

BOARD OF COUNTY COMMISSIONERS  
BOARD MEETING  
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

APRIL 4, 2017

<u>PAGE</u>	<u>ITEM</u>	
8	2C-1	<b>REVISED:</b> Certificates of Appreciation to <u>Scott Harris</u> , Carman Vare and <u>Jena McNeal</u> for outstanding work with the Andrew “Red” Harris Foundation in creating and enhancing the marine environments in Palm Beach County. (Sponsored by Commissioner Valeche)
8	2C-2	<b>DELETED:</b> Certificate of Appreciation to Jena McNeal..(Sponsored by Commissioner Valeche) (Combined with 2C-1)
8	2C-10	<b>ADD-ON:</b> Proclamation declaring April 4, 2017 as “Mayor and County Recognition Day for National Service” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
25	3H-13	<b>DELETED: Staff recommends motion to approve:</b> Contract with One Call Property Services, Inc. in the amount of \$797,945 for Palm Tran Closed Circuit Television (CCTV) Systems Replacements...(FDO) (Further staff review)
26	3H-14	<b>DELETED: Staff recommends motion to approve: A)</b> a License Agreement with the Palm Beach County Food Bank, Inc. for use of one office,...; and...(FDO) (Further staff review)
44	3X-3	<b>DELETED: Staff recommends motion to approve:</b> Agreement with the Palm Beach County Disaster Recovery Coalition, Inc. (Coalition) a 501(c)(3) non-profit corporation, establishing a working relationship to provide disaster response and recovery services....(Public Safety) (Certificates of Insurance Issues)
53	5B-3	<b>REVISED SUMMARY:</b> On August 19, 2014, the Board of County Commissioners (BCC) conceptually approved (R2014-1223) an Economic Development Incentive for the Company totaling \$650,000. This Agreement discloses the name of the Company, Pratt & Whitney, previously referred to as Project Blink.....The grant will be paid according to the State’s QTI Refund Schedule. <del>The Agreement includes the requirement to make best efforts to provide qualified Palm Beach County residents preference in the hiring process.</del> The Company has recently completed the required \$25 Million capital investment to expand its current operations. However, the Agreement had not been finalized with the Company due to significant key personnel turnover within the Company. <u>The Agreement provides for a retroactive effective date to the BCC conceptual approval date of August 19, 2014. The Company has submitted the job advertising, recruiting and job information. Based on the report, the Company has met the hiring requirements of the Agreement. The Company’s required annual average wage for the new jobs is \$84,892; however, the Company has maintained an average annual wage of \$105,102. The Agreement also includes the requirement to make best efforts to provide qualified Palm Beach County, low-income and veterans applicants preference in the hiring process. The report reflects that the new jobs consist of 55% Palm Beach County Residents and 27% veterans. The new jobs are comprised of aircraft engine manufacturing positions presenting a challenge in the new hire of low income residents. Upon approval of this Agreement, an Ordinance establishing the Ad Valorem Tax Exemption will be brought to the BCC for preliminary reading and to advertise for Public Hearing. District 1 (JB) (DES)</u>

- 56                    5C-2\*                    **REVISED SUMMARY:** On November 8, 2016, the voters of Palm Beach County approved an Infrastructure Surtax Project Plan for one cent, maximum 10 years beginning January 1, 2017 (or if the surtax generates \$2.7 billion before September 1<sup>st</sup> of any year), creation of an oversight committee to audit spending for compliance with approved projects, and the following allocations: 50% to the School District, 30% to the County, and 20% to the Municipalities. The proceeds of such sales surtax will finance the renewal and replacement of existing capital investments including roadway surfaces, bridges, drainage improvements, canals, park amenities, and government buildings, all of which were deferred during the recent recession and remain outstanding, and projects to maintain levels of service. An independent oversight committee will ensure that spending is consistent with the statutory requirements and the Infrastructure Surtax Project Plan. On March 22, 2016, the Board approved a project list of approximately \$695 million to be funded from the proceeds of the infrastructure surtax. The plan allocates the projects on a yearly basis and amends the estimates for several projects by \$13,394,727 for a total plan of approximately \$709.4 million. The current fiscal year collections are expected to be approximately \$50 million and will be allocated as summarized: Engineering - \$11,700,000; Sheriff – \$7,432,384; Facilities - \$16,195,000 (included in this is \$2,550,000 for housing units for the homeless, extremely low income and low income); Parks - \$14,801,000; and general project management consulting services - \$270,000. The detail projects are included in the attachment to the Agenda Item. (OFMB)
- 64                    9A                    **ADD-ON:** Request approval to present off-site, a Proclamation declaring April 2017 as “Landscape Architecture Month” in Palm Beach County. (Sponsored by Commissioner Valeche)

