

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

OCTOBER 2, 2012

<u>PAGE</u>	<u>ITEM</u>	
7	2C-10	<u>DELETED:</u> Proclamation declaring November 2012 as “Veteran’s Month” in Palm Beach County. (Sponsored by Commissioner Abrams)
7	2C-12	<u>ADD-ON:</u> Proclamation declaring October 2012 as “National Arts and Humanities Month” in Palm Beach County. (Sponsored by Commissioner Vana)
7	2C-13	<u>ADD-ON:</u> Proclamation declaring November 2012 as “Veteran’s Appreciation Month” in Palm Beach County. (Sponsored by Commissioner Aaronson)
7	2C-14	<u>ADD-ON:</u> Proclamation declaring November 2012 as “Alzheimer’s Disease Awareness Month” in Palm Beach County. (Sponsored by Commissioner Abrams)
7	2C-15	<u>ADD-ON:</u> Proclamation declaring October 2012 as “Breast Cancer Awareness Month” in Palm Beach County. (Sponsored by Commissioner Burdick)

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

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

OCTOBER 2, 2012

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

**COMMISSION
CHAMBERS**

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

- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
 - C. Special Presentations (Page 7)

- 3. CONSENT AGENDA (Pages 8 - 31)**

- 4. REGULAR AGENDA (Pages 32 - 35)**
TIME CERTAIN 1:30 P.M. (Executive Session/Closed) (McEaddy) (Page 33)

- 5. BOARD APPOINTMENTS (Page 36)**

- 6. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 37)**

- 7. STAFF COMMENTS (Page 38)**

- 8. COMMISSIONER COMMENTS (Page 39)**

- 9. ADJOURNMENT (Page 39)**

TABLE OF CONTENTS

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 7

- 2C-1 Certificate of Appreciation to Vivian D'Angio
- 2C-2 Welcoming to the Foreign Trade Commissioners from the Western Hemisphere and Europe
- 2C-3 Presentation by the Florida Green Building Coalition
- 2C-4 National Childhood Nutrition Day
- 2C-5 German-American Day
- 2C-6 Lights on Afterschool Day
- 2C-7 White Cane Awareness Day and Blindness Awareness Month
- 2C-8 Hunger and Homelessness Awareness Week
- 2C-9 Palm Beach County Diabetes Week
- 2C-10 Veteran's Month
- 2C-11 Joey Bergsma Retinoblastoma Awareness Month

CONSENT AGENDA

A. ADMINISTRATION

Page 8

- 3A-1 Golf Tournament Agreement with Trump International Golf Club, the Paradies Shops Foundation, Glades Healthcare Foundation and the Michelle McGann Fund for one day charitable golf tournament

B. CLERK & COMPTROLLER

Page 8

- 3B-1 Warrant list
- 3B-2 Minutes: None
- 3B-3 Contracts and claims settlements list

C. ENGINEERING & PUBLIC WORKS

Page 8

- 3C-1 Deleted
- 3C-2 Renewal of the construction materials testing, geotechnical engineering and inspection annual agreements with three (3) firms

Page 9

- 3C-3 Supplemental Agreement No. 2 with Last Devenport, Inc. relative to the Lyons Road project
- 3C-4 County Incentive Grant Program Agreement with FDOT relative to intersection improvements at Military Trail and Northlake Boulevard
- 3C-5 Sovereignty Submerged Lands Easement from State of Florida required for improvements to Central Boulevard bridge over C-18 Canal

D. COUNTY ATTORNEY

Page 9

- 3D-1 Official Transcript for closing of bonds relative to Hanley Center project

Page 10

- 3D-2 Amendment No. 2 with Bryant Miller Olive P.A. for bond counsel and related legal services
- 3D-3 Amendment No. 2 with Greenspoon Marder P.A. for bond counsel and related legal services
- 3D-4 Amendment No. 2 with Nabors Giblin & Nickerson P.A. for disclosure counsel and related legal services

E. COMMUNITY SERVICES

Page 11

- 3E-1 Amendments with several agencies related to services to the homeless at the Lewis Center
- 3E-2 Modification No. 1 to the Low Income Home Energy Assistance Program with the Florida Department of Economic Opportunity

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

E. COMMUNITY SERVICES (Cont'd)

Page 12

- 3E-3 Amendments to four (4) contracts under the Ryan White Part A HIV Health Support Services Program
- 3E-4 Contract for the Adult Care Food Program with Florida Department of Elder Affairs

F. AIRPORTS

Page 13

- 3F-1 Federal Aviation Administration Grant Agreement for restroom renovations at PBIA
- 3F-2 First Amendment to Automated Retail Vending Concession Agreement with NewZoom at PBIA
- 3F-3 Law Enforcement Officer Reimbursement Program Agreement with Transportation Security Administration at PBIA

Page 14

- 3F-4 Amendment No. 7 with Ricondo & Associates for professional planning and design services for projects in the Airports Capital Improvement Plan

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET - None

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 15

- 3H-1 Amendment No. 1 to annual minor construction contracts with 10 firms
- 3H-2 Amendment No. 1 with Trillium Construction, Inc. for construction management services related to pool repairs at Calypso Bay Water Park

Page 16

- 3H-3 Declaration of Easement in favor of WUD for a fiber optic communications cable servicing CROC and WTP No. 2
- 3H-4 Lease Agreement with Delray Beach Playhouse for operation of the theatrical playhouse in Lake Ida Park East
- 3H-5 Sovereignty Submerged Lands Lease Renewal with State of Florida for submerged lands at Juno Beach Park

Page 17

- 3H-6 Sovereignty Submerged Lands Lease Renewal with State of Florida for submerged lands at DuBois Park
- 3H-7 Second option to extend Concessionaire Service Agreement with Tennis Insights, Inc. for concession building in South County Regional Park
- 3H-8 Fourth option to extend Lease Agreement with FL Department of Education for continued space (Don's Coffee Spot) in Judicial Center

Page 18

- 3H-9 CSA No. 17 with Colomé & Associates for architectural/engineering services related to renovations to the Jupiter Branch Library
- 3H-10 Amendment No. 14 with Hedrick Brothers Construction for construction management services related to the Main Detention Center and PBSO Headquarters electrical infrastructure and emergency power systems

I. ECONOMIC SUSTAINABILITY

Page 19

- 3I-1 Thirteen Agreements under the FY 2012/2013 Community Development Block Grant Program

Page 20

- 3I-2 Thirteen Agreements under the FY 2012/2013 Emergency Shelter Grant Program

J. PLANNING, ZONING & BUILDING - None

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

K. WATER UTILITIES

Page 21

- 3K-1 CSA No. 17 with Globaltech, Inc. for the Lake Clarke Shores Rechlorination Facility
- 3K-2 Contract with Hinterland Group, Inc. for the Wastewater Life Station Rehabilitation project
- 3K-3 Contract with Hinterland Group, Inc. for the Glades Utility Authority's Strategic Wastewater Infrastructure Project Sewer Collection – City of Belle Glade

L. ENVIRONMENTAL RESOURCES MANAGEMENT - None

M. PARKS & RECREATION

Page 22

- 3M-1 Resolution authorizing extension of Lease Agreement with Northern Palm Beach Chamber of Commerce, Inc. for office space on the west side of Burt Reynolds Park
- 3M-2 Receive and file Florida Department of Environmental Protection Recreational Trails Program FY 2011-2012 Project Agreement for Okeeheelee Park South

N. LIBRARY - None

P. COOPERATIVE EXTENSION SERVICE - None

Q. CRIMINAL JUSTICE COMMISSION

Page 23

- 3Q-1 Agreement to reinstate and extend Interlocal Agreement with Office of the Public Defender relative to the Ex-Offender Reentry Program
- 3Q-2 Grant Adjustment Notice from U.S. Department of Justice to extend the FY 2010 Second Chance Act Grant relative to ex-offender reintegration services
- 3Q-3 FY 2012 Second Chance Act Demonstration Program Grant award to fund Ex-Offender Reentry Program

R. HUMAN RESOURCES - None

S. FIRE RESCUE

Page 24

- 3S-1 Third Amendment to Professional Services Agreement with Hope Health and Wellness, Inc. for fire department physician and related services

T. HEALTH DEPARTMENT - None

U. INFORMATION SYSTEMS SERVICES

Page 24

- 3U-1 Agreement with Workforce Alliance, Inc. to connect to County's Regional Network and lease backup space in County Data Center

V. METROPOLITAN PLANNING ORGANIZATION - None

W. PUBLIC AFFAIRS - None

X. PUBLIC SAFETY

Page 25

- 3X-1 Contract with Florida Council Against Sexual Violence providing for sexual battery recovery services

Y. PURCHASING - None

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

Z. RISK MANAGEMENT

Page 25

3Z-1 Purchase of airport liability insurance through Arthur J. Gallagher & Company

AA. PALM TRAN

Page 25

3AA-1 Agreement with Cen-West Communities, Inc. for provision of transportation service (Routes 91 and 92) to residents of Century Village Boca Raton

Page 26

3AA-2 Contract with Center for Urban Transportation Research for a Palm Tran bus system assessment in the Glades service area

3AA-2 Contract with Center for Urban Transportation Research for bus schedule analysis

BB. INTERNAL AUDITOR

Page 26

3BB-1 Audit Recommendation Follow-Up Report (period ending March 31, 2012)

CC. SHERIFF

Page 27

3CC-1 Grant Modification to FY 2009 State Homeland Security Grant

3CC-2 Grant Adjustment Notice to South Florida High Intensity Drug Trafficking Area FY 2011 Domestic Marijuana Eradication/Violent Crime & Drug Trafficking Organization Grant

Page 28

3CC-3 Budget Transfer from Law Enforcement Trust Fund to various crime/drug prevention/education programs

3CC-4 Grant Adjustment Notice to Child Sexual Predator Program Grant

Page 29

3CC-5 Grant Adjustment Notice Smart FY 2010 Comprehensive Approaches to Sex Offender Management Grant

3CC-6 Grant Modification from TSA regarding homeland security enforcement at PBIA

DD. SUPERVISOR OF ELECTIONS

Page 29

3DD-1 Certificate Regarding Matching Funds relative to SOE Federal Election Activities Grant

