with Children's Healthcare Charity, Inc. for the period May 1, 2007, through June 30, 2007, in an amount not-to-exceed \$5,000 for the 2007 Honda Classic Golf Tournament. **SUMMARY:** This funding is to assist with costs incurred by the Children's Healthcare Charity, Inc. for the 2007 Honda Classic Golf Tournament held from February 6, 2007, through March 4, 2007. The tournament attracted approximately 83,500 spectators and 144 professional golfers. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to May 1, 2006. Funding is from the Recreation Assistance Program (RAP). District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

22. Staff recommends motion to approve: Agreement with The LPGA Foundation, Inc. (LPGA) for the period May 1, 2007, through December 6, 2007, in an amount not-to-exceed \$17,000 for 2006 Jr. Golf Clinics and the 2007 Jameson Classic. **SUMMARY:** This funding is to help offset costs for expenses paid by LPGA for its 2006 Junior Golf clinics and for the 2007 Jameson Classic. The two (2) activities are anticipated to serve approximately 900 participants. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to August 1, 2006. Funding is from the Recreation Assistance Program (RAP) District 2 (\$7,000) and District 4 (\$10,000). Countywide (AH)
23. Staff recommends motion to approve: Agreement with Ruth Rales Jewish Family Service of South Palm Beach County, Incorporated for the period May 1, 2007, through January 15, 2009, in an amount not-to-exceed \$5,000 for the Diamond Club Senior Recreational Program. **SUMMARY:** This funding is to help offset the cost of the Diamond Club Senior Recreational Program at the Ruth Rales Jewish Family Service of South Palm Beach County (Ruth Rales). The Agreement allows for the reimbursement of eligible project costs incurred by Ruth Rales subsequent to March 1, 2007. Funding is from the Recreation Assistance Program. District 5 (AH)
24. Staff recommends motion to:
- A) ratify** the signature of the Chairperson of the Board of County Commissioners on a Waterways Assistance Program Grant Application, submitted to Florida Inland Navigation District (FIND) on March 27, 2007, requesting \$987,000 for the Moroso Waterway Park Development;
- B) adopt** Resolution for assistance under the FIND Waterways Assistance Program for grant funding for Moroso Waterway Park Development in the amount of \$987,000;
- C) authorize** the County Administrator or his designee to execute the funding Agreement, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement, if the grant is approved; and
- D) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with FIND for this project.
- SUMMARY:** This grant application requests up to \$987,000 from the FIND Waterways Assistance Program (WAP) for construction of Moroso Park (f/k/a Light Harbor Marina). This project includes 72 car/boat trailer parking spaces, 20 car parking spaces, three boat launching ramp lanes with four 59 foot long floating boarding docks, and 290 linear feet of staging docks within a boat launching basin located on the Intracoastal Waterway in the City of Riviera Beach. The project also includes a restroom building, viewing pavilion, site lighting, landscaping and related infrastructure. The total cost of the project is estimated at \$4,195,500. Since FIND's grant guidelines do not allow the cost of landscaping, irrigation, contingency fees, architectural fees or any pre-Agreement expenses to be included in the application, a cost estimate of \$3,127,615 is being used. The balance of the project will be funded by the 2004 \$50 Million Waterfront Access and Preservation General Obligation Bond Issue and if awarded a proposed \$500,000 Florida Fish & Wildlife 2007/2008 Florida Boating Improvement Program Grant. District 7 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

25. **Staff recommends motion to receive and file:** the executed Independent Contractor Agreements received during the month of March.

A) Cooperative Martial Arts, Inc., Martial Arts Program, Coconut Cove Recreation Center (COOP1090390307525400A);

B) Accellearn LLC, Technology Workshop, West Jupiter Recreation Center (ACCE1021170407523300A);

C) Ken Nemet, Master's Swim Team Coach, Lake Lytal Aquatic Center (NEME00010407530200J); and

D) 3D Diving, Inc., Competitive Diving Coach, North County Aquatic Center, (3DDI00010407530500E).

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a receive and file agenda item. The Independent Contractor Agreement(s) have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 02-2103 and 07-0409, and are now being submitted to the Board to receive and file. Countywide (AH)

26. **Staff recommends motion to approve:** a Professional Services Contract with Kiril Zahariev, in an amount not-to-exceed \$150,000, for one (1) year, with two (2) additional twelve (12) month renewal options, effective May 1, 2007, through April 30, 2008, for USA swimming coaching services at the North County Aquatic Complex.