**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**

**APRIL 4, 2017**

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

**COMMISSION  
CHAMBERS**

- 1. CALL TO ORDER**
  - A. Roll Call
  - B. Invocation
  - C. Pledge of Allegiance
  
- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
  - A. Additions, Deletions, Substitutions
  - B. Adoption
  - C. Special Presentations (Page 8)
  
- 3. CONSENT AGENDA (Pages 9 - 46)**
  
- 4. PUBLIC HEARINGS - 9:30 A.M. (Pages 47 - 48)**
  
- 5. REGULAR AGENDA (Pages 49 - 60)**  
**TIME CERTAIN 12:00 P.M. (Executive Session/CLOSED) (Page 49)**  
**TIME CERTAIN 2:30 P.M. (Opioids Crisis Report) (Page 50)**
  
- 6. BOARD APPOINTMENTS (Page 61)**
  
- 7. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 62)**
  
- 8. STAFF COMMENTS (Page 63)**
  
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- 10. ADJOURNMENT (Page 64)**

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- 2C-3 Palm Beach County Sheriff's Office Volunteer Day
- 2C-4 The National Month to Prevent Teen Pregnancy
- 2C-5 Peace Officers Memorial Day
- 2C-6 Florida Water Professionals Month
- 2C-7 Drowning Prevention Awareness Month
- 2C-8 Water Conservation Month
- 2C-9 The Lord's Place Sleepout/Sleepin to End Homelessness Month

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- 3A-1 Resolution from the Village of Tequesta supporting the "Minimum Speed/No Wake Zone in the Indian River Lagoon Intracoastal Waterway
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- 3A-3 Expenditure for installation and maintenance of six "Cree LED" streetlights in Limestone Creek
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- 3A-5 Reappointment to the Health Facilities Authority

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- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 A list of Finance Department records converted to electronic format

**C. ENGINEERING & PUBLIC WORKS**

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- 3C-1 Interlocal Agreement with the City of Boca Raton for improvements to railroad crossing at Southwest 18<sup>th</sup> Street
- 3C-2 Supplement No. 5 with HSQ Group, Inc. associated with Lyons Road (Lantana Road to Lake Worth Road) project
- 3C-3 Supplement No. 7 with URS Corporation Southern associated with the Seminole Pratt Whitney Road (Orange Blvd. to Northlake Blvd) project
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- 3C-5 Subordination of Utility Interests and Agreement for future facility relocations with FPL on a parcel of land located at the southwest corner of Lake Worth Road and Jog Road
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- 3H-5 Contract with The Morganti Group, Inc. for pre-construction services for the Palm Tran South Expansion project
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5A-2 Resolution recommending approval of Project Blue Heron as a Qualified Target Industry business

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5A-3 Opioid Crisis Report – **TIME CERTAIN 2:30 P.M.**

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5B-1 Ninth Amendment to the Action Plan for FY 2015-2016 and Fourth Amendment to the Action Plan for FY 2016-2017

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5B-2 State Initiatives Housing Partnership Program funding to Indian Trace Associates, Ltd. for a multi-family rental housing project

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5C-4 Work Order 2015053-21 with Ranger Construction Industries, Inc. to mill and resurface Lantana Road (SR 7 to Turnpike)

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5D-1 Labor Management Agreement with Amalgamated Transit Union, Local 1577

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5E-1 Resolution supporting the continued existence and funding of Visit Florida, Enterprise Florida, Inc. and the Office of Film and Entertainment

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5F-1 Proposal utilizing existing County staff and resources to provide human trafficking training

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**STAFF COMMENTS** (Page 63)

