

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

NOVEMBER 17, 2015

<u>PAGE</u>	<u>ITEM</u>	
36	8G	<u>ADD-ON:</u> Request approval to present off-site, a Proclamation declaring November 2015 as “Veterans Appreciation Month” in Palm Beach County. (Sponsored by Commissioner 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**

NOVEMBER 17, 2015

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

**COMMISSION
CHAMBERS**

BOARD OF COUNTY COMMISSIONERS SITTING AS THE SOLID WASTE AUTHORITY – 9:30 A.M.

**Adjourn as the Solid Waste Authority
Convene as the Board of County Commissioners**

1. CALL TO ORDER

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance
- D. Election of Mayor
- E. Election of Vice Mayor
- F. Comments

2. AGENDA APPROVAL

- A. Additions, Deletions, Substitutions
- B. Adoption

3. CONSENT AGENDA (Pages 6 - 30)

4. PUBLIC HEARINGS - 9:30 A.M. – NONE

5. REGULAR AGENDA (Pages 32 - 33)

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PUBLIC HEARINGS – 9:30 A.M.

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to adopt:** the Southeast Florida Regional Climate Change Compact 2015 release of the *Unified Sea Level Rise Projection for Southeast Florida*. **SUMMARY:** This is an updated sea level rise projection for Southeast Florida developed by a diverse working group of technical and scientific experts convened by the Southeast Florida Regional Climate Change Compact Steering Committee. The Projection is intended for use as a resource for planning purposes by a variety of audiences and disciplines including elected officials, urban planners, architects, engineers, developers, resource managers and public works professionals. The Projection was updated following review of global projections, guidance documents, agency reports, and scientific literature released since the original regional projection in 2011. It provides an important common reference point and planning tool to aid in the understanding of potential vulnerabilities and development of risk-informed adaptation strategies for the region, particularly those involving drainage, transportation and utility infrastructure, shoreline protection, and land use. Countywide (SF)

2. **Staff recommends motion to approve:** Amendments to Interlocal Grant Agreements with four municipalities within Palm Beach County that have agreed to voluntarily assist in funding the Office of Inspector General Operations. These amendments are for the period of October 1, 2015, through September 30, 2017:

A) First Amendment to Interlocal Grant Agreement (R2013-1535) with the Town of Cloud Lake in the amount of \$173;

B) Second Amendment to Interlocal Grant Agreement (R2013-1273) (R2012-1172) with the Town of Glen Ridge in the amount of \$74;

C) Third Amendment to Interlocal Grant Agreement (R2014-1545) (R2013-1361) (R2012-1173) with the Town of Jupiter Inlet Colony in the amount of \$1,137; and

D) Second Amendment to Interlocal Grant Agreement (R2013-1536) (R2012-1154) with the Town of Lantana in the amount of \$12,017.

SUMMARY: The agreements provide a means for these municipalities to voluntarily provide biannual and/or annual grant payments to Palm Beach County to assist in funding the Office of Inspector General. The payments equal the amount of funding the Municipalities would have paid pursuant to the cost apportionment method outlined in the Inspector General Ordinance. The total annual amount for FY 2016 equals \$13,401. The 2017 total amount is pursuant to LOGER calculations as stated in each agreement. Districts 1, 2, 6 & 7 (LB)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

3. Staff recommends motion to approve: Contract for a grant in a total amount not to exceed \$4,907 for the Handicap Accessibility and Awareness Grant Program with the following non-profit agency in the amount and for the services indicated for the period October 1, 2015, through September 30, 2016:

A) The American Disabilities Foundation, Inc. - funds will be used to provide ADA compliant Mobi-Mats at the Boating and Beach Bash for people with disabilities, in an amount not to exceed \$4,907.

SUMMARY: The funds for this grant are derived from funds collected from parking violations in designated parking spaces. County Ordinance 92-29 provides that revenue from these fines shall be used to improve accessibility and equal opportunity to qualified physically disabled persons in the County and to provide funds to conduct public awareness programs concerning physically disabled persons. Mr. William Lapp, a member of the County's Handicap Accessibility and Awareness Grant Review Committee has disclosed that he also serves on the board of directors for the non-profit Florida Outreach for the Blind, Inc., for which his wife is the executive director. Disclosure of this relationship is being provided in accordance with the provision Sect. 2-443 of the Palm Beach Code of Ethics. Mr. Lapp requested an advisory opinion from the Palm Beach County Commission on Ethics (COE) regarding his eligibility to serve on the Committee. On September 14, 2011, the COE opined that Mr. Lapp is not prohibited from serving on the Committee, but must: 1) disclose the nature of his conflict before the Committee discusses the issue; 2) abstain when the vote takes place and not personally participate in the matter; and 3) file a state voting conflict form. A copy of the advisory opinion is attached to the Agenda Item. Mr. Lapp has agreed to and has complied with the COE direction. Countywide (DRO)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

4. Staff recommends motion to:

A) ratify the Vice Mayor's signature on a Cooperative Agreement No. FF204K154023 with the U.S. Department of Housing and Urban Development (HUD) allowing the Office of Equal Opportunity to receive revenue for processing and resolving housing discrimination complaints for the period of July 1, 2014 through June 30, 2015 in the total amount of \$260,825; and

B) ratify the Director, Office of Equal Opportunity (OEO)'s signature on the 2015 Addendum to the Memorandum of Understanding (MOU) with HUD, retroactive to January 29, 2015, which addresses the work sharing relationship in effect between OEO and HUD regarding the processing and referral of complaints of housing discrimination; and

C) delegate authority to the County Administrator or her designee, OEO Director, to sign renewals and extensions of the MOU with HUD that do not change the scope of work or terms and conditions; and

D) approve a Budget Amendment in the HUD – Fair Housing Fund (Fund 1252) in the amount of \$160,825 to recognize the increased grant revenue and charge-off from the General Fund; and

E) approve a Budget Transfer in the General Fund (Fund 0001) in the amount of \$160,825 to recognize the increased charge off to Fund 1252.

SUMMARY: OEO has an Addendum to the Memorandum of Understanding with HUD through 2020. 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 30, 2015 in order for OEO to meet HUD's FY 2015 federal funding deadlines. This Cooperative Agreement is in the amount of \$260,825 (\$176,700 - case processing; \$31,625 - training funds; \$52,500 - administrative costs). This agenda item 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 Vice Mayor signed the agreement on September 24, 2015 for OEO to receive the revenue but the full Board needs to ratify the Vice Mayor's signature. Countywide (DRO)

B. CLERK & COMPTROLLER

1. **Staff recommends motion to approve:** Warrant List.
2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners' meetings: None
3. Staff recommends motion to approve: Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide
4. Staff recommends motion to receive and file: change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during May 2015. Countywide

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to:

A) adopt a Resolution to amend the Hypoluxo Village I and II subdivision Municipal Service Taxing Unit (MSTU) canal spray treatment program to modify the number of parcels assessed; and

B) approve a Budget Transfer of \$169 in the Unincorporated Improvement Fund from Hypoluxo Village Canal Spraying Treatment to Reserves.