EE. WESTGATE/BELVEDERE HOMES COMMUNITY REDEVELOPMENT AGENCY

Page 30

3EE-1 Loan to Westgate/Belvedere Homes CRA to meet debt service payment

Page 31

3EE-2 Amendment No. 2 for infrastructure improvements in CRA which will benefit restoration of the Lake Worth Lagoon

REGULAR AGENDA

COUNTY ATTORNEY

Page 32

4A-1 Regulation of synthetic cannabinoid herbal incense and related substances Ordinance

ECONOMIC SUSTAINABILITY

Page 32

4B-1 Application of the YMCA of South Palm Beach County for the issuance of \$10M Industrial Development Revenue Bond

TABLE OF CONTENTS

REGULAR AGENDA CONTINUED

COOPERATIVE EXTENSION SERVICE

Page 33

4C-1 Fertilizer Ordinance

FACILITIES DEVELOPMENT & OPERATIONS

Page 33

4D-1 Jail Expansion Program II Status Report

ADMINISTRATION

Page 33

4E-1 Executive Session – **TIME CERTAIN 1:30 P.M.** (CLOSED SESSION)

RISK MANAGEMENT

Page 34

4F-1 Contract with United Healthcare Services to provide dental insurance

Page 35

4F-2 First option to renew Administrative Services Only Agreement with CIGNA Health & Life Insurance Company for claims administration for County's self-funded health insurance plans

BOARD APPOINTMENTS (Page 36)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 37)

STAFF COMMENTS (Page 38)

COMMISSIONER COMMENTS (Page 39)

ADJOURNMENT (Page 39)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Certificate of Appreciation to Vivian D’Angio. (Sponsored by Commissioner Vana)
2. Proclamation welcoming the Foreign Trade Commissioners from the Western Hemisphere and Europe. (Sponsored by Commissioner Abrams)
3. Presentation by the Florida Green Building Coalition recognizing Palm Beach County for attaining Silver Level Certification as a Green Local Government. (ERM)
4. Proclamation declaring October 16, 2012 as “National Childhood Nutrition Day” in Palm Beach County. (Sponsored by Commissioner Marcus)
5. Proclamation declaring October 6, 2012 as “German-American Day” in Palm Beach County. (Sponsored by Commissioner Burdick)
6. Proclamation declaring October 18, 2012 as “Lights on Afterschool Day” in Palm Beach County. (Sponsored by Commissioner Vana)
7. Proclamation declaring October 15, 2012 as “White Cane Awareness Day” and October 2012 as “Blindness Awareness Month” in Palm Beach County. (Sponsored by Commissioner Marcus)
8. Proclamation declaring November 10 – 18, 2012 as “Hunger and Homelessness Awareness Week” in Palm Beach County. (Sponsored by Commissioner Taylor)
9. Proclamation declaring November 10 – 18, 2012 as “Palm Beach County Diabetes Week.” (Sponsored by Commissioner Aaronson)
10. ~~**DELETED:** Proclamation declaring November 2012 as “Veteran’s Month” in Palm Beach County. (Sponsored by Commissioner Abrams)~~
11. Proclamation declaring November 2012 as “Joey Bergsma Retinoblastoma Awareness Month” in Palm Beach County. (Sponsored by Commissioner Taylor)
12. **ADD-ON:** Proclamation declaring October 2012 as “National Arts and Humanities Month” in Palm Beach County. (Sponsored by Commissioner Vana)
13. **ADD-ON:** Proclamation declaring November 2012 as “Veteran’s Appreciation Month” in Palm Beach County. (Sponsored by Commissioner Aaronson)
14. **ADD-ON:** Proclamation declaring November 2012 as “Alzheimer’s Disease Awareness Month” in Palm Beach County. (Sponsored by Commissioner Abrams)
15. **ADD-ON:** Proclamation declaring October 2012 as “Breast Cancer Awareness Month” in Palm Beach County. (Sponsored by Commissioner Burdick)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. Staff recommends motion to approve: Golf Tournament Agreement with Trump International Golf Club, L.C. and the Paradies Shops Foundation, Inc., in cooperation with Glades Healthcare Foundation, Inc. and the Michelle McGann Fund for a one (1) day charitable golf tournament to be held on November 2, 2012. **SUMMARY:** The Development Site Lease Agreement with the Trump International Golf Club, L.C. (Trump), approved September 3, 1996 (R96-1277D), allows use of the golf course during the months of May through October for the County to host either a single two-day, or two one-day charitable golf tournament(s). The Golf Tournament Agreement provides for the Trump International Golf Club to be available exclusively for the tournament to be held on November 2, 2012. Proceeds from the golf tournament will benefit the Michelle McGann Fund (including charitable organizations designated by Michelle McGann Fund). Countywide (AH)

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: None
3. Staff recommends motion to approve: Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **DELETED**
2. Staff recommends motion to approve: the renewal of the Construction Materials Testing, Geotechnical Engineering and Inspection Annual Agreements with Ardaman & Associates, Inc., (Ardaman), whose original agreement was dated November 1, 2011, R2011-1682; Nodarse & Associates, Inc., A Terracon Company, (Nodarse), whose original agreement was dated November 1, 2011, R2011-1683; and Nutting Engineers of Florida, Inc., (Nutting), whose original agreement was dated October 18, 2011, R2011-1556. **SUMMARY:** Approval of these renewal agreements will extend the required professional services for one (1) year, on a work task order basis. The renewal agreements with Ardaman and Nodarse will continue for the period from November 1, 2012 through October 31, 2013. The renewal agreement with Nutting will continue for the period from October 18, 2012 through October 17, 2013. These are the first renewals of two possible one year renewals contemplated in the original agreements. Ardaman and Nodarse both have offices in Palm Beach County, but are not certified Small Business Enterprises (SBE). Nutting is a Palm Beach County company and is a certified SBE. Countywide (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. **Staff recommends motion to approve:** Supplemental Agreement No. 2 (Agreement) to project agreement 2011602 in the amount of \$153,092.08 with Last Devenport, Inc. (LDI), for professional services for the Lyons Road from south of Norte Lago to south of Glades Road project (Project). **SUMMARY:** Approval of this Agreement will provide the professional services necessary for the preparation of design plans and construction bid documents for the Project. LDI is a Palm Beach County company and is a certified Small Business Enterprise (SBE). The SBE goal for the Project is 15%. The SBE participation committed for this Project by LDI is 100%. District 5 (MRE)

4. **Staff recommends motion to:**
 - A) adopt** a Resolution to approve the County Incentive Grant Program (CIGP) Agreement with the State of Florida Department of Transportation (FDOT) in the amount of \$100,000 for the design of intersection improvements at Military Trail and Northlake Boulevard (Project); and

 - B) approve** a Budget Amendment of \$100,000 in the Road Impact Fee Fund – Zone 1 to recognize a CIGP agreement with FDOT and appropriate it to the Project.

SUMMARY: Approval of this CIGP agreement will allow Palm Beach County (County) to receive a grant of up to \$100,000 (50/50 matching funds) for the Project whose current estimated design cost is \$200,000. The County will be responsible for all costs above this grant amount. District 1 (MRE)

5. **Staff recommends motion to approve:** a Sovereignty Submerged Lands Easement (Easement) from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida required for improvements to Central Boulevard Bridge over the C-18 Canal in Jupiter. **SUMMARY:** Approval of this Easement will allow Palm Beach County to access and use the submerged lands located within the South Florida Water Management District's Right-of-Way of the C-18 Canal in order to reconstruct a portion of the Central Boulevard Bridge. District 1 (MRE)

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** the official Transcript for the closing of the Palm Beach County, Florida \$10,420,000 Aggregate Principal Amount Amended and Restated Variable Rate Demand Revenue Bonds (Hanley Center Project) Series 2006 (the "Bonds"). **SUMMARY:** The official Transcript for the Bonds has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY (Cont'd)

2. **Staff recommends motion to approve:** Amendment No. 2 to the Agreement (R2010-1219) as amended by R2012-0306, with the law firm of Bryant Miller Olive P.A. (“Attorney”), to provide bond counsel and related legal services for the not to exceed \$75 Million County Water Utility Series 2006A Refunding (the “Bonds”). **SUMMARY:** The Attorney was selected as bond counsel for the Bonds by the County Financing Committee at the August 23, 2012 meeting. This Amendment No. 2 confirms that selection by amending the existing Agreement for bond counsel and related services between Palm Beach County and the Attorney. Payment for the legal services in connection with the bond issuance will be as provided for in the Agreement. Countywide (PFK)

3. **Staff recommends motion to approve:** Amendment No. 2 to the Agreement (R2010-1220), as amended by R2011-0863 and assigned by R2012-0039, to the law firm of Greenspoon Marder, P.A. (“Attorney”), to provide bond counsel and related legal services for the estimated \$10 Million financing of Capital Improvement Revenue Bond, Series 2012A (Voice Over Internet Protocol System) (the “Bonds”). **SUMMARY:** The Attorney was selected as bond counsel for the above financing by the County Financing Committee at an August 23, 2012 meeting. This Amendment No. 2 confirms that selection by amending the existing Agreement for bond counsel and related services between Palm Beach County and the Attorney. Payment for the legal services in connection with the bond issuance will be as provided for in the Agreement. Countywide (PFK)

4. **Staff recommends motion to approve:** Amendment No. 2 to the Agreement (R2010-1221) as amended by R2011-0867, with the law firm of Nabors Giblin & Nickerson, P.A. (“Attorney”), to provide disclosure counsel and related legal services for the not to exceed \$75 Million County Water Utility Series 2006A Refunding (the “Bonds”). **SUMMARY:** The Attorney was selected as disclosure counsel for the above financings by the County Financing Committee at its August 23, 2012 meeting. This Amendment No. 2 confirms that selection by amending the existing Agreement for disclosure counsel and related services between Palm Beach County and the Attorney. Payment for the legal services in connection with the bond issuance will be as provided for the Agreement. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to approve:

A) Amendment No. 01 to Contract for Provision of Services with Gulfstream Goodwill Industries, Inc. (R2012-0612), for the period October 1, 2012, through September 30, 2013, in an amount not to exceed \$2,063,034, for engagement, interim housing and rapid re-housing services for homeless individuals; and

B) Amendment No. 02 to Contract for Provision of Services with Adopt-A-Family of the Palm Beaches, Inc. (R2012-0613), for the period October 1, 2012, through September 30, 2013, in an amount not to exceed \$1,431,087, for engagement, interim housing and rapid re-housing services to homeless families; and

C) Amendment No. 01 to Contract for Provision of Services with The Lord's Place, Inc. (R2012-0614), for the period October 1, 2012, through September 30, 2013, in an amount not to exceed \$344,668, for navigation and employment services to homeless individuals and families.