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**ADJOURNMENT** (Page 64)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. **REVISED:** Certificates of Appreciation to Scott Harris, Carman Vare and Jena McNeal for outstanding work with the Andrew “Red” Harris Foundation in creating and enhancing the marine environments in Palm Beach County. (Sponsored by Commissioner Valeche)
2. ~~**DELETED:** Certificate of Appreciation to Jena McNeal for outstanding work with the Andrew “Red” Harris Foundation in creating and enhancing the marine environments in Palm Beach County. (Sponsored by Commissioner Valeche)~~
3. Proclamation declaring April 26, 2017 as “Palm Beach County Sheriff’s Office Volunteer Day.” (Sponsored by Mayor Burdick)
4. Proclamation declaring May 2017 as “The National Month to Prevent Teen Pregnancy” in Palm Beach County. (Sponsored by Mayor Burdick)
5. Proclamation declaring May 15, 2017 as “Peace Officers Memorial Day” in Palm Beach County. (Sponsored by Commissioner Kerner)
6. Proclamation declaring April 2017 as “Florida Water Professionals Month” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
7. Proclamation declaring April 2017 as “Drowning Prevention Awareness Month” in Palm Beach County. (Sponsored by Commissioner Bernard)
8. Proclamation declaring April 2017 as “Water Conservation Month” in Palm Beach County. (Sponsored by Commissioner Berger)
9. Proclamation declaring April 2017 as “The Lord’s Place Sleepout/Sleepin to End Homelessness Month” in Palm Beach County. (Sponsored by Commissioner Bernard)
10. **ADD-ON:** Proclamation declaring April 4, 2017 as “Mayor and County Recognition Day for National Service” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)

\* \* \* \* \*

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to receive and file:** Resolution No. 12-17: a Resolution of the Village Council of the Village of Tequesta, Florida, expressing support for the extension of the “Minimum Speed/No Wake Zone” in the Indian River Lagoon Intracoastal Waterway north from the C.R. 707 Bridge to the northern boundary of Coral Cove Park for a distance of 0.8 mile; directing the Village Manager to do all things necessary to effectuate the intent of the Village Council as expressed herein; directing the Village Clerk to provide copies of this Resolution to the Florida Fish and Wildlife Commission, Palm Beach County, the towns of Jupiter and Jupiter Inlet Colony, and the Marine Industry Association of Palm Beach County; providing an effective date; and for other purposes. **SUMMARY:** It is the policy of the Board to receive and file any received outside documentation if it involves Palm Beach County policies, programs and/or projects to make the information part of the Board’s official record.
  
2. **Staff recommends motion to approve:** an appointment to the Water Resources Task Force for the remainder of a full three-year term commencing April 4, 2017 and ending September 30, 2018:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Seat Representative</u>	<u>Term Ending</u>
5	Myra Koutzen	Member	League of Cities	September 30, 2018

**SUMMARY:** The Water Resources Task Force is comprised of 14 members: six City elected officials; one County Commissioner; one special independent district water and/or wastewater provider or utility water or wastewater provider representative; one Lake Worth Drainage District representative; one drainage/water control district representative; one South Florida Water Management District Governing Board member; one environmental representative; one land owner actively farming to represent agricultural interests; and one Indian Trail Improvement District representative. The Resolution also requires designated alternates for each seat. There are currently 13 active members on the Task Force. One of the League of Cities member slots has recently opened up due to a resignation. The alternate member was selected by the League of Cities to fill that slot on the Task Force, bringing the active number of members to 14. Therefore, an appointee for Seat No. 5 is being submitted for approval by the Board of County Commissioners for the remainder of the current three-year term ending September 30, 2018. The diversity of the current 13 Task Force members is as follows: two Caucasian females and eleven Caucasian males. The proposed League of Cities member appointee is a Caucasian female. Staff is aware of the minimal amount of diversity on this Task Force and is actively seeking to bring more diversity to this Task Force. Countywide (MJ)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

3. Staff recommends motion to approve:

**A)** Expenditure of \$36,000 for the installation and twenty years' maintenance of an additional six "Cree LED" streetlights in the Limestone Creek Countywide Community Revitalization Team (CCRT) area;

**B)** Budget Transfer of \$36,000 in the Capital Outlay Fund, \$12,000 from the CCRT Street Lighting Project account to the Limestone Creek Phase II Street Lighting Project; \$24,000 transfer to the OCR Special Projects and Initiatives Fund for twenty years of maintenance; and

**C)** Budget Amendment of \$24,000 in the OCR Special Projects and Initiatives Fund to recognize and appropriate the transfer from the Capital Outlay Fund for the Limestone Creek Phase II Street Light Project.