SUMMARY: Recreation instructors and sports officials are exempt from the Purchasing Ordinance. Resolutions 94-422 and 2002-2103 granted Departmental authority to sign independent contractor agreements with recreation instructors and sports officials. Kiril Zahariev contracted with the County over the past three (3) years as a swim coach for the Jupiter Dragons Swim Team at the North County Aquatic Complex. The term of the contract coupled with the size of the program now exceeds the intent of authority originally delegated. Staff recommends the coaching services of Kiril Zahariev be extended through the use of a professional services contract. District 1 (AH)

27. **Staff recommends motion to approve:** Agreement with Inner City Youth Golfers' Incorporated (ICYG) for the period May 1, 2007, through June 30, 2008, in an amount not-to-exceed \$10,000 for operational expenses for the South County and Glades areas youth golf programs. **SUMMARY:** This funding is to help offset costs for ICGY's operational expenses for youth golf programs in the South County and Glades areas. The programs serve approximately 400 youth. The Agreement allows for the reimbursement of eligible project costs incurred subsequent to March 1, 2007. Funding is from the Recreation Assistance Program (RAP) – District 4. Districts 4 & 6 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

28. Staff recommends motion to approve: Budget Transfer of \$116,962 in Park Improvement Fund from the Payment in Lieu of Recreation reserve to Lawton Chiles Park Improvements (\$14,382), Bert Winters Park Improvements (\$7,704), Buttonwood Park Improvements (\$20,893), American Homes Park Improvements (\$12,036), Juno Park Improvements (\$6,371), Agricultural Reserve District Park (\$40,000), Westgate Recreation Center Splashpad (\$9,912), and West Jupiter Community Center Improvements (\$5,664). **SUMMARY:** This Budget Transfer establishes funding for eight (8) community and neighborhood park projects from reserves generated by the County's Unified Land Development Code (ULDC) Article 5, Parks and Recreation – Rules and Recreation Standards. Article 5 revenues originate from cash-outs from residential developments that are unable to provide homeowners onsite recreation areas. Revenues from this fund are to be used for the purpose of acquiring and/or developing land necessary to meet the need for neighborhood or community type recreational facilities created by the development. Staff recommends the Board approve the transfer of \$116,962 to the various park projects for equipment and park improvements. The eight (8) park projects listed in the budget transfer meet the requirements of ULDC Article 5. Countywide (AH)
29. Staff recommends motion to approve: Budget Transfer of \$250,000 in Park Improvement fund from New Project reserves to American Homes Park Improvements (\$200,000) and Agricultural Reserve District Park (\$50,000). **SUMMARY:** This transfer will provide necessary funding to complete park improvement projects currently underway at American Homes Park and Agricultural Reserve District Park (a/k/a Palm Beach Downs). Funding is from the Park Improvement Fund reserve. District 5 (AH)

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: Grant Agreement with Pioneer Growers Cooperative for an amount not-to-exceed \$148,021 for a new sweet corn packaging facility. **SUMMARY:** On August 15, 2006, the BCC approved grant funding to four (4) value adding agricultural projects, including Pioneer Growers Cooperative. This Grant Agreement requires Pioneer Growers Cooperative to create 25 full-time jobs and expenditures of \$4,802,051 in capital investment. District 6 (AH)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to approve:
- A)** the First Amendment to the Interlocal Agreement with the City of Delray Beach (R2005-2433), dated December 20, 2005 to extend the contract period from May 1, 2007 to September 30, 2007, and to increase the amount of the Agreement by an additional \$50,000; and
- B)** a Budget Transfer of \$50,000 in the Criminal Justice Reserve Fund.
- SUMMARY:** In FY 2006, the Board of County Commissioners (BCC) approved a contract with the City of Delray Beach to provide \$100,000 to support the Weed and Seed "seeding" efforts for the period October 1, 2005 to April 30, 2007. The Criminal Justice Commission (CJC) recommends the use of an additional \$50,000 from the Criminal Justice Reserve Fund for the continuation of "seeding" services and to extend the existing contract period to September 30, 2007. District 4 (DW)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (Cont'd)

2. DELETED

3. Staff recommends motion to approve:

A) an Interlocal Agreement with the City of West Palm Beach, a municipality located in Palm Beach County, for \$50,000 for the period April 1, 2007 to September 30, 2007 to support the City of West Palm Beach Weed and Seed, "seeding" efforts; and

B) a Budget Transfer of \$50,000 in the Criminal Justice Reserve Fund.

SUMMARY: The Criminal Justice Commission recommends the use of \$50,000 from the Criminal Justice Reserve Fund to enter into an Agreement for "seeding" services such as Safe Haven programming for youth and other community programs serving the West Palm Beach Weed and Seed site. District 7 (DW)

4. Staff recommends motion to approve:

A) an Interlocal Agreement in the amount of \$335,500 with the Palm Beach County Sheriffs Office (PBSO) as a partner to implement the law enforcement component of the Youth Violence Prevention Project;

B) a Budget Transfer of \$113,560 in the General Fund;

C) a Budget Transfer of \$221,940 in the Crime Prevention Trust Fund; and

D) a Budget Amendment of \$335,500 in the Sheriff's Grant Fund to establish budget for the project.