SUMMARY: The Senator Philip D. Lewis Center (Lewis Center) serves as the main point of access for homeless services in central Palm Beach County. Gulfstream Goodwill Industries, Inc. serves as the lead facility operator and provides individual housing placement; ongoing support and oversight of the on-site interim housing. Adopt-A-Family of the Palm Beaches, Inc. provides family engagement, housing placement and ongoing support; and The Lord's Place, Inc. provides navigation and employment services. The County's Homeless Outreach (HOT) teams and a Health Department staffed medical facility are also located on site. Sufficient funding is included in the current budget to meet County obligations. Employee Daniel Gibson of The Lord's Place serves on the Palm Beach County Homeless Advisory Board. This Board provides no regulation, oversight, management, or policy-setting recommendations regarding this contract. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. (Human Services) Countywide (TKF)

2. Staff recommends motion to:

A) ratify the signature of the Chair on Modification No. 01 to the State of Florida Department of Economic Opportunity Agreement No. 12EA-0F-10-60-01-023 (R2012-0880), for the period March 1, 2012, through March 31, 2013, increasing the grant amount by \$93,635 for a new amount not to exceed \$4,000,808, to provide energy payment assistance to low income families; and

B) approve Budget Amendment of \$93,635 in the Low Income Home Energy Assistance Program Fund contingent upon actual grant award.

SUMMARY: The State of Florida Department of Economic Opportunity awarded the Palm Beach County Community Action Program (CAP) carryover funds in the amount of \$93,635 making the total grant award amount \$4,000,808. These additional funds will enable CAP to provide assistance to approximately 13,500 low income households with energy bills and crisis assistance to prevent service disconnection or restore utility service. The emergency signature process was utilized because there was insufficient time to submit this application through the regular agenda process. No County match funds are required. (Community Action Program) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) Amendment No. 3 to Ryan White Part A HIV Health Support Services (Formula) with Compass, Inc. (R2012-0483), for the period March 1, 2012, through February 28, 2013, to add language to Article VII and increase funding for Food Bank/Home Delivered Meals by \$2,655 and Medical Transportation by \$2,655, for a new total contract amount not to exceed \$385,632; and

B) Amendment No. 3 to Ryan White Part A HIV Health Support Services (Formula) with Comprehensive AIDS Program of Palm Beach County, Inc. (R2012-0597), for the period March 1, 2012, through February 28, 2013, to add language to Article VII and increase funding for Medical Case Management by \$201,888 for a new total contract amount not-to-exceed \$1,650,616; and

C) Amendment No. 3 to Ryan White Part A HIV Health Support Services (Formula) with FoundCare, Inc. (R2012-0599), for the period March 1, 2012, through February 28, 2013, to increase funding for Substance Abuse Residential Services by \$15,000, Food Bank/Home Delivered Meals by \$16,312 and Medical Transportation by \$16,312 for a new total contract amount not-to-exceed \$586,498; and

D) Amendment No. 1 to Ryan White Part A HIV Health Support Services (Formula) with Palm Beach County Health Department (R2012-0820), for the period March 1, 2012, through February 28, 2013, to change the work plan and budget to incorporate incentives for clients for Early Intervention Services and decrease funding for Lab/Diagnostic by \$254,822 for a new total contract amount not-to-exceed \$1,632,269.

SUMMARY: These amendments are due to shifts in other HIV service funding and are necessary to ensure ongoing services are not interrupted due to lack of funding. The amendments are for services for HIV affected clients, including medical case management, medical care, food, medical transportation and substance abuse residential services. Funding of \$254,822 is a reallocation of dollars between the agencies. No County match funds are required. (Ryan White) Countywide (TKF)

4. Staff recommends motion to approve:

A) Standard Contract No. Y3119 for the Adult Care Food Program (ACFP) with the State of Florida Department of Elder Affairs (DoEA), for the period October 1, 2012, through September 30, 2013, in an amount not to exceed \$37,000, to provide meals and snacks to seniors; and

B) Downward Budget Amendment of \$45,835 in the DOSS Administration Fund to reconcile the budget to the actual grant award.

SUMMARY: The ACFP provides meal reimbursements to approved providers for servicing eligible adult participants. This contract allows Division of Senior Services to be reimbursed for meals and snacks served to eligible Adult Day Care clients age 60 and older. Services will be funded with \$37,000 in federal funds and \$27,714 in County funds. Sufficient funding is included in the budget to meet County obligations. The ACFP is a component of the federally funded Child and Adult Care Food Program, operated nationally by the United States Department of Agriculture and administered at the state level by DoEA. (DOSS) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to:

A) receive and file Federal Aviation Administration Grant Agreement Number 3-12-0085-056-2012 in the amount of \$139,609 for restroom renovations – design services at Palm Beach International Airport; and

B) approve a Budget Amendment of \$186,145 in the Airport's Improvement and Development Fund to provide for new capital expenditures; the receipt of \$139,609 of Grant funding from the FAA, and local funding of \$46,536 from Airport Reserves.

SUMMARY: Delegation of authority for execution of the above standard form Grant Agreement was approved by the Board of County Commissioners on October 3, 2006 (R2006-2086). Countywide (AH)

2. Staff recommends motion to approve: First Amendment to Automated Retail Vending Concession Agreement with NewZoom, Inc., d/b/a ZoomSystems (ZoomSystems), extending the term for two (2) additional years. **SUMMARY:** On October 6 2009, the Board approved an Automated Retail Vending Concession Agreement (Agreement) (R2009-1644) for the installation, operation and maintenance of automated retail vending machines at the Palm Beach International Airport (PBIA). The initial term of the Agreement was three (3) years with two (2) additional one-year options. This Amendment provides for the exercise of both options, which will extend the Agreement through September 30, 2014. Countywide (AH)

3. Staff recommends motion to:

A) receive and file Law Enforcement Officer (LEO) Reimbursement Program Agreement Number HSTS0212HSLR337 with the Transportation Security Administration (TSA) in the amount of \$360,758.70 for law enforcement services at Palm Beach International Airport; and

B) approve a Budget Amendment in the Airport's Operating Fund, for the receipt of \$360,759 of funding from the TSA; and an increase to Airport's Reserve in the amount of \$360,759.

SUMMARY: Delegation of authority for execution of the above standard form LEO Reimbursement Program Agreement was approved by the Board of County Commissioners on August 14, 2012 (R2012-1093). Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

4. **Staff recommends motion to approve:** Amendment No. 7 to the General Consulting Agreement with Ricondo & Associates, Inc. for consulting/professional services to exercise the second one (1) year renewal option for the continued performance of professional planning and design services related to the approved Palm Beach County Airports Capital Improvement Program, with no additional funding; and to modify the Agreement to include the Scrutinized Companies language and changes to the Inspector General language. **SUMMARY:** The Consulting Agreement (R2009-1643) with Ricondo & Associates, Inc. for general airport planning and design was approved on October 6, 2009 in the amount of \$1,723,324 in order to carry out the approved Capital Improvement Programs for the County's Airports. The Agreement is for two (2) years with two (2) - one (1) year renewal options. Amendments 1-6 were approved for a net increase in the amount of \$6,063,772. Additionally, Amendment No. 5 exercised the first one (1) year renewal option. Approval of Amendment No. 7 will allow the County, at its sole discretion, to exercise the second one (1) year renewal option for the continuation of services provided under this Agreement, with no additional funding requested at this time. A future amendment will be processed in the coming months requesting additional funds, once additional services are identified by the Department. In addition, this Amendment will modify the Agreement to include the Scrutinized Companies language pursuant to F.S. 287.135 and changes to the Inspector General language. Ricondo & Associates, Inc. is a Chicago, Illinois based firm; however, the majority of the work to be completed in this Agreement is done through their Miami, Florida office in conjunction with several Palm Beach County-based subconsultants and firms. The Disadvantaged Business Enterprise (DBE) goal for the Agreement was established at 25.00%. Although there is no DBE participation as a part of this Amendment, the total DBE participation to date is 20.5%. Countywide (JCM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Amendment No. 1 to annual minor construction contracts:

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>SBE or Non SBE</u>	<u>Total Dollar in Work Orders to Date</u>	<u>Total SBE Participation to Date</u>
A) All-Site Construction, Inc.	R2011-1599	SBE	\$46,569	57.5%
B) Andrea Construction, Inc.	R2011-1601	SBE	\$232,463	37.3%
C) Coral-Tech Associates, Inc.	R2011-1603	Non SBE	\$10,859	0%
D) Fastrack Management & Consulting	R2011-1604	Non SBE	\$0.00	n/a
E) M.A.C. Construction, Inc.	R2011-1607	Non SBE	\$1,170	0%
F) Randolph & Dewdney Construction, Inc.	R2011-1609	SBE	\$0.00	n/a
G) Ralph Della-Pietra, Inc.	R2011-1610	SBE	\$23,750	24%
H) Robling Architecture Construction, Inc.	R2011-1611	SBE	\$89,190	71.9%
I) Joe Schmidt Construction, Inc.	R2011-1612	SBE	\$4,430	100%
J) Triton Associates, Inc.	R2011-1614	SBE	\$7,111	100%

SUMMARY: This agenda item is a renewal to the general building minor construction contract which was awarded to sixteen (16) approved participants. This annual Minor Construction contract is an indefinite-quantity contract and each has a maximum value of \$500,000. The renewal term is twelve (12) months or until \$500,000 in work orders are issued. The original contracts provided for an initial one (1) year term with four (4) - one (1) year renewal options. Amendment No. 1 will provide for continued services during the first renewal period. The original list of sixteen (16) approved participants has been reduced to ten (10) due to non-participation in bidding the projects. Staff is bringing forward the amendment at this time based on expiration of the term. During the first year of the contract, the County has awarded \$415,543 in work orders. Additional dollar capacity for any one contractor is not needed at this time, but this item resets the total cumulative of all contracts by \$500,000. All contractors are Palm Beach County companies with the exception of Coral-Tech Associates, Inc. which is a Broward County company. Small Business Enterprise (SBE) participation goals for the minor construction contracts are 15%. The cumulative SBE participation for all work orders issued the first year is 46.8%. (Capital Improvements Division) Countywide (JM)

