

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**OCTOBER 21, 2014**

<u>PAGE</u>	<u>ITEM</u>															
9	3A-4	<b><u>DELETED:</u> Staff recommends motion to approve:</b> a Contract with Palm Beach State College Small Business Development Center in the amount of \$94,000 to provide technical assistance and training to small businesses in Palm Beach County for the period of October 1, 2014, through September 30, 2015. (Admin/OSBA) (Signed Contract not received)														
10	3C-6	<b><u>DELETED:</u> Staff recommends motion to approve:</b> Amendment Number Seven to the Red Light Violation Camera and Citation System contract (Contract Amendment) dated July 21, 2009, with American Traffic Solutions, Inc., to extend the contract date through January 21, 2015...(Engineering) (Recent Court decision)														
18	3I-1	<b><u>REVISED TITLE:</u> Staff recommends motion to approve: A) the Fiscal Year 2014-2015 State Housing Initiatives Partnership budget allocations for affordable housing strategies as follows:</b>  <table><tbody><tr><td>- Second Mortgages for first time homebuyer acquisitions</td><td>\$1,280,000</td></tr><tr><td>- Veterans Homeownership and Preservation for eligible veterans</td><td>\$1,000,000</td></tr><tr><td>- HOME Match (required)</td><td>\$ 375,000</td></tr><tr><td>- Utility Connection for water and sewer services</td><td>\$ 100,000</td></tr><tr><td>- Roof Replacement/Repair</td><td>\$ 809,751</td></tr><tr><td>- Foreclosure Prevention</td><td>\$ 150,000</td></tr><tr><td>- Rental Housing Re-entry</td><td>\$ 500,000</td></tr></tbody></table> <b>B) a Budget Amendment of \$4,683,057 to the “Affordable Housing Trust Fund (SHIP)” <del>2014-2015</del> <u>2013-2014</u> Budget to recognize 2014-2015 State Housing Initiatives Program (SHIP) grant award; and.....(DES)</b>	- Second Mortgages for first time homebuyer acquisitions	\$1,280,000	- Veterans Homeownership and Preservation for eligible veterans	\$1,000,000	- HOME Match (required)	\$ 375,000	- Utility Connection for water and sewer services	\$ 100,000	- Roof Replacement/Repair	\$ 809,751	- Foreclosure Prevention	\$ 150,000	- Rental Housing Re-entry	\$ 500,000
- Second Mortgages for first time homebuyer acquisitions	\$1,280,000															
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- Utility Connection for water and sewer services	\$ 100,000															
- Roof Replacement/Repair	\$ 809,751															
- Foreclosure Prevention	\$ 150,000															
- Rental Housing Re-entry	\$ 500,000															
22	3I-6	<b><u>REVISED SUMMARY:</u></b> On February 4, 2014, the County entered into an Agreement (R2014-0140) with the City of Lake Worth to provide \$212,396 in CDBG local entitlement funds for the construction of a greenway along 9 <sup>th</sup> Avenue South. The City requested that \$35,000 be reallocated to its other CDBG funded projects. Amendment No. 001 reduces the project budget by \$35,000 and extends the completion date from May 31, 2015 to July 31, 2015. On July 16, 2013, the County entered into an Agreement (R2013-0909), with the City of Lake Worth to provide \$325,000 in CDBG local entitlement funds for the construction of street improvements on 10 <sup>th</sup> Avenue South. The City requested that \$70,000 be reallocated to its other CDBG funded projects. Amendment No. 001 reduces the project budget by \$70,000 and extends the completion date from December 30, 2014 to August 31, 2015. On October 22, 2013, the County entered into an Agreement (R2013-1423) with the City of Lake Worth to provide \$80,000 in CDBG local entitlement funds for the construction of a greenway/bikeway on 5 <sup>th</sup> Avenue North. An additional \$20,000 is needed to complete the scope of work. Amendment No. 002 increases the project budget by \$20,000 and extends the completion date from October 30, 2014 to September 30, 2015. Of the remaining \$85,000 not reallocated through these Amendments, <del>\$30,000 will be added to the City’s local entitlement of \$450,750 in CDBG funds for the design and construction of improvements along 7<sup>th</sup> Avenue South. A separate Amendment to the Agreement for this project will be presented to Board of County Commissioners (BCC) at a later date. The remaining \$55,000 which was not reallocated through these Amendments will be added to the City’s Fiscal Year 2014-2015 allocation of \$212,396 in CDBG local entitlement funds for <u>design and construction</u> improvements on 11<sup>th</sup> Avenue South. A separate Agreement for this project will be presented to the Board of County Commissioners. <u>The City is in the process of evaluating its other ongoing projects for the remaining unallocated \$30,000 in CDBG funds. These are Federal CDBG funds which require no local match.</u> (DES Contract Development) <u>District 7</u> (TKF) (DES)</del>														

- |    |      |   |
|----|------|---|
| 44 | 6B-1 | <b><u>DELETED: Staff recommends motion to adopt:</u></b> a Resolution authorizing the conveyance of a Palm Beach County (County) owned parcel of land, located off 10 <sup>th</sup> Avenue North, just east of Congress Avenue, to the Village of Palm Springs (Village). (Engineering) (Further staff review)  |
| 46 | 6E-1 | <b><u>DELETED: Staff recommends motion to adopt:</u></b> a Resolution of the Board of County Commissioners of Palm Beach County, Florida, establishing a schedule of Emergency Medical Services (EMS) fees relating to the EMS Ordinance of Palm Beach County, Florida, as codified in the Palm Beach County Code of Ordinances. (Public Safety) (Further staff review) |
| 51 | 9G   | <b><u>ADD-ON:</u></b> Request approval to present off-site, a Proclamation recognizing the 20 <sup>th</sup> Anniversary of the Richman Greer, P.A. Law Office in West Palm Beach.” (Sponsored by Mayor Taylor)  |
| 51 | 9G   | <b><u>ADD-ON:</u></b> Request approval to present off-site, a Proclamation declaring October 19 – 24, 2014 as “Poverty Awareness Week” in Palm Beach County. (Sponsored by Mayor Taylor)  |
| 51 | 9G   | <b><u>ADD-ON:</u></b> Request approval to present off-site, a Proclamation declaring November 2014 as “Veteran’s Appreciation Month” in Palm Beach County. (Sponsored by Mayor Taylor)  |

**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 21, 2014**

**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
- 3. CONSENT AGENDA (Pages 8 - 40)**
- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 41)**
- 5. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD - PUBLIC HEARING 9:30 A.M. (Page 42)**
- 6. REGULAR AGENDA (Pages 43 - 47)**
- 7. BOARD APPOINTMENTS (Pages 48 - 49)**
- 8. STAFF COMMENTS (Page 50)**
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- 3A-2 Ratify Mayor's signature on the Amendment of Solicitation/Modification of Contract No. 0004 with the U.S. Equal Employment Opportunity Commission associated with processing/resolving employment discrimination complaints
- 3A-3 Ratify Mayor's signature on a Cooperative Agreement with the U.S. Department of Housing and Urban Development associated with processing/resolving housing discrimination complaints

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- 3A-4 Contract with Palm Beach State College, Small Business Development Center to provide technical assistance and training to small businesses

**B. CLERK & COMPTROLLER**

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

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- 3C-3 Interlocal Agreement with the Village of Palm Springs regarding open cuts in County maintained rights-of-way
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- 3C-5 Contract with Bridge Design Associates, Inc. for preparation of design plans and construction bid documents for Palmetto Park Road bridge over the E-4 Canal
- 3C-6 Amendment No. 7 with American Traffic Solutions, Inc. associated with the red light camera program
- 3C-7 Work Order No. 2013052-026 with Community Asphalt Corp. to mill and resurface Northlake Boulevard (Military Trail to Old Dixie Highway)

**D. COUNTY ATTORNEY**

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- 3D-1 Receive and file the official transcript for the closing of the Public Improvement Revenue Bonds (Palm Tran project)

**E. COMMUNITY SERVICES**

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- 3E-1 Ratify the Mayor's signature on the Ryan White Park A HIV Emergency Relief Grant Program Application associated with services under the Ryan White Program
- 3E-2 Amendment with American Eldercare, Inc. associated with the Adult Day Care program

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- 3E-3 Amendments to Contracts for Provision of Financial Assistance with five agencies to provide a variety of human service needs
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- 3F-6 Non-Federal Reimbursable Agreement with the Federal Aviation Administration for a commissioning flight inspection of the Precision Approach Path Indicators and Runway End Identifier Lights on Runway 17 and 35 at Palm Beach County Glades Airport
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- 3I-4 HOME Investment Partnership Program funding award to Community Land Trust of Palm Beach County, Inc. associated with the Davis Landings West project

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**PUBLIC HEARINGS – 9:30 A.M.**

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4A Ordinance amending the Unified Land Development Code associated with zones of influence maps

4B Palm Tran Trespass Ordinance

**PUBLIC HEARING – BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD – 9:30 A.M.**

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**REGULAR AGENDA**

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**ADJOURNMENT** (Page 51)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. Staff recommends motion to approve: a Second Amendment to Interlocal Grant Agreement (R2012-1173 & R2013-1361) with the Town of Jupiter Inlet Colony to voluntarily assist in funding the Office of Inspector General Operations for an additional year. **SUMMARY:** The agreement provides a means for the Town of Jupiter Inlet Colony to voluntarily provide bi-annual grant payments to Palm Beach County to assist in funding the Office of Inspector General. The payments equal the amount of funding the Town would have paid pursuant to the cost apportionment method outlined in the Inspector General Ordinance. This Amendment extends the agreement for one additional year. Each bi-annual payment for FY 2015 equals \$604.50. District 1 (LB)
  
2. Staff recommends motion to ratify: the signature of the Mayor on the Amendment of Solicitation/Modification of Contract (EECCN120020) No. 0004 [R2012-0659] with the U.S. Equal Employment Opportunity Commission (EEOC) allowing the Office of Equal Opportunity to receive increased revenue in the amount of \$500 as payment for increasing the number of intake services by ten from ten to twenty. **SUMMARY:** Execution of this contract is required so that the Office of Equal Opportunity (OEO) can receive payment for processing and resolving complaints of employment discrimination pursuant to the Worksharing Agreement with the EEOC. Modification No. 0004 is for FY 2013 - 2014 and is in the amount of \$1,000 for Intake Services. EEOC Charge Resolution Contracts for all Fair Employment Practices Agencies nationwide provide payment at a rate of \$50 per intake. OEO's contract is for a total of 20 intakes. Attached to the Modification No. 0004 is the FY 2014 Extension of Worksharing Agreement was signed by the County Administrator on September 26, 2013. On November 26, 1996, the Board of County Commissioners approved staff's recommendation that future Worksharing Agreements be executed by the County Administrator, or his designee, because of the recurring time constraints involved in this process. The Worksharing Agreement is a prerequisite to the receipt of a Charge Resolution Contract. The Amendment of Solicitation/Modification of Contract to receive the revenue needed to be signed by the Mayor. The Mayor signed the Amendment on September 25, 2014 for OEO to receive the revenue, but the full Board needs to ratify the Mayor's signature. Countywide (DO)
  
3. Staff recommends motion to:
  - A) ratify** the signature of the Mayor on a Cooperative Agreement No. FF204K144023 with the U.S. Department of Housing and Urban Development (HUD) allowing the Office of Equal Opportunity (OEO) to receive revenue for processing and resolving housing discrimination complaints for the period of July 1, 2013, through June 30, 2014, in the total amount of \$192,086; and
  - B) approve** an upward Budget Amendment in the amount of \$7,086 in the Fair Housing Fund (1252) to adjust the budget to the actual Cooperative Agreement.