SUMMARY: On July 13, 2006, the BCC provided direction to the Criminal Justice Commission to develop a budget for the Youth Violence Prevention Project, including the commitment from local law enforcement jurisdictions to address the increase in violent crime. Strategies to reduce the incident of violent crime include: improving evidence collection methods by establishing countywide standards, increasing the number of multi-agency strategic operations, and acquiring innovative technologies to optimize criminal prosecutions. It is intended that the funding for this project be maintained for three (3) years. The Law Enforcement Planning Council, representing the Law Enforcement component of the Youth Violence Prevention Project, has approved the plan which includes: the purchase of equipment including ballistics identification software and license plate recognition cameras, employment of one (1) DNA Forensic Scientist to be utilized by the PBSO Crime Lab and Violent Crimes Task Force, and to allocate overtime for the Violent Crimes Task Force strategic operations. Although the DNA Forensic Scientist was approved, the funding for this position will be provided in a separate agreement and agenda item. Countywide (DW)

3. CONSENT AGENDA APPROVAL

R. HUMAN RESOURCES

1. Staff recommends motion to approve: Contract with NMS Management Services, Inc., to provide services for the County's drug testing program as a collection site for all safety-sensitive and pre-employment safety-sensitive employees, at an annual cost of \$41,450. **SUMMARY:** NMS Management Services, Inc. will provide Palm Beach County, as required under the Omnibus Transportation Employee Testing Act of 1991, screening to employees and applicants in safety-sensitive positions for drugs and alcohol. Services shall commence on May 1, 2007 for a term of one (1) year with an annual cost of \$41,450. Countywide (EC)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: Amendment No. 1 to a standard agreement with Raphael Z. Gilbert, DVM for veterinary services. This Amendment increases the total amount of compensation to an amount not-to-exceed \$30,000 for the period October 1, 2006, through September 30, 2007 for the Public Safety Department. **SUMMARY:** Because of the recent resignation of one (1) of the veterinarians at Animal Care and Control, additional services have been requested from the available contract veterinarians. This Amendment increases the total not-to-exceed compensation to \$30,000 from \$10,000. Resolution R2002-1985 authorizes the County Administrator or his designee to execute standard contracts with various Florida licensed veterinarians to provide needed part-time, relief and emergency "on-call" professional medical services for shelter animals. Countywide (DW)
2. Staff recommends motion to receive and file: one (1) original executed standard interlocal agreement, as approved by the Fort Lauderdale Urban Areas Security Initiative (UASI): Agreement with Town of Manalapan to provide \$125,000 for security enhancement at their Water Plant. **SUMMARY:** Resolution R2006-2669 authorizes the County Administrator or his designee to execute standard Urban Areas Security Initiative (UASI) sub-grant agreements with various governmental and private agencies on behalf of the Board of County Commissioners. Countywide (DW)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. DELETED
2. **Staff recommends motion to adopt:** a Resolution amending Resolution No. 2001-2241, effectively revising membership criteria for the Palm Tran Service Board (PTSB). **SUMMARY:** The Board of County Commissioners adopted Resolution No. R2001-2241 which created the Palm Tran Service Board (PTSB). The resolution has been further amended through the adoption of Resolution Nos. R2002-0485, which amended the manner which members are appointed to the PTSB; and R2003-1582, which removed the sunset date established for the PTSB in its entirety; and R2004-0949, which allowed for a citizen at-large position. This current Resolution will further amend the original Board Resolution by revising the PTSB membership criteria so as to allow one (1) member of the PTSB to be employed by a paratransit transportation provider providing service to Palm Beach County and further requiring that such member have extensive experience dealing with the consumers of paratransit transportation services in Palm Beach County. Countywide (DR)
3. **Staff recommends motion to approve:** a three (3) year Contract and two (2) one-year options to renew with WTC Backgrounds & Drug Testing, Inc. to provide professional medical consultation, specimen collection and laboratory and Medical Review Officer (MRO) services for Palm Tran's Drug Free Workplace Program in an amount not-to-exceed \$21,000 per year. **SUMMARY:** The contractor will provide, on an as needed basis, specimen collection, alcohol breath testing, specimen analysis, and MRO services. Unit pricing for the various services shall remain the same throughout the performance period of the Contract. Because this particular service is exempt from the Palm Beach County Purchasing Ordinance, Palm Tran staff performed all advertising and solicitation functions in accordance with sound procurement practices. Countywide (DR)
4. **Staff recommends motion to adopt:** a Resolution authorizing Palm Tran to file a Transportation Disadvantaged (TD) Trip and Equipment Grant Application in the estimated amount of \$2,274,399. **SUMMARY:** The State of Florida Commission for the Transportation Disadvantaged (CTD) annually makes funds available to Community Transportation Coordinators (CTCs) through the Transportation Disadvantaged Trip and Equipment Grant Program. The Grant cycle runs from July 1, 2007, through June 30, 2008. Palm Beach County has been allocated funds for FY 2007/2008: Trip and Equipment Grant - \$2,271,638; Total State Grant - \$2,044,474; Local Match - \$227,164; Voluntary Dollar Contributions - \$2,510; In-Kind Match for Voluntary Dollar - \$279; Total Grant - \$2,274,427. The local match has already been budgeted in Palm Tran's proposed FY 2007/2008 operating budget. Countywide (DR)
5. **Staff recommends motion to approve:** a task order type Contract with the University of South Florida, Center for Urban Transportation Research (CUTR) to provide professional/consultation services in the area of Intelligent Transportation Systems (ITS) in an amount not-to-exceed \$75,000 for the period April 11, 2007, through December 30, 2008. **SUMMARY:** CUTR will assist Palm Tran in defining and implementing a program of projects of Advanced Public Transportation Systems (APTS) technologies. In particular, the U.S. Highway One travel corridor through Palm Beach County will be analyzed and prepared for initial implementation of advanced technologies to benefit operational effectiveness and customer service. This project is 100% funded by Florida Department of Transportation (FDOT) grant. Countywide (DR)

3. CONSENT AGENDA APPROVAL

BB. SHERIFF

1. Staff recommends motion to:

A) accept a State of Florida, Division of Emergency Management award in the amount of \$32,445 for the Florida Law Enforcement Exchange (FLEX) Project for the period of July 1, 2006 through January 31, 2008; and

B) approve a Budget Amendment of \$32,445 in the Sheriff's Grants Fund.