2. **REVISED TITLE:** Staff recommends motion to approve: Amendment No. 1 to the contract with Trillium Construction, Inc. (~~R2011-1002~~) (R2012-1002) in the amount of \$275,790 for construction management services related to pool repairs at the Calypso Bay Water Park establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** The work consists of structural repairs and ADA stair renovations to the lap pool. The pool was placed into service in 2000 and is in need of these repairs due to the age of the facility. These are not warranty or design related issues. Original design had the pool built in four (4) sections with water stop joints. The joints have now deteriorated over the years creating costly water leaks at each section. The joints will be eliminated for a continuous wall and floor. Work also includes installation of new ADA compliant tile to the steps and new hand rails. Funding for this project is from the 1999 \$25M General Obligations (GO) and the 2005 \$25M GO Recreation & Cultural Bonds. Amendment No. 1 establishes a GMP of \$275,790 and 120 calendar days for completion. The GMP includes the cost of work, the construction manager's fee and a contingency. The Small Business Enterprise (SBE) goal for this contract is 15%. The SBE participation in this amendment is 17.2%. Trillium Construction, Inc. is a Palm Beach County company. (Capital Improvements Division) District 6 (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. **Staff recommends motion to approve:** a Declaration of Easement in favor of Palm Beach County Water Utilities Department (WUD) for a fiber optic communications cable servicing WUD Central Regional Operation Center and WUD Water Treatment Plant 2. **SUMMARY:** WUD has installed an underground fiber optic cable which connects their Central Regional Operations Center (CROC), located south of Forest Hill Boulevard and east of the Turnpike, to their Water Treatment Plant 2 located east of Pinehurst Drive and just north of Lake Worth Drainage District Canal L-10. The cable runs west to Lake Worth Drainage District's E-2E canal, then south to the southern boundary of Okeehewee Park South, then east across Pinehurst Drive and terminates at Water Treatment Plant 2. This cable is intended to provide improvements to the ISS fiber optic communication network between CROC and Water Treatment Plant 2. The easement area is approximately 2.13 acres (92,675 SF). The Declaration of Easement will be recorded to provide notice of the existence and location of the fiber optic cable. (PREM) District 2 (HJF)

4. **Staff recommends motion to:**
 - A) approve** a Lease Agreement with Delray Beach Playhouse, Inc., a Florida not-for-profit corporation, for the continued operation of the theatrical playhouse and related improvements located in a portion of Lake Ida Park East at 950 Lake Shore Drive in Delray Beach; and

 - B) adopt** a Resolution finding that the Lease for a term of five (5) years with provision for automatic one (1) year extensions of the term, at an annual rental of one dollar (\$1.00), is in the best interests of the County.

SUMMARY: The Parks and Recreation Department desires to continue its relationship with the current tenant, Delray Beach Playhouse, Inc. (Playhouse), a not-for-profit group that originally developed and has continually operated the theatrical playhouse in Lake Ida Park East since January 1, 1957 through various extensions and modifications. The current Lease Agreement (R1994-1549D) expired on September 30, 2012. The annual rent under the Agreement is \$1. The initial term of the Agreement is for five (5) years commencing on October 1, 2012, after which the term will automatically be extended for successive periods of one (1) year each unless terminated by either party with one hundred eighty (180) days written notice. Playhouse will continue to provide live community theater, and will allow the use of the building by the County and others for cultural events and civic meetings that are considered to be beneficial to the community. (PREM) District 4 (HJF)

5. **Staff recommends motion to approve:** Sovereignty Submerged Lands Lease Renewal (502637596) with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (TIITF) for submerged lands at Juno Beach Park for the period April 2, 2012, through April 2, 2017. **SUMMARY:** The County currently leases 32,596 square feet (.75 acres) of sovereign submerged lands from TIITF for lands under the Juno Beach Pier at Juno Beach Park. The lease renewal allows the County to operate a public fishing pier and a non-water dependent bait shop and vending area. This renewal will retroactively extend the term of the lease for five (5) years and will expire on April 2, 2017. The annual rent is \$5,221.68, with annual increases pursuant to provisions of Rule 18-21.011, Florida Administrative Code. This Lands Lease requires a processing fee of \$595.00, which has been paid by the Parks and Recreation Department. All lease fees are budgeted by the Parks and Recreation Department under annual operating expenses for Juno Beach Park. (PREM) District 1 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. Staff recommends motion to approve: a Sovereignty Submerged Lands Lease Renewal (500341216) with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (TIITF) for submerged lands at DuBois Park (aka Zeke's Marina) for the period May 8, 2012, through May 8, 2017. **SUMMARY:** The County currently leases from TIITF 5,855 square feet (.13 acres) of sovereign submerged lands within the marina at DuBois Park. The Lease Renewal allows the County to operate a 4 slip public docking facility with an access ramp, in conjunction with a public park. This Lease Renewal will retroactively extend the term of the lease for five (5) years and will expire on May 8, 2017. This Lease Renewal requires a processing fee of \$595, which has been paid by the Parks and Recreation Department. (PREM) District 1 (HJF)

7. Staff recommends motion to receive and file: a notice of exercise of the second option to extend the term of the Concessionaire Service Agreement (R2008-1867) with Tennis Insights, Inc., for the continued use of the concession building at the South County Regional Tennis and Racquetball Center in South County Regional Park west of Boca Raton for \$15,442.13/year. **SUMMARY:** Tennis Insights has operated under the current Concessionaire Service Agreement (Agreement) for use of the concession building at the South County Regional Tennis and Racquetball Center in South County Regional Park west of Boca Raton since November 2008. Tennis Insights is now exercising the second of three (3) one (1) year term extension options for the period of November 1, 2012, to October 31, 2013. The guaranteed annual rent will be increased by four percent (4%) from \$14,848.20 (\$1,237.35/month) to \$15,442.13 (\$1,286.84/month) effective November 1, 2012. The Parks and Recreation Department is satisfied with Tennis Insights' performance. The Board has no discretionary authority to deny the exercise of the option; however, the County may terminate this Agreement upon ninety (90) days written notice to Tennis Insights. (PREM) District 5 (HJF)

8. Staff recommends motion to receive and file: a notice of exercise of the fourth option to extend the term of the Lease Agreement (R2004-1438) dated June 22, 2004, with the Florida Department of Education on behalf of the Division of Blind Services for the continued use of 825 SF of space within the Palm Beach County Judicial Center at an annual rate of \$13,761.80. **SUMMARY:** The Division of Blind Services (DBS) currently leases approximately 825 SF of floor space within the Palm Beach County Judicial Center for the operation of Don's Coffee Spot. The initial term of the Lease was for two (2) years ending September 30, 2006, with four (4) successive extension options, each for a period of two (2) years. The third extension expires on September 30, 2012. On May 21, 2012, DBS exercised its fourth and final option extending the term of the Lease Agreement for two (2) years, from October 1, 2012, through September 30, 2014. The Board has no discretionary authority to not allow the exercise of the option; however, the Lease provides that either party may terminate this Lease upon ninety (90) days written notice. Exercise of this option will provide for the continuation of operations by Don's Coffee Spot. The annual rent for this extension period is \$13,761.80. (PREM) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. Staff recommends motion to approve:

A) Consultant Services Authorization (CSA) No. 17 to the contract with Colome' & Associates, Inc. (R2011-0113) in the amount of \$146,295 to provide architectural/engineering services for renovations to the Jupiter Branch Library; and

B) a Budget Transfer of \$181,295 in the \$22.3M General Obligations '06 Bond Fund from the Reserves to the Jupiter Library Renovation Project.

SUMMARY: CSA No. 17 will provide architectural and engineering services for permitting, design and construction phase services for the renovation of the Jupiter Branch Library. The project includes mechanical, plumbing, electrical, interior upgrades and reconfiguration of the library spaces, and exterior building, landscaping and site improvements. This library was not part of the original bond proceed distribution in 2003. The estimated construction cost is \$1,400,000 which will be funded from the General Obligations Bond issued in 2003 & 2006, and ad valorem taxes. This consultant is a Palm Beach County firm using all Palm Beach County sub-consultants. Colome' & Associates, Inc. has a continuing services contract for architectural services which provides for a Small Business Enterprise (SBE) participation goal of 70%. The participation on this CSA is 100%. When added to the consultant's participation to date, the SBE participation is 83.7%. (Capital Improvements Division) District 1 (JM)

10. Staff recommends motion to approve: Amendment No. 14 to the contract with Hedrick Brothers Construction (R2007-1506) in the amount of \$3,071,085 for construction management services for the Main Detention Center and Sheriff's Office Headquarters Electrical Infrastructure/Emergency Power Renewal/Replacement Project establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** Amendment No. 14 establishes a GMP of \$3,071,085 and 293 calendar days for completion. The GMP includes the cost of work, the construction manager's fee and a contingency. Replacement of electrical infrastructure and emergency power systems is necessary as existing generators and electrical gear were installed in 1991, are in poor condition, and need replacement to provide reliable emergency power to support the life safety functions at the Jail and reliable emergency power to Headquarters. Reliability of the existing equipment is an ongoing issue as replacement parts are no longer available from the manufacturer, difficult to locate from other sources, and when located, costly. In addition, the new generators will comply with current Environmental Protection Agency (EPA) emission regulations. This project includes the replacement of existing generators and electrical switchgear as well as the addition of a one story building and renovation to existing central energy plant to facilitate the replacement of the generators. A previous Amendment authorized early site work and procurement of the generators and switchgear, the latter of which has a long production lead time. This Amendment is for the remainder of the work in the project. The Small Business Enterprise (SBE) goal for this contract is 15%. Hedrick Brothers Construction's SBE participation combined for both amendments for this project is 27%. All but 2.5% of the work will be done by local contractors. This GMP is funded through project specific funding included in the FY '12 Public Building Improvement Fund. (Capital Improvements Division) District 2 (JM)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. **Staff recommends motion to approve:** thirteen Agreements under the Fiscal Year 2012-2013 Community Development Block Grant (CDBG) Program totaling \$202,266 to 13 non-profit agencies, in the amounts indicated below, for the period of October 1, 2012, to September 30, 2013, as follows:

- A) Aid to Victims of Domestic Abuse, Inc., in the amount of \$18,406 for transitional housing and supportive services;
- B) The Children's Home Society of Florida in the amount of \$16,990 for transitional housing and services to homeless pregnant or parenting teen mothers;
- C) The Children's Place at Home Safe, Inc., in the amount of \$12,750 for emergency transitional shelter and specialized therapeutic care;
- D) The Coalition for Independent Living Options, Inc., in the amount of \$16,384 for emergency meals;
- E) Healthy Mothers/Healthy Babies Coalition of Palm Beach County, Inc., in the amount of \$6,668 for assistance to uninsured low income pregnant women and their families in order to access health care, to secure payer sources and other services for prenatal care;
- F) Jesus and You Outreach Ministries, Inc., in the amount of \$8,495 for transitional residential shelter and supportive services to homeless abused and/or neglected children;
- G) Legal Aid Society of Palm Beach County, Inc., in the amount of \$43,487 for fair housing education, outreach, advocacy and enforcement activities;
- H) Place of Hope, Inc., in the amount of \$11,125 for transitional emergency housing and supportive services;
- I) Redlands Christian Migrant Association, Inc., in the amount of \$9,911 for child care and education services;
- J) Seagull Industries for the Disabled, Inc., in the amount of \$22,249 for vocational training and supervision;
- K) Sickle Cell Foundation of Palm Beach County, Inc., in the amount of \$12,743 for comprehensive case management services;
- L) Urban League of Palm Beach County, Inc., in the amount of \$13,552 for foreclosure mitigation counseling, homebuyer education classes, and pre-purchase homebuyer counseling services; and
- M) Vita Nova, Inc., in the amount of \$9,506 for transitional housing and supportive services.

SUMMARY: On July 10, 2012 (R2012-0943), the Board of County Commissioners approved the Palm Beach County Action Plan: October 2012 - September 2013, which allocated \$202,266 in CDBG funds to 13 non-profit agencies to provide public services, including fair housing activities. Kimberly Rommel-Enright and Vicki Tucci, employees of Legal Aid Society of Palm Beach County, Inc., serve on the HIV CARE Council, a County Advisory Board. Mickale Linton, an employee of Legal Aid Society of Palm Beach County, Inc., serves on a County Advisory Board, Head Start/Early Head Start Policy Council. Yvette Coursey, an employee of the Sickle Cell Foundation of Palm Beach County, Inc., serves on a County Advisory Board, the Community Action Advisory Board. Jimmy Weatherspoon, an employee of the Urban League of Palm Beach County, Inc., serves on a County Advisory Board, the Housing Finance Authority. These boards provide no regulation, oversight, management, or policy-setting recommendations regarding the agency contracts listed above. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. **These are Federal CDBG funds which require no local match.** (DES Contract Development) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. **Staff recommends motion to approve:** thirteen Agreements under the Fiscal Year 2012-2013 Emergency Shelter Grant (ESG) Program totaling \$491,748 to 12 non-profit agencies, in the amounts indicated below, for the period of October 1, 2012, to September 30, 2013, as follows:

- A) Adopt-A-Family of the Palm Beaches, Inc. in the amount of \$93,777 for financial assistance and support services to homeless families;
- B) Aid to Victims of Domestic Abuse, Inc. in the amount of \$26,512 for emergency shelter to victims of domestic abuse and their children;
- C) The Center for Family Services of Palm Beach County, Inc. in the amount of \$66,215 for emergency shelter and support services to homeless families and for homeless prevention assistance to families who are at risk of becoming homeless;
- D) Children's Case Management Organization, Inc. in the amount of \$21,667 for emergency shelter services to pregnant and parenting families who are homeless and for homeless prevention services to families who are at risk of becoming homeless;
- E) The Children's Home Society of Florida in the amount of \$15,671 for transitional and emergency shelter and related services;
- F) The Children's Place at Home Safe, Inc. in the amount of \$24,600 for residential housing and specialized therapeutic services to homeless abused and/or neglected children;
- G) The Coalition for Independent Living Options, Inc. in the amount of \$25,000 for emergency rental assistance and utility assistance to disabled individuals/households who are at risk of becoming homeless;
- H) Jesus and You Outreach Ministries, Inc. in the amount of \$10,000 for food, shelter, and supportive services to homeless men who are recovering from drug and alcohol abuse;
- I) The Lord's Place, Inc. in the amount of \$30,000 for emergency shelter and support services to homeless families;
- J) The Lord's Place, Inc. in the amount of \$30,000 for transitional shelter to homeless single men;
- K) The Salvation Army in the amount of \$63,030 for transitional housing and assessment services to homeless single men;
- L) Vita Nova, Inc. in the amount of \$60,394 for transitional shelter and support services to homeless youths; and
- M) The Young Women's Christian Association of Palm Beach County, Florida in the amount of \$24,882 for shelter, food, clothing, and other services to women and children who are victims of domestic abuse.

SUMMARY: On July 10, 2012 (R2012-0944), the Board of County Commissioners approved the Palm Beach County Action Plan: October 2012 - September 2013, which allocated \$491,748 in ESG funds to 12 non-profit agencies to provide assistance countywide to the homeless and to those at risk of becoming homeless. The Homeless Continuum of Care Grant Review Committee recommended the level of funding for these agencies. The 13 Agreements allocate \$491,748 in ESG funds to activities that include payment for the cost of operating and maintaining emergency shelters and transitional housing facilities, and the cost of assistance for the prevention of homelessness. Department of Economic Sustainability (DES) staff reviewed the agencies' program budgets to ensure that there is no duplication in the reimbursement of expenses from other County Programs. Shantreirra Monroe, an employee of Children's Case Management Organization, Inc., serves on a County Advisory Board, the HIV Care Council. Maite Reyes-Coles, an employee of The Coalition for Independent Living Options, Inc., serves on a County Advisory Board, the Commission on Affordable Housing. Daniel Gibson, an employee of The Lord's Place, Inc., serves on a County Advisory Board, the Homeless Advisory Board. These boards provide no regulation, oversight, management, or policy-setting recommendations regarding the agency agreements listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. **These Federal ESG funds require a matching contribution which will be provided by the funded agencies.** (DES Contract Development) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to ratify:

A) Consultant Services Authorization No. 17 for the Lake Clarke Shores Rechlorination Facility in the amount of \$47,293.20;

B) Consultant Services Authorization No. 18 for the Water Treatment Plant No. 2 (WTP 2) Electrical Upgrades in the amount of \$25,218; and

C) Work Authorization No. 56 for the Southern Region Water Reclamation Facility (SRWRF) Odor Control Chemical Piping in the amount of \$99,527 all to the Contract for Optimization and Improvements Design/Build Services with Globaltech, Inc. (R2008-2323).

SUMMARY: On December 16, 2008, the Board approved the Contract with Globaltech, Inc. for a three (3) year term. Consultant Services Authorization Nos. 17, and 18, and Work Authorization No. 56 (the Authorizations) were inadvertently approved by the Department on December 16, 2011, one day after the expiration of the original Contract. Globaltech has completed all of the work set forth in the Authorizations. Ratification of the Authorizations is required to process final payment to Globaltech. (WUD Project No. 17 12-037, No. 18 12-038, No. 56 12-037) Districts 2 & 5 (JM)

2. Staff recommends motion to approve: a Contract with Hinterland Group, Inc. to construct the Wastewater Lift Station Rehabilitation Project in the amount of \$2,172,758.

SUMMARY: On July 10, 2012, three (3) construction bids were received for the Wastewater Lift Station Rehabilitation Project, with Hinterland Group, Inc. being the low responsive responsible bidder in the amount of \$2,172,758. The Department staff recommends award of this Contract to Hinterland Group, Inc. in the amount of \$2,172,758. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15.00% overall. This Contract provides for 15.08% SBE participation. Hinterland Group, Inc. is a local Palm Beach County Company. (WUD Project No. 11-038) Districts 2 & 5 (JM)

3. Staff recommends motion to approve: a Contract with Hinterland Group, Inc. for the Glades Utility Authority's (GUA) Strategic Wastewater Infrastructure Project Sewer Collection - City of Belle Glade in an amount of \$1,877,979, contingent upon approval of the local match requirement by the United States Department of Commerce - Economic Development Administration (EDA). **SUMMARY:** This item is the result of the rebid of this project directed by the Board of County Commissioners (BCC) at their June 5, 2012 meeting. On August 15, 2012, four (4) bids were received for the Glades Utility Authority's (GUA) Strategic Wastewater Infrastructure Project Sewer Collection - City of Belle Glade. Palm Beach County Water Utilities Department (WUD) is implementing this project under its Management & Operations Contract with the GUA. Hinterland Group, Inc. was the lowest responsive responsible bidder in the amount of \$1,877,979. The project is subject to a 22.4% minority participation goal and a 6.9% female participation goal for trades rather than the County's SBE goals. This Contract with Hinterland Group, Inc. provides for 3.19% participation utilizing M/WBE certified suppliers (3.19% minority and 0.00% female participation). Based on acceptance of these goals by EDA, staff recommends award to Hinterland Group, Inc., a Palm Beach County Company. This project utilizes Federal EDA funds (EDA award number 04-79-06327) which require a 25% local match. The local match proposed includes two (2) GUA Community Development Block Grant funded projects. EDA approval of these projects as eligible local matches is still pending, so this award is being made contingent on that approval. (WUD Project No. 10-062R) District 6 (JM)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to:

A) adopt a Resolution in accordance with the provisions of Section 125.38, F.S., authorizing a one (1) year extension to the term of an existing lease agreement with the Northern Palm Beach County Chamber of Commerce, Inc. ("Chamber"); and

B) approve Second Amendment to Lease Agreement, R84-133, with the Chamber extending the current lease for a period of one (1) year, from December 12, 2012, until December 11, 2013, for the 2,312 square foot Chamber of Commerce office located at 800 North U.S. Highway One on the west side of Burt Reynolds Park.