SUMMARY: Adoption of this Resolution will remove one parcel from the Hypoluxo Village I and II subdivision MSTU project that was originally assessed as two independent parcels. The two parcels were legally combined by the owner prior to the adoption of the final assessment roll. However, the combined parcels did not show up in the system by the time the final assessment roll was prepared and were therefore included as individual parcels in the special assessment resolution R2014-0700 adopted by the Board of County Commissioners on May 20, 2014. The Palm Beach County Clerk's Office requires an updated assessment roll to remove the parcel. The elimination of the parcel from the special assessment will reduce the total assessment by \$169 as indicated in the budget transfer. District 3 (MRE)

2. Staff recommends motion to adopt: a Resolution to abandon an 85 foot long portion of a 20 foot wide utility easement within Tract A, West Palm Beach Auto Auction, M.U.P.D. Replat No. 1, according to the plat thereof as recorded in Plat Book 111, Page 80, of the public records of Palm Beach County, Florida. **SUMMARY:** Adoption of this Resolution will eliminate the public dedication which is in conflict with future redevelopment plans for the site. The petition site is located on the east side of Sansbury's Way, the south side of Belvedere Road and the north side of Southern Boulevard, also known as State Road 80. District 2 (MRE)

D. COUNTY ATTORNEY

1. Staff recommends motion to approve: the payment of \$6,400.27 to bring the County current with group assessments for the Florida Petroleum Reprocessors contamination site in Davie, Florida, in accordance with the provisions of the Consent Decree with the United States Environmental Protection Agency approved by the Board on October 5, 2004 (R2004-2056.1). **SUMMARY:** On June 8, 1999, the Board paid \$52,200 to join a potentially responsible parties (PRP) group that would negotiate with the United States Environmental Protection Agency (EPA) for cleanup of the Florida Petroleum Reprocessors (FPR) contamination site. In October 2004, the Board approved a Consent Decree which allowed for a resolution of cleanup liability at the FPR site. The Consent Decree required an assessment to the PRP group of \$1.5 million which represented past and future cost estimates at the FPR site. The assessment resulted in a refund to the County of \$2,729.69. A final assessment of \$779,000 is required from the PRP group which should cover all PRP costs through the completion of the Consent Decree. The County's pro-rata share is \$6,400.27. Countywide (AH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** Amendment 005 to Standard Agreement No. IA013-9500 (R2013-0433) for Older Americans Act (OAA) with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for January 1, 2015, through December 31, 2015 to transfer \$90,000 from OAA Title III C2 to OAA Title III C1 for the 2015 funding year. **SUMMARY:** Grant adjustments are made during the contract year to align services as needed. The purpose of this Amendment is to transfer \$90,000 from Home Delivered Meals funding to Congregate Meals funding. This change will continue to allow DOSS to provide assistance to older persons. Required County match funds are included in current budget. (DOSS) Countywide except for portions of Districts 3, 4, 5, & 7 south of Hypoluxo Road (HH)

2. **Staff recommends motion to:**

A) ratify signature of the Mayor on the revised Florida Department of Education (FDOE) Project Application, for the period July 1, 2015, through June 30, 2016, in an amount not to exceed \$245,519 for the Farmworker Career Development Program under Title I, Section 167 of the Workforce Innovation and Opportunity Act (WIOA); and

B) receive and file Project Award Notification No. 760-4056B-6CFJ1 from the Florida Department of Education, for the period July 1, 2015, through June 30, 2016, in an amount not to exceed \$245,519; and

C) approve Budget Amendment of \$76,879 in the Farmworker Career Development Program Fund to reconcile the budget to the actual grant award.

SUMMARY: A revised application was required by the grantor due to a decrease in funding from the initial application which was ratified on June 2, 2015 (R2015-0710). The emergency signature process was utilized because there was insufficient time to submit the revised FDOE application through the regular agenda process. A Project Award Notification was received on September 17, 2015 from FDOE issuing a grant award of \$245,519 for the Farmworker Career Development Program. These funds will be utilized to provide education and vocational training to farm workers and their dependents to obtain permanent employment outside of farm work. No County funds are required. This receive and file item is being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's Office to note and receive this item. The Budget Amendment is necessary to reconcile the budget to the actual grant award. (Farmworker Career Development Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) Amendment No. 4 to Contract for Provision of Financial Assistance with Sickle Cell Foundation of Palm Beach County, Inc. (R2011-1771), for the period October 1, 2015, through September 30, 2016, increasing funding by \$65,762 for a new total contract amount not to exceed \$323,654 (last renewal option); and

B) Contract for Provision of Financial Assistance with Coalition for Independent Living Options, Inc, for the period October 1, 2015, through September 30, 2016, in an amount not to exceed \$223,103 to provide independent living skills to clients.

SUMMARY: On July 21, 2015, the Board of County Commissioners (BCC) approved funding allocations for the Financially Assisted Agencies (FAA) Program. The contract and amendment being recommended in this item reflect the dollar amounts approved by the Board for FY 2016. The contract and amendment represent \$288,865 of the total FAA funding allocation of \$11,653,770. Countywide (HH)

4. DELETED

5. Staff recommends motion to:

A) ratify the signature of the Vice Mayor on the Florida Association for Community Action, Inc. (FACA) Chase Grant Application, for an amount not to exceed \$84,641; and

B) approve Budget Amendment of \$84,641 in the Community Action Program Fund, to be processed administratively by the Office of Financial Management and Budget contingent upon receipt of grant award.

SUMMARY: FACA received \$1,200,000 from the Office of the Florida Attorney General. Funds must be utilized within the State for legal services, financial literacy, and other programs related to assisting Floridians in managing debt. Community Action Program (CAP) has been selected to receive funding. CAP will use these funds to provide individual financial literacy counseling, workshops, seminars, home ownership classes, as well as a variety of services that focus on financial literacy. The emergency process was utilized because there was not sufficient time to submit the application through the regular agenda process. No County funds are required. (CAP) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. **Staff recommends motion to approve:** Memorandum of Agreement with Children’s Services Council of Palm Beach County and United Way of Palm Beach County, Inc., for the period October 1, 2015, through September 30, 2016, in an amount totaling \$383,997 of which \$142,457 is funded by Palm Beach County. **SUMMARY:** On July 22, 2014, the Board of County Commissioners (BCC) approved funding allocations for the Financially Assisted Agencies (FAA) Program. This Memorandum of Agreement (MOA) being recommended in this item reflects the dollar amounts approved by the Board for FY 2016. This is a three party MOA among Palm Beach County, Children’s Services Council of Palm Beach County (CSC) and United Way of Palm Beach County, Inc. (United Way). United Way will subcontract with 211 Palm Beach/Treasure Coast, Inc. (211) as part of the collaboration to connect people to services 24 hours a day. United Way agrees to serve as a fiscal agent and will make payments on a monthly basis to 211 for the services rendered. The County will provide an advance one-time payment of \$142,457 to United Way in accordance with Palm Beach County Administrative Code Rule 305.02. CSC will be funding \$116,422 and United Way will be funding \$125,118 of the entire MOA amount. All three agencies will be part of the program and fiscal monitoring of this MOA. United Way will be the responsible agent for verifying that the deliverables are completed by the MOA end date. Countywide (HH)
7. **Staff recommends motion to approve:** appointments to the Homeless Advisory Board for terms effective November 17, 2015:

<u>Seat No.</u>	<u>Appointment</u>	<u>Member Category</u>	<u>Nominated by</u>	<u>Term Ending</u>
8	Maite Reyes-Coles	Business Community Representative	Homeless and Housing Alliance	9/30/2017
11	Alan Bernstein	Formerly Homeless Individual or Family Representative	Homeless and Housing Alliance	9/30/2018

SUMMARY: On May 1, 2007, the Board of County Commissioners (BCC) established the Homeless Advisory Board (HAB) to develop a Ten-Year Plan to End Homelessness in Palm Beach County (Ten-Year Plan). The HAB’s focus is now directed toward oversight and working in conjunction with the homeless Continuum of Care, and the Homeless and Housing Alliance, to achieve the objectives of the Ten-Year Plan. Due to the changing focus, the HAB voted to reduce the number of seats from nineteen to fourteen, and changed the composition to reflect a board that is implementation oriented. Members representing the Continuum of Care and the homeless community are essential to the work of this board. Ms. Reyes-Coles has disclosed that she is employed by the Coalition for Independent Living Options, Inc. that contracts with the County for services. Mr. Bernstein has disclosed that he is employed by The Lord’s Place, Inc. that contracts with the County for services. The HAB provides no regulation, oversight, management, or policy setting recommendations regarding contracts. Disclosure of these contractual relationships is being provided in accordance with the provision of Sect 2-443 of the Palm Beach County Code of Ethics. (Human Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