**SUMMARY:** OEO has a Memorandum of Understanding with HUD through 2013. In order for OEO to receive revenue from HUD for processing and resolving housing discrimination complaints, execution of this contract was required prior to September 24, 2014 in order for OEO to meet HUD's FY 2014 federal funding deadlines. This Cooperative Agreement is in the amount of \$192,086 (\$133,336 - case processing; \$28,750 - training funds; \$30,000 - administrative costs). This agenda item only deals with the ability for OEO to receive revenue under the agreement with HUD. OEO cannot receive the revenue without the Board's approval. The agreement to receive the revenue needed to be signed by the Mayor. The Mayor signed the agreement on September 23, 2014 for OEO to receive revenue but the full Board needs to ratify the Chair's signature. Countywide (DRO)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

4. ~~**DELETED: Staff recommends motion to approve:**~~ a Contract with Palm Beach State College Small Business Development Center in the amount of \$94,000 to provide technical assistance and training to small businesses in Palm Beach County for the period of October 1, 2014, through September 30, 2015. **SUMMARY:** This Contract provides Palm Beach County's Small Business Enterprise firms with technical assistance and training in the form of direct consulting services in the areas of finance, marketing, management, construction, human resources, business plans and international trade. In addition, SBDC provides local SBE's with services that result in federal certifications, such as 8(a), HUBZone and Small Disadvantaged Business; identify federal contract opportunities for local small businesses; and assist local businesses in submitting bids to local, state, and federal agencies. The total amount of this proposed contract for FY 2015 is \$94,000 and is being made retroactive to October 1, 2014. Countywide (TKF)

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. ~~**REVISED BACKUP:**~~ **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. **Staff recommends motion to approve:** a First Amendment to the annual pavement marking contract (Contract), R2013-0810, Project No. 2013055, dated July 2, 2013, with Southwide Industries, Inc. (Contractor). **SUMMARY:** Approval of this First Amendment will extend the expiration date from January 1, 2015 to January 1, 2016. The contract provides that its term may be extended for a defined period of time, with a total contract time span of 36 months. The initial contract term was 18-months, and we expect to have spent \$700,000 during this time. This 12-month extension will bring the total authorized contract time to 30 months. We expect to spend approximately \$500,000 during this 12-month extension. There is no need to increase the contract amount. The contract consists of furnishing and installing pavement marking material, raised reflectorized pavement markers and traffic paint on roadways. Countywide (MRE)
2. **Staff recommends motion to approve:** an Interlocal Agreement with the City of Lake Worth (City) regarding open cuts in Palm Beach County (County) maintained rights-of-way. **SUMMARY:** The City has agreed to follow the policies and procedures set forth by the County regarding open cuts in County roads; however, the City is requesting that it not be required to provide surety bonds for the open cuts as required by County Policy, but instead be bound by the terms and conditions of this Interlocal Agreement. Districts 3 & 7 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. **Staff recommends motion to approve:** an Interlocal Agreement with the Village of Palm Springs (Village) regarding open cuts in Palm Beach County (County) maintained rights-of-way. **SUMMARY:** The Village has agreed to follow the policies and procedures set forth by the County regarding open cuts in County roads; however, the Village is requesting that it not be required to provide surety bonds for the open cuts as required by County Policy, but instead be bound by the terms and conditions of this Interlocal Agreement. Districts 2 & 3 (MRE)
  
4. **DELETED**
  
5. **Staff recommends motion to approve:** a Contract in the amount of \$409,529.84 with Bridge Design Associates, Inc. (BDA), for professional services for the Palmetto Park Road over Lake Worth Drainage District (LWDD) E-4 Canal (El Rio Canal) bridge replacement project (Project). **SUMMARY:** Approval of this Contract will provide the professional services necessary for the preparation of design plans and construction bid documents for the Project. The Small Business Enterprise (SBE) goal for the Project is 15%. BDA has proposed 49.19% SBE participation for the Project. BDA is a Palm Beach County company and is a certified SBE. District 4 (MRE)
  
6. **~~DELETED: Staff recommends motion to approve:~~** ~~Amendment Number Seven to the Red Light Violation Camera and Citation System contract (Contract Amendment) dated July 21, 2009, with American Traffic Solutions, Inc., to extend the contract date through January 21, 2015. Previous amendments have been approved by the Purchasing Department and currently extend the contract through October 21, 2014.~~ **SUMMARY:** Approval of this Contract Amendment will allow the continuation of the red light camera program until the completion of: 1) the current selection process for a red light camera vendor, and 2) the associated new multi-year contract that will be adopted by the Board. Countywide (DW)
  
7. **Staff recommends motion to approve:** Work Order No. 2013052-026 (Work Order) in the amount of \$668,000 to mill and resurface Northlake Boulevard from Military Trail to Old Dixie Highway (Improvements) utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2013-0235 with Community Asphalt Corp. **SUMMARY:** Approval of this Work Order will allow the contractual services necessary to construct the Improvements. Per County PPM CW-F-050, this Work Order exceeds the threshold relating to staff approvals of contracts, thus requiring approval from the Board of County Commissioners. District 1 (MRE)

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** the official transcript for the closing of the \$17,830,000 Palm Beach County, Florida, Public Improvement Revenue Bonds (Palm Tran Project), Series 2014 (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

E. COMMUNITY SERVICES

1. Staff recommends motion to ratify: signature of the Mayor on the Ryan White Part A HIV Emergency Relief Grant Program application with the United States Department of Health and Human Services, Health Resources Services Administration, for the period March 1, 2015, through February 29, 2016, in an amount not to exceed \$8,528,561, for new and existing programs to continue improving health outcomes for clients. **SUMMARY:** The Ryan White Part A HIV Emergency Relief Grant Program application in the amount of \$8,528,561 was submitted to the United States Department of Health and Human Services, Health Resources Services Administration. The grant highlights the need for new programs and to maintain all existing programs, increasing funding for health insurance premiums, deductibles and co-payments. The grant will allow Community Services to continue providing needed medical and support services to Palm Beach County residents living with HIV/AIDS. No County match is required. (Ryan White) Countywide (TKF)
  
2. Staff recommends motion to approve: Amendment to Service Agreement/Subcontract with American Eldercare, Inc. (AEC) (R2013-0861), for the Division of Senior Services (DOSS) to update Schedule B – Provider Fee Schedule Adult Day Care to comply with industry standard codes. **SUMMARY:** DOSS is a provider with AEC, a Florida Statewide Medicaid Managed Care Long Term Care Program. DOSS has the program and facility capacity to provide community-based services to AEC clients. DOSS provides health care services such as Case Management and Adult Day Care. The modification to Schedule B- Provider Fee Schedule Adult Day Care is necessary in order to comply with standard billing practices and enable AEC to provide a more efficient process in adjusting claims. Reimbursement rates remain the same. Except to the extent modified by this amendment, all of the terms and conditions of current provider participant agreement with AEC will apply. (DOSS) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve:

**A)** Amendments to Contracts for Provision of Financial Assistance with the below listed agencies, for the period October 1, 2014, through September 30, 2015, in an amount totaling \$594,339 to provide a variety of human service needs to the community:

- 1) Amendment No 01 to Contract for Provision of Financial Assistance with ASPIRA of Florida, Inc., (R2014-0025), increasing funding by \$125,000 for a new total contract amount not to exceed \$250,000; and
- 2) Amendment No 01 to Contract for Provision of Financial Assistance with Gulfstream Goodwill Industries, Inc., (R2013-1559), increasing funding by \$123,757 for a new total contract amount not to exceed \$247,514; and
- 3) Amendment No 02 to Contract for Provision of Financial Assistance with Gulfstream Goodwill Industries, Inc., (R2012-1657), increasing funding by \$44,768 for a new total contract amount not to exceed \$134,304; and
- 4) Amendment No 01 to Contract for Provision of Financial Assistance with 211 Palm Beach/Treasure Coast, Inc., (R2013-1390), increasing funding by \$37,243 for a new total contract amount not to exceed \$74,486; and
- 5) Amendment No 01 to Contract for Provision of Financial Assistance with Area Agency on Aging of Palm Beach/Treasure Coast, Inc., (R2014-0240), increasing funding by \$263,571 for a new total contract amount not to exceed \$527,142.

**B)** Contract for Provision of Financial Assistance with Father Flanagan's Boys Town Florida, Inc., for the period October 1, 2014, through September 30, 2015, in an amount not to exceed \$736,896 to coordinate behavioral/mental health services for children and families.

**SUMMARY:** On July 22, 2014, the Board of County Commissioners (BCC) approved funding allocations for the Financially Assisted Agencies (FAA) Program and the Youth Violence/Diversion and Summer Camp Scholarship Programs being transferred to the new Youth Services Department. The contract amendments being recommended in this item reflect the dollar amounts approved by the Board for FY 2015. These contracts represent \$1,082,478 of the total FAA funding allocation of \$11,290,068 and \$248,757 of the total Youth Violence/Diversion and Summer Camp Scholarship allocation of \$968,118. Other contracts and amendments under these programs will be forthcoming upon receipt of all the required information. Countywide (TKF)

4. **DELETED**

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

5. **Staff recommends motion to approve:** Contracts for Provision of Services with the below-listed agencies, for the period October 1, 2014, through September 30, 2015, in an amount totaling \$392,778 to provide emergency shelter and homeless prevention services to individuals and families who are homeless or at risk of homelessness:

**A)** Adopt-A-Family of the Palm Beaches, Inc., in an amount not to exceed \$31,571; and

**B)** Aid to Victims of Domestic Abuse, Inc., in an amount not to exceed \$45,249; and

**C)** Catholic Charities of the Diocese of Palm Beach, Inc., in an amount not to exceed \$34,000; and

**D)** Farmworker Coordinating Council of Palm Beach County, Inc., in an amount not to exceed \$40,000; and

**E)** The Children's Home Society of Florida, in an amount not to exceed \$30,920; and

**F)** The Salvation Army, in an amount not to exceed \$165,249; and

**G)** The Young Women's Christian Association of Palm Beach County, Florida, in an amount not to exceed \$45,789.

**SUMMARY:** On July 22, 2014 (R2014-1079), the Board of County Commissioners approved the Palm Beach County Action Plan for Fiscal Year 2014-2015 which allocated \$478,676 in Emergency Solutions Grant (ESG) funds to non-profit agencies to provide assistance to the homeless and those at risk of becoming homeless. These contracts will fund activities which 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. The balance of the grant funds will be applied to program administration and database management. These Federal ESG funds require a matching contribution which will be provided by the funded agencies. Employee Annie L. Monroe of Farmworker Coordinating Council of Palm Beach County, Inc. serves on a County Advisory Board, the Farmworker Program Advisory Board. This Board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency 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. (Human Services) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. **Staff recommends motion to approve:** Contract for Provision of Financial Assistance with Christians Reaching Out to Society, Inc., for the period October 1, 2014, through September 30, 2015, in an amount not to exceed \$49,000 to provide gleaning services. **SUMMARY:** Christians Reaching Out to Society, Inc. (CROS) will recruit and coordinate gleaning opportunities through local congregations, civic and non-profit agencies within the County to develop strong neighborhood relationships, opportunities and support systems. Gleaning is the gathering of excess produce after the fields have been harvested. The produce is distributed to homeless shelters, day care centers, senior centers, and emergency food pantries. This project is collaboration between Palm Beach County, CROS and United Way to bring fresh produce into low-income neighborhoods as fresh fruit and vegetables are usually too expensive and/or of poor quality in these areas. The addition of these resources adds much needed nutrition to the diet and promotes health and wellness. No County funds are required. (Community Action Program) Countywide (TKF)
  
7. **Staff recommends motion to approve:** Amendment No. 2 to Contract for Provision of Services with Children's Case Management Organization, Inc., d/b/a Families First of Palm Beach County (R2013-1398), for the period October 1, 2013, through September 30, 2014, to reallocate budget between service programs to provide emergency shelter services to homeless individuals and families. **SUMMARY:** This amendment is necessary to allow for payment of services rendered during the contract period. The reallocation of funds was necessary due to the greater demand for hotel/motel services during July through September. Overall total funding of \$14,472 will not change. No County funds are required. (Human Services) Countywide (TKF)

F. AIRPORTS

1. **DELETED**
  
2. **Staff recommends motion to adopt:** a Resolution adopting a new standard form Non-signatory Airline Agreement; authorizing the County Administrator or his designee to execute standard form Non-signatory Airline Agreement on behalf of the Board of County Commissioners; authorizing the County Administrator or his designee to enter into certain amendments to the standard form Non-signatory Airline Agreement; repealing Resolution 2007-1968; providing for severability; and providing for an effective date. **SUMMARY:** This Resolution adopts a new standard form Non-signatory Airline Agreement, which provides for the use of certain airport facilities on a short-term or seasonal basis. This Resolution also authorizes the County Administrator or his designee to execute the approved standard form agreement on behalf of the Board; to agree to modifications to an airline's premises; and to agree to non-material changes to the standard forms. This Resolution also authorizes the County Administrator or his designee to execute the approved standard form agreement on behalf of the Board and to agree to non-material changes to the standard forms. Countywide (HF)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

3. Staff recommends motion to adopt: a Resolution establishing a standard form Automobile Transport Operator Permit (Permit); authorizing the County Administrator or his designee to execute the standard form Permits; repealing Resolution 2009-1960; and becoming effective upon adoption. **SUMMARY:** The Resolution establishes new standard form Permit for use with automobile transport operators at the Palm Beach International Airport (PBIA), and authorizes the County Administrator or his designee to execute the standard form Permits on behalf of the Board. The Resolution repeals Resolution 2009-1960 which adopted a similar permit. Countywide (AH)
  
4. Staff recommends motion to approve: Amendment No. 2 to the Professional Services Agreement with Corgan Associates, Inc. in the amount of \$1,659,431 for construction phase services related to the Baggage Handling System (BHS) Improvements at Palm Beach International Airport (PBIA). **SUMMARY:** The Professional Services Agreement (R2012-1241) with Corgan Associates, Inc. for professional planning, design and engineering services was approved on September 11, 2012 in the amount of \$1,491,800. Approval of Amendment No. 2 in the amount of \$1,659,431 will provide funds to complete Construction Phase Services in support of the BHS Improvements at PBIA. Corgan Associates, Inc. is a Dallas, Texas based firm; however, the work will be completed in conjunction with two Palm Beach County subconsultants and firms. Countywide (JCM)
  
5. Staff recommends motion to approve: Amendment No. 2 to the General Consulting Agreement with AECOM Technical Services, Inc. for consulting/professional services in the amount of \$298,422 for the continued performance of professional planning and design services related to the approved Palm Beach County Airports Capital Improvement Program. **SUMMARY:** The Consulting Agreement (R2014-0031) with AECOM Technical Services, Inc. for general airport planning and design was approved on January 14, 2014 in the amount of \$1,641,372 in order to carry out the approved Capital Improvement Programs for the County's Airports. The agreement is for two years with two one-year renewal options. Approval of Amendment No. 2 in the amount of \$298,422 will provide funds to complete the following tasks: Palm Beach International Airport (PBIA) Air Cargo Apron Rehabilitation – Supplemental Services; PBIA Concourse B Concrete Apron Rehabilitation; PBIA Terminal Air Handler Units Replacement Additional Design Services; PBIA Friction Coating – Construction Services; Task III Services – Miscellaneous Planning and Engineering Services; Miscellaneous Financial Consulting and Capital Programming Services; and Miscellaneous Environmental Consulting Services. AECOM Technical Services, Inc. is a Los Angeles, California based firm; however, the majority of the work to be completed in this agreement will be completed and/or managed through their West Palm Beach and Tampa, Florida offices in conjunction with several Palm Beach County-based subconsultants and firms. Countywide (JCM)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

6. Staff recommends motion to:

**A) approve** a Non-Federal Reimbursable Agreement (AJW-ON-AAC-14-A592) with the Federal Aviation Administration (FAA) in the amount of \$9,149 for a commissioning flight inspection of the Precision Approach Path Indicators (PAPI) and Runway End Identifier Lights (REIL) on Runway 17 and Runway 35 at Palm Beach County Glades Airport (PHK); and

**B) request** the Clerk to make an advance payment of \$9,149 to the FAA in accordance with the requirements of the Reimbursable Agreement.