**SUMMARY:** The request for additional lights was initiated by members of the Limestone Creek Community Advocates, Inc. to address public safety concerns. The project entails the installation of six additional "Cree LED" streetlights along the easement located to the east of 1<sup>st</sup> through 4<sup>th</sup> streets to address public safety concerns. The total funding needed for this project is \$36,000. Of which, \$12,000 is for the installation of the lights, and \$24,000 for the ongoing operation and maintenance of the lights for a 20-year period. Funding for this project is available from the CCRT Street Lighting Project account. District 1 (DW)

4. Staff recommends motion to approve: negotiations and execution of a contract with Cambridge Consulting, LLC by CareerSource Palm Beach County, Inc. (CareerSource) not to exceed Fifty Thousand dollars (\$50,000) per annum to provide one-stop operator services from June, 30, 2017, through June 30, 2018, renewed annually on July 1 each year through June 30, 2021 subject to Cambridge Consulting, LLC's performance and funding availability under the Workforce Innovation and Opportunity Act (WIOA). Funding is dependent upon federal authorization and state legislation. **SUMMARY:** CareerSource currently operates as the County's administrative entity to provide policy guidance for implementing and exercising oversight with respect to job training activities under the Workforce Innovation and Opportunity Act (WIOA) (Public Law 113-128) and the Workforce Innovation Act of 2000 (Florida Statutes Chapter 445). The Interlocal Agreement (R2007-1220) designates CareerSource as the fiscal agent, grant recipient and administrative entity to administer such funding sources as may be available to support workforce development activities for Local Workforce Development Area 21, Palm Beach County, Florida. The Interlocal Agreement (R2007-1220), section 9.h. states the duties and responsibilities of the Consortium include together with CareerSource perform any other appropriate duties necessary for the accomplishment, and consistent with the purposes, of the Interlocal Agreement, the Workforce Innovation and Opportunity Act, Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Wagner-Peyser Act, and the Florida Workforce Innovation Act of 2000. Other appropriate duties necessary for the accomplishment and consistent with the purposes, of the Interlocal Agreement include approval of the designated one-stop operator. On December 1, 2016, a Request for Proposal (RFP) was issued by CareerSource for one-stop operator services. The CareerSource Board of Directors at its February 23, 2017 public meeting approved the award of a contract to Cambridge Consulting, LLC for one-stop operator services. Consistent with WIOA section 121(d) CareerSource as the local board, with the agreement of the chief elected official for the local area shall designate or certify one-stop operators as described in section WIOA 121(d)(2)(A). Countywide (HH)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

5. **Staff recommends motion to approve:** reappointment of the following individual to the Health Facilities Authority for a term of four years, from May 1, 2017, to April 30, 2021:

<u>Nominee</u> Carla S. Bryant	<u>Seat No.</u> 2	<u>Seat Requirement</u> Resident of PBC	<u>Nominated by:</u> Mayor Burdick Vice Mayor McKinlay Comm. Valeche Comm. Abrams
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**SUMMARY:** Per Chapter 154.207, Florida Statutes and Resolution Nos. R77-379 and R92-563, the Health Facilities Authority is comprised of five members appointed at-large by the Board of County Commissioners (BCC). A memo dated February 16, 2017, was circulated to the BCC notifying the BCC that the Ms. Bryant’s term on the Authority would expire April 30, 2017, and requesting support for Ms. Bryant reappointment or asking for additional nominations. The Authority has five seats with all five seats currently filled and a diversity count of: African-American: 1 (20%), Caucasian: 3 (60%), and Native-American: 1 (20%). The gender ratio (female:male) is 3:2. Ms. Bryant is an African-American. Countywide (HH)

B. CLERK & COMPTROLLER

1. **Staff recommends motion to receive and file:** Warrant List – Backup information can be viewed in the Clerk & Comptroller’s Office.
2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners’ meetings:

<u>Meeting Type</u>	<u>Meeting Date</u>
Workshop	January 24, 2017
Environmental Control Board	January 26, 2017
Zoning	January 26, 2017
Comprehensive Plan	January 30, 2017