8. Staff recommends motion to:

A) ratify signature of the Vice Mayor on the Adult Care Food Program (ACFP) Vendor Contract with the Florida Department of Elder Affairs (DoEA), for the period November 1, 2015, through October 31, 2016, in an amount not to exceed \$27,000; and

B) delegate to the County Administrator or her designee, signatory authority on contracts and any other necessary documents related to ACFP requirements; and

C) approve Standard Agreement No. IU016-9500 for Nutrition Services Incentive Program (NSIP) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period October 1, 2015 through September 30, 2018, in an amount not to exceed \$277,800, to provide effective delivery of nutritious meals to older individuals; and

D) approve Budget Amendment of \$8,258 in DOSS Administration Fund to align the budget to the actual grant award for fiscal year 2016.

SUMMARY: ACFP supports the provision of nutritious meals and snacks served to community-based adults attending adult day care centers. The nutritious meals support and/or improve their nutritional status, enabling them to prolong living in their own community. Palm Beach County's two adult day care centers participate in the ACFP which provides structured, comprehensive services to adults age 60 or older, or to adults age 18 or older with a functional disability. The emergency signature process was also utilized because there was insufficient time to submit ACFP contract through the regular agenda process. DOSS receives funds through AAA to supplement the cost of providing meals to seniors through the Older Americans Act Congregate and Home Delivered Meal programs. The reimbursement unit rate is \$0.72 per meal. These federal funds are provided through DoEA. No County funds are required. Grant adjustments are made during the contract year to align services with need. Required County match funds are included in current budget. (DOSS) Countywide, except for portions of Districts 3, 4, 5 & 7 south of Hypoluxo Road (HH)

F. AIRPORTS

1. Staff recommends motion to approve: the PBIA Parcel G Plat (Plat), creating the plat of approximately 14.416 acres of County property. **SUMMARY:** Under the Development Site Lease Agreement with Palm Auto Plaza, LLC, a Delaware Corporation (Palm Auto) (R2014-0037, as amended) (Lease), Palm Auto leases County property south of the Palm Beach International Airport (PBIA) for a retail automotive sale and service facility. As a condition of development approval, Palm Auto is required to plat the property. The Plat identifies and describes the boundaries of the property to be included within the Plat, and identifies the easements and restrictions associated with the property. The Plat creates a 5-foot Limited Access Easement (LAE) along the Australian Avenue Overpass, within the northerly boundary of the platted property. The County is signing the plat as the property owner. Countywide (HF)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. **Staff recommends motion to receive and file:** License Agreement with Centerport, Inc., commencing October 1, 2015, and expiring on September 30, 2016, providing for the parking of vehicles and trailers in connection with Centerport's cargo operations at the Palm Beach International Airport and the payment of license fees in the amount of \$4,968.72. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

3. **Staff recommends motion to receive and file:** License Agreement with Sixt Rent A Car LLC (Sixt) commencing October 1, 2015 and expiring October 31, 2015, renewing automatically each month thereafter, provided no renewal shall extend beyond September 30, 2016, for overflow parking of vehicles in connection with Sixt's rental car operation at the Palm Beach International Airport (PBIA), for payment of a license fee in the amount of \$1,000.00 per month. **SUMMARY:** Delegation of authority for execution of the standard license agreement was approved by the Board in R2007-2070. This License Agreement provides for the use of a 19,800 square foot portion of the parking area adjacent to PBIA Building No. 1169 for use solely for the parking of vehicles in connection with Sixt's rental car operation at PBIA. Countywide (AH)

4. **Staff recommends motion to receive and file:**
 - A) Non-Signatory Airline Agreement with Frontier Airlines, Inc., commencing October 20, 2014, and terminating September 30, 2015, with automatic October 1st to September 30th annual term renewals unless canceled; and
 - B) Airline Service Incentive Program Participation Agreement with Frontier Airlines, Inc., for up to twenty-four months for flights identified within.

SUMMARY: Delegation of authority for execution of the standard County Non-Signatory Agreement above was approved by the Board of County Commissioners (BCC) in R2014-1575. Delegation of authority for execution of the standard County Airline Service Incentive Agreement above was approved by the BCC in R2014-0251. Countywide (AH)

5. **Staff recommends motion to adopt:** a Resolution establishing a standard form Site Access Agreement with the Florida Department of Environmental Protection (FDEP), for remediation of contamination on County-owned property; and establishing a standard form Entry Agreement with FDEP's contractor (collectively, the Agreements); authorizing the County Administrator or his or her designee to execute the standard form Agreements; and becoming effective upon adoption. **SUMMARY:** The Resolution establishes new standard form Agreements for use with FDEP and its contractors to assess, remove, monitor and remediate contamination on County-owned property. The Site Access Agreement is FDEP's standard form, and is required for FDEP to solicit a contractor, who will actually complete the remediation activities. The County will enter into a separate Entry Agreement with each contractor before the contractor commences work. Both Agreements will be provided without cost to FDEP or its contractors, and the remediation work would be completed at no cost to the County. The duration of the Site Access Agreement with FDEP is for so long as it is necessary to assess, remove, monitor and remediate contamination on the property. The Entry Agreement with the contractor would be for 30 days, unless extended by the County. Both Agreements provide for restoration of the property by FDEP and/or its contractor. Countywide (AH)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve the following FY 2015 Year-End Budget Amendments and Transfers:

A) Budget Transfer of \$751,100 in the General Fund to reallocate budget between departments;

B) Budget Amendment of \$397 in the Juvenile Assessment Center Fund to increase other contractual services to close out the fund;

C) Budget Amendment of \$18,124 in the 25M GO 05 DS Fund to increase the transfer-out to close out the fund;

D) Budget Amendment of \$23,291 in the 25M GO 05 Improvement Fund to recognize the transfer-in from the 25M GO 05 DS Fund and increase reserves for new projects;

E) Budget Amendment of \$1,000 in the 30.56M GO 03 Library District Improvement Fund to increase the transfer-out and close out the fund;

F) Budget Amendment of \$1,000 in the Library Expansion Fund to recognize transfer-in from the 30.56M GO 03 Library District Improvement Fund and increase reserves;

G) Budget Amendment of \$66,683 in the 45.6M GO 98 Refunding DS Fund to recognize transfer-out to close out the fund; and

H) Budget Amendment of \$68,390 in the Natural Areas Fund to recognize the transfer-in and increase reserves for projects;

SUMMARY: The transfer and amendments are necessary to properly allocate budget for FY 2015. **A)** The reallocation of \$751,100 is primarily necessary to cover Medical Examiner personnel costs, increased General Government utilities costs and refund of prior year revenues. There is sufficient funding in the Security and Access Division of Facilities Development and Operations to cover these transfers. **B)** On May 19, 2015, the Board entered into an agreement transferring the available balances in the Juvenile Assessment Center Fund. This amendment is necessary to close out the fund. **C,D,E,F,G,H)** These amendments all relate to adjustments in debt service funds or capital projects funds. For funds in which the debt matured, remaining balances were transferred to close out the funds. Countywide (PK)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: a Utility Easement in favor of Florida Power & Light Company (FPL) to provide service to the wellfield generator building located within the County's Water Treatment Plant No. 8 (WTP 8) at 1500 Jog Road in unincorporated West Palm Beach. **SUMMARY:** The Water Utilities Department (WUD) is expanding WTP 8 to accommodate an anion exchange resin system which will remove the organic color compounds to improve the water quality for their customers. The existing FPL easement that services the wellfield generator building needs to be relocated as it conflicts with the proposed location of the anion exchange system. The portion of the easement which is no longer required will be released by FPL. A new easement to cover the rerouting of electrical service is being granted to FPL. The easement area is approximately 10' wide by approximately 937' long and covers an area of 9,370 square feet (.215 acres). This non-exclusive easement is being granted at no charge as it provides service to WTP 8. (PREM) District 2 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve:

A) a Deposit Receipt and Contract For Sale and Purchase with Amilcar Fuentes, P.A., for the sale of a ±0.12 acre parcel of land located at 37075 Canal Street, Canal Point, in unincorporated Palm Beach County for \$1,825; and

B) a County Deed in favor of Amilcar Fuentes, P.A., with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes, Section 125.35(1.c).