**SUMMARY:** The Palm Beach County Department of Airports is currently completing a project to provide for airfield electrical improvements at PHK. The project includes new REILs and threshold lights, new PAPI systems, new hold signs, new taxiway edge lighting and signage, airfield electrical vault installation, and new apron lighting and airport beacon. Due to the critical nature of their function, the REILs and PAPIs must be inspected by the FAA through a flight check of the systems. This Agreement provides funds for the FAA to perform this commissioning flight inspection. Countywide (AH)

7. Staff recommends motion to:

**A) receive and file** Federal Aviation Administration (FAA) Grant Agreement Number 3-12-0086-014-2014 in the amount of \$37,150 for Design Runway Marking Re-Designation at Palm Beach County Park Airport; and

**B) approve** a Budget Amendment of \$37,150 in the Airport's Improvement and Development Fund to provide for receipt of \$37,150 of Grant Funding from the FAA; and budget project cost of \$41,278, which includes a transfer from Reserves in the amount of \$4,128 to provide mandatory match.

**SUMMARY:** This grant begins on September 19, 2014 and expires on September 30, 2018. 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)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve:

**A)** a Budget Amendment of \$87,059,909 in the \$72.4M Revenue Refunding Bonds, Series 2014A Debt Service Fund to budget bond proceeds, costs of issuance, and payment to refunding bond escrow agent;

**B)** a Budget Amendment of \$2,983,938 in the \$98M Public Improvement Revenue Bonds, Series 2007C Debt Service Fund to reduce the interest payment and the transfer from the Sale of Mecca Farms debt service fund;

**C)** a Budget Amendment of \$44,704 in the \$2.5M Public Improvement Revenue Refunding Bond, Series 2007A Debt Service Fund to reduce the interest payment and the transfer from the General Fund;

**D)** a Budget Amendment of \$129,079 in the \$5.1M Public Improvement Revenue Refunding Taxable Bond, Series 2007B Debt Service Fund to reduce the interest payment and the transfer from the General Fund;

**E)** a Budget Amendment of \$419,900 in the \$14.6M Public Improvement Revenue Parking Facility Expansion Bond, Series 2006 Debt Service Fund to reduce the interest payment and the transfer from the General Fund;

**F)** a Budget Transfer of \$1,604,991 in the General Fund to reduce transfers to various debt service funds and increase reserves;

**G)** a Budget Transfer of \$2,983,938 in the Sale of Mecca Farms Debt Service Fund to reduce the transfer to the \$98M Public Improvement Revenue Bonds, Series 2007C Debt Service Fund and increase the transfer to the \$72.4M Revenue Refunding Bonds, Series 2014 Debt Service Fund and the \$24.4M Public Improvement Revenue Taxable Bond, Series 2004B Debt Service Fund; and

**H)** a Budget Transfer of \$1,011,308 in the \$24.4M Public Improvement Revenue Taxable Bond, Series 2004B Debt Service Fund to reduce the transfer from the General Fund and increase the transfer from the Sale of Mecca Farms Debt Service Fund.

**SUMMARY:** On July 1, 2014 the Board authorized the issuance of the Series 2014A Refunding Bonds for a partial refunding for the Public Improvement Revenue Parking Facility Expansion, Series 2006, the Public Improvement Revenue (Biomedical) Bond, Series 2007A, the Public Improvement Revenue Taxable (Biomedical) Bond, Series 2007B, and the Public Improvement Revenue (Scripps) Bond, Series 2007C through a competitive sale as recommended by the County Financing Committee and the County's Financial Advisor. Through an electronic bid process, the County awarded the sale to Goldman Sachs. The refunding will save the County approximately \$6.8 million in debt service over the life of the bonds. The County's AA+/Aa1 (AAA on General Obligation Bonds) credit rating increased the savings by approximately \$865,000. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: a Lease Agreement with the City of Lake Worth for 1,570 SF of office space at the Osborne Community Center for approximately \$7,101/year to provide Community Action Program (CAP) services. **SUMMARY:** Since January 1989 (R89-22), the Department of Community Services has offered Head Start and CAP services at the City of Lake Worth Osborne Community Center (Center) in Howard Park located at 1699 Wingfield Street. On May 6, 2014 (R2014-0603), the Board approved the cancellation of that 1989 lease effective June 30, 2014, as the County transferred responsibility for Head Start operations to Lutheran Services Florida. As the City and County wish to continue providing CAP services at the Center, this Lease allows CAP to continue utilizing 1,570 SF in the northeast corner of the Center. The Lease term is retroactive to July 1, 2014, and expires June 30, 2015, with automatic annual renewals unless the City or the County cancels with ninety days written notice to the other party. Annual rent is \$1 and CAP will reimburse the City for utility expenses of approximately \$7,100/year (\$591/mo.). (PREM) District 7 (HJF)

I. ECONOMIC SUSTAINABILITY

1. REVISED TITLE: Staff recommends motion to approve:

**A)** the Fiscal Year 2014-2015 State Housing Initiatives Partnership budget allocations for affordable housing strategies as follows:

- Second Mortgages for first time homebuyer acquisitions	\$1,280,000
- Veterans Homeownership and Preservation for eligible veterans	\$1,000,000
- HOME Match (required)	\$ 375,000
- Utility Connection for water and sewer services	\$ 100,000
- Roof Replacement/Repair	\$ 809,751
- Foreclosure Prevention	\$ 150,000
- Rental Housing Re-entry	\$ 500,000

**B)** a Budget Amendment of \$4,683,057 to the “Affordable Housing Trust Fund (SHIP)” 2014-2015 Budget to recognize ~~2014-2015~~ 2013-2014 State Housing Initiatives Program (SHIP) grant award; and

**C)** a Budget Transfer reallocating \$200,000 in charge offs and operating expense in the Economic Development budget for Fiscal Year 2013-2014.

**SUMMARY:** Palm Beach County received an allocation of \$4,683,057 from the Florida Housing Finance Corporation (FHFC) for SHIP Fiscal Year 2014-2015 of which 4,214,751 will be used to implement various affordable housing programs and other related activities. The remaining ten percent (10%) of the funds totaling \$468,306 will be utilized to administer the programs. A comprehensive outreach to multiple housing service providers and stakeholders was conducted and the funding recommendations are a result of their input. Priority preference is given to special needs households which include persons with disabilities, elderly and veterans. Approximately 145 households will be assisted through the recommended strategies. The County utilizes SHIP funds to fulfill the 25% match requirement for HOME funds. SHIP regulations require that at least 65% of a local jurisdiction’s SHIP funding allocation be designated for homeownership activities and that 20% of the funding allocation be expended on special needs applicants. **These are State SHIP funds which require no local match.** Countywide (TKF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to approve: a Satisfaction of Mortgage and Notice of the Survival of Certain Covenants and Restrictions for Evernia Station Limited Partnership (ESLP). **SUMMARY:** On November 19, 2002, the County entered into a Rental Assistance Loan Agreement (R2002-2084) with ESLP to provide \$320,000 from HOME Investment Partnership Program (HOME) funds towards the construction of 20 rental units at 950 Evernia Street in West Palm Beach. This cash flow dependent loan was provided at three percent (3%) for 15 years, and was secured on March 27, 2003, by a Mortgage and Security Agreement and a Promissory Note which matures on July 1, 2017. As of August 31, 2014, ESLP owes \$320,000 in principal and \$105,542 in accrued interest. They have proposed an early payment of \$309,130 for a full satisfaction of the County's Mortgage. The project has not generated any cash flow to pay down any amounts owed. Staff has reviewed cash flow statements recently prepared by an independent Certified Public Accountant for the period 2008 to the present which confirms the lack of cash flow as indicated in project income and expense certifications received from ESLP. Staff recommends acceptance of ESLP's offer which would relieve ESLP from its financial obligation without affecting the continuation of the original affordability requirements up to March 26, 2018. **The original funding was provided from Federal HOME grant funds which required a 25% local match provided with State SHIP funds.** (DES Contract Development) District 7 (TKF)
  
3. Staff recommends motion to approve: the transfer of title to 5095 Norma Elaine Road in unincorporated Palm Beach County (Property) from the Florida Conference Association of Seventh-Day Adventists (Conference) to H.A.C.E.R. Ministry Corp. (HACER). **SUMMARY:** On April 1, 2010, Palm Beach County entered into an Agreement (R2010-0902) with the Conference to provide \$183,955.14 of Neighborhood Stabilization Program (NSP) funds for the acquisition and rehabilitation of properties. The Conference, whose offices are located in Altamonte Springs, completed the project according to the Agreement through the purchase, rehabilitation and lease-up of the Property containing four (4) rental units. The project was implemented by H.A.C.E.R. Ministry Corp. (HACER) acting on behalf of the Conference as its local arm. The County has an interest in the Property through a recorded Declaration of Restrictions for Rental Properties (Declaration) the provision of which was required by the Agreement. The Declaration secured the NSP funds and memorialized the NSP requirements for the use of the Property including its occupancy by tenants whose incomes are at or below 50% of area median income. Since project completion HACER has managed the Property for the Conference. HACER has agreed to comply with the terms and conditions of the Declaration via the execution and recording of an Assumption Agreement upon its receipt of title. The Assumption Agreement continues the long term affordability and occupancy requirements of the Property until March 31, 2030. **The activities undertaken through the Agreement were funded with Federal NSP funds which required no local match.** (DES Contract Development) District 2 (TKF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

4. Staff recommends motion to:

**A) approve** a HOME Investment Partnerships (HOME) Program funding award in the amount of \$1,440,000 to the Community Land Trust of Palm Beach County, Inc., the expenditure of which by Palm Beach County shall be subject to the release of these funds by the U.S. Department of Housing and Urban Development through its Integrated Disbursement & Information System;

**B) direct** staff to negotiate the loan agreement; and

**C) authorize** the County Administrator or his designee to execute the loan agreement, amendments thereto, and all other documents necessary for project implementation.

**SUMMARY:** On August 3, 2014, the Department of Economic Sustainability (DES) issued a Request for Proposal DES.2014.1 (RFP) making \$2,473,996 in Federal HOME Program funds available for housing development projects. A selection committee consisting of six voting members met at a public meeting held on September 17, 2014. The committee ranked the proposals based on the criteria established in the RFP. The selection committee recommended that the Community Land Trust of Palm Beach County, Inc. be awarded funding in the amount of \$1,440,000 for Davis Landings West, a 24-unit single family homeownership project to be located at 4938 Davis Road in unincorporated Palm Beach County. The project will result in the new construction of 18 single family detached homes and eight townhomes, all three-bedroom/two-bath units. The project is the second and final phase of the Davis Landings project, the first phase of which the County funded with \$5,723,006 in Neighborhood Stabilization Program funds (R2010-1944) and which resulted in the successful construction of a 25-unit multifamily rental complex. This proposal received scoring preference in the RFP process because it will complete an existing County project. Due to strict Federal deadlines staff is requesting the authorization of the County Administrator, or his designee, to execute loan agreements. **These are Federal HOME Program grant funds which require a 25% local match provided with State SHIP funds.** (Strategic Planning Section) District 3 (TKF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

5. Staff recommends motion to:

**A) approve** a HOME Investment Partnerships (HOME) Program funding award in the amount of \$1,033,996 to New South Bay Villas, Ltd., the expenditure of which by Palm Beach County shall be subject to the release of these funds by the U.S. Department of Housing and Urban Development through its Integrated Disbursement & Information System;

**B) direct** staff to negotiate the loan agreement; and

**C) authorize** the County Administrator or his designee to execute the loan agreement, amendments thereto, and all other documents necessary for project implementation.