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:** A list of Clerk & Comptroller Finance Department records which have been converted to an electronic format. **SUMMARY:** These records have been converted from paper to an electronic format. The electronic records will be maintained according to their required retention schedule under the State of Florida’s General Records Schedule GSI-SL for State and Local Government Agencies. (Ch. 119, Ch. 257) Countywide (PFK)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** An Interlocal Agreement with the City of Boca Raton (City) to equally fund the cost of improvements in the amount of \$385,751.91 to the Florida Department of Transportation (FDOT) and the South Florida Regional Transportation Authority (SFRTA) railroad crossing at Southwest 18<sup>th</sup> Street, DOT/AAR Crossing Number 631210G and transfer maintenance obligations for the crossing to the City. **SUMMARY:** Approval of this Agreement will allow Palm Beach County (County) to provide a one-time joint funding amount of \$192,875.96 toward needed improvements to bring the crossing up to current standards. After which, the City will accept a transfer of responsibility for all future maintenance. SFRTA and FDOT are responsible for the construction of the improvements and have provided a total estimated construction cost of \$385,751.91. District 4 (PK)
  
2. **Staff recommends motion to approve:** Supplement No. 5 to Project Contract R2011-1008 with HSQ Group, Inc. (HSQ) in the amount of \$229,494.87 for professional services for the Lyons Road from Lantana Road to Lake Worth Road project. **SUMMARY:** Approval of this Supplement will provide the professional services necessary for the preparation of revised design plans and construction bid documents for the project. A number of new developments have been approved on Lyons Road between the LWDD L-14 Canal and Lake Worth Road, and they are required to accept the roadway drainage from Lyons Road into their drainage systems. This has substantially reduced the amount of land that the County would have had to acquire in order to accommodate the roadway drainage. The plans must be revised to route the roadway drainage to the new developments, resulting in permit modifications and significant changes to the design plans. The Small Business Enterprise (SBE) goal for the project is 15%. HSQ committed to 100% SBE participation for the project and has achieved 100% SBE participation to date. HSQ is a certified SBE and a Palm Beach County based company. Districts 3 & 6 (MJ)
  
3. **Staff recommends motion to receive and file:** Supplement No. 7 to Project Agreement R2002-0736 with URS Corporation Southern (URS), in the amount of \$79,796.66 for professional services for the Seminole Pratt Whitney Road from north of Orange Boulevard to south of Northlake Boulevard project. **SUMMARY:** This Supplement provides the services necessary for the preparation of revised plans for the project. This Supplement was approved on January 27, 2016, by the Contract Review Committee (CRC). In accordance with PPM No. CW-F-050, approval of this supplement must be received and filed by the Board of County Commissioners (BCC) since the cumulative value of additional services now exceeds \$250,000. At the time of this Project Agreement award, Palm Beach County's annual Minority/Women Business Enterprise's (MWBE) goal was 11.1% participation. URS committed to 35% at the time of consultant selection for the project, and they have committed to 10.98% Small Business Enterprise (SBE) participation for this Supplement. To date, there is a total SBE/MWBE utilization of 27.91%. District 6 (MJ)
  
4. **DELETED**



3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

5. Staff recommends motion to approve: A Subordination of Utility Interests and Agreement for reimbursement for future facility relocations with Florida Power & Light Company (FPL) on a parcel of land located at the southwest corner of Lake Worth Road and Jog Road. **SUMMARY:** Approval of the subordination agreement will subordinate interest in three FPL utility easements and allow Palm Beach County (County) to accept a warranty deed for additional right-of-way. As part of the development conditions associated with a convenience store and gas station, the property owners are required to provide the County with four feet of additional right-of-way on the southbound side of Jog Road. District 2 (HF)
  
6. **DELETED**
  
7. Staff recommends motion to approve: A Contract with MJC Land Development, LLC (MJC) in the amount of \$753,615.60 for the widening of Drexel Road, from Fair Green Road to 15<sup>th</sup> Lane North. **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to MJC, a Palm Beach County based company, to begin construction of the project which includes the demolition and removal of an existing concrete bridge over the Lake Worth Drainage District L-2 Canal on Drexel Road between Fair Green Road and Oro Verde Boulevard. The bridge will be replaced with a reinforced concrete pipe culvert crossing. Paving improvements and minor drainage improvements will also be made. The Small Business Enterprise (SBE) goal for all contracts is 15%. MJC proposed a 15.7% SBE participation. District 2 (JB)