SUMMARY: On March 21, 2007, the Palm Beach County Sheriff's Office (PBSO) received an award for the Florida Law Enforcement Exchange (FLEX) Project under the State Homeland Security Grant Program. This project is an extension of the Palm Beach County Sheriff's offices (PBSO) integration of local applications supporting countywide, regional and statewide data sharing. PBSO will streamline operational and intelligence focused systems in web-based architectures to be shared and extended as appropriate to users within the Sheriff's office, to municipal agencies, and within the Florida Department of Law Enforcement Region. These funds have been approved by State of Florida, Division of Emergency Management. There is no match requirement associated with this award. No additional positions are created, and no additional County funds are required. Countywide (DW)

2. Staff recommends motion to approve: a Budget Amendment of \$54,095 in the General Fund for law enforcement services provided through contractual agreements by the Palm Beach County Sheriff's Office to the Rivermill Homeowners Association.

SUMMARY: The Budget Amendment is requested to provide law enforcement services as prescribed within the existing contractual agreement between the Palm Beach County Sheriff's Office and the Rivermill Homeowners Association. The level of service to be provided includes one (1) Deputy Sheriff on Rivermill's property for forty hours (40) per week. As funding will be generated through the existing contractual agreements, no County funds are required. The contract period is March 1, 2007, through February 28, 2008, for a total contract price of \$92,734. Countywide (DW)

3. Staff recommends motion to:

A) accept a State of Florida, Division of Emergency Management award in the amount of \$5,500 for the Regional Planning Meeting for the period of January 1, 2006 through April 30, 2007; and

B) approve a Budget Amendment of \$5,500 in the Sheriff's Grants Fund.

SUMMARY: On March 6, 2007, the Palm Beach County Sheriff's Office (PBSO) received an award to hold the Regional Planning Meeting under the State Homeland Security Grant Program. The Regional Planning Meeting will be held at the Palm Beach County Convention Center. These funds have been approved by State of Florida, Division of Emergency Management. There is no match requirement associated with this award. No additional positions are created, and no additional County funds are required. Countywide (DW)

3. CONSENT AGENDA APPROVAL

BB. SHERIFF (Cont'd)

4. Staff recommends motion to:

A) accept the National Institute of Justice "DNA Capacity Enhancement Program" Cooperative Agreement in the amount of \$205,343 for the period of October 1, 2006 to September 30, 2007; and

B) approve a Budget Amendment of \$205,343 increasing the Sheriff's Grant Fund.

SUMMARY: The National Institute of Justice has awarded the Palm Beach County Sheriff's Office (PBSO) \$205,343 for the "DNA Capacity Enhancement Program". The objective of this program is to continue to increase the efficiency of the PBSO DNA Section through organization of crime scene stain evidence, the increase of bench space for conducting serological and DNA analysis, and to update PBSO's electronic data capture capabilities. There is no grant match required, no additional positions are created, and no County funds are required in FY2007. Countywide (DW)

5. Staff recommends motion to approve: the return of \$13,941.46 of Community Oriented Policing Services (COPS) in Schools Grant funds to the U.S. Department of Justice. **SUMMARY:** On April 16, 2002, the Board of County Commissioners (BCC) accepted the COPS in Schools Grant from the U.S. Department of Justice. The BCC approved the budget of \$293,364 for FY 2006; however, \$307,305.46 was drawn from the available grant funds. As the amount drawn down exceeds the FY 2006 budgeted amount by \$13,941.46, Palm Beach County Sheriff's Office is requesting the return of the excess grant funds to the U.S. Department of Justice. Countywide (DW)

6. Staff recommends motion to:

A) accept a Bureau of Justice Assistance (BJA) Bulletproof Vest Partnership Grant in the amount of \$27,821 for the period of October 1, 2006, through September 30, 2007 for the purchase of Bulletproof Vests; and

B) approve a Budget Amendment of \$27,821 in the Sheriff's Grants Fund.