SUMMARY: The Board of County Commissioners originally granted a twenty-five (25) year Lease to the Jupiter/Tequesta Chamber of Commerce that expired on December 12, 2011. On December 6, 2011, the BCC approved a First Amendment to the Lease Agreement, R2011-1961, granting a one (1) year time extension from December 12, 2011, to December 11, 2012. The Chamber is now requesting a Second Amendment to the Lease Agreement extending the Lease term one (1) additional year, from December 12, 2012, to December 11, 2013, for ten dollars per year. This extension will give the Chamber time to finalize plans to relocate to a more centralized location. District 1 (AH)

2. Staff recommends motion to:

A) receive and file a fully executed State of Florida Department of Environmental Protection Recreational Trails Program Fiscal Year 2011-2012 Project Agreement for Okeeheelee Park South; and

B) approve Budget Amendment of \$199,500 within the Park Improvement Fund to establish budget for the approved grant.

SUMMARY: On May 3, 2011, the Board authorized submission of a State of Florida Department of Environmental Protection Recreational Trails Program Fiscal Year 2011-2012 grant application for improvements at Okeeheelee Park South, R2011-0667. The Board also authorized the County Administrator or his designee to execute the Project Agreement (Recreational Trails Program Project No. T11005) and other standard state and/or federal grant forms related to this project if the grant was approved. This grant was approved, the Project Agreement has been fully executed, and it is being submitted to the Board to receive and file. The total grant project cost is \$249,500. The grant award is for \$199,500 (80%) and requires \$50,000 (20%) in matching funds. The original grant application was approved to be matched with \$50,000 in Zone 2 Impact Fees; however, the Project Agreement allows for the \$50,000 match to be satisfied using staff time to complete the project elements on grant project. The Okeeheelee Park South grant project includes the construction of an asphalt multi-purpose path, shell rock multi-purpose path, equestrian trail, trailhead with signage, a new canoe/kayak launch and widening of an existing bike path. According to the terms of this Project Agreement, the project period commenced on August 9, 2012, and will end on August 9, 2014. District 6 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to approve: an Agreement to reinstate and extend the original Interlocal Agreement with the Office of the Public Defender, Fifteenth Judicial Circuit (R2011-2051) as a partner to enhance the Ex-Offender Reentry Program in Palm Beach County. **SUMMARY:** The Criminal Justice Commission is requesting to reinstate the original interlocal agreement terms, extending the end date to September 30, 2013, and increasing the total amount by \$94,037. All funding for the project, totaling \$230,042 comes from the Department of Justice, Justice Assistance Grant Program. The Ex-Offender Reentry Initiative will connect ex-offenders returning from state and local incarceration with appropriate community-based providers in conjunction with their felon registration and provide sealing and expungement of records assistance to ex-offenders. Clients will be provided with pre and post release services to assist in their transition back into the community. Countywide (PGE)

2. Staff recommends motion to receive and file: a Grant Adjustment Notice from the U.S. Department of Justice to extend the expiration date of the FY '10 Second Chance Act Grant from September 30, 2012, to December 31, 2012. **SUMMARY:** Palm Beach County accepted a grant award of \$750,000 (R2010-1590) from the Department of Justice in 2010 to facilitate the successful reintegration of ex-offenders as they return to Palm Beach County. This grant extension was approved on July 12, 2012. Countywide (PGE)

3. Staff recommends motion to receive and file: the FY '12 Second Chance Act Demonstration Program Grant award from the U.S. Department of Justice (DOJ) for \$750,000 beginning October 1, 2012, through September 30, 2013 to fund an Ex-Offender Reentry Program. **SUMMARY:** Palm Beach County applied for a \$750,000 grant (R2012-0840) from the Department of Justice to facilitate the successful reintegration of offenders as they return to the community which includes collaboration with the Florida Department of Corrections to work with ex-offenders prior to release from incarceration. The grant program, the Regional and State Transitional Offender Reentry (RESTORE) Initiative, utilizes the Sago Palm and West Palm Beach Work Release facilities. The ex-offenders will be provided with pre and post release services to assist in their transition back into the community. The Grant requires a non-federal in-kind match of \$750,000 (50%). This match has been identified through existing Criminal Justice Commission resources (\$113,287) and partnering reentry service providers (\$636,713). Grant-funded positions will not be converted to County ad-valorem positions after the expiration of the grant period. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to approve: a Third Amendment to Professional Services Agreement with Hope Health and Wellness, Inc. (R2009-0127, as first amended by R2010-1064, and second amended by R2011-1414), to provide fire department physician and related services during a one-year renewal period effective retroactively to October 1, 2012, in an amount not-to-exceed \$500,000 annually. **SUMMARY:** The components of the Palm Beach County Fire-Rescue Wellness Program established by the Collective Bargaining Agreement (CBA) include the provision of a Fire Department Physician, the administering of medical physical examinations and drug testing for Fire-Rescue employees. The Palm Beach County Fire-Rescue Wellness Steering Committee (Committee) is responsible for selecting a service provider and approving a service agreement. In 2008, the County issued a Request for Proposal (RFP) for Fire-Department Physician and Related Services and the Committee selected Hope Health and Wellness, Inc. The Agreement (R2009-0127) provides for three (3) – one (1) year renewals, upon prior approval of the Committee. The First Amendment to the Agreement (R2010-1064) renewed the Agreement through September 30, 2011. The Second Amendment to the Agreement (R2011-1414) renewed the Agreement through September 30, 2012. This Third Amendment will renew the Agreement for an additional one (1) year period retroactively to October 1, 2012, through September 30, 2013. The Committee approved this third renewal of the Agreement at their September 4, 2012 meeting. The total amount to be paid by the County under this Third Amendment to the Agreement shall not exceed a total annual amount of \$500,000. Hope Health and Wellness, Inc. is a local business in Palm Beach County. Countywide (SGB)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to:
 - A) approve** the Agreement with Workforce Alliance, Inc. (WFA) to:
 - 1) connect their home office located at 1951 North Military Trail, West Palm Beach, to the Palm Beach County (County) Regional Network at an estimated net first year revenue of \$1,800 for an initial term of one (1) year with automatic one-year renewals unless notice is given by either party; and
 - 2) lease space in the County Data Center to WFA where they will maintain backup equipment for their Disaster Recovery Program, at an estimated net first year revenue of \$11,820 for an initial term of one (1) year with automatic one-year renewals unless notice is given by either party.
 - B) authorize** the County Administrator or his designee, ISS Director, to approve and execute Task Orders associated with these services up to maximum total revenue of \$50,000 per Task Order.

SUMMARY: WFA wishes to connect to the Palm Beach County Network in order to transport critical data that may need to be recovered following an event that has affected their primary storage facility or equipment. This data will be transported to their computer equipment in the ISS Data Center located at the Emergency Operations Center on Military Trail in West Palm Beach. The County will not incur any costs associated with this project other than staff time involved in planning and managing this agreement, which is similar to existing agreements with other municipalities for network and disaster recovery services. District 7 (PFK)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to:

A) receive and file an executed Contract with the Florida Council Against Sexual Violence (FCASV), Contract No. 12OAG26 to receive grant funds in the amount of \$19,762 for the period of July 1, 2012, through June 30, 2013 to provide sexual battery recovery services; and

B) receive and file an executed Amendment No. 2 with the Florida Council Against Sexual Violence, Contract No. 10RCP26, to receive the third year award amount of \$44,538 for the period of July 1, 2012, through June 30, 2013 to provide sexual battery recovery services; and

C) approve a Budget Amendment of \$64,300 in the Public Safety Grants Fund to recognize the actual grant awards.

SUMMARY: These are annual grants that are received by the Division of Victim Services. The funds will be used to provide sexual battery recovery services to primary and secondary victims of sexual battery. Resolution R2006-0096 authorizes the County Administrator or his designee to execute FCASV grant contracts on behalf of the County. **No County match is required.** Countywide (PGE)

Z. RISK MANAGEMENT

1. Staff recommends motion to approve: the purchase of airport liability insurance, for the period October 10, 2012, through October 10, 2013 to be purchased through the County's contracted broker, Arthur J. Gallagher & Co. for a total not to exceed cost of \$115,093. **SUMMARY:** The not to exceed estimated total cost of \$115,093 for airport liability insurance represents a flat renewal of the expiring premium of \$115,093. This premium is attributed to a very stable aviation insurance market and the County's proactive approach to controlling losses. Countywide (TKF)

AA. PALM TRAN

1. Staff recommends motion to approve: a twenty-five (25) month Agreement with Cen-West Communities, Inc. for provision of transportation service (via Palm Tran Routes 91 and 92) to residents of Century Village Boca Raton at the rates of \$201,102 for the thirteen (13) months beginning October 1, 2012 and \$191,202 for the second fiscal year beginning November 1, 2013. **SUMMARY:** Cen-West Communities, Inc. has contracted for bus service for residents since the inception of the development of Century Village Boca Raton. The contract rate of \$201,102 during the first thirteen (13) months of the proposed contract, is at the same monthly rate as the current year ending September 30, 2012, and the second year rate of \$191,202.00 represents a 3% increase over the current year. Payment of the annual contract rates is in lieu of residents paying individual fares into the farebox on Palm Tran Routes 91 and 92. The commencement date of this new Agreement is October 1, 2012 and the termination date is October 31, 2014. The first year of this contract has been extended to thirteen (13) months at Cen West's request to accommodate their fiscal year budgeting. They are a Palm Beach County based organization. District 5 (DR)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

2. **Staff recommends motion to approve:** a Contract in the amount of \$74,983 with the Center for Urban Transportation Research (CUTR) at the University of South Florida for a Palm Tran bus system assessment in the Glades service area. **SUMMARY:** On November 21, 2011, the United States Department of Housing and Urban Development (HUD) announced that Palm Beach County, through its Department of Economic Sustainability (DES), was selected to receive \$1.98 Million from the Sustainable Competitive Regional Planning and Communities Challenge Competitive Grant for the creation of a Glades Region Master Plan. One of the deliverables required by HUD under the approved Grant includes the assessment of existing transit services in the Glades area (Lake Region) consisting of 25,671 acres of which 74% are located in unincorporated Palm Beach County and 26% within Tri-Cities. DES has made \$84,144 of the grant funds available to Palm Tran for development of a Public Transit Improvement Plan, which funds will be used to cover the cost of staff time, the hiring of consultants, and other direct costs. Palm Tran intends to utilize the consultant services of CUTR to perform a bus system assessment of existing transit services in the Glades area. The bus system assessment will include public meetings and a charrette to determine a future bus transfer location, and new routes to serve a proposed future economic center in the region. The \$74,983 total cost of this Contract will be provided by funds from the HUD Community Challenge Grant. District 6 (DR)