SUMMARY: In June 2004, the County acquired a ±0.12 acre parcel of vacant land located at 37075 Canal Street, Canal Point, in unincorporated Palm Beach County by Tax Deed escheatment. The property has been deemed surplus as it serves no County purpose. An Invitation For Bid was issued in July 2015 to sell the property. One responsive proposal was received from Amilcar Fuentes, P.A., in the amount of \$1,825. Staff recommends acceptance of the proposal from Amilcar Fuentes, P.A. The Property Appraiser has assessed the parcel at \$3,825 for 2014. Amilcar Fuentes, P.A., will pay all costs of closing and any other costs associated with this sale including past due non-ad valorem assessments. The County will retain mineral and petroleum rights in accordance with Florida Statutes, Section 270.11, without rights of entry and exploration. Closing is to occur within sixty days of Board approval. **This sale must be approved by a supermajority vote (5 Commissioners).** (PREM) District 6 (HJF)

3. Staff recommends motion to approve:

A) a Deposit Receipt and Contract For Sale and Purchase with Amilcar Fuentes, P.A., for the sale of a ±0.16 acre parcel of land located on Joe Louis Avenue, Pahokee, in unincorporated Palm Beach County for \$1,125; and

B) a County Deed in favor of Amilcar Fuentes, P.A., with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes, Section 125.35(1.c).

SUMMARY: In August 2000, the County acquired a ±0.16 acre parcel of vacant land located on the east side of Joe Louis Avenue, Pahokee, in unincorporated Palm Beach County by Tax Deed. The property has been deemed surplus as it serves no County purpose. An Invitation For Bid was issued in July 2015 to sell the property. One responsive proposal was received from Amilcar Fuentes, P.A., in the amount of \$1,125. Staff recommends acceptance of the proposal from Amilcar Fuentes, P.A. The Property Appraiser has assessed the parcel at \$3,825 for 2014. Amilcar Fuentes, P.A., will pay all costs of closing and any other costs associated with this sale including past due non-ad valorem assessments. The County will retain mineral and petroleum rights in accordance with Florida Statutes, Section 270.11, without rights of entry and exploration. Closing is to occur within sixty days of Board approval. **This sale must be approved by a supermajority vote (5 Commissioners).** (PREM) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to approve:

A) a Deposit Receipt and Contract For Sale and Purchase with Amilcar Fuentes, P.A., for the sale of a ±0.14 acre parcel of land located on Muck City Road, Pahokee, in unincorporated Palm Beach County for \$1,125; and

B) a County Deed in favor of Amilcar Fuentes, P.A., with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes, Section 125.35(1.c).

SUMMARY: In April 2002, the County acquired a ±0.14 acre parcel of vacant land located on the south side of Muck City Road, Pahokee, in unincorporated Palm Beach County by Tax Deed. The property has been deemed surplus as it serves no County purpose. An Invitation For Bid was issued in July 2015 to sell the property. One responsive proposal was received from Amilcar Fuentes, P.A., in the amount of \$1,125. Staff recommends acceptance of the proposal from Amilcar Fuentes, P.A. The Property Appraiser has assessed the parcel at \$3,253 for 2014. Amilcar Fuentes, P.A., will pay all costs of closing and any other costs associated with this sale including past due non-ad valorem assessments. The County will retain mineral and petroleum rights in accordance with Florida Statutes, Section 270.11, without rights of entry and exploration. Closing is to occur within sixty days of Board approval. **This sale must be approved by a supermajority vote (5 Commissioners).** (PREM) District 6 (HJF)

5. Staff recommends motion to approve:

A) Amendment No. 10 to the contract with Trillium Construction, Inc. (R2012-1002) in the amount of \$599,135 for Tequesta Library Renovations project establishing a Guaranteed Maximum Price (GMP);

B) Budget Transfer in the amount of \$18,308 in the 22.3M GO 06 Bond Fund from the Reserves to the Tequesta Project;

C) Budget Transfer in the amount of \$196,000 in the Library Improvement Fund from the Reserves to the A/C Repair Replacement Project; and

D) Budget Transfer in the amount of \$83,000 in the Library Improvement Fund from the Reserves to the Security/Fire Alarms Systems Project.

SUMMARY: Approval of Amendment No. 10 will allow for upgrades to the air conditioning equipment, replacement of the fire alarm system, and the replacement of the existing roof system at the Palm Beach County Tequesta Branch Library facility. The roof, air conditioning, and fire alarm systems are all over 20 years old and have exceeded their life expectancy. The existing roof system is experiencing on-going maintenance problems and has been patched repeatedly. The existing fire alarm system has become increasingly difficult and expensive to maintain, is no longer supported by the manufacturer for replacement parts and is not expandable or upgradeable. Failure of this system is a life safety concern. The air conditioning equipment no longer functions efficiently and requires frequent maintenance and repairs to maintain operation. All of the new equipment and systems will meet or exceed all current code, energy, wind load requirements and require less maintenance, thereby reducing continuing maintenance costs. The Small Business Enterprise (SBE) goal for this contract is 15%. Trillium Construction, Inc.'s SBE participation for this Amendment is 59%. Trillium Construction, Inc. is a local firm and 92% of the work will be done by local contractors. The time of construction is 102 days. This project will be funded by the 22.3M GO 06 Bond Fund and the Library Improvement Fund. (Capital Improvements Division) District 1 (ME)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. Staff recommends motion to approve: an Agreement with St. Mary's Medical Center, Inc. (Hospital) allowing for interoperable communications through the countywide and EMS common talk groups of the County's Public Safety Radio System (System). **SUMMARY:** This Agreement provides the conditions under which the Hospital can program into its radios and utilize the countywide and EMS common talk groups for certain types of inter-agency communications. The County's System will not be utilized for routine operational communications by the Hospital. The terms of the Agreement are standard and have been offered to other hospitals and EMS providers with 800 MHz trunked radio capabilities. This Agreement also contains state approved standard operating procedures specific to the use of the EMS common talk groups. There are no charges associated with this Agreement. The Hospital is required to pay all costs associated with the Hospital's subscriber units and to comply with the established operating procedures for the County's System. The Agreement commences on February 3, 2016 at the expiration of the current Agreement (R2004-0207), and extends for a term of three years. There are three renewal options, each for a period of three years. This Agreement may be terminated by either party, with or without cause. (ESS) Countywide (MJ)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: a Budget Amendment of \$3,802,882 to the Affordable Housing Trust Fund 2014-2015 Budget to recognize a funding increase of \$292,574 to the Fiscal Year 2014-2015 State Housing Initiatives Partnership (SHIP) grant award and to reconcile the budget to grant award for Fiscal Year 2015-2016 SHIP grant award of \$4,961,065. **SUMMARY:** Palm Beach County received an allocation of \$4,961,065 from the Florida Housing Finance Corporation (FHFC) for SHIP Fiscal Year 2015-2016 which began on July 1, 2015 and additional funding of \$292,574 for the Fiscal Year 2014-2015 award increasing the award from \$4,683,057 to \$4,975,631. These SHIP funds are to be used to implement various affordable housing programs and other related activities. On April 16, 2013, the Board of County Commissioners (BCC) approved the SHIP Local Housing Assistance Plan (LHAP) for Fiscal Years 2013-2014, 2014-2015 and 2015-2016 (R2013-0487). A separate agenda item will be presented to the BCC which outlines program funding recommendations for Fiscal Year 2015-2016. **These are State SHIP funds which require no local match.** (FALS) Countywide (JB)
2. Staff recommends motion to approve: Amendment No. 001 to a Loan Agreement (R2015-1264) with Silver Palm Place Associates, Ltd. **SUMMARY:** On September 22, 2015, the County entered into a Loan Agreement (R2015-1264) with the Silver Palm Place Associates, Ltd. to provide a loan of \$115,000 in State Housing Initiatives Partnership (SHIP) Program funds for the construction of 120 affordable rental housing units to be known as Silver Palm Place. The project will be located between North Tamarind Avenue and Division Avenue just north of 15th Street in West Palm Beach. All 120 affordable rental units are intended to be rented to households whose incomes are at or below 60% of the area median income. Citibank, N.A. will be providing first mortgage financing for this project in the amount of \$9,300,000 and the County's loan funds will be secured by a subordinate mortgage. Additional time is required due to delays in the developer's receipt of documents needed for the closing from the U.S. Department of Housing and Urban Development. This Amendment extends the closing date from October 30, 2015 to January 29, 2016. **These are SHIP funds which require no local match.** (DES Contract Development) District 7