SUMMARY: The Bureau of Justice Assistance (BJA) has made available funds for the purchase of Bulletproof Vests for law enforcement personnel. The Palm Beach County Sheriff's Office was awarded the amount of \$27,821 for the purchase of approximately fifty-two (52) National Institute of Justice approved vests. The vests will be purchased between October 1, 2006 and September 30, 2007. The required match in the amount of \$27,821 is being provided by the Palm Beach County Sheriff's Office and is included in the Sheriff's approved FY 2007 budget. Countywide (DW)

7. Staff recommends motion to approve: a Budget Transfer of \$129,283 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO) to expend FY 2004 residual program generated income (PGI). **SUMMARY:** On June 6, 2006, the Palm Beach County Board of County Commissioners accepted a Program Generated Income Agreement with the Florida Department of Law Enforcement. Under the terms of the Agreement, the PBSO is required to expend \$309,851 that was generated through the operation of the Multi-Agency Narcotics Unit program for the twenty-eight (28) purposes outlined in the Anti-Drug Abuse Act of 1998. The PGI, which is maintained within the State Law Enforcement Trust Fund (LETf), consists of \$309,851 from FY 2004. The award was not fully expended in FY 2006; the requested carry forward is \$129,283. The funds will be expended as outlined within the PGI report. The current State LETf balance is \$1,264,606. Approval of this request will reduce the State LETf balance to \$1,135,323. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Countywide (DW)

3. CONSENT AGENDA APPROVAL

BB. SHERIFF (Cont'd)

- 8. **Staff recommends motion to approve:** a Budget Transfer of \$73,352 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO) for donations to support or operate drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood or school resource officer programs of various non-profit organizations. **SUMMARY:** Florida Statute 932.7055 requires that no less than 15% of the LETf's previous year's revenues be used for the support or operation of drug abuse education, drug prevention, crime prevention, and safe neighborhood programs. The PBSO's FY 2007 estimated donation requirement is \$173,915. The funds are requested to aid qualified organizations that meet the requirements set forth in F.S. 932.7055. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The current State LETf balance is \$1,337,958. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$1,264,606. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective agency. No County funds are required. Countywide (DW)

<u>Organization</u>	<u>Amount</u>
Take Stock in Children, Inc.	\$50,000
Urban League of Palm Beach County	<u>\$23,352</u>
Total Amount of Donations	<u>\$73,352</u>

CC. SUPERVISOR OF ELECTIONS

- 1. **Staff recommends motion to approve:** Precinct boundary changes submitted by Dr. Arthur Anderson, Supervisor of Elections, as required by Section 101.001(1), Florida Statutes. **SUMMARY:** Precinct boundary changes as indicated. Countywide (LSJ)

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4. SPECIAL PRESENTATIONS – 9:30 A.M.

- A.** Proclamation declaring the month of May 2007 as “National Bike Month” in Palm Beach County. (Sponsored by Commissioner Koons)

- B.** Proclamation declaring the week of May 20 – 26, 2007 as “Emergency Medical Services Week” in Palm Beach County. (Sponsored by Commissioner Greene)

- C.** Proclamation declaring the week of May 6 – 12, 2007 as “National Goodwill Week” in Palm Beach County. (Sponsored by Commissioner McCarty)

- D.** Proclamation declaring the month of May 2007 as “Haitian Heritage Month” in Palm Beach County. (Sponsored by Commissioner Greene)

- E.** Proclamation declaring May 10, 2007 as “World Lupus Day” in Palm Beach County. (Sponsored by Commissioner McCarty)

- F.** Proclamation declaring the month of May 2007 as “Clean Air Month” in Palm Beach County. (Sponsored by Commissioner Koons)

- G.** Proclamation declaring the week of May 14 – 18, 2007 as “Dolphin Conservation Week” in Palm Beach County. (Sponsored by Commissioner Marcus)

- H.** Proclamation declaring the week of May 6 – 12, 2007 as “Correctional Officers and Employees Week” in Palm Beach County. (Sponsored by Commissioner Newell)

- I.** Proclamation declaring the month of May 2007 as “Mental Health Month” in Palm Beach County. (Sponsored by Commissioner Marcus)

- J.** Proclamation recognizing the first graduating class of the G-Star School of the Arts for Motion Pictures and Broadcasting”. (Sponsored by Commissioner Aaronson)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to receive and file: the Semi-Annual report of the Fire Rescue Level of Service Committee. **SUMMARY:** The County and all the cities agreed on a three (3) year voluntary implementation process for all providers to comply with the Level of Service standard by October 1, 2007. Of the thirty-nine (39) agencies, all but seven (7) agencies have been determined to be in compliance. Countywide (SB)

2. Staff recommends motion to approve on preliminary reading and to advertise for public hearing on May 15, 2007 at 9:30 A.M.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, granting an exemption from certain ad valorem taxation to encourage economic development in the County for Florida Turbine Technologies, Inc., an expansion of an existing business; providing for a finding that requirements have been met; providing for the amount of revenue available from ad valorem tax sources for the current fiscal year; providing for the amount of revenue lost by virtue of the economic development ad valorem tax exemptions currently in effect; providing for the estimated revenue lost attributable to the exemption granted to Florida Turbine Technologies, Inc.; providing for the period of time for which the exemption will remain in effect and the expiration date of the exemption; providing for annual reporting requirement; providing for applicability; providing for inclusion in the Code of Laws and Ordinances; providing for severability; providing for repeal of laws in conflict; and providing for an effective date. **SUMMARY:** The Economic Development Ad Valorem Tax Exemption Ordinance for Florida Turbine Technologies, Inc. will grant an ad valorem tax exemption for 100% of the assessed value of all qualifying tangible personal property acquired and added improvements to real property for four (4) years, excluding land. The Property Appraiser certified Florida Turbine Technologies, Inc. as an expansion of an existing business and estimated that \$26,153 in expansion revenues would be lost during the current fiscal year. The approximate revenue lost over four (4) years would be \$104,612. However, the actual revenue lost in the years 2007-2010 may differ because the millage rate and the Property Appraiser's value of the improvement may vary. The applicant requested an exemption for ten (10) years, which is the maximum period permitted under the program. The applicant qualifies for an exemption for five (5) year based upon a formula of jobs created and salaries paid. Staff recommends an exemption for four (4) years. The estimate of assessed taxable value on the tax roll is identified as \$5,159,958 for improvements to real property and \$950,545 for personal property, but the estimate of actual tax dollars lost to the County, if the exemption is granted, is \$26,153 for the year 2007. Countywide (DW)