D. COUNTY ATTORNEY

1. Staff recommends motion to approve: The Interlocal Agreement (ILA) between the Solid Waste Authority (Authority) and Palm Beach County (County) for the provision of Inspector General (IG) services at the Authority. **SUMMARY:** Under this ILA, the IG will exercise the authority, functions and powers granted by the Inspector General Ordinance for the Authority. The ILA will be in effect upon execution of the parties and shall continue until September 30, 2019 with two one-year options for extension of the ILA. The Authority will pay the County \$250,000 for FY 2017 with funding for future years to be budgeted with the IG providing a proposed annual budget for services not later than May 1<sup>st</sup> of the previous year. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to approve:

**A)** Contract for Provision of Services with Catholic Charities of The Diocese of Palm Beach, Inc., for the period February 1, 2017, through June 30, 2017, in the amount of \$98,800, to provide financial assistance to needy families; and

**B)** Contract for Provision of Services with The Homeless Coalition of Palm Beach County, Inc., for the period February 1, 2017, through June 30, 2017, in the amount of \$59,700, to provide for the development of system-wide performance measures for homeless prevention services.

**SUMMARY:** The Division of Human and Veteran Services (DHS) received Challenge Grant funding through a Florida Department of Children and Families grant to provide homeless prevention services and performance measures evaluation. Catholic Charities of The Diocese of Palm Beach, Inc. will provide homeless prevention services for up to 45 households by assisting with rent or mortgage payments and will provide \$98,900 in an in-kind match. The Homeless Coalition of Palm Beach County, Inc. contracts with a consultant who will analyze the homeless service delivery system relative to access, performance and project costs. The consultant will also establish a format to report ongoing statistics regarding system performance and project performance on the Palm Beach County Homeless Continuum of Care's (CoCs) public website. The consultant is an approved Housing and Urban Development Agency (HUD) provider for technical assistance regarding performance evaluation reporting requirements. Pamela Goodman, member of the Board of Directors for The Homeless Coalition of Palm Beach County, Inc., is also a member of the Homeless Advisory Board. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency contracts listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. All funds must be expended no later than June 30, 2017. (Division of Human and Veteran Services) Countywide (HH)

2. Staff recommends motion to approve: Florida Department of Education Project Application, for the period July 1, 2017, through June 30, 2018, in an amount not to exceed \$246,104 for the Farmworker Career Development Program under Title I, Section 167 of the Workforce Innovation and Opportunity Act. **SUMMARY:** The Farmworker Career Development Program is funded by the Florida Department of Education to provide academic education and vocational training to farmworkers and their dependents to obtain permanent employment outside of farm work. Funding for the program year 2017-2018 will provide enrollment and training services for 104 participants. **No County match funds are required.** (Farmworker Career Development Program) Countywide (HH)



3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve: Contract for Provision of Ryan White Part A HIV Health Support Services with FoundCare, Inc., for the period March 1, 2017, through February 28, 2018, for the provision of improving persons living with HIV Spectrum Disease, in an amount not to exceed \$3,878,139. **SUMMARY:** This contract is being funded based on level funding from the prior grant year. The contract will be amended and the budget will be aligned once the final notice of award has been received. This agency was selected and recommended for contracting through the Request for Proposal (RFP) process. This Contract covers a variety of services for HIV affected clients which include medical case management, medical care, pharmacy, oral health care, and substance abuse treatment. Lilia Perez and Quinton Dames, employees of FoundCare, Inc., are members of the HIV CARE Council. The HIV CARE Council provides **no** regulation, oversight, management, or policy setting recommendations regarding contracts. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Section. 2-443, of the Palm Beach County Code of Ethics. **No County funds are required.** (Ryan White Program) Countywide (HH)

4. Staff recommends motion to approve:

**A)** Amendment 003 to Standard Agreement No. IA016-9500 (R2016-0321) for Older Americans Act (OAA) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period January 1, 2017, through December 31, 2017, to, revise and replace portions of the standard agreement to provide in-home and community based services;

**B)** Amendment 005 to Standard Agreement No. IH015-9500 (R2015-1445) for Home Care for the Elderly (HCE) with AAA, for the period July 1, 2015, through June 30, 2018, to revise and replace portions of the standard agreement to assist older adults and their caregivers with the provision of care in a family-type living arrangement as an alternative to institutional care; and

**C)** Amendment 004 to Standard Agreement No. IZ015-9500 (R2015-1448) for Alzheimer's Disease Initiative (ADI) with AAA, for the period of July 1, 2016, through June 30, 2017, to revise, and replace portions of the standard agreement to provide assistance to seniors and caregivers by ensuring that individuals affected with Alzheimer's disease and other forms of dementia are given essential services to help them live independently in their own homes.