3. **Staff recommends motion to approve:** a Contract with the Center for Urban Transportation Research (CUTR) at the University of South Florida in the amount of \$9,466.58 for bus schedule analysis. **SUMMARY:** Palm Tran intends to utilize the consultant services of CUTR to perform a vehicle on-time performance and bus system schedule assessment on four of Palm Tran's existing 32 transit routes. The bus schedule assessment will review the current bus running times and perform an analysis to produce recommendations for improvements to the schedules of the four selected routes. The \$9,466.58 total cost of this project will be provided by funds from a FTA grant. Countywide (DR)

BB. INTERNAL AUDITOR

1. **Staff recommends motion to receive and file:** Audit Recommendation Follow-up Report for period ending March 31, 2012 reviewed and distribution authorized by the Audit Committee at its July 18, 2012 meeting. **SUMMARY:** Ordinance 2010-007 requires the Internal Auditor to issue semi-annual reports on the status of open audit recommendations to the Board of County Commissioners, the Audit Committee and county management. The report is being submitted to the Board of County Commissioners as required by the Ordinance. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to receive and file: Grant Modification amending the FY '09 State Homeland Security Grant to extend the grant period July 31, 2012, through September 30, 2012. **SUMMARY:** On October 30, 2009, the Palm Beach County Sheriff's Office received an award from the State of Florida, Division of Emergency Management; the original period for this award was October 1, 2009, through April 30, 2012 (R2010-0727). On June 5, 2012, the Board of County Commissioners received and filed an agenda item extending the grant period from April 30, 2012, through July 31, 2012 (R2012-0842). This agenda item will extend the award period from July 31, 2012, through September 30, 2012. These funds and related equipment will be used for direct Homeland Security Initiatives. There is no match associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

2. Staff recommends motion to receive and file: Grant Adjustment Notice amending the South Florida High Intensity Drug Trafficking Area (HIDTA) FY 2011 Domestic Marijuana Eradication/Violent Crimes and Drug Trafficking Organization (DME/VCDTO) Grant to extend the grant period from June 28, 2012, through December 30, 2012. **SUMMARY:** The Board of County Commissioners accepted this grant for \$30,000, on September 13, 2011; the original period for this grant was June 29, 2011, through June 28, 2012 (R2011-1425). This agenda item will extend the grant period from June 28, 2012, through December 31, 2012. The South Florida HIDTA DME/VCDTO Initiative awarded these funds for overtime reimbursement associated with dismantling or disrupting a Drug Trafficking Organization engaged in the sale and harvesting of marijuana hydroponics. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

3. **Staff recommends motion to approve:** a Budget Transfer of \$667,415 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing AED's, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 15% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2013 estimated donation requirement will not be finalized until year-end close-out. 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 year-to-date transfer for all donations to outside organizations after approval of this item is \$44,900. The funds are requested here are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$3,196,242. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$2,528,827. 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 organization or agency. No new positions are needed and no additional County funds are required. Countywide (PGE)

ORGANIZATION	AMOUNT
Royal Palm Beach Rotary Club	\$ 800
Palm Beach County Sheriff's Foundation – Shop With A Cop	\$ 44,100
PBSO – Forensic Sciences Division	\$325,000
PBSO – Traffic Division	<u>\$297,515</u>
TOTAL AMOUNT	<u>\$667,415</u>

4. **Staff recommends motion to receive and file:** Grant Adjustment Notice amending the a U.S. Department of Justice, Community Oriented Policing Services, Child Sexual Predator Program Grant to extend the grant period from August 31, 2012, through February 28, 2014. **SUMMARY:** The Board of County Commissioners accepted this grant for \$500,000 on November 16, 2010; the original period for this grant was September 1, 2010, through August 31, 2012 (R2010-1936). This agenda item will extend the grant period from August 31, 2012, through February 28, 2014. The Palm Beach County Sheriff's Office (PBSO) received an award to implement Palm Beach County's Child Sexual Predator Strategy. The purpose of the strategy is to enhance the PBSO's Sexual Predator Offender Tracking Unit; maintain PBSO's Strategically Targeting Online Predators Program at its current staffing level; develop a multidisciplinary team to assist in the development, implementation, and evaluation of the strategy; and to increase community awareness through education forums and a public awareness campaign. Funding provided will be used for: salaries and benefits of two allocations previously funded by the FY 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant; supplies, contractual services, and travel associated with the strategy. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required until grant funding expires in FY 2014. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

5. Staff recommends motion to receive and file: Grant Adjustment Notice amending the Department of Justice Office of Justice Programs Smart FY 2010 Comprehensive Approaches to Sex Offender Management Grant to extend the grant period from September 30, 2012, through September 30, 2013. **SUMMARY:** The Board of County Commissioners accepted this grant for \$150,000 on October 19, 2010; the original period for this grant was October 1, 2010, through September 20, 2012 (R2010-1734). This agenda item will extend the grant period from September 30, 2012, through September 30, 2013. The purpose of the strategy is to provide for greater offender accountability; while improving community safety, and support of the successful re-integration of sexual offenders into the community. Funding provided will be used for equipment, supplies, contractual services, and to pay overtime associated with the strategy. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

6. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Grant Modification with the U.S. Department of Homeland Security Transportation Security Administration, to provide an additional \$52,500 in annual reimbursable funding, for Homeland Security Enforcement at the Palm Beach International Airport; and

B) approve a Budget Amendment of \$52,500 in the Sheriff's Grants Fund.

SUMMARY: The Board of County Commissioners accepted this grant for \$1,252,000, on November 16, 2010 (R2010-1938). This Grant Modification will provide additional annual funding to offset the costs associated with the salary and benefits of five (5) deputies and the costs associated with the care of five (5) TSA canines. Reimbursable costs for this award include, but are not limited to: supplies, such as kennels, vet care, vehicles, and dog food. The purpose of this grant program is to provide maximum coverage during peak airport operating hours and to maintain the ability to promptly respond to threats and suspected threat explosive devices which affect air carrier operations. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

DD. SUPERVISOR OF ELECTIONS

1. Staff recommends motion to authorize: the Chair to sign the Certificate Regarding Matching Funds certifying that the Board of County Commissioners will provide matching funds in the amount of \$33,102.69 for the Supervisor of Elections' Federal Election Activities Grant for FY 2013. **SUMMARY:** The 2012 Florida Legislature appropriated funds specifically for federal election activities. These funds are distributed to the Supervisors of Elections (SOE) pursuant to a formula based on active registered voters in each county. Palm Beach County's share of the State funding is \$220,684.59. The County is required to provide a 15% match of \$33,102.69 which is included in the SOE's FY 2013 budget. Countywide (DNM)

3. CONSENT AGENDA APPROVAL

EE. WESTGATE/BELVEDERE HOMES COMMUNITY REDEVELOPMENT AGENCY

1. Staff recommends motion to:

A) approve a loan in the amount of \$190,000 to the Westgate/Belvedere Homes Community Redevelopment Agency (CRA) to allow the CRA to meet its debt service payment on its \$3.38 Million Redevelopment Revenue Refunding Bonds, Series 1999, to be repaid from the CRA's Tax Increment Financing (TIF) revenues by January 15, 2013; and

B) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida approving the Westgate/Belvedere Homes Community Redevelopment Agency's (CRA) Fiscal Year 2013 Budget for its: (1) Redevelopment Trust (operating) Fund in the amount of \$1,555,100; (2) Construction Fund in the amount of \$4,767,000; (3) Sinking Fund in the amount of \$262,710; and (4) Reserve Fund in the amount of \$268,062.

SUMMARY: On December 1, 1992, the CRA issued Redevelopment Revenue Bonds for \$3,000,000 to construct sewer facilities, roadways, drainage facilities and sidewalks in the redevelopment area. On March 1, 1999, the CRA refunded these bonds and issued Redevelopment Revenue Refunding Bonds for \$3,380,000. A principal and interest payment in the amount of \$231,290 is due on November 1, 2012. The CRA will be unable to meet its obligation at that time since they will not receive the TIF revenues from Palm Beach County until December 2012. Therefore, the CRA is requesting a loan from the County which will be repaid from the TIF revenues. These advanced funds will be withheld from the December 2012 TIF payment. The Budget, in the amount of \$6,852,872, is composed of four (4) components. The first component, the Redevelopment Trust Fund, in the amount of \$1,555,100, consists of the CRA's Annual Tax Increment Financing and balance brought forward from previous years. The second component, the Construction Fund, in the amount of \$4,767,000, consists of balances of reimbursable grants awarded to the CRA by County, State, and Federal governments for construction activities. The third component is the Sinking Fund, in the amount of \$262,710, which consists of one (1) annual payment from TIF revenues to repay the revenue bond reissued in 1999 to retrofit infrastructure in the Westgate area. The last component is the Reserve Fund, in the amount of \$268,062, which consists of a one-year security payment (principal and interest) held in escrow for the March 1, 1999, Redevelopment Revenue Refunding Bonds in the amount of \$3,380,000. District 7 (RB) (Westgate CRA)

3. CONSENT AGENDA APPROVAL

EE. WESTGATE/BELVEDERE HOMES COMMUNITY REDEVELOPMENT AGENCY (Cont'd)

2. Staff recommends motion to:

A) approve Amendment No. 2 to Interlocal Agreement No. R2010-1432 with the Westgate/Belvedere Homes Community Redevelopment Agency (CRA) to allow reimbursement for costs incurred by the CRA for the construction of Phases IV, V and VI infrastructure improvements through the Lake Worth Lagoon Partnership Grant Program (LWLPGP) and to extend the Agreement to December 31, 2012; and

B) authorize the County Administrator, or his designee, to sign all future time extensions, task assignments, certifications, statements and other forms associated with this Agreement and any necessary minor amendments that do not change the scope of work, terms or conditions of this Agreement.