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. **Staff recommends motion to receive and file:** Interlocal Agreement with the Town of Jupiter. **SUMMARY:** On August 13, 2013, The Board of County Commissioners approved Resolution 2013-1063 creating a contractor enrollment program whereby participating municipalities within the County can utilize the construction contractor information obtained by the County. The Interlocal Agreement sets forth the terms and conditions of the program; this shall become effective upon approval and shall continue thereafter, on a year to year basis, unless terminated or amended. Delegated authority was granted for these agreements under Resolution R2013-1063. This program benefits local construction contractors by allowing them to do business with all participating jurisdictions after enrolling with the County. Countywide (SF)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to approve:** one appointment and three re-appointments of at-large members to the Artificial Reef and Estuarine Enhancement Committee (AREEC). Seats No. 5, No. 8, No. 10, and No. 11 are for terms beginning November 17, 2015 and ending September 30, 2018:

<u>Nominees</u>	<u>Seat No.</u>	<u>Representing</u>	<u>Nominated By</u>
<u>Appoint</u>			
Charles Collins	5	Commercial Marine Industry	Mayor Vana Comm. Abrams Comm. McKinlay Comm. Valeche Comm. Taylor
<u>Re-Appoint</u>			
Linton Creel	8	Recreational Scuba Diving	Mayor Vana Comm. Abrams Comm. McKinlay Comm. Valeche Comm. Taylor
James Bowser	10	General Member	Comm. Abrams
Thomas Warnke	11	General Member	Mayor Vana Comm. Abrams Comm. McKinlay Comm. Valeche Comm. Taylor

SUMMARY: Resolution No. R2014-0286 provides for an eleven-member AREEC. Membership consists of one representative of the County Commission, one representative of commercial SCUBA diving, one representative of recreational SCUBA diving, one representative of marine industry, one representative of recreational fishing, one representative of commercial fishing, one representative of an environmental organization, two representatives from other government entities and two general members. On October 9, 2015, the Board of County Commissioners (Board) was advised that one seat is vacant and needs to be filled and three seats are requesting re-appointment. The current diversity breakdown of AREEC membership is two Caucasian females and nine Caucasian males. Countywide (HF)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to: receive and file:

A) Task Assignment Number IP4, Change Order Number 1 to Contract No. FWC11357 (R2012-0573) with the Florida Fish and Wildlife Conservation Commission (FWC) provides for the addition of new methods of aquatic weed control to the Lakes Ida and Osborne work plans;

B) Task Assignment Number IP4, Change Order Number 2 to Contract No. FWC11357 (R2012-0573) with the Florida Fish and Wildlife Conservation Commission (FWC) provides for additional acres of aquatic weed control in Lakes Ida, Clarke, and Pine;

C) Project Agreement Amendment to Project Agreement No. ICW-PB-13-01 (R2013-0165), ICW Cut P-50 Dredging with the Florida Inland Navigation District (FIND) extends the project completion period one year to September 30, 2016;

D) Project Agreement Amendment to Project Agreement No. PB-13-170 (R2013-0565), Highland Beach Mangroves Shoreline Restoration with the Florida Inland Navigation District (FIND) extends the project completion period one year to September 30, 2016; and

E) Task No. 10 to Contract No. GC 680 (R2007-0882) Petroleum Storage Tank with the Florida Department of Environmental Protection (FDEP) provides for conducting compliance visits at 250 facilities in Palm Beach, Martin, and St. Lucie Counties and provides for funding in the amount of \$47,527.50 with a performance period from the date of execution until June 30, 2016.

SUMMARY: On April 17, 2012, the Board of County Commissioners approved FWC Contract No. FWC11357 (R2012-0573), for aquatic vegetation control services. Delegated authority to execute Task Assignment Change Orders associated with this Contract was approved at that time pursuant to PPM No. CW-O-051. On February 5, 2013, the Board of County Commissioners approved FIND Project Agreement No. ICW-PB-13-01. Delegated authority to execute Amendments associated with the Agreement was approved at that time pursuant to PPM No. CW-O-051. On May 7, 2013, the Board of County Commissioners approved FIND Project Agreement No. PB-13-170. Delegated authority to execute Amendments associated with the Agreement was approved at that time pursuant to PPM No. CW-O-051. On June 5, 2007, the Board of County Commissioners approved Contract No. GC680. Delegated authority to execute Task Assignments associated with this Contract was approved at that time pursuant to PPM No. CW-O-051. Countywide (SF)

3. Staff recommends motion to adopt: a Resolution to approve the Adopt-A-Natural Area Agreement and to authorize the County Administrator or her designee to execute standard Adopt-A-Natural Area Agreements for the purpose of promoting the County's Natural Areas Program. **SUMMARY:** The Palm Beach County Department of Environmental Resources Management (ERM) intends to introduce an Adopt-A-Natural Area Program in which groups or organizations may adopt a natural area for the purpose of promoting public awareness and care for County natural areas. The adopters would agree to specified tasks suitable to their organization which may include but are not limited to, volunteer trash pickups, restoration plantings, guided tours and events, or distributing ERM approved literature promoting the natural areas. Countywide (SF)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

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

A) Palm Beach County Officials Association, Inc., Fall 2015 Youth & Teen Basketball League, Westgate Recreation Center, for the period September 19, 2015, through September 26, 2015;

B) Palm Beach County Officials Association, Inc., Fall 2015 Jr. Basketball League, Westgate Recreation Center, for the period September 19, 2015, through September 26, 2015; and

C) Caroline Andre, Fall 2015 Cheerleader, Westgate Recreation Center, for the period September 21, 2015, through September 30, 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 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 by the Board to receive and file. District 7 (AH)

2. Staff recommends motion to receive and file: the following original executed Entertainment Contractor Agreements for four community events:

A) Steven Vincent Cluthe, Family Night with Food Truck Invasion, Sunset Cove Amphitheater, on September 2, 2015;

B) Peter Sarfati, Solid Brass concert, Canyon Town Center Amphitheater, on September 19, 2015;

C) Steven Ross Entertainment, LLC, Bushwood Concert, Seabreeze Amphitheater, on September 19, 2015; and

D) Steven Vincent Cluthe, Family Night with Food Truck Invasion, Sunset Cove Amphitheater, on October 7, 2015.