**SUMMARY:** Grant adjustments are made during the contract year to align services with need. These amendments are necessary to incorporate changes made to the standard agreements. Palm Beach County Division of Senior Services is responsible for providing services north of Hypoluxo Road. The areas of service include all of the districts, excluding portions of Districts 3, 4, 5 and 7 south of Hypoluxo Rd. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. Sufficient funding is included in the current budget to meet County obligations. **No additional County funds or budget amendment are required.** (Division of Senior Services) Countywide except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

5. Staff recommends motion to ratify: the signature of the Mayor on the Phase 34 Emergency Food and Shelter Program (EFSP) Application for the Emergency Food & Shelter National Board Program, for a period of time to be determined when the funds are released, for the provision of shelter, and rental assistance to individuals and families in need. **SUMMARY:** The Emergency Food and Shelter grant is a restricted federal grant administered locally by the United Way of Palm Beach County, Inc. (United Way). On February 13, 2017, United Way released the Phase 34 EFSP grant application with instructions to return by March 10, 2017. The Division of Human and Veteran Services (DHS) has received these funds for the past 21 years. DHS is applying for funds to provide shelter and rental assistance. (The application is for a total of \$320,000: \$20,000 for other shelter, which may include hotels, motels and halfway houses, and \$300,000 for rent payments.) DHS staff will assess applicants for this program, approve service plans to assist these households and process invoices. **These funds are non-recurring and no County match is required.** The emergency signature process was utilized because there was insufficient time to submit this application through the regular agenda process. (Division of Human and Veteran Services) Countywide (HH)

6. Staff recommends motion to approve:

**A)** Contract for Provision of Financial Assistance with Gulfstream Goodwill Industries, Inc. (Goodwill), for the period April 1, 2017, through September 30, 2017, in an amount not to exceed \$50,000 to provide various training services to low-income participants; and

**B)** Amendment No. 1 to the Contract for Provision of Financial Assistance with Credit Card Management Services, Inc. (CCMS) (R2017-0035), to extend the contract period end date from February 28, 2017 to September 30, 2017.

**SUMMARY:** On February 7, 2017, the Board of County Commissioners approved a list of six pre-qualified non-profit agencies to provide various training services for the Community Action Program and authorized the County Administrator, or designee, to execute contracts and amendments for this purpose (Agenda Item 3.E.1). Goodwill was selected to provide employment skills training, entrepreneurship training, and job placement services to qualified clients. The training funds are provided by the Community Service Block Grant (CSBG). Qualified clients must be residents of Palm Beach County and meet the Federal Poverty Guidelines. The contract period end date for CCMS was extended in order to provide a variety of financial literacy trainings to additional low-income individuals. **No County funds are required.** (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

7. Staff recommends motion to approve: Contract for Provision of Financial Assistance with Feeding Florida, Inc., for the period May 1, 2017, through September 30, 2017, in an amount not to exceed \$25,000, for the purpose of addressing and reducing hunger in the Glades community through intensive, focused outreach and attention. **SUMMARY:** This Contract addresses food insecurity in Palm Beach County; specifically regarding distribution of fresh produce to needy households in the Glades community. Feeding Florida, Inc. will assess the existing supply chain, and conduct a demand and supply analysis. They will use proven supply chain techniques designed to approach the issues using available data in the most efficient manner possible. Feeding Florida, Inc. will create a demand model for the area, quantification of existing food supply gaps, development of food flow metrics, interacting with supply partners and making specific supply chain recommendations. Feeding Florida, Inc. focuses on the goals identified in The Hunger Relief Plan for Palm Beach County, released in October 2015. This Contract addresses goal No. 3 in reducing hunger in the Glades community through intensive, focused outreach and attention. (Financially Assisted Agencies) Countywide (HH)

8. Staff recommends motion to:

**A) receive and file** Notice of Award Grant No. H89HA00034 from the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA), for the budget period March 1, 2017, through February 28, 2018, in an amount not to exceed \$3,404,398, for new and existing programs to continue improving health outcomes for clients with HIV/AIDS; and

**B) approve** one full-time equivalent (FTE) grant funded position for a Grant Compliance Specialist II (Pay Grade 30), for the Ryan White Program.