**SUMMARY:** On August 3, 2014, the Department of Economic Sustainability (DES) issued a Request for Proposal DES.2014.1 (RFP) making \$2,473,996 in Federal HOME Program funds available for housing development projects. A selection committee consisting of six voting members met at a public meeting held on September 17, 2014. The committee ranked the proposals based on the criteria established in the RFP. The selection committee recommended that New South Bay Villas, Ltd., be awarded funding in the amount of \$1,033,996 for the redevelopment of New South Bay Villas, a 131-unit multifamily rental project to be located on the site of the Palm Beach County Housing Authority's Marshall Heights and South Bay Villas properties at 1001 Jasmine Court and 110 Harrelle Drive in South Bay. The project includes the rehabilitation of 65 apartment units in eight buildings, and the replacement of 62 demolished units with 66 newly-constructed units in ten buildings. The project will result in 40 four-bedroom, 34 three-bedroom, 56 two-bedroom, and one one-bedroom apartments. The proposal received scoring preference in the RFP process because of its location in the Glades Region, as per Board direction given during the Action Plan approval process. The project will be developed by the Palm Beach County Housing Authority and the McCurdy Senior Housing Corporation. Due to strict Federal deadlines staff is requesting the authorization of the County Administrator, or his designee, to execute loan agreements. **These are Federal HOME Program grant funds which require a 25% local match provided with State SHIP funds.** (Strategic Planning Section) District 6 (TKF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

6. **REVISED SUMMARY: Staff recommends motion to approve:** three Amendments to Agreements with the City of Lake Worth under the Community Development Block Grant (CDBG) Program, as follows:

**A)** Amendment No. 001 to an Agreement (R2014-0140) to revise the project budget and extend the project completion date;

**B)** Amendment No. 001 to an Agreement (R2013-0909) to revise the project budget and extend the project completion date; and

**C)** Amendment No. 002 to an Agreement (R2013-1423) to revise the project budget and extend the project completion date.

**SUMMARY:** On February 4, 2014, the County entered into an Agreement (R2014-0140) with the City of Lake Worth to provide \$212,396 in CDBG local entitlement funds for the construction of a greenway along 9<sup>th</sup> Avenue South. The City requested that \$35,000 be reallocated to its other CDBG funded projects. Amendment No. 001 reduces the project budget by \$35,000 and extends the completion date from May 31, 2015 to July 31, 2015. On July 16, 2013, the County entered into an Agreement (R2013-0909), with the City of Lake Worth to provide \$325,000 in CDBG local entitlement funds for the construction of street improvements on 10<sup>th</sup> Avenue South. The City requested that \$70,000 be reallocated to its other CDBG funded projects. Amendment No. 001 reduces the project budget by \$70,000 and extends the completion date from December 30, 2014 to August 31, 2015. On October 22, 2013, the County entered into an Agreement (R2013-1423) with the City of Lake Worth to provide \$80,000 in CDBG local entitlement funds for the construction of a greenway/bikeway on 5<sup>th</sup> Avenue North. An additional \$20,000 is needed to complete the scope of work. Amendment No. 002 increases the project budget by \$20,000 and extends the completion date from October 30, 2014 to September 30, 2015. Of the remaining \$85,000 not reallocated through these Amendments, ~~\$30,000 will be added to the City's local entitlement of \$450,750 in CDBG funds for the design and construction of improvements along 7<sup>th</sup> Avenue South. A separate Amendment to the Agreement for this project will be presented to Board of County Commissioners (BCC) at a later date. The remaining \$55,000 which was not reallocated through these Amendments will be added to the City's Fiscal Year 2014-2015 allocation of \$212,396 in CDBG local entitlement funds for design and construction improvements on 11<sup>th</sup> Avenue South. A separate Agreement for this project will be presented to the Board of County Commissioners. The City is in the process of evaluating its other ongoing projects for the remaining unallocated \$30,000 in CDBG funds. These are Federal CDBG funds which require no local match.~~ (DES Contract Development) District 7 (TKF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to:

**A) approve** State Financial Assistance Agreement No. LP50200 with the Florida Department of Environmental Protection (FDEP) for \$1,000,000 towards the restoration and repair of the water infrastructure of the Glades Region;

**B) authorize** the County Administrator, or his designee, to sign all future time extensions, task assignments, certifications and other forms associated with this agreement that do not significantly change the scope of work, terms or conditions of the agreement; and

**C) approve** a Budget Amendment of \$3,000,000 in the Water Utilities Department Capital Improvement Fund (Fund 4011) to recognize the \$1,000,000 grant revenue from the agreement and reallocate \$2,000,000 from the Glades Region Water Distribution Rehabilitation project to the Lake Region Improvement project.

**SUMMARY:** FDEP Agreement No. LP50200 will reimburse the County up to \$1,000,000 towards the implementation of water infrastructure improvement projects that are required in order to repair and restore the water infrastructure of the Glades Region. The grant amount will be utilized to replace 2.5 miles of old 6" water main with a new 12" pipe along Bacom Point Road in the City of Pahokee. This project will improve the service level, system reliability and fire flow in the area by connecting the Lake Region Water Treatment Plant and the elevated tank in the City of Pahokee. This Agreement is part of the State of Florida Grant Assistance Program Pursuant to Line Item 1668A of the 2014-2015 General Appropriations Act. These funds require no match from the County. District 6 (MJ)

2. **DELETED**

3. Staff recommends motion to approve: a Contract for Engineering/Professional Services with Globaltech, Inc. for the Water Treatment Plant No. 8 (WTP 8) Anion Exchange System design and bidding services in the amount of \$996,524.23. **SUMMARY:** This Contract will provide engineering and construction administration services required to expand the capacity of the WTP 8 fixed bed anion exchange system from 10 mgd to 24 mgd to improve water quality. The existing energy intensive ozone system is nearing the end of its useful life and will be demolished. The selected engineering firm was procured under the provisions of Florida Statutes 287.055 (Consultant Competitive Negotiation Act). The Contract has a term of three years. This Contract has a small business participation goal of 75%. Globaltech, Inc. is a Palm Beach County company. (WUD Project No. 13-022) District 2 (JM)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. Staff recommends motion to accept: a Utility Easement (Easement) granted to Palm Beach County (County) by the South Florida Water Management District (SFWMD). **SUMMARY:** The Easement within the SFWMD canal right-of-way is needed to relocate an existing 36" DIP Reclaimed Water Main (RCWM) providing cooling water to the Florida Power and Light West Coast Energy Center. SFWMD has requested the relocation in order to accommodate the SFWMD L-8 Reservoir Project located on the west side of SFWMD L-8 Canal and north of Southern Boulevard (State Road 80). SFWMD approved the Easement at the October 9, 2014 meeting of their Governing Board and will execute following the County's approval. The Easement requires Board of County Commissioners approval as it modifies the County's standard utility easement to permit the SFWMD to require the relocation of the RCWM at SFWMD's expense. In the case of any relocation, the SFWMD shall be required to provide the County with a replacement utility easement. In addition, any such relocation shall be subject to the County's approval of the location, the timing of the relocation, and the terms of the replacement utility easement. District 6 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to receive and file:
  - A) Supplement Number 0005 to Grant and Cooperative Agreement L11AC20221 (R2011-1394) with the U.S. Bureau of Land Management (BLM) recognizes a modification to add funds in the amount of \$45,025.25 for FY 2014 to treat exotic species and manage native wildlife at the Jupiter Inlet Lighthouse Outstanding Natural Area (JILONA) for the period of performance August 1, 2011, through September 30, 2016; and
  - B) Supplement Number 0006 to Grant and Cooperative Agreement L11AC20221 (R2011-1394) with the U.S. Bureau of Land Management (BLM) recognizes a modification to add funds in the amount of \$6500 for FY 2014 to provide a climate change report for the Jupiter Inlet Lighthouse Outstanding Natural Area (JILONA) Project for the period of performance August 1, 2011, through September 30, 2016.

**SUMMARY:** On September 13, 2011, the Board of County Commissioners approved BLM Grant and Cooperative Agreement L11AC20221 (R2011-1394) for contracted services at JILONA. Delegated authority to execute time extensions, task assignments, certifications and other forms associated with this contract was approved pursuant to PPM No. CW-O-051. These modifications are internal to BLM, allocating funds over certain time frames and do not increase the total amount awarded. District 1 (SF)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. **Staff recommends motion to approve:** a revised standard form Interlocal Agreement with Palm Beach County Sheriff's Office (PBSO) for law enforcement services within the estuarine waters of Palm Beach County during manatee season. **SUMMARY:** On August 19, 2014, the Board of County Commissioners approved Resolution (R2014-1193) adopting a standard form Interlocal Agreement with law enforcement agencies for an increased presence in the estuarine waters of Palm Beach County. PBSO requested that provisions in the standard form Interlocal Agreement relating to the Inspector General's authority to review activities related to this Agreement be removed. Countywide (SF)

3. **Staff recommends motion to:**

**A) ratify** the Mayor's signature on Contractual Services Agreement No. 021283 and the Annual Certified Budget for Mosquito Control with the Florida Department of Agriculture and Consumer Services (FDACS) for mosquito control activities performed during Contract period October 1, 2014, through September 30, 2015 for an amount not to exceed \$43,009; and

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

**SUMMARY:** The Agreement provides Arthropod Control State Aid of up to \$43,009 in quarterly installments with monthly reporting requirements regarding mosquito control activities. No match is required. The FDACS Form 13617 Certified Budget had to be signed and delivered to Tallahassee no later than October 1, 2014. Countywide (SF)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to receive and file: the following original executed Independent Contractor Agreements and First Amendment to Independent Contractor Agreements:

**A)** Gordon Andrews, USA Swimming/US Masters Swimming Coach, Lake Lytal Family Aquatic Center, for the period October 1, 2014, through September 30, 2015;

**B)** Kiril Zahariev, USA Swimming Coach, North County Aquatic Complex, for the period October 1, 2014, through September 30, 2015;

**C)** Mary Lou Putnam, Water Exercise Instructor, North County Aquatic Complex, for the period October 1, 2014, through September 30, 2015;

**D)** LB2 Enterprises, Inc. (R2013-1754), US Masters Swimming Coach, North County Aquatic Complex, for the period October 1, 2013, through September 30, 2014;

**E)** LB2 Enterprises, Inc., US Masters Swimming Coach, North County Aquatic Complex, for the period October 1, 2014, through September 30, 2015;

**F)** Caroline Ann Karolinko, US Synchronized Swimming Coach, Aqua Crest Pool, for the period October 1, 2014, through September 30, 2015;

**G)** Patricia Ann Fisher, Water Exercise Instructor, Aqua Crest Pool, for the period October 1, 2014, through September 30, 2015;

**H)** Dennis G. Mobley (R2014-1204), Soul Line Dancing Instructor, Westgate Recreation Center, for the period July 9, 2014, through August 27, 2014;

**I)** Anastasia Scruggs, Hip Hop Dance Instructor, CMAA Therapeutic Recreation Complex, for the period October 1, 2014, through September 30, 2015;

**J)** Nancy Kelly, Water Exercise Instructor, North County Aquatic Complex, for the period October 1, 2014, through September 30, 2015;

**K)** Stephen VanCoppennolle, Water Exercise Instructor, North County Aquatic Complex, for the period October 1, 2014, through September 30, 2015;

**L)** DMC Healthcare Consulting, LLC, Cardio Boot Camp Instructor, West Jupiter Recreation Center, for the period October 2, 2014, through September 29, 2015; and

**M)** Gold Coast Gymnastics, Inc., Tiny Tot Tumbling Instructor, West Boynton Recreation Center, for the period October 2, 2014, through September 25, 2015.

**SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File Agenda Item. These Independent Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 2002-2103, 2007-0409, and 2012-0168, and are now being submitted to the Board to receive and file. Districts 1, 2, 3 & 7 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

2. Staff recommends motion to:

**A) approve** Right of Entry Permit, License, and Development Agreement for Fitness Zone® Equipment Installation with The Trust for Public Land (TPL) for the purchase and installation of a Fitness Zone® project at John Prince Memorial Park for the period October 21, 2014, through October 20, 2015;

**B) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the County Administrator or designee to execute documents on behalf of the Board of County Commissioners relating to the Agreement with The Trust for Public Land for the design and construction of a Fitness Zone® at John Prince Memorial Park; providing for severability; and providing for an effective date;

**C) authorize** the County Administrator or his designee to execute the Final Acceptance and Assignment of Warranty documentation, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions set forth in the Agreement; and

**D) authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with TPL for this project.

**SUMMARY:** TPL has been successfully working with counties and municipalities across the United States to develop Fitness Zones® which are accessible outdoor exercise equipment that use a gravity and resistance weight system. TPL has been awarded a grant from the Quantum Foundation for the development of two Fitness Zones® in Palm Beach County, with one being located within John Prince Memorial Park. The grant funding for the John Prince Memorial Park project in the amount of \$67,500 will cover a portion of the equipment and its installation costs, as well as TPL's project management, legal and administrative fees. The balance of the project's cost will come from Zone 2 Impact Fee funding, in the amount of \$127,290. In an effort to have project continuity, TPL's contractor will complete the entire project including installation of a shade structure with TPL's oversight. The County will reimburse TPL \$66,779 upon the delivery and satisfactory inspection of the Fitness Zone® equipment and shade structure by TPL's contractor, and will reimburse TPL the outstanding balance upon the completion and acceptance of the final project. The development and construction of a Fitness Zone® have been budgeted in the Parks and Recreation Department capital budget. The Agreement releases TPL from all claims and liabilities in connection with the equipment and its installation once the County has accepted the installed equipment. District 3 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

3. Staff recommends motion to approve:

A) Interlocal Agreement with the Village of Royal Palm Beach in an amount not to exceed \$68,895 for the period of October 21, 2014, through October 20, 2015, for funding of construction of a dog park to be located within Royal Palm Beach Commons Park; and

B) Budget Transfer of \$68,895 within the 2005 \$25 Million General Obligation Recreational and Cultural Facilities Bond Fund from South Bay RV and Recreation Center to Royal Palm Beach Commons Park Dog Park.