SUMMARY: The Parks and Recreation Department produces cultural activities to promote the quality of life in the communities it serves. The Parks and Recreation Department produced four popular cultural events at the Canyon Town Center, Sunset Cove and Seabreeze Amphitheaters. These events were attended by an estimated 1,600 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of the concert at the Canyon Town Center Amphitheater. A sponsorship from Food Truck Invasion Inc. offset the expense of the September 19 and October 7 Family Night with Food Truck Invasion events. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Entertainment Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644 and 2014-0168, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

3. Staff recommends motion to receive and file: the following original executed Amphitheater Rental Agreements:

A) AEG Live SE, LLC, Barenaked Ladies concert, Sunset Cove Amphitheater, for the period July 10, 2015, through July 11, 2015; and

B) AEG Live SE, LLC, Slightly Stoopid concert, Sunset Cove Amphitheater, for the period July 25, 2015, through July 26, 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. The Amphitheater Rental Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 2011-1960, and are now being submitted to the Board to receive and file. These events helped to offer a balanced schedule of events which promote the quality of life in the communities we serve. An estimated 7,900 people attended the event produced under these Amphitheater Rental Agreements. District 5 (AH)

4. Staff recommends motion to receive and file: the following original executed Sound and Light Production Services Contractor Agreements:

A) Blackwood Productions, LLC, Barenaked Ladies concert, Sunset Cove Amphitheater, for the period July 10, 2015, through July 11, 2015;

B) Blackwood Productions, LLC, Slightly Stoopid concert, Sunset Cove Amphitheater, for the period July 25, 2015, through July 26, 2015; and

C) Blackwood Productions, LLC, C3: Coastal Cleanup and concert, Seabreeze Amphitheater, on September 19, 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. The Sound and Light Production Services Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 2009-0592, amended by Resolutions 2010-0645 and 2014-0167, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

5. Staff recommends motion to receive and file: the following original executed Sponsorship Agreement:

Food Truck Invasion Inc. cash sponsorship of a series of 10, Family Nights with Food Truck Invasion, Sunset Cove Amphitheater, for the period September 2, 2015, through January 20, 2016.

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. This Sponsorship Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 2008-0442, and is now being submitted to the Board to receive and file. These sponsored events help offer a balanced schedule of events which promote the quality of life in the communities we serve. District 5 (AH)

6. Staff recommends motion to receive and file: the following original executed Tee Time Advertising and Sales Agreement:

Distinct Software Solutions, LLC, for the period October 1, 2015, through September 30, 2016.

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. This Tee Time Advertising and Sales Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of Parks and Recreation in accordance with Resolution 2013-1607, and is now being submitted to the Board to receive and file. This Agreement helps to sell tee times at Okeeheelee Golf Course and Park Ridge Golf Course at non-peak times that would otherwise not be sold. Districts 3 & 5 (AH)

7. Staff recommends motion to approve: Second Amendment to Interlocal Agreement with the City of Belle Glade in an amount not-to-exceed \$667,514 for funding of the Belle Glade Marina Project – Phase II to change the project scope to include additional asphalt resurfacing and to upgrade the campground electrical system, and extend the project completion date from January 15, 2016 to June 30, 2016. **SUMMARY:** This Second Amendment to Interlocal Agreement R2013-0938, as amended by R2014-0297, provides for a scope change to include additional asphalt resurfacing, an upgrade to the campground electrical system and a five month extension to the project completion date from January 15, 2016 to June 30, 2016. This Amendment to the Interlocal Agreement was requested by the City of Belle Glade to allow them additional time for project completion due to the change in project scope. All other terms of the Interlocal Agreement including funding not-to-exceed \$667,514 remain the same. Funding is from the 2002 \$50 Million Recreation and Cultural Facilities Bond. District 6 (PK)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. **Staff recommends motion to approve:** Interlocal Agreement for Use of Village Facilities with the Village of Royal Palm Beach for exclusive use and possession of two fire stations for one year, effective retroactively to October 1, 2015. **SUMMARY:** The Fire/Rescue Municipal Service Taxing Unit (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 Village of Royal Palm Beach through the Village's participation in the Fire/Rescue MSTU. The Village owns the two fire stations that the County uses to provide fire-rescue services to the Village, and the County has been making monthly payments to the Village for its exclusive use and possession of these two fire stations. The County intends to purchase these two fire stations within the next year, and this Agreement allows for the continuation of monthly payments to the Village until the successful closing on the purchase and sale of these two facilities. The monthly fee for each station is \$9,375, which is equivalent to the payments that have been made to the Village for the past five years. The previous Agreement that provided for these payments expired on September 30, 2015. District 6 (SB)

X. PUBLIC SAFETY

1. **Staff recommends motion to receive and file:** the executed 2014/2015 Amendment 1 of the Agreement with the State of Florida, Office of the Attorney General (Grant No. V110-14149) to receive \$139,378 to continue funding services for crime victims for the period of October 1, 2015, through September 30, 2016. **SUMMARY:** The State of Florida, Office of the Attorney General is the pass through agency for the Victims of Crime Act (VOCA). The VOCA grant provides free services to victims of crime in Palm Beach County including crisis counseling, criminal justice support, and assistance with applying for Victims Compensation, emergency legal advocacy, and crisis intervention. R2006-009 authorized the County Administrator or designee to execute operational agreements with the State of Florida, Office of the Attorney General, Bureau of Advocacy and Grant Management on behalf of the Palm Beach County Board of County Commissioners. **This grant requires a 20% in-kind match (\$34,845) that is included in the FY 2016 budget.** Countywide (JB)
2. **Staff recommends motion to receive and file:** an executed Amendment No. R1A1 to Contract No. COH8Z with the State of Florida, Department of Health. The amendment incorporates specific units of service, minimum levels of performance and criteria, supportive documentation requirements, and deliverables that are quantifiable, measurable, and verifiable. **SUMMARY:** On June 25, 2014, Public Safety's Division of Victim Services executed a contract renewal of the COH8Z grant in the amount of \$846,117 beginning July 1, 2014 and ending June 30, 2017. The COH8Z grant provides funding for two advocates, a Sexual Assault Nurse Examiner (SANE) Program Coordinator, SANE stand by pay, a licensed therapist, and medical supplies for the Butterfly House, the forensic exam facility, and related support expenses. The grant funded staff assist sexual assault victims with crisis stabilization, advocacy, forensic examinations, trauma therapy, and medical treatment. Amendment R1A1 was fully executed by the State of Florida, Department of Health on July 20, 2015. Amendment R1A1 seeks to further clarify and incorporate specific units of service, minimum levels of performance and criteria, supportive documentation requirements, and deliverables that are quantifiable, measurable, and verifiable. R2011-1223 authorized the County Administrator or 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 original executed contract amendments were not returned from the State of Florida until September 17, 2015. Countywide (JB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. Staff recommends motion to receive and file: eleven Grant Adjustment Notices (GAN) numbered 1 through 11 for the grant from the U.S. Department of Justice (DOJ), Office on Violence Against Women (OVW), Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program (GTEA) (2014-WE-AZ-0011), which authorized expenditure requests and facilitated administrative filing through September 30, 2015:

- A) GAN No. 1 Change Grantee Contact;
- B) GAN No. 2 Request for Grant Staff Overtime Approval;
- C) GAN No. 3 Request for Clearance;
- D) GAN No. 4 Previous Award Close Out Notice;
- E) GAN No. 5 Training;
- F) GAN No. 6 Notification to start new Grant;
- G) GAN No. 7 Training;
- H) GAN No. 8 Training;
- I) GAN No. 9 Training;
- J) GAN No. 10 Training; and
- K) GAN No. 11 Training.