3. Staff recommends motion to receive and file: Report from United Way of Palm Beach County regarding the success of the Prosperity Campaign for financial stability. **SUMMARY:** United Way staff plan to make a brief presentation on the success of the Prosperity Campaign which was initiated in 2003. During this period, the United Way of Palm Beach County has partnered with the Board of County Commissioners, the Quantum Foundation, the Knight Foundation, the Internal Revenue Service and other community agencies in supporting the Prosperity Campaign. Each year has been a great success generating income tax refunds in excess of forty-five million dollars (\$45 million) from the I.R.S., with an additional community impact of twenty-five million dollars (\$25 million). This year the Palm Beach County Prosperity Campaign was recognized by United Way of America as one (1) of its grand prize winners (out of 229 programs who submitted applications) in its National Best Practices Program and is being used as the model program for other communities wishing to implement their own program. Countywide (DN)

5. REGULAR AGENDA

B. CLERK & COMPTROLLER

1. Staff recommends motion to receive and file: Presentation of the Palm Beach County Comprehensive Annual Financial Report (CAFR) for fiscal year ending September 30, 2006. **SUMMARY:** The Clerk & Comptroller's Office will provide a year-end financial review based on the Palm Beach County Comprehensive Annual Financial Report (CAFR) for 2006. Countywide (PFK)

C. COMMUNITY SERVICES

1. Staff recommends motion to adopt: a Resolution establishing a Homeless Advisory Board. **SUMMARY:** On December 5, 2006, the Board of County Commissioners conceptually approved the establishment of a Homeless Advisory Board. The impetus for developing this Board stems from the federal mandate that communities implement plans to end homelessness. The Homeless Advisory Board would serve as liaison to the BCC as well as facilitate coordination of a vision and adoption of the Ten Year Strategic Plan to End Homelessness. The purpose of developing a Homeless Advisory Board is to achieve consensus on dealing with this multi-faceted and complex issue in regards to homelessness in Palm Beach County. Additionally, the Board will be accountable for tracking and reporting the progress in achieving the goals and objectives outlined in the Strategic Plan. The Advisory Board will consist of sixteen (16) core members to include ten (10) elected officials from both county and city municipalities, judicial, law enforcement; and six (6) members to include Palm Beach County Health Department Director, United Way of Palm Beach County Chief Executive Officer, Health Care District Chief Executive Director, Children's Services Council Chief Executive Officer; Florida Department of Children and Families District Administrator, and Emergency Shelter Grant Advisory Board Chairperson or Board Member. There will be sixteen (16) community and business member seats, which shall be filled by individuals nominated by a majority vote of individuals in core member seats. The sixteen (16) community and business partners include: seven (7) business representatives; three (3) private foundation representatives; two (2) formerly homeless representatives; one (1) faith-based community representative; one (1) philanthropist; one (1) Housing Authority representative; and one (1) hospital executive officer. The Division of Human Services will provide staff support to this Board. (Human Services) Countywide (TKF)

D. COUNTY ATTORNEY

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending the County Administrative Code by amending Section 305.07 regarding payment to delegate agencies. **SUMMARY:** The proposed Resolution amends the County Administrative Code by updating policies on payments to delegate agencies. Countywide (TKF)

5. REGULAR AGENDA

E. PALM TRAN

1. **Staff recommends motion to approve:** Staff's recommendation not to renew the Subcontracted Transportation Provider Service Agreement (STP) with the State of Florida Commission for the Transportation Disadvantaged (CTD) to provide the Medicaid Non Emergency Transportation Program in Palm Beach County. **SUMMARY:** The BCC, on January 11, 2005, approved Palm Tran entering into a contract with the State of Florida Commission for the Transportation Disadvantaged (CTD) for the administration and provision of non-emergency transportation services to eligible Medicaid beneficiaries in Palm Beach County. There have been two (2) amendments that have extended the contract's expiration date to June 30, 2007. When Palm Tran agreed to provide this service, we were not experiencing the phenomenal transportation growth we are now experiencing. We are now having problems keeping up with the overall demand of this program and it's beginning to adversely impact the level of service we are able to provide for our other Palm Tran Connection programs. For cost and operational efficiency reasons, we believe Plan Tran would be better off eliminating this program by allowing these trips to be provided by another State selected vendor. Countywide (DR)

F. PUBLIC AFFAIRS

1. **Staff requests Board direction:** regarding the planning and implementation of events and activities to occur during the Centennial Year, beginning January 1, 2009 to December 31, 2009. **SUMMARY:** A draft plan has been proposed based on input from the Public Affairs staff and the Centennial Committee members. This plan is a suggestion of what could be done. The Board of County Commissioners, with advice from the Committee, may choose to implement the entire plan or select individual components. Countywide (SF)

G. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to:**
 - A) **accept** a Special Warranty Deed from the Town of Haverhill conveying approximately 24 acres of land on Belvedere Road; and
 - B) **request** Board direction regarding proposed uses for the property.