**SUMMARY:** This Interlocal Agreement provides funding to help offset costs for the construction of a dog park located within Royal Palm Beach Commons Park. The project scope for the South Bay RV and Recreation Center project has been reduced, thus leaving funding available for this budget transfer. This funding request is supported by the District Commissioner. Funding for this budget transfer is from the 2002 \$50 Million General Obligation Recreational and Cultural Facilities Bond referendum. District 6 (PK)

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: an Amendment to the Agricultural Land Management Interlocal Agreement with the Palm Beach Soil and Water Conservation District, amending the termination provision by requiring Palm Beach Soil and Water Conservation District obtain a super majority vote prior to terminating the Agreement. **SUMMARY:** The County and Palm Beach Soil and Water Conservation District (PBSWCD) entered into an Agricultural Land Management Interlocal Agreement on June 5, 2012 (R2012-0839) (Agreement) which requires PBSWCD to manage agricultural lands purchased by the County with funds from the March 1999 Conservation Lands Bond Referendum. PBSWCD is requiring all of its contracts contain super majority vote language prior to termination. This Amendment adds the requested language by PBSWCD. Districts 1, 3 & 5 (AH)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to receive and file: a Contract with the Jerome Golden Center for Behavioral Health, Inc. to reinstate Contract R2014-0635 and reallocate dollars within the existing line items of the budget. **SUMMARY:** This document has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Executive Director of the Criminal Justice Commission in accordance with Resolution R2011-1078 and is now being submitted to the Board to receive and file. The Contract (R2014-0635) for housing services expired June 30, 2014. All services have been completed before June 30, 2014. The purpose of reinstating Contract R2014-0635 is only to allow for both final adjustment and final payment. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to:

**A) approve** a Budget Transfer of \$372,000 within the Fire Rescue Main MSTU (Fund 1300) to establish funding in the Fire Rescue Capital Improvement Fund (Fund 3700) for Fire Station 42 renovations located at 14276 Hagen Ranch Road in Delray Beach and Station 45 (15450 Jog Road in Delray Beach) and Station 46 (7550 Jog Road in Lake Worth) generator replacement; and

**B) approve** a Budget Transfer of \$750,000 from reserves in the Fire Rescue Capital Improvement Fund (Fund 3700) to fund the renovation of Palm Beach County Fire Rescue Station No. 42 located at 14276 Hagen Ranch Road in Delray Beach; and

**C) approve** a Budget Amendment of \$372,000 in the Fire Rescue Capital Improvement Fund (Fund 3700) which will recognize the revenue from the Fire Rescue MSTU (Fund 1300) and establish budget to fund the Station 42 renovations and Stations 45 and 46 generator replacement.

**SUMMARY:** Fire Rescue Station No. 42 was transferred to the County from Del Trail when the County consolidated the fire districts into the Palm Beach County Fire Rescue Department in 1984. Due to the age of the facility, the County has identified significant renovations necessary to bring the facility into compliance and provide reconfigurations to better meet the County’s needs. The major components of this renovation project including roof replacement, replacement of an outdated fire alarm system, and significant electrical, mechanical and plumbing updates. Through replacement or new construction, all but two of the 49 fire stations throughout the County have generators with the capacity to provide enough power to operate the entire station during power outages. This budget transfer and related amendment will provide the necessary appropriations to replace the last two station generators located at Station 45 located at 15450 Jog Road in Delray Beach and Station 46 located at 7550 Jog Road in Lake Worth. Countywide (SGB)

2. Staff recommends motion to approve: two reappointments to Seat No. 6 and Seat No. 7 to the Fire Code Board of Appeals and Adjustments beginning on October 21, 2014 through September 30, 2017:

<u>Nominee</u>	<u>Category</u>	<u>Seat No.</u>	<u>Nominated By</u>
Roy Pollack	Fire Alarm Contractor	6	Vice Mayor Burdick Commissioner Valeche Mayor Taylor
Daniel Thompson	Mechanical Engineer	7	Vice Mayor Burdick Commissioner Valeche Mayor Taylor

**SUMMARY:** The Fire Code Board of Appeals and Adjustments is maintained in accordance with the Palm Beach County Local Amendments to the Florida Fire Prevention Code (Ordinance 2014-002). On August 29, 2014, a memo was distributed to the Commissioners requesting nominations to this eight member Board (At-Large). This Board is appointed by the Board of County Commissioners and members serve no more than three consecutive three year terms. No other nominations were received. As required by Section 2-443 of the Code of Ethics, this Agenda Item Summary will serve as disclosure for Daniel Thompson. Mr. Thompson is the owner of Thompson & Youngross Engineering Consultants, LLC, as well as a sub consultant to Civil Design, Inc. Civil Design has contract’s for small civil engineering projects with Palm Beach County. The Fire Code Board of Appeals and Adjustments provides no regulation, oversight, management, or policy-setting recommendations regarding this contract. Countywide (PK)

3. CONSENT AGENDA APPROVAL

T. HEALTH DEPARTMENT

1. Staff recommends motion to adopt: a Resolution amending the Palm Beach County Health Department Fee Schedule (Resolution R2007-1863) to add fees for U.S. Citizenship and Immigration Service examinations and a fee for evaluation of positive TB tests. **SUMMARY:** Section 154.06, Florida Statutes, authorizes counties by resolution to establish fees for services performed by local health departments. This Resolution amends the fee schedule previously approved by Resolution R2007-1863 and Amendment R2011-0780 adding fees for US Citizenship & Immigration Services examinations and TB tests. If approved, these fees will generate additional estimated annual revenue of \$10,800 in FY 2015. Revenue from these fees will be used to offset the costs of providing the services. Countywide (PGE)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: the First Amendment to Interlocal Agreement R2014-0171 for network services with the Health Care District of Palm Beach County resulting in a net decrease of \$6,660 in revenues to Palm Beach County. **SUMMARY:** The Health Care District of Palm Beach County (HCD) has an existing network services agreement with Palm Beach County (R2014-0171) for an initial term of one year with automatic one-year renewals unless notice is given by either party. This First Amendment removes a location in Belle Glade and adds a new clinic location at Palm Beach Lakes High School. The revised total annual service revenue is \$44,040 for FY 2015, with the net fiscal decrease of \$6,660 and a \$2,474 increase in reimbursable costs for fiber optic construction activities. The Florida LambdaRail LLC has approved connection of HCD to the Florida LambdaRail. Countywide (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: the Cooperative Agreement with School Board of Palm Beach County, Florida (School District) to provide classroom instruction for the youth in the education program at the Highridge Family Center for the period July 1, 2014, through June 30, 2015 at no cost to the County. **SUMMARY:** The Public Safety Department's Youth Affairs Division provides families of Palm Beach County with the highest quality, comprehensive, family services to prevent "at risk" children from entering the Juvenile Justice System. The School District will develop and support joint program initiatives which will facilitate the effective and efficient delivery of services for youth served in the education program at the Highridge Family Center, Youth Affairs Division. While the youth are enrolled in the education program, Board Certified Palm Beach County teachers provide classroom instruction while Highridge Family Center behavioral employees help the youth learn to be successful in a classroom setting. On June 5, 2001, R-2001-0892 authorized the County Administrator or his designee to execute these standard cooperative agreements with the School Board of Palm Beach County. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to receive and file: the original executed Contract with the Legal Aid Society of Palm Beach County, Inc. to provide legal services to the indigent citizens of Palm Beach County in the areas of Family Law, Elder Law, Juvenile Advocacy, Public Guardianship and Domestic Violence Victim Representation in the amount not to exceed \$1,067,715 from October 1, 2014, through September 30, 2015 as approved in the FY 2015 budget. **SUMMARY:** The Legal Aid Society of Palm Beach County, Inc. has historically provided these services. This Contract will ensure the seamless continuation of legal aid services to indigent citizens of Palm Beach County. The Contract with the Legal Aid Society of Palm Beach County, Inc. consists of the State Required program (\$800,372), the Public Guardianship program (\$154,530), and the Domestic Violence Representation program (\$112,813). The \$65 Court Fee generates \$294,500 for the State Required program and partially offsets the costs of these programs. Two staff members of the Legal Aid Society of Palm Beach County, Inc. serve on different County Advisory Boards. Vicki A. Tucci and Kimberly Rommel-Enright serve on the HIV Care Council. These Boards provide no regulation, oversight, management, or policy-setting recommendations regarding the Legal Aid Society of Palm Beach County, Inc. contract. Disclosure of the contractual relationship at a duly noticed public meeting is being provided in accordance with the provision of Section 2-443 of the Palm Beach County Code of Ethics. On October 3, 2006, R2006-2132 authorizes the County Administrator or his designee to execute contracts with the Legal Aid Society of Palm Beach County, Inc. Countywide (PGE)

3. Staff recommends motion to:

**A) accept** the Urban Area Security Initiative (UASI) Grant 2013 Award Letter with the City of Miami to receive an additional \$54,090 in reimbursable grant funding to conduct specialized Emergency Management trainings to assist Palm Beach County in the response and recovery of local disaster events for the period May 1, 2014 through March 31, 2015; and

**B) approve** a Budget Amendment of \$54,090 in the Urban Areas Security Initiative Grant Fund to recognize the additional grant funds.

**SUMMARY:** The award letter from the City of Miami approves the allocation of additional funding from the UASI 2013 (Agreement No. 14-DS-L2-11-23-02-413) to Palm Beach County. These funds will be used to conduct two training classes, "O-305 All Hazard Incident Management Team" and "L-967 Logistics Section Chief." These trainings will greatly enhance Palm Beach County's response and recovery capabilities during a disaster. These additional funds were allocated by the City of Miami to be used specifically for planning, training and exercises and must be expended no later than March 31, 2015. **No County matching funds are required.** Countywide (PGE)

4. Staff recommends motion to adopt and implement: a Program for Public Information (PPI) as required by the Federal Emergency Management Agency (FEMA). The PPI is an essential element of the Community Rating System (CRS) Floodplain Management Program. The CRS program is part of the Insurance Services Office rating for unincorporated Palm Beach County. **SUMMARY:** Under FEMA's 2013 CRS Program guidelines, implementation of a formally adopted PPI is necessary in order to optimize community credit points for public outreach projects and activities. The 40% credit multiplier possible under a PPI initiative will be important to sustaining the County's Class 5 CRS Rating and the \$4.3 million dollars in annual flood insurance savings it produces for property owners in unincorporated Palm Beach County. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

5. Staff recommends motion to:

**A) approve** acceptance of the Department of Justice, Office on Violence Against Women (OVW), Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program (GTEA) (2014-WE-AX-0011) in the amount of \$900,000 for the period of October 1, 2014, through September 30, 2017; and

**B) approve** a Budget Amendment of \$900,000 in the Public Safety Grants Fund to recognize grant funding from the Department of Justice, Office on Violence Against Women; and

**C) authorize** the County Administrator or his designee to execute future, awards, contracts, sub-recipient agreements and sub contracts and amendments/modifications utilizing funding from the Department of Justice, Office on Violence Against Women on behalf of the Board of County Commissioners.

**SUMMARY:** Palm Beach County Victim Services and Rape Crisis Center, in conjunction with project partners the Office of the State Attorney, Aid to Victims of Domestic Abuse, Inc., the Coalition for Independent Living Options, Inc., and Destiny by Choice, Inc., received this grant award to assist in holding offenders accountable for their criminal behavior by centralizing and coordinating dedicated teams comprised of law enforcements, prosecutors, advocates and medical providers to respond to crimes of sexual assault, domestic violence, dating violence and stalking. Funding for this project will be used to: 1) expand the capacity of our Sexual Assault Response Team to respond to victims; 2) improve investigation and prosecution of sexual assault cases and the appropriate treatment of victims; 3) improve judicial handling of cases; 4) increase support for underserved populations; and 5) enhance and maintain services to victims of sexual assault, domestic violence, dating violence and stalking. This is the second time the county was awarded this three year grant. The grant will continue to fund three positions, (OVW Grant Coordinator, Victim Services Therapist, and a Victim Services Advocate). The grant funded positions will be approved until September 30, 2017. These positions will be eliminated September 30, 2017. **No County matching funds are required for this grant.** Countywide (PGE)

6. Staff recommends motion to approve: an Interlocal Agreement with the School Board of Palm Beach County for the payment of regular and overtime pay for School Board employees which includes school law enforcement personnel working at hurricane shelters beginning October 21, 2014 and will remain in effect unless terminated by either party. **SUMMARY:** Due to the manner in which the American Red Cross reimburses hurricane shelter costs, the School Board does not obtain reimbursement for school police or over-time reimbursement of costs to open, staff, and operate schools used as hurricane shelters. With the approval of this Agreement, the Board of County Commissioners will pay personnel costs, which includes regular and overtime pay, directly associated with facility operation for the School Board staff. School Board staff operating the facility could include administrative, cafeteria, custodial, and police officers. Therefore, it is anticipated that these hourly rate ranges will be from \$7.87 to \$70.75. However, the County will seek reimbursement of all costs using the Federal Emergency Management Agency reimbursement protocol. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

7. Staff recommends motion to:

**A) approve** an Contract with Children's Home Society of Florida for a not-to-exceed amount of \$18,000 to provide case management services in the area of Family Drug Court/Dependency proceedings for the period October 1, 2014, through September 30, 2015; and

**B) approve** an Contract with Drug Testing Counseling Services, Inc. for a total not-to-exceed amount of \$7,500 to provide drug testing services to the Family Drug Court program for the period October 1, 2014, through September 30, 2015; and

**C) authorize** the County Administrator, or his designee, to execute any future Family Drug Court contracts, or amendments, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.