SUMMARY: As per grant guidelines certain expenditures require approval from the OVW GTEA grant manager. The approval process is facilitated by drafting a GAN and submitting it through the OVW's Grant Management web portal. Through the administration of this grant, the filed GANs ranged from a change of contact persons to the seeking of approval for specific training opportunities. The approved grant budget, total grant, and scope of work remained the same. The filings of the GANs to the County were delayed because of changes in personnel. R2014-1633 authorized the County Administrator or designee to execute future awards, contract, sub-recipient agreements and sub-contracts and amendments/modifications utilizing funding from the DOJ, OVW on behalf of the Board of County Commissioners. Countywide (JB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

4. Staff recommends motion to:

A) approve the following contracts for professional services with agencies to provide drug testing and substance abuse treatment for individuals referred by the Adult Drug Court and Delinquency Drug Court for the period October 1, 2015, through September 30, 2018:

1. Counseling Services of Lake Worth Inc. for a total not-to-exceed amount of \$151,800; and
2. Drug Testing and Counseling Services, Inc. for a total not-to-exceed amount of \$890,175; and
3. The Center for Family Services of Palm Beach County, Inc. for a total not-to-exceed amount of \$189,390; and
4. Drug Abuse Foundation of Palm Beach County, Inc. for a total not-to-exceed amount of \$213,450;

B) approve a Contract for professional services with South County Mental Health Center, Inc. for a total not-to-exceed amount of \$67,500 to provide screening, diagnosis, psychiatric services and medication management for adult drug court participants for the period October 1, 2015, through September 30, 2018;

C) approve a Contract for professional services with Drug Abuse Treatment Association, Inc. for a total not-to exceed amount of \$153,000 to provide drug abuse and psychiatric treatment for the Delinquency Drug Court for the period October 1, 2015, through September 30, 2018; and

D) authorize the County Administrator, or her designee, to execute minor amendments and administrative documents associated with the above contracts, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.

SUMMARY: In May 2015, the Justice Services Division solicited proposals to provide drug treatment and testing services to individuals referred by the Adult and Delinquency Drug Courts. These contracts will provide drug rehabilitation services to approximately 250 individuals supervised by the Drug Court. These contracts will be offset by funding provided by the Criminal Justice grants (\$112,185), Drug Abuse Trust Fund (\$67,433), Crime Prevention Trust Fund (\$154,382) user fees collected from the adult drug court participants (\$150,000), and the remainder from ad valorem funds (\$71,105). Countywide (JB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

5. Staff recommends motion to:

A) accept the Urban Area Security Initiative (UASI) Grant 2014 Award Letter with the City of Miami to receive an additional \$11,256.14 in reimbursable grant funding to conduct specialized Emergency Management training to assist Palm Beach County in the response and recovery of local disaster events for the period August 18, 2015 through April 30, 2016; and

B) approve a Budget Amendment of \$11,257 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 2014 grant (Agreement No. 15-DS-P8-11-23-02-453) to Palm Beach County bringing the total award to \$195,164.14. The additional funds will be used to conduct one training class titled "L-952 All Hazards Position Specific Logistics Section Chief." This training 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 April 30, 2016. **No County matching funds are required.** Countywide (JB)

AA. PALM TRAN

1. Staff recommends motion to:

A) adopt a Resolution of the Board of County Commissioners of Palm Beach County (BCC), Florida, approving Supplemental Number 3 Joint Participation Agreement (JPA) (FM NO. 430296-1- Contract No. AQF65) with the State of Florida Department of Transportation (FDOT), in the amount of \$624,000 to provide additional funding to assist mass transit operating in the Glades Region area of Palm Beach County; establishing an effective date;

B) ratify the Mayor's signature on the EXTENSION OF TIME–Joint Participation Agreement (JPA)–Contract: AQF65 that extended the JPA one additional year through September 30, 2016;

C) approve an upward Budget Amendment of \$424,000 in the Palm Tran Grants Fund (1341) to reconcile the FY 2016 Budget to the actual grant award; and

D) approve an upward Budget Amendment of \$424,000 in the Palm Tran Operating Fund (1340) to recognize the transfer from the Palm Tran Grants Fund (1341).

SUMMARY: On August 16, 2011, the BCC approved an Agreement (R2011-1235 for \$863,400) with FDOT to provide transit corridor grant funds to allow Palm Tran to provide increased service frequency between South Bay and Canal Point for the period of September 15, 2011, through August 31, 2014. FDOT has now issued Supplemental Number 3 JPA FM No. 430296-1 for additional funds to cover the cost of extended service in the Glades Region through September 30, 2016. This JPA will provide operating funding in the amount of \$624,000 bringing the Agreement total to \$3,214,200. No County funds are required as a match to this grant. The emergency signature process was utilized because there was not sufficient time to submit the Extension of Time form through the regular agenda item process to meet FDOT's September 30, 2015 deadline. District 6 (DR)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to approve:

A) Amendment No. 2 to Contract with Youth Empowerment Center Services with For the Children, Inc. (R2014-1978, as previously amended R2015-0347), increasing funding by \$155,000 for the period beginning October 1, 2015, through September 30, 2016; and

B) Budget Transfer of \$15,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to Lake Worth YEC (Unit 7683) program to fund the cost associated with this Amendment.

SUMMARY: On December 16, 2014, Palm Beach County entered into an Agreement with For the Children, Inc. to provide funding for the Youth Empowerment Center located within the City of Lake Worth. The center incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Amendment will extend the term of the agreement for a one-year period from October 1, 2015, through September 30, 2016, and provide the same level funding as FY15 for existing programming, as well as provide an additional \$15,000 in funding to implement new evidence-based/promising programming. District 7 (HH)

CC. COMMISSION ON ETHICS

1. Staff recommends motion to approve: a Memorandum of Understanding (MOU) with the Lake Worth Community Redevelopment Agency and Palm Beach County to engage the services of the Palm Beach County Commission on Ethics. **SUMMARY:** The Lake Worth Community Redevelopment Agency (Lake Worth CRA) agreed to subject itself to the jurisdiction and authority of the Commission on Ethics and its Executive Director. This MOU identifies the roles and responsibilities of the Commission on Ethics and the Lake Worth CRA in implementing the Palm Beach County Code of Ethics, and establishes a schedule of fees to be paid by the Agency to the County in exchange for services. As required by the Commission on Ethics Ordinance, all fees paid under this agreement must be used to fund Commission on Ethics operations. The MOU is subject to final approval of the Board of County Commissioners. District 3 (LB)

3. CONSENT AGENDA APPROVAL

DD. INTERNAL AUDITOR

1. Staff recommends motion to receive and file:

A) Audit reports reviewed by the Audit Committee at its September 16, 2015 meeting as follows:

1. 2015-14 Cooperative Extension Service - Procurement to Payment;
 2. 2015-15 Cooperative Extension Service - Performance Management;
 3. 2015-16 Environmental Resources Management - Environmental Enhancement and Restoration;
 4. 2015-17 Office of Small Business Assistance - Revenue Management;
 5. 2015-18 Office of Small Business Assistance - Performance Management;
 6. 2015-19 Economic Sustainability - Procurement to Payment;
 7. 2015-20 Metropolitan Planning Organization - Procurement to Payment;
 8. 2015-21 Metropolitan Planning Organization - Performance Management;
- and

B) Audit Work Plan for FY 2016.