SUMMARY: In 2003, the Town of Haverhill acquired a 210' strip of land extending from Belvedere Road to Southern Boulevard as a condition of approval of the Johnson P.U.D. at the S.W. corner of Belvedere and Jog Roads. This property was planned for a neighborhood linear park in the Haverhill Area Neighborhood Plan. The property lies outside the municipal boundaries of the Town of Haverhill, but within the Town's annexation area. The Town wishes to avoid the obligation to develop the Park and has requested that the County accept title to the property. The property has had all density removed and transferred to the Johnson P.U.D., which is being developed by D.R. Horton as the Terracina Subdivision. In addition, the property is subject to a Conservation Easement in favor of the County which prohibits development and requires the property to remain in its natural state. While the property could be used for a natural area and/or a lineal passive park, neither ERM nor Parks and Recreation desire to assume responsibility for development and maintenance of the Property. Commissioner Santamaria has suggested that this property could be used for development of workforce housing. Development of this property will present challenges due to its configuration and the policy issues associated with releasing the Conservation Easement and utilizing Transfer of Development Rights to replace the residential density. The property could also be used for alternative active recreation uses, such as paint ball fields and archery courses through Concession Agreements which would provide maintenance and security of the property while meeting a public need. Staff requires direction from the Board as to which uses the Board desires staff to investigate. (PREM) District 6 (HJF)

5. REGULAR AGENDA

H. AIRPORTS

1. Staff recommends motion to:

A) approve the Retail Concessions Request for Proposals (RFP), including the Draft Concession Agreement (Agreement) for Palm Beach International Airport (PBIA); and

B) authorize staff to modify the RFP, including the Agreement, based on the mandatory pre-proposal meeting and negotiations with the selected proposer.

SUMMARY: Staff recommends a RFP process to select the most qualified concession company to develop and manage retail concessions at PBIA. Retail concessions at the airport involve sales of gift items, clothing, magazines, newspapers, travel items, etc. The Department of Airports will conduct a mandatory pre-proposal meeting to answer questions pertaining to the RFP. Based on proposer input, staff may modify the RFP documents. All attendees will be formally noticed of any changes. The BCC and County Administrator will be notified by letter of any significant changes. Based on written proposals and oral presentations a Selection Committee will evaluate and rank proposals based on predetermined criteria listed in the RFP: retail concept development, company background and experience, financial projections, Disadvantaged Business Enterprise (DBE) participation, management plan, and planned capital investments. To qualify, a proposer must have at least five (5) years of retail experience in an airport comparable to PBIA in passenger volume. After selection, the Agreement will be returned to the BCC for final review and approval. Countywide (LMB)

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6. BOARD APPOINTMENTS

A. **ADMINISTRATION**
(Florida Atlantic Research & Development Authority)

1. **Staff recommends motion to approve:** appointment of one (1) individual to the Florida Atlantic Research & Development, effective May 1, 2007, through April 19, 2010:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Michael I. Daszkal	3	Resident of PBC	Comm. Koons Comm. McCarty Comm. Greene Comm. Aaronson

SUMMARY: Per Ordinance No. 85-32, the Florida Atlantic Research & Development Authority is composed of seven (7) members, of which three (3) are appointed at-large by the Board of County Commissioners (BCC); three (3) are appointed by Broward County; and the President of Florida Atlantic University or his designee is a permanent member. Mr. Daszkal has expressed an interest in completing the term of Mr. A.E. "Bud" Osborne, who has resigned. A memo dated April 4, 2007 was circulated to the BCC notifying them of the vacancy. Countywide (DW)

B. **FIRE RESCUE**
(Fire Code Board of Appeals and Adjustments)

1. **Staff recommends motion to approve:** the reappointment of two (2) members to the Fire Code Board of Appeals and Adjustments for a three (3) year term, beginning on May 18, 2007, through May 17, 2010:

<u>Nominee</u>	<u>Category</u>	<u>Seat No.</u>	<u>Nominated By</u>
Mike Carsillo	Municipal Fire Representative	2	Comm. Koons Comm. Greene Comm. Marcus Comm. Aaronson
Lorraine Kasper	Citizen	9	Comm. Koons Comm. Greene Comm. Marcus Comm. McCarty Comm. Aaronson

SUMMARY: The Fire Code Board of Appeals and Adjustments is maintained in accordance with the Palm Beach County Local Amendments to the Florida Fire Prevention Code (Ordinance 2004-073). On March 1, 2007, a memo was distributed to the Commissioners requesting nominations to this nine (9) member board (At-Large). This Board is appointed by the Board of County Commissioners and members serve three (3) year terms, with no limit on the number of terms an individual may serve. Countywide (SB)