**SUMMARY:** The Division of Justice Services, in conjunction with the Fifteenth Judicial Circuit and other collaborators has operated the Family Drug Court program since 2010. The Family Drug Court Program is a rehabilitation program designed to identify, case manage, drug test and provide outpatient and inpatient substance abuse treatment services to substance abusing parents of abused and neglected children. The Children's Home Society of Florida contract will provide case management services, while the Drug Testing and Counseling Services, Inc. contract will provide drug testing services to the participants in the Family Drug Court program. Countywide (PGE)

8. Staff recommends motion to receive and file: a First Amendment to original contract (R2013-1750) with Child Protection Team (CPT) of Palm Beach, Inc. to increase the total contract budget in an amount not to exceed \$642,500 for the period of October 1, 2013, through September 30, 2016 as required by Florida Statute-Chapter 39.304 which requires the county to pay the costs of medical evaluations for children. **SUMMARY:** On November 7, 2013, the County entered into a contract with Child Protection Team of Palm Beach, Inc. to provide medical evaluations for children 0-17 referred to CPT by law enforcement, Department of Children and Families and/or the courts who are alleged victims of abuse, neglect and/or abandonment, excluding sexual abuse. At that time, the Palm Beach County Board of County Commissioners approved an exam rate of \$250 per child for up to 820 children per fiscal year. The first amendment to the contract is to increase the total cost of services for the remainder of the contract by \$27,500 as a result of an increase in the number of medical exams provided. The increased contract amount will provide services for up to 875 children in FY 2015 and FY 2016. The increased contract amount is not to exceed a total contract amount of \$642,500. R2013-1230 authorized the County Administrator, or his designee, to execute contracts, amendments, and modifications with Child Protection Team of Palm Beach, Inc. on behalf of the Board of County Commissioners. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

9. Staff recommends motion to:

**A) approve** a Host Agency Agreement with Experience Works, Inc. to place seniors with work assignments in the Department of Public Safety based on their skills experience, knowledge and abilities at no cost and with no expiration date; and

**B) authorize** the County Administrator or his designee to sign amendments, related supplemental agreements, or other documents pertaining to the Experience Works, Inc. Host Agency Agreement.

**SUMMARY:** This Host Agency agreement will facilitate the utilization of seniors in work assignments within the Department of Public Safety. Seniors will be given an opportunity to gain meaningful work experience as well as be compensated through Experience Works, Inc., the assigning agency. This agency was successfully used in the Department of Community Services. Seniors will be matched with work assignments based on their skills, experience, knowledge and abilities. There is no cost to the County to participate in the program. The Experience Works, Inc. agency liaison has discussed the placement of seniors in the Department of Public Safety, Division of Victim Services. Countywide (PGE)

10. Staff recommends motion to:

**A) receive and file** the Renewal No. 001 to Contract COH8Z with the State of Florida, Department of Health to receive funding for the Sexual Assault Response Team (SART) in the amount of \$846,117 for the period of July 1, 2014, through June 30, 2017; and

**B) approve** a Budget Amendment of \$846,117 in the Public Safety Grants Fund to recognize grant funding from the State of Florida, Department of Health.

**SUMMARY:** In 2011, Public Safety's Division of Victim Services was awarded \$880,662 from the State of Florida, Department of Health (R2011-1223) to establish a sexual assault response team and exam site. The forensic exam facility was established at Wellington Regional Medical Center (Butterfly House) in 2012. Sexual Assault Nurse Examiners (SANE) conduct forensic rape examinations assessing patients for needed medical treatment, documenting and collecting forensic evidence, and preparing for offender prosecution. The initial three year agreement expired on June 30, 2014. Approximately 700 forensic examinations have been conducted since the Butterfly House opened. On August 16, 2011 (R2011-1223) authorized the County Administrator or his designee to execute contracts and amendments utilizing funding from the State of Florida, Department of Health on behalf of the Palm Beach County Board of County Commissioners. The executed renewal contract did not return from the State of Florida, Department of Health until late September 2014. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

11. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida; establishing a new schedule of maximum rates for non-consent towing services, the fees and fines; establishing minimum commercial insurance limits for each insurance type; and repealing and replacing Resolution No. R2010-0123, relating to the Tow Truck Ordinance of Palm Beach County, Florida, as codified in the Palm Beach County Code of Ordinances. **SUMMARY:** This Resolution decreases the operating permit application late fees submitted by towing companies from \$200 to \$75 for the first thirty days, \$300 to \$100 from 31 to 60 days, and \$400 to \$150 after 61 days after the September 30<sup>th</sup> deadline. It also increases the Florida Department of Law Enforcement (FDLE) criminal history background fee from \$23 to \$24. The adjustments will accurately reflect the administrative and actual costs involved. All other maximum rates for non-consent towing services, fees, fines, and insurance limits remain unchanged. Countywide (PGE)

AA. PALM TRAN

1. Staff recommends motion to:

**A) approve** the filing of Federal Transit Administration (FTA) Grant Application FL-95-X087 for capital funds to be allocated to Palm Beach County in the amount of \$50,000 for the construction of a bus shelter in the City of Boca Raton; and

**B) authorize** the Palm Tran Executive Director or Assistant Director through the County Administrator to execute, on behalf of the Board, and to transmit electronically the Board's approval of the grant award.

**SUMMARY:** On June 19, 2014, the Metropolitan Planning Organization (MPO) adopted the 2015-2019 Transportation Improvement Program (TIP) which identifies transportation priorities for the County. Included in these priorities is the construction of a public transportation shelter in the City of Boca Raton. In support of this initiative, the Florida Department of Transportation (FDOT) approved \$50,000 for the construction of the shelter and those funds are now available for grant award through the FTA. The City of Boca Raton is not a direct recipient of the FTA and the MPO has requested that Palm Tran take the lead on this project to secure the funding. The project budget will be 100% grant funded with no Ad Valorem funds required. Upon approval of this Grant, Palm Tran will submit to the Board of County Commissioners an interlocal agreement with the City of Boca Raton for the construction of the shelter. District 4 (DR)

2. Staff recommends motion to approve: an Interlocal Agreement with the Village of Wellington for paratransit transportation in the amount of \$93,200 through September 30, 2015. **SUMMARY:** On November 20, 2012, the Board of County Commissioners (BCC) approved an Agreement (R2012-1750) with the Village of Wellington extending a partnership that has been in place since 2003 to provide paratransit services to residents who are outside of the ADA core service area. The original partnership (R2003-2073) was formed after the County redefined the ADA core service area to exclude Wellington. This new Agreement is retroactive to October 1, 2013 and expires September 30, 2015. Of this amount, \$40,000 is for FY 2014 and \$53,200 is for FY 2015. The FY 2015 payment of \$53,200 for the service represents a 33% increase over the FY 2014 amount of \$40,000. This percentage increase is in line with the Palm Tran fare increases approved by the BCC in FY 2014. District 6 (DR)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

3. Staff recommends motion to approve: one reappointment and one new appointment as At-Large members to the Palm Tran Service Board (PTSB) for the following term:

<u>Nominee</u>	<u>Category, Seat Number</u>	<u>Term to Expire</u>	<u>Nominated By</u>
Beverly J. Scott	Resident of the Glades/ Lake Region Area Seat 13	September 30, 2016	Mayor Taylor Vice Mayor Burdick Comm. Valeche Comm. Vana Comm. Santamaria
Myra Goldick	Disability Advocate Seat 2	September 30, 2016	Mayor Taylor Vice Mayor Burdick Comm. Valeche Comm. Santamaria

**SUMMARY:** The Palm Tran Service Board is composed of 13 At-Large members with specific seat categories. There are currently five vacancies on the Board. Ms. Scott was previously a member of the Board representing the Glades/Lake Region Area of Palm Beach County but was recently removed by application of the absence rule. She has since expressed her desire to continue to serve in her previous capacity. A memo dated September 25, 2014 was circulated to the Board of County Commissioners requesting support of Ms. Scott’s reappointment and Ms. Goldick’s appointment to fill two vacancies and requesting additional nominees. No additional nominations were received. Countywide (DR)

4. Staff recommends motion to approve: a Contract for Provision of Financial Assistance with Seagull Industries for the Disabled, Inc. in the amount of \$100,200 for one-way trips for disabled and transportation disadvantaged individuals for the period October 1, 2014, through September 30, 2015. **SUMMARY:** This Contract for Provision of Financial Assistance will provide partial reimbursement for the costs of transportation services for life sustaining services being provided by Seagull Industries for the Disabled, Inc. (Seagull) for their transportation of disadvantaged clients during FY 2015 (October 1, 2014 through September 30, 2015). Palm Tran has been providing this funding since June 1999, as most; if not all the customers served by Seagull would be eligible for Palm Tran Connection service. Seagull provides over 10,000 annual trips, serving approximately 100 clients per month. The projected cost savings from having Seagull provide the service is \$169,976. Trip services include adult day training, medical appointments, employment and life sustaining functions. Funding for this Contract is included in Palm Tran’s FY 2015 budget. Countywide (DR)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

5. Staff recommends motion to approve: a Contract for Provision of Financial Assistance with Federation Transportation Services, Inc. in the amount of \$135,313 for one-way trips for disabled and transportation disadvantaged individuals for the period of October 1, 2014, through September 30, 2015. **SUMMARY:** This Contract for Provision of Financial Assistance will provide partial reimbursement for the costs of transportation services for life sustaining services being provided by Federation Transportation Services, Inc. (Federation) for their transportation of disadvantaged clients during FY 2015 (October 1, 2014 through September 30, 2015). Palm Tran has been providing this funding since June 1999, as most; if not all the customers served by Federation would be eligible for Palm Tran Connection service. Federation provides 20,000 annual trips, serving approximately 175 individuals per month. The projected cost savings from having Federation provide the service is \$403,717. Trip services include meal sites, medical appointments and life sustaining functions. Funding for this Contract is included in Palm Tran's FY 2015 budget. Countywide (DR) (Palm Tran)

BB. YOUTH SERVICES

1. Staff recommends motion to approve: a Cooperative Agreement with United Way of Palm Beach County, Inc. (United Way) providing for cost-sharing and joint responsibilities for development of a strategic plan for eliminating hunger and food insecurity in Palm Beach County. **SUMMARY:** This Agreement establishes terms of collaboration between Palm Beach County and United Way to lead a community strategic planning project focusing on hunger and food insecurity. The County and United Way will provide \$45,000 each to fund a consultant and to lead a series of technical working group and stakeholder meetings. The study will be designed to create a comprehensive strategy to eliminate food insecurity, feed the hungry, and address the root cause of poverty in the community. There is a direct connection between nutrition, health, and academic performance of children and youth. There is sufficient funding in the Youth Services first year budget to meet the financial commitment included in the Agreement without impacting FY 2015 youth programming or services. Estimated duration of the project is 6 – 9 months. Countywide (TKF)

CC. INTERNAL AUDIT

1. Staff recommends motion to approve: Amendment No. 9 to the contract (R2004-1796) with Joseph Bergeron, Internal Auditor; extending said contract for two additional years ending on September 30, 2017, and revising the compensation package as recommended by the Audit Committee. **SUMMARY:** At its September 17, 2014 meeting, the Internal Audit Committee unanimously approved recommending a two year extension of the Internal Auditor's contract. The Committee recommended revising the Internal Auditor's compensation package to convert his automobile allowance into base salary. After the across the board increase on October 1, 2014 and the conversion of the auto allowance, the Internal Auditor's salary will be \$161,499.80. The new contract expiration date is September 30, 2017. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

CC. INTERNAL AUDIT (Cont'd)

2. Staff recommends motion to receive and file: Audit reports reviewed by the Audit Committee at its September 17, 2014 meeting as follows:
  1. 2014-10 Airports - Fixed Base Operators - Galaxy Aviation;
  2. 2014-11 Environmental Resources Management - Resources Protection Division; and
  3. 2014-12 Facilities Development and Operations - Facilities Management Division.