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 16, 2015, the Committee reviewed and authorized distribution of the audit reports. We are submitting these reports to the Board of County Commissioners as required by the Ordinance. The Audit Committee also reviewed and approved the proposed annual audit work plan for FY 2016 with the provision that there be further discussions in subsequent Audit Committee meetings on the methodologies used in developing the audit plan. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

EE. SHERIFF

1. **Staff recommends motion to approve:** a Budget Transfer of \$360,796 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff’s Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 15% of the LETf’s previous year’s revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO’s FY 2016 estimated donation requirement is \$179,499. The PBSO’s support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$360,796. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$1,956,646. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$1,595,850. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (JB)

ORGANIZATION	AMOUNT
College For Kids, Inc.	\$50,000
Clinics Can Help, Inc.	\$18,000
Faith Hope Love Charity, Inc.	\$25,000
Family Promise of North Central/Palm Beach County, Inc.	\$5,000
Florida Sheriffs Youth Ranches, Inc.	\$130,000
Gratitude House, Inc.	\$10,000
Gulf Stream Council of the Boy Scouts of America, Inc.	\$10,000
H.A.C.E.R. Ministry, Inc.	\$17,000
KidSafe Foundation, Inc.	\$5,000
Lost and Found of Palm Beach County, Inc.	\$12,000
National Campaign to Stop Violence, Inc.	\$18,000
Palm Beach County Substance Abuse Coalition, Inc.	\$2,596
Palm Beach Recovery Coalition, Inc.	\$25,200
Safety Council of Palm Beach County, Inc.	\$3,000
Wounded Warriors of South Florida, Inc.	\$25,000
Young Women’s Christian Association of Palm Beach County, Florida	\$5,000
Total Amount	\$360,796

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NOVEMBER 17, 2015

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

NONE

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5. REGULAR AGENDA

A. ADMINISTRATION

1. **REVISED SUMMARY & BACKUP:** **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida in support of the Federal Metropolitan Planning Enhancement Act. **SUMMARY:** The Board has requested that a resolution supporting the Federal Metropolitan Planning Enhancement Act (~~H.R. 5467~~), introduced by Congresswoman Lois Frankel, be brought to the Board for consideration. The legislation would increase the amount of available funding to designated high performing metropolitan planning organizations (MPOs). The Treasure Coast Regional Planning Council passed a similar resolution at their October 16, 2015 meeting. Countywide (DW)

B. ECONOMIC SUSTAINABILITY

1. **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, approving the issuance of not exceeding \$50,000,000 Housing Finance Authority of Palm Beach County, Florida (the "Authority"), Homeowner Revenue Bonds, Multiple Series (the "Bonds") within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended, the proceeds of which are to be used to implement its Single Family Homeowner Program (the "Program"), which Program is for the purpose of providing financing to qualified homebuyers of single family residential housing facilities within the Authority's area of operation; and providing an effective date. **SUMMARY:** To implement the Program, the Authority may issue Bonds in one or more series or the Authority may elect to issue mortgage credit certificates in lieu of Bonds. Prior to the issuance of any Bonds, the Authority will seek approval from the Board of County Commissioners (BCC) in accordance with Section 2-190, Palm Beach County Code of Ordinances. The Program will provide financing to qualified applicants for the purchase of single family owner-occupied homes within the Authority's area of operation. The financing will be in the form of below market interest rate mortgage loans if Bonds are issued, or mortgage credit certificates that allow a first time homebuyer a dollar-for-dollar credit against their Federal income tax liability up to \$2,000 annually for the term of their first mortgage loan as long as they stay in the home as their principal residence. It is estimated that 300 first time homeowners will benefit from the Program over a three year origination period. In 2015, the income limit for a one or two person household applying to the Program is \$78,720, and the income limit for households having three or more persons is \$91,840. Income limits are adjusted annually by the U.S. Treasury Department. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay principal or redemption premiums, if any, or interest on the Bonds.** (HFA of PBC) Countywide (PFK)

5. REGULAR AGENDA

C. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Contract with Motorola Solutions, Inc. (Motorola) in the amount of \$20,173,096 for the P25 Trunked Simulcast Countywide Public Radio System (System). **SUMMARY:** In April 2015, the Board approved the issuance of a Request for Proposal (RFP) for the County's P25 Trunked Simulcast Countywide Public Radio System Project. The Selection Committee selected Motorola as its recommended awardee in mid-July, and on September 1, 2015, the Board of County Commissioners ratified the selection and authorized Staff to commence negotiations. This Contract identifies a Total System Price of \$20,173,096 which includes: 1) scope additions in the amount of \$939,014; 2) scope deletions in the deductive amount of \$325,744; 3) future purchases (which would have been required regardless of the vendor chosen) in the amount of \$1,454,113 that have been added to leverage the large system discount and saving the County an additional \$410,442; 4) all discounts offered in Motorola's response to the RFP in the deductive amount of \$8,400,000; and 5) Life Cycle Services (Software Support and Technology Refresh for 15 years) in the amount of \$3,275,227. The Total System Price is funded from the 800 MHz System Renewal/Replacement Fund except for \$564,436.53 which is being funded by Palm Beach County Fire Rescue. The Contract requires Final System Acceptance by June 1, 2017. The Contract also includes the form of, and pricing for, a Maintenance Service Agreement which will become effective upon Final Acceptance and extend for 16 years thereafter. Only the System Price is being funded as part of this approval as the System Maintenance Agreement will be executed and then encumbered on an annual basis as provided for in this Contract. Motorola is a global firm with U.S. headquarters in Illinois. There is no SBE participation in this Contract and participation was not a requirement of the Request for Proposals due to lack of available vendors which can perform the work. (FDO Admin) Countywide (MJ)

D. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve:
 - A) a Budget Amendment of \$18,805,000 in the \$18.8M NAV Public Imp Tax Rev Bond 15B CP, Max Planck Fund to establish the budget for bond proceeds and costs of issuance;
 - B) a Budget Amendment of \$323,713 to establish the budget for interest expense in the 18.8M NAV Public Imp Tax Rev Bond 15B DS, Max Planck Fund; and
 - C) a Budget Transfer of \$323,713 in the General Fund to transfer from Contingency Reserves to the 18.8M NAV Public Imp Tax Rev Bond 15B DS, Max Planck Fund to provide budget for the initial interest payment for FY 2016.

SUMMARY: On September 1, 2015, the Board approved Resolution No. R2015-1102, which authorized the issuance of the Series 2015B bonds. The Series 2015B bonds are for the purpose of funding a grant to the Max Planck Florida Corporation (MPFC) and to pay the cost of issuance of the bonds. The bonds, issued for a 10 year term at 2.73%, will provide the amount needed to fully fund the County's grant commitment to Max Planck. The annual debt service is \$2.176 million and an interest payment of \$323,713 will begin FY 2016. These budget amendments will set up the budget for the sale of the Series 2015B Bonds. Countywide (PFK)

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NOVEMBER 17, 2015

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

NOVEMBER 17, 2015

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

NOVEMBER 17, 2015

8. COMMISSIONER COMMENTS

A. District 1 - COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK

C. District 3 - COMMISSIONER SHELLEY VANA

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

F. District 6 - COMMISSIONER MELISSA MCKINLAY

G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR

ADD-ON: Request approval to present off-site, a Proclamation declaring November 2015 as “Veterans Appreciation Month” in Palm Beach County.

9. ADJOURNMENT

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