SUMMARY: The County and the CRA previously entered into an Interlocal Agreement (R2010-1432), which was amended by R2012-0834, for infrastructure improvements in the CRA which will benefit the restoration of the Lake Worth Lagoon. The First Amendment expires on October 31, 2012. A new Amendment is necessary to extend the project completion date to December 31, 2012, and allow the disbursement of grant funds from the LWLPGP for costs incurred for the implementation of phases IV, V, and VI. The total grant funding for the projects is \$1,496,442. A 100% match is required from the CRA. District 7 (SF) (ERM)

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4. REGULAR AGENDA

A. COUNTY ATTORNEY

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on October 16, 2012, at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, pertaining to the regulation of synthetic cannabinoid herbal incense and synthetic stimulant bath salts and related substances; providing for short title; providing for purpose and intent; providing for definitions; providing for prohibited conduct; providing for enforcement and penalties; providing for severability; providing for repeal of laws and conflict; providing for inclusion in the code of laws and ordinances; providing for captions, providing for scope of ordinance; and providing for an effective date. **SUMMARY:** On July 10, 2012, the Board of County Commissioners gave staff direction to draft an ordinance banning the sale and public display for sale of synthetic marijuana and bath salts, commonly sold in gas stations and convenience stores and marketed to minors and young adults. Countywide (PGE)

B. ECONOMIC SUSTAINABILITY

1. [Staff recommends motion to:](#)
 - A) approve** the Application of the Young Men’s Christian Association of South Palm Beach County, Inc. (YMCA) for the issuance of a not to exceed \$10 Million Industrial Development Revenue Bond (YMCA Project), Series 2012 (the “Bond”); and
 - B) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida authorizing the issuance of the Bond for the purpose of providing funds to make a loan to Young Men's Christian Association of South Palm Beach County, Inc. to provide funds to refinance the County's Economic Development Refunding and Improvement Revenue Bonds (YMCA Project) Series 2003; authorizing the execution of a Bond Purchase and Loan Agreement and the Bond; awarding the sale of the Bond by a negotiated sale; authorizing officials of the County to take certain action in connection with the issuance of the Bond; making certain other covenants and agreements in connection with the issuance of the Bond; and providing an effective date.

SUMMARY: YMCA has applied for the issuance of the Bond by the County in an amount not to exceed \$10 Million. YMCA operates two (2) family social service centers with programs that include childhood and family development programs, preschool, summer camp, and health and wellness programs. Proceeds of the Bond will be used to refinance the County’s Economic Development Refunding and Improvement Revenue Bonds (YMCA Project) Series 2003 (the “2003 Bonds”). The refinancing will allow the YMCA to utilize any savings to continue to offer community programs. The 2003 Bonds were issued to refinance earlier bonds issued to finance capital assets for the YMCA’s facilities at 9600 South Military Trail, Boynton Beach, and at 6631 Palmetto Circle, Boca Raton. The Bond will be payable from revenues derived from YMCA. **This funding is projected to have a five (5) year Economic Impact of \$24 Million. Neither the taxing power nor the faith and credit of the County nor any County funds are pledged to pay the principal, redemption premium, if any, or interest on the Bond.** (DES Administration) District 4 (PFK)

4. REGULAR AGENDA

C. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve on preliminary reading and advertise for public hearing on October 16, 2012 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, focusing on excessive nutrient levels in palm beach county water bodies; providing for title; providing for definitions; providing for findings; Providing for purpose and intent; providing for applicability; providing for timing of fertilizer applications; providing for fertilizer free zones; providing for fertilizer content and application rates; providing for fertilizer application practices; providing for management of grass clippings and vegetable matter; providing for exemptions; providing for training; providing for licensing of commercial applicators; providing for enforcement; providing for penalties; providing for appeal; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date. **SUMMARY:** Florida Statute, Section 403.9337 requires local governments located within the watershed of a water body or water segment that is listed as impaired by nutrients pursuant to Florida Statute, Section 403.067, adopt an ordinance for Florida-Friendly™ fertilizer use on urban landscapes. The Florida Department of Environmental Protection has classified specific water bodies in Palm Beach County as “impaired” as a result of the presence of excessive nutrients. This Ordinance complies with the requirements of Florida Statute, Sections 403.9337 and 403.067. Unincorporated (AH)

D. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file: a status report on the Jail Expansion Program II. **SUMMARY:** Over the past months, there have been a series of requests for specific information regarding different aspects of the Jail Expansion II Program and most recently an article in the Sun Sentinel which Staff believes incorrectly characterizes the status, management and success of the Program. On July 10, 2012, the Board requested a report be presented on the status of the Jail Expansion Program II including the current progress (physical and budget) of the Program, change orders and work still remaining to be completed. (FDO Admin) Countywide (JM)

E. ADMINISTRATION

TIME CERTAIN 1:30 P.M.

1. Executive Session scheduled for 1:30 p.m. in McEaddy Conference Room to discuss collective bargaining negotiations with the Amalgamated Transit Union Local 1577 and Communication Workers of America Local 3181.

(CLOSED SESSION)

4. REGULAR AGENDA

F. RISK MANAGEMENT

1. Staff recommends motion to approve:

A) selection of United Healthcare Services, Inc./Solstice Benefits, Inc. as the provider for the County's multiple-option, employee paid, dental insurance program beginning January 1, 2013 (RFP No. 12-073/SC);

B) Contract with United Healthcare Services, Inc. to provide fully insured, employee-paid dental plans for the period January 1, 2013, through December 31, 2015, with guaranteed rates for three (3) years and two (2) annual options to renew; and

C) Contract with Solstice Benefits, Inc. to provide a Managed Care Dental Plan (DHMO) for the period January 1, 2013, through December 31, 2015, with guaranteed rates for three (3) years and two (2) annual options to renew.

SUMMARY: An RFP was issued for a voluntary (employee pay-all) multiple option dental insurance program for County employees and their eligible dependents. Responses from seven (7) responsive carriers were evaluated by a five (5) member selection committee. All responsive companies offered dental plans at comparable levels of benefits and associated rates, but United Healthcare/Solstice Benefits, Inc. offered the most comprehensive coverage at the most competitive rates when compared to expiring and competing carriers. A majority vote of the selection committee (4-1) ranked United Healthcare/Solstice Benefits, Inc. as the chosen provider. The existing carrier, Assurant Employee Benefits ranked second. The plans recommended for approval provide improved coverage as compared to the expiring plans. Improvements include coverage for additional procedures including implant dentistry on the DHMO and high-option PPO plans, an "open access" DHMO eliminating the need to select a primary dentist in advance, a reduction in PPO initial waiting periods, an increase in the high option PPO's annual plan maximum and a "consumer max multiplier" allowing members to carry a portion of the previous year's unused maximum to the next year if all preventive exams are administered. The rates on all three (3) plans are guaranteed for three (3) years. Rates for the DHMO and low-option PPO plans are offered at a decrease over the expiring plans. Rates for the high-option PPO plan increase slightly with richer coverage than the expiring plan which is a common request from employees. In addition to the employees of Palm Beach County Board of County Commissioners, the employees of Palm Tran, Inc. and the Supervisor of Elections are eligible to participate in these plans. Countywide (TKF)

4. REGULAR AGENDA

F. RISK MANAGEMENT (Cont'd)

2. Staff recommends motion to approve:

A) first annual option to renew the Administrative Services Only Agreement (R2011-1667) dated October 31, 2011, with CIGNA Health and Life Insurance Company (CHLIC) for claims administration services for the County's self-funded HMO and POS health insurance plans for the period January 1, 2013, through December 31, 2013; and

B) CHLIC's proposed administrative fees, access fees and specific stop loss premiums for plan year 2013; and

C) the Actuarial rates per coverage tier for plan year 2013.

SUMMARY: Staff recommends Board approval of the first annual option to renew the Administrative Services Only Agreement with CHLIC for the period January 1, 2013, through December 31, 2013 on behalf of the employees of the Board, Supervisor of Elections, and Palm Tran, Inc. (collectively participating in the plan through the provisions of Interlocal Agreement R2002 2287). The total projected health plan and administrative expense for plan year 2013 is \$64,385,421, representing a reduction of \$1,337,002 over the projected 2012 expense at the same time last year. This is due to the plan's favorable claims experience and a reduction in employee/dependent enrollment of approximately 100. Staff recommends that employee contributions and cost-sharing remain unchanged for plan year 2013. Sufficient funds have been budgeted to fund the program. Countywide (TKF)

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5. BOARD APPOINTMENTS

A. ADMINISTRATION
(Health Care District of Palm Beach County)

1. Staff recommends motion to approve: reappointment of one (1) individual to the Health Care District of Palm Beach County (HCD) Board of Commissioners for a four (4)-year term commencing October 2, 2012, and ending September 30, 2016:

<u>Reappoint</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Carol A. Roberts	3	County Resident	Comm. Marcus Comm. Burdick Comm. Vana Comm. Abrams Comm. Aaronson Comm. Taylor

SUMMARY: Per Chapter 2003-326, Laws of Florida, the HCD is comprised of seven (7) members. The appointing authority shall consider the diverse geographic areas of Palm Beach County in selecting individuals to serve on the HCD, and at least one (1) person, but not more than two (2) shall reside in the Glades Area. The Governor shall appoint three (3) members; the Board of County Commissioners shall appoint three (3) members, one of which must be an elected official at the time of appointment; and one (1) member shall be the director of the Palm Beach County Health Department. Members may serve two (2), four (4)-year terms. Carol A. Roberts has been serving on the HCD Board since October 1, 2008, and is eligible to serve one (1) additional four (4)-year term. A memorandum requesting nominations for this seat was distributed to all members of the Board of County Commissioners. Countywide (TKF)

B. COMMISSION DISTRICT APPOINTMENTS

OCTOBER 2, 2012

6. MATTERS BY THE PUBLIC – 2:00 P.M.

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OCTOBER 2, 2012

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

OCTOBER 2, 2012

8. COMMISSIONER COMMENTS

A. District 1 - COMMISSIONER KAREN T. MARCUS

B. District 2 – COMMISSIONER PAULETTE BURDICK

C. District 3 - COMMISSIONER SHELLEY VANA, CHAIR

D. District 4 – COMMISSIONER STEVEN L. ABRAMS, VICE CHAIRMAN

E. District 5 - COMMISSIONER BURT AARONSON

F. District 6 - COMMISSIONER JESS R. SANTAMARIA

G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR

9. 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."