6. BOARD APPOINTMENTS

C. COOPERATIVE EXTENSION SERVICE
(Agricultural Enhancement Council)

1. Staff recommends motion to approve:

A) appointment of one (1) new member to Seat 6 of the Agricultural Enhancement Council for the term of April 22, 2007 to April 21, 2010:

<u>Name</u>	<u>Category</u>	<u>Seat Number</u>
Matthew Miller	PBC Cooperative Extension Service	Seat 6

B) reappointment of eight (8) members to Seats 1, 2, 3, 4, 5, 7, and 9 of the Agricultural Enhancement Council for the term of April 22, 2007 to April 21, 2010:

<u>Name</u>	<u>Category</u>	<u>Seat Number</u>
Glenn Whitworth	Rangeline Coalition	Seat 1
Lewanna Caruso	PBC Farm Bureau	Seat 2
Mark Sodders	Sugar Cane Industry	Seat 3
Don Rice	Farm Credit of South Florida	Seat 4
William Churchill	Wholesale Growers, PBC Ch FNGLA	Seat 5
Burton Ashton	PBC Cooperative Extension Service	Seat 7
Daniel Coffman	PBC Horse Industry Council	Seat 9

SUMMARY: Based on Resolution No. 94-1760, nine (9) agricultural related entities were requested to nominate one (1) member each to the Agricultural Enhancement Council (AEC). Eight (8) nominations are being submitted at this time with Seat 8 vacant at this time. Countywide (AH)

D. COMMISSION DISTRICT APPOINTMENTS

MAY 1, 2007

7. MATTERS BY THE PUBLIC – 2:00 P.M.

MAY 1, 2007

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

MAY 1, 2007

9. COMMISSIONER COMMENTS

A. District 1 - COMMISSIONER KAREN T. MARCUS

B. District 2 - COMMISSIONER JEFF KOONS, VICE CHAIR

C. District 3 - COMMISSIONER WARREN H. NEWELL

D. District 4 - COMMISSIONER MARY MCCARTY

E. District 5 - COMMISSIONER BURT AARONSON

Proclamation of the Board of County Commissioners of Palm Beach County, Florida welcoming Ambassador Mahmud Ali Durrani of Pakistan to Palm Beach County.

F. District 6 - COMMISSIONER JESS R. SANTAMARIA

G. District 7 - COMMISSIONER ADDIE L. GREENE, CHAIRPERSON

Proclamation declaring the month of May 2007 as "Juror Appreciation Month" in Palm Beach County.

10. ADJOURNMENT

"If a person decides to appeal any decision made by this Commission with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

MAY 1, 2007

<u>PAGE</u>	<u>ITEM</u>	
7	3A-3	<u>DELETED:</u> Staff recommends motion to approve: an Agreement with Bryan Boysaw & Associates.. (Further staff review) (Administration)
12	3C-19	<u>REVISED TITLE & SUMMARY:</u> Staff recommends motion to approve: <u>A)</u> a \$1,798,641.75 Contract with Ranger Construction Industries, Inc. (Ranger), the lowest responsive, responsible bidder, for the construction of Prosperity Farms Road from Lone Pine Road to Carib Circle (Project); <u>and</u> <u>B)</u> a Budget Transfer of \$464,291 in the <u>Transportation Improvement Fund from Sweep Reserves to Prosperity Farms Road from Lone Pine Road to Carib Circle.</u> SUMMARY: The Contract .. The SBE participation committed for the project by Ranger is 45.27% <u>15.28%</u> . (Engineering)
22	3I-1	<u>REVISED SUMMARY:</u> The Agreement...This Amendment will provide an additional six (6) months to the term of the Agreement to allow <u>for the demolition of the existing facilities to occur prior to conveyance to the Community Land Trust.</u> the County to identify an appropriate entity to receive title to the property. (HCD)
33	3Q-1	<u>DELETED:</u> Staff recommends motion to approve: A) the First Amendment to the Interlocal Agreement with the City of Delray Beach... (Further staff review) (CJC)
39	3BB-8	<u>DELETED:</u> Staff recommends motion to approve: a Budget Transfer of \$73,352 from the Law Enforcement Trust Fund (LETF) to the Palm Beach County Sheriff's Office (PBSO)... (Further staff review) (PBSO)
40	4K	<u>ADD-ON:</u> Proclamation declaring the week of May 19 – 26, 2007 as "Safe Boating Week" in Palm Beach County. (Sponsored by Commissioner Santamaria)
40	4L	<u>ADD-ON:</u> Proclamation declaring the week of May 6 – 12, 2007 as "Nurses Week" in Palm Beach County. (Sponsored by Commissioner Santamaria)
40	4M	<u>ADD-ON:</u> Certification of Appreciation to Gail Nelson in recognition of dedicated service to Palm Beach County as a member of the Artificial Reef and Estuarine Enhancement Committee since 1988. (Sponsored by Commissioner Newell)
42	5B-1	<u>TIME CERTAIN – 10:30A.M.:</u> Staff recommends motion to receive and file: Presentation of the Palm Beach County Comprehensive Annual Financial Report (CAFR) for fiscal year ending September 30, 2006. (Clerk & Comptroller)

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the preliminary addition/deletion sheet distributed to the Board the prior day are noted with an asterisk (*).