**SUMMARY:** Ordinance 2012-011 requires the Internal Audit Committee to review audit reports prior to issuance. Ordinance 2012-012 requires the County Internal Auditor to send those reports to the Board of County Commissioners. At its meeting on September 17, 2014, the Committee reviewed and authorized distribution of the attached audit reports. We are submitting these reports to the Board of County Commissioners as required by the Ordinance. Countywide (PFK)

3. Staff recommends motion to appoint:

**A)** L. Marc Cohn to serve on the Internal Audit Committee to replace Dr. Alan Friedberg in Seat 5 whose term expires in September 30, 2014; Mr. Cohn is currently serving as the alternate member on the Internal Audit Committee. Mr. Cohn was unanimously recommended by the Internal Audit Committee to fill this position. His term will expire September 30, 2017; and

**B)** Roger Strout to serve on the Internal Audit Committee as the alternate member to replace Mr. Cohn. Mr. Strout was unanimously recommended by the Internal Audit Committee to fill this position. The current term for the alternate member expires on September 30, 2016, so Mr. Strout's term as alternate will expire then as well.

**SUMMARY:** The Palm Beach County Internal Audit Committee consists of five members and one alternate member appointed at-large by the Board of County Commissioners. Prospective members must have experience in business or finance, government accounting, auditing, operations or financial management, or other relevant experience. Memos were sent to all Board members seeking nominations for Seat 5 on July 14, 2014. Countywide (PFK)

DD. SHERIFF

1. Staff recommends motion to:

**A) accept** on behalf of the Palm Beach County Sheriff's Office, a National Institute of Justice Award Letter for a FY 2014 DNA Backlog Reduction Program Grant in the amount of \$383,030 for the period October 1, 2014, through September 30, 2016; and

**B) approve** a Budget Amendment of \$383,030 in the Sheriff's Grants Fund.

**SUMMARY:** On September 15, 2014, the Palm Beach County Sheriff's Office (PBSO) received an award for the DNA Backlog Reduction Program. The Forensic Biology Unit in the Crime Laboratory of PBSO services over 28 municipalities, the school systems and assists state and local federal agencies as needed. These funds will be used for the salary of one Forensic Scientist, equipment, training, travel, and contractual services that will increase the efficiency of the crime lab. 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

DD. SHERIFF (Cont'd)

2. **REVISED SUMMARY:** Staff recommends motion to:

**A) accept** on behalf of the Palm Beach County Sheriff's Office, a Letter of Agreement and Contract between the Palm Beach County Sheriff's Office and the University of South Florida Board of Trustees for the University of South Florida's Center for Urban Transportation Research, for the Palm Beach County Sheriff's Office's Pedestrian and Bicycle Safety High Visibility Enforcement Project in the amount of \$151,200, for the period of September 24, 2014, through May 31, 2015; and

**B) approve** a Budget Amendment of \$151,200 increasing the Sheriff's Grants Fund.

**SUMMARY:** On ~~May~~ September 23, 2014, the University of South Florida's Center for Urban Transportation Research awarded a Pedestrian and Bicycle Safety High Visibility Enforcement (HVE) grant to the Palm Beach County Sheriff's Office in the amount of \$151,200, to support the Florida Department of Transportation's Pedestrian and Bicycle Safety Enforcement Campaign. These funds will be used to pay for overtime costs associated with the HVE project. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

3. Staff recommends motion to:

**A) accept** on behalf of the Palm Beach County Sheriff's Office, a Florida Division of Emergency Management Federally Funded Subgrant Agreement for a FY 2013 State Homeland Security Grant Program award for Operation Stonegarden, in the amount of \$120,985 for the period of September 23, 2014, through May, 31, 2015; and

**B) approve** a Budget Amendment of \$120,985 in the Sheriff's Grants Fund.

**SUMMARY:** On September 23, 2014, the Palm Beach County Sheriff's Office received a FY 2013 Homeland Security Grant Program award for Operation Stonegarden. Funds provided will be used to enhance the United States Border Patrol's mission to secure the Nation's coastline through an all-threats layered integrated approach in collaboration with local and state law enforcement agencies, and Border Patrol. Specifically, grant funds will pay for overtime to reinforce our presence within local communities along the coast; and intercepting those who have illegally crossed our borders through highway interdiction and crime suppression operations. 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

DD. SHERIFF (Cont'd)

4. Staff recommends motion to:

**A) accept** the National Institute of Justice (NIJ) Cooperative Agreement for a FY 2014 Solving Cold Cases with DNA Program Grant in the amount of \$125,000 for the period of October 1, 2014, through September 30, 2016; and

**B) approve** a Budget Amendment of \$125,000 increasing the Sheriff's Grants Fund.

**SUMMARY:** On September 18, 2014, the Palm County Sheriff's Office (PBSO) received an award for the Solving Cold Cases with DNA Program. The objective of this grant is to combine the efforts of the PBSO Violent Crimes Cold Case Unit, the experience of the PBSO Crime Laboratory, and contracted forensic laboratories to solve Cold Cases with DNA analysis. These funds, which have been approved by NIJ, will be used to pay for contractual services in support of solving cold cases with DNA. There is no match requirement associated with this award. No additional positions are needed and no County funds are required. Countywide (PGE)

\* \* \* \* \*

4. PUBLIC HEARINGS – 9:30 A.M.  
(Motion to receive and file: Proof of publication)

- A. Staff recommends motion to approve first public hearing and advertise for second public hearing on November 18, 2014 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida amending the Unified Land Development Code, Ordinance 03-067, as amended; amending the zones of influence maps as set forth in Article 14 – environmental standards, Chapter B - wellfield protection; providing for repeal of laws in conflict; severability; a savings clause; captions; enforcement, inclusion in the Unified Land Development Code; and an effective date. **SUMMARY:** Wellfield Zone of Influence maps are routinely and periodically updated based upon enhanced knowledge of model characteristics and aquifer responses, changes in well pumpage, reconfiguration of wellfields and design and response of wellfields. The preliminary reading was approved by the Board of County Commissioners on September 9, 2014. On July 23, 2014, the map changes were presented to and voted on with no objection by the League of Cities Board of Directors and membership. The map changes were presented to and approved by the Land Development Regulation Advisory Board/Land Development Regulation Commission on July 23, 2014. Countywide (SF)
- B. Staff recommends motion to adopt: an Ordinance of the Board of County Commissioners (BCC) of Palm Beach County, Florida, to be known as the Palm Beach County Palm Tran Trespass Ordinance; providing for a short title; providing for definitions; providing for authorization to issue Palm Tran trespass notices as to Palm Tran personnel and property; providing for appeal of such trespass notices; providing for inclusion in the Code of Laws and Ordinances; providing for repeal of laws in conflict; providing for severability; providing for enforcement; providing for penalty; providing for captions; and providing for an effective date. **SUMMARY:** On September 9, 2014, the BCC approved a preliminary reading and advertisement of a public hearing of this Ordinance. County codes and ordinances allow for citations to be issued in certain circumstances when violations are committed on property owned by Palm Tran and/or operated by Palm Beach County (County), but those County codes and ordinances do not provide a mechanism to temporarily enjoin violators from returning to such property. The presence of individuals who have violated certain County ordinances, rules or regulations, certain State laws or notices contained on a posted sign while on property owned and/or operated by the County through Palm Tran creates a threat to the safety and welfare of employees, visitors and citizens of the County. Temporarily enjoining such individuals from access to such property will promote public safety and welfare and protect such property. This establishes a mechanism to issue Palm Tran trespass notices to individuals who violate County ordinances, rules or regulations, State laws or notices contained in a posted sign while on property owned and/or operated by the County through Palm Tran and procedures to be followed when Palm Tran trespass notices are issued, including a process to appeal the issuance of a Palm Tran trespass notice. Countywide (DR/PK)

\* \* \* \* \*

RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE ENVIRONMENTAL CONTROL BOARD

OCTOBER 21, 2014

5. **PUBLIC HEARINGS – 9:30 A.M.**  
**BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD**  
**(Motion to receive and file: Proof of publication)**

A. **Staff recommends motion to adopt:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, sitting as the Environmental Control Board; amending Chapter 11, Article II, Section 11-19, Section 11-20, and Section 11-24 of the Palm Beach County Code; providing for statutes, laws, rules, etc. incorporated by reference; providing for County Health Department and Solid Waste Authority permits, licenses, and approvals; providing for a fee schedule; providing for applicability; providing for a savings clause; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Palm Beach County Environmental Control Act, Chapter 77-616, Laws of Florida, as amended, establishes the Palm Beach County Board of County Commissioners as the Palm Beach County Environmental Control Board and authorizes the Environmental Control Board to adopt, revise, and amend from time to time appropriate ordinances for the implementation, effective enforcement, administration and interpretation of the act. The Palm Beach County Environmental Control Ordinance No. 78-5, as amended, and codified in Chapter 11, Article II of the Palm Beach County Code was adopted for this purpose. The proposed ordinance will amend in Chapter 11, Article II of the Palm Beach County Code, the rules adopted by reference and the list of activities required to be approved, licensed or permitted as necessary due to changes in the laws and regulations of the state of Florida, and the fee schedule as necessary to keep pace with rising costs and current regulatory requirements. The League of Cities reviewed the proposed ordinance amendment and adopted a motion of “no objection”.  
Countywide (PGE)

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**ADJOURN AS THE ENVIRONMENTAL CONTROL BOARD**

**RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS**

6. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to:

**A) approve** a Contract with Mason Tillman Associates, Ltd. for a Disparity Study to assess whether there is disparity in the utilization of Minority and Women-Owned Business Enterprises (M/WBE) in contracting in the areas of construction, professional services and goods and services with Palm Beach County for an amount not to exceed \$749,995 and

**B) approve** a Budget Transfer of \$749,995 in the General Fund from contingency.

**SUMMARY:** On February 4, 2014, the Board of County Commissioners directed staff to commission a disparity study. An RFP was issued and Mason Tillman Associates, Ltd. was determined by the Selection Committee to be the best firm to perform the study. The consultant will provide services for up to two years ending upon completion of the project. The Consultant shall prepare and deliver a comprehensive Disparity Study which is a statistical analysis of the availability and utilization of Minority/Women Business Enterprises (M/WBEs) in the industry segments of Construction, Horizontal and Vertical (new and replacement); Professional Services Consultants' Competitive Negotiation Act (CCNA) and Non-CCNA and Goods and Services/Commodities. The study period shall consist of five years (2009-2013) for each industry segment and shall include the use of appropriate quantitative and qualitative methodologies.

During the course of the study, the Consultant shall consider relevant statistical, historical, sociological and anecdotal evidence and other variables that may have impeded the formation, growth, availability, or utilization of minority-and women-owned businesses. The Consultant shall consider use of appropriate methodologies for gathering and analyzing anecdotal or qualitative evidence regarding marketplace discrimination and other barriers e.g. public hearings, in-depth personal interviews of marketplace participants, surveys and focus groups. The proposed effective date of this Contract is October 22, 2014. The consultant will provide services for a two year period ending upon completion of the project or on October 21, 2016, whichever occurs first. **Mason Tillman Associates, Ltd. has committed to 15.67% S/M/WBE participation on this Contract.** Countywide (TKF)

2. Staff requests Board direction: on negotiating the financing and other material terms of future agreements between the County and a partnership between the Washington Nationals and Houston Astros (collectively "Teams") for a new spring training stadium in Palm Beach County. **SUMMARY:** In a September 23, 2014 Workshop, the Board directed Staff to continue to work with the Teams on alternate funding/financing scenarios as well as other material terms (those which present risk and/or costs to the County). Several financing options will be presented to the Board as well as a discussion on the other items which are outstanding such as the status of the 45th and Haverhill Site and the Roger Dean Stadium lease extension. (Administration) Countywide/District 7 (JM)

6. REGULAR AGENDA

B. ENGINEERING & PUBLIC WORKS

1. ~~**DELETED: Staff recommends motion to adopt:** a Resolution authorizing the conveyance of a Palm Beach County (County) owned parcel of land, located off 10<sup>th</sup> Avenue North, just east of Congress Avenue, to the Village of Palm Springs (Village).~~  
**SUMMARY:** Adoption of this Resolution will allow the approval of a County deed in favor of the Village, and will transfer ownership, operation and maintenance of a ten foot wide strip of land, currently being used for drainage of properties north of 10<sup>th</sup> Avenue North, just east of Congress Avenue, to the Village. The Village has requested that the County donate the subject parcel to allow them to continue the operation and maintenance of the current open swale and other drainage appurtenances. **Pursuant to County Ordinance 2009-052, a supermajority vote is required for this proposed conveyance to the Village.** The total area of the subject parcel is approximately 0.29 acres. District 3 (MRE)

C. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: a Concessionaire Service Agreement with Tennis Insights, Inc., for the management and operation of the concession building at the Tennis and Racquetball Center in Burt Aaronson South County Regional Park southwest of Boca Raton for \$16,800/year commencing on November 1, 2014.  
**SUMMARY:** The Parks and Recreation Department (Parks) manages and operates the Tennis and Racquetball Center (Center) at Burt Aaronson South County Regional Park through an existing Concessionaire Service Agreement (CSA) with Tennis Insights, Inc., that expires on October 31, 2014, and no extension options remain. Rent under the existing CSA is \$16,060/year. In August 2014, PREM advertised a Request For Proposal (RFP) for the management and operation of the Center. One proposal was received from Tennis Insights, Inc., the current concessionaire, and a Selection Committee ranked the proposal as responsive. The Annual Rent under the new CSA is \$16,800/year (\$1,400/month), with two percent (2%) annual increases. The initial term of the CSA is for three years with two options to extend, each for a period of three years. County has the right to terminate after the initial term with ninety days written notice. Parks will have the responsibility of administering the CSA. (PREM) District 5 (HJF)

6. REGULAR AGENDA

C. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. [Staff recommends motion to approve:](#) a Deposit Receipt and Contract For Sale and Purchase with Lake Ida Tract, LLC for the sale of approximately five acres of vacant land adjacent to Lake Ida Park for \$500,000. As an alternative, the City of Boynton Beach has expressed interest in acquiring the property, which Staff does not recommend. **SUMMARY:** The County owns approximately five acres of surplus vacant land at the north end of Lake Ida Park. This property is separated from the rest of the Park by a canal and currently has no legal access. It is adjacent to the old B.E. Aerospace property which is currently owned by Eden Lake LLC. Several appraisals of the property were obtained over the years, with values ranging between \$92,000 and \$2,400,000. The most recent appraisal valued the property at \$480,000. In 2008, the County entered into a contract for sale of the property for \$1,600,000, but the buyer defaulted. Staff recently re-advertised the property for sale and an Invitation For Bids (IFB) was issued. Lake Ida Tract, LLC, (a related entity with Eden Lake, LLC) was the sole bidder on this IFB in the amount of \$500,000. The property is being sold "as is" without contingencies. Lake Ida Tract, LLC will be obligated to create and maintain a 10' wide shoreline enhancement and littoral zone at its sole cost and expense. Closing is to occur within 30 days of Board approval. The County will retain mineral and petroleum rights in accordance with Florida Statutes Section 270.11, but will not retain rights of entry and exploration. The City of Boynton Beach has also indicated a desire to acquire this property for development of a neighborhood park and for creation of a pathway system providing pedestrian/bicycle access to nearby residential communities and Lake Ida Park. The City has offered \$100,000 for the property. Creation of the proposed greenway system would require a bridged connection to the Park, which Parks and Recreation does not support. Staff recommends the sale of the property to Lake Ida Tract, LLC as it will generate substantially more revenue for the County than the City's proposal. However, if the Board desires to transfer the Property to the City, the Board should reject all proposals and direct Staff to prepare the documentation necessary for transfer to the City for subsequent approval by the Board. **This sale must be approved by a Supermajority Vote (5 Commissioners).** (PREM) Districts 3 & 4 (HJF)

D. FIRE RESCUE

1. [Staff recommends motion to approve on preliminary reading and advertise for Public Hearing on November 18, 2014, at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Section 26-51, Subsection (b), of Chapter 26, Article II, Division 3, of the Palm Beach County Code; amending the boundaries of the Fire/Rescue MSTU (Municipal Service Taxing Unit) to include the Town of Lake Park; providing for effectiveness; providing for opt-out procedures; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions. **SUMMARY:** The Fire/Rescue MSTU encompasses the unincorporated areas of Palm Beach County plus the incorporated areas within the municipal boundaries of municipalities that have opted to join the MSTU. The County currently provides fire-rescue services to the Town of Lake Park (Town) through an Interlocal Agreement (R2002-0993), at a rate established by the Agreement. The Town now desires to opt into the Fire/Rescue MSTU as a method to receive and pay for fire-rescue services from the County. This ordinance will amend the boundaries of the Fire /Rescue MSTU to include the properties within the municipal boundaries of the Town. Fire Rescue services to the Town funded through the MSTU will begin October 1, 2015. Inclusion of the Town in the Fire/Rescue MSTU will not change the amount of revenue received from the Town for fire-rescue services. Countywide (SB)

6. REGULAR AGENDA

E. PUBLIC SAFETY

1. ~~**DELETED: Staff recommends motion to adopt:**~~ a Resolution of the Board of County Commissioners of Palm Beach County, Florida, establishing a schedule of Emergency Medical Services (EMS) fees relating to the ~~EMS Ordinance of Palm Beach County, Florida, as codified in the Palm Beach County Code of Ordinances.~~ **SUMMARY:** This Resolution implements the non-refundable application fee of \$500 for all applicants requesting a Certificate of Public Convenience and Necessity (COPCN). It also implements an annual vehicle permit (decal) fee of \$100 per vehicle, if a COPCN is issued, which is applicable to the procedure for requesting a COPCN or EMS Certificate, as provided for in the EMS Ordinance. Countywide (PGE)

F. AIRPORTS

1. Staff recommends motion to approve: Amendment No. 1 to the Construction Manager (CM) at Risk Contract with The Whiting-Turner Contracting Company for CM at Risk Services for the Baggage Handling System (BHS) Improvements at Palm Beach International Airport (PBIA) in the amount of \$41,983,731 and 616 Calendar Days. **SUMMARY:** The CM at Risk Contract with The Whiting-Turner Contracting Company for CM at Risk Services for Terminal Improvements at PBIA was approved by the Board on October 16, 2012 (R2012-1519). Task Order No. 1 for Pre-Construction Services in the amount of \$336,568 was approved by the Board on October 16, 2012 (R2012-1520). Task Orders 2 and 3 in the amount of \$94,548 for additional pre-construction services were approved by the Department of Airports. Approval of Amendment No. 1 in the amount of \$41,983,731 and 616 Calendar Days will provide funds to complete the Construction Phase of the BHS Improvements at PBIA. The Whiting-Turner Contracting Company is a Baltimore, Maryland based firm; however, the work will be directly managed by the local South Florida office in Broward County. Countywide (JCM)

G. COMMUNITY SERVICES

1. Staff recommends motion to:
  - A) waive** the Board of County Commissioner policy that limits advisory board members to eleven under Resolution R2013-0193; and
  - B) adopt** a Resolution to repeal and replace Resolution R2011-1233, regarding the Homeless Advisory Board (HAB).

**SUMMARY:** On May 1, 2007, the Board of County Commissioners (BCC) established the Homeless Advisory Board to develop and oversee a Ten-Year Plan to End Homelessness in Palm Beach County (Ten-Year Plan). A modified Resolution is necessary to reduce and change the composition of the board, from one of plan development to a board whose focus is oversight of the Ten-Year Plan. The proposed Resolution reduces the membership from nineteen to fourteen members; the HAB requests a waiver to the BCC Policy under Resolution R2013-0193, Section 11, providing that the maximum number shall not exceed eleven. The HAB is requesting this waiver to allow for necessary representation in designated seats to accomplish its' stated purpose. (Human Services) Countywide (TKF)

6. REGULAR AGENDA

H. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) approve** the termination of Center Marine Contracting, LLC's right to complete the work under its contract with Palm Beach County (R2013- 0164) for maintenance dredging in the vicinity of South Lake Worth Inlet (Project No. 2012ERM04) effective immediately; and

**B) authorize** Environmental Resources Management (ERM) to take action to complete the work under the contract with a new contractor or ERM's own forces.

**SUMMARY:** On February 05, 2013, the Board entered into a construction contract with Center Marine Contracting, LLC (CMC) (R2013-0164) in the amount of \$1,455,134.46 for maintenance dredging in the vicinity of South Lake Worth Inlet. On January 14, 2014, the Board approved Change Order No. 3 (R2014-0066) authorizing CMC to transport dredged material for fill at the Grassy Flats Restoration Project area. This Change Order increased the contract amount by \$719,635 and extended the contract time to June 1, 2014. As of October 21, 2014, CMC is 237 days behind schedule and liquidated damages are accruing at a rate of \$700 per day. A letter of default was sent to CMC on September 19, 2014 that gave seven days to cure the default. On October 7, 2014, a follow up letter was sent advising that ERM would seek the termination of CMC's right to prosecute the work under the contract. CMC let the time elapse without taking action to cure the default. District 4 (JM)

I. WATER UTILITIES

1. ~~**DELETED (was ADD-ON): Staff recommends motion to approve:**~~ Amendment No. 3 to the Contract with Aquifer Maintenance and Performance Management, Inc. (AMPS) for the System-Wide Wellfield Rehabilitation and Maintenance Project. **SUMMARY:** On September 20, 2011, the Palm Beach County Board of County Commissioners (Board) approved the Water Utilities Department System-Wide Wellfield Improvements Project (R2011-1806) to Aquifer Maintenance and Performance Management, Inc. (AMPS) in the amount of \$577,159. Staff is recommending that the contract be renewed for an additional 12 month term in the amount of \$727,159, allowing for no increase in the unit prices for labor or materials under the renewal. The current contract expires on November 14, 2014. The renewal will allow the continued efficiency and rehabilitation of wellfields throughout the County's service area. The renewal of the Contract itself does not guarantee nor authorize any work. Work will be assigned during the 12 month renewal period by formal Construction Delivery Orders (CDO's) drawn against this continuing contract with the project cost identified on each CDO. The unit prices contained in this renewal contract will be used in determining the cost of the CDO's. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. This contract with AMPS provides for SBE participation of 100% overall. AMPS is a local Palm Beach County company. (WUD Project No. 11-005/VMG) Districts 2, 3, 5 & 6 (JM)

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7. BOARD APPOINTMENTS

A. **PUBLIC SAFETY**  
**(Emergency Medical Services Advisory Council)**

1. **Staff recommends motion to approve:** three “At Large” Appointments/Reappointments to the Emergency Medical Services Advisory Council (EMS Council) for the terms indicated:

**A) reappoint one member for the term from October 21, 2014 to September 30, 2017:**

<u>Nominee</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Recommended by:</u>
Mark Nosacka	6	Economic Council of PBC	Mayor Taylor Commissioner Valeche Employed by Good Samaritan Medical Center

**B) appoint one member for the term from October 21, 2014 to September 30, 2017:**

<u>Nominee</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Recommended by:</u>
Dr. Craig Kushnir	7	Medical Doctor/ER Physician	Self; employed by Bethesda Memorial Hospital
<b>OR</b>			
Dr. Scott McFarland	7	Medical Doctor/ER Physician	Commissioner Valeche; employed by Palm Beach Gardens Medical Center
<b>OR</b>			
Dr. James Rodriguez	7	Medical Doctor/ER Physician	Commissioner Burdick; employed by Delray Medical Center
<b>OR</b>			
Dr. Richard Paley	7	Medical Doctor/ER Physician	Self; employed by St. Mary’s Medical Center
<b>OR</b>			
Dr. Aryeh Pessah	7	Medical Doctor/ER Physician	Self; employed by Boca Raton Regional Hospital
<b>OR</b>			
Dr. George Gurdock	7	Medical Doctor/ER Physician	Self; employed by Good Samaritan Medical Center

**C) appoint one member for the term from October 21, 2014 to September 30, 2016:**

<u>Nominee</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Recommended by:</u>
Christopher Vaughn	17	Professional Firefighters /Paramedics of PBC Inc. Local 2928	Mayor Taylor Comm. Berger

**SUMMARY:** Per Resolution 2014-0100, the Board of County Commissioners approved a representative make-up of the Emergency Medical Services Council to include twenty members. Thirteen members are representatives of the various components of the EMS system with specific requirements and seven members are Commission District Consumer appointments. Memos were sent to all Board members on August 26, 2014 seeking nominations for the Medical Doctor/ER Physician at-large seat, September 8, 2014 for the Economic Council of Palm Beach County seat, and September 19, 2014 for the Professional Firefighters/Paramedics of Palm Beach County seat. Countywide (PGE)

7. BOARD APPOINTMENTS

B. OFFICE OF FINANCIAL MANAGEMENT & BUDGET  
(Investment Policy Committee)

1. Staff recommends motion to approve: appointment of one of the following individuals to the Investment Policy Committee for the unexpired term of Robert Earl Wilkins, Jr., which expires September 30, 2016:

<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated By</u>
Frederick Euclid Walker	3	Mayor Taylor

**OR**

Larry Zalkin	3	Comm. Berger
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**SUMMARY:** Robert Earl Wilkins, Jr. has resigned from his seat on the Investment Policy Committee (IPC) and his seat on the Committee needs to be filled. The Committee is comprised of seven members, including a current member of the Board of County Commissioners (BCC), four representatives from the private sector approved by the BCC, a designee of the Palm Beach County Sheriff's Office, and an employee of the Office of Financial Management and Budget selected by the County Administrator. Commissioner Valeche currently serves as the Board's representative and as the Committee's Chairman. Countywide (PK)

C. COMMISSION DISTRICT APPOINTMENTS

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OCTOBER 21, 2014

**8. STAFF COMMENTS**

**A. ADMINISTRATION COMMENTS**

**B. COUNTY ATTORNEY**

OCTOBER 21, 2014

9. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, VICE MAYOR

C. District 3 - COMMISSIONER SHELLEY VANA

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

F. District 6 - COMMISSIONER JESS R. SANTAMARIA

G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR, MAYOR

**ADD-ON:** Request approval to present off-site, a Proclamation recognizing the 20<sup>th</sup> Anniversary of the Richman Greer, P.A. Law Office in West Palm Beach.”

**ADD-ON:** Request approval to present off-site, a Proclamation declaring October 19 – 24, 2014 as “Poverty Awareness Week” in Palm Beach County.

**ADD-ON:** Request approval to present off-site, a Proclamation declaring November 2014 as “Veteran’s Appreciation Month” in Palm Beach County.

10. ADJOURNMENT

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