**SUMMARY:** On November 22, 2016, the Board of County Commissioners ratified the Mayor's signature on the Ryan White Part A HIV Emergency Relief Grant Program application (R2016-1658). A partial notice of award was received from HRSA on January 18, 2017 issuing a grant amount of \$3,404,398. This amount represents approximately 45% of what is expected to be the final award. The grant will allow the Community Services Department to continue providing needed medical and support services to Palm Beach County residents living with HIV/AIDS. The new position will provide program and health outcome evaluation services for the Ryan White Program. The grant position will be approved for the length of the grant and will be eliminated if funding is discontinued. **No County match is required.** (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

9. Staff recommends motion to:

**A) ratify:**

1. the signature of the Mayor on Modification No. 2 to the Florida Department of Economic Opportunity FY 2016 Low Income Home Energy Assistance Program (LIHEAP) Federally Funded Subgrant Agreement No. 16EA-0F-10-60-01-023 (R2016-0487), with the State of Florida, Department of Economic Opportunity, for the period March 1, 2016, through March 31, 2017, for a total amount not to exceed \$3,226,192 to provide energy payment assistance to low income residents of Palm Beach County; and
2. the signature of the Mayor on the FFY 2017 Federally Funded Subgrant Agreement Community Services Block Grant (CSBG) Program Agreement No. 17SB-0D-10-60-01-121, with the State of Florida, Department of Economic Opportunity, for the period October 1, 2016, through March 31, 2018, for a total amount not to exceed \$1,625,968 to provide self-sufficiency services to low income residents of Palm Beach County; and

**B) approve** two full-time equivalent (FTE) grant funded positions for Community Outreach Specialist II (Pay Grade 18) for the Community Action Program;

**C) delegate** to the County Administrator, or designee, signatory authority on additional exhibits, service coordination and referral documents, and any other necessary documents related to LIHEAP and CSBG requirements;

**E) approve** Budget Amendment of \$88,541 in the Low Income Home Energy Assistance Program fund to reconcile the budget to the actual grant award; and

**F) approve** Budget Amendment of \$607,916 in the Community Action Program Fund to reconcile the budget to the actual grant award.

**SUMMARY:** The State of Florida, Department of Economic Opportunity awarded the Palm Beach County Community Action Program (CAP) \$3,226,192 in LIHEAP funds and \$1,625,968 in CSBG Funds. The modification increases the original LIHEAP agreement amount by \$88,541. LIHEAP funds will be used to provide energy payment assistance to over 7,000 households in Palm Beach County. CBSG funds will be used to provide employment skills training and job placement services, rental assistance, utility assistance and case management services to more than 500 low income residents of Palm Beach County. The new grant positions will provide outreach services, and direct client assistance with case management and referrals to low income residents of Palm Beach County. The grant positions will be approved for the length of the grant and will be eliminated if funding is discontinued. The emergency signature process was utilized because there was insufficient time to submit these agreements through the regular agenda process. **No additional County match funds are required.** (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. **Staff recommends motion to receive and file:** Site Access Agreement with State of Florida, Department of Environmental Protection (FDEP), allowing FDEP to contract with an environmental consultant for remediation of the property at 1440 Perimeter Road at Palm Beach International Airport pursuant to FDEP's Advanced Cleanup Program. **SUMMARY:** On December 8, 2016, an Advanced Cleanup Application (Application) was submitted to FDEP (R2017-0151). The Site Access Agreement was submitted with the Application and enables FDEP to contract with an environmental consultant for remediation of the property. Delegation of authority for execution of the standard County Site Access Agreement was approved by the Board of County Commissioners (BCC) in R2015-1613. FDEP accepted the Site Access Agreement on January 6, 2017. FDEP is evaluating the Application and, if accepted by FDEP, the County would be required to enter into FDEP's Advanced Cleanup Program Agreement, which is a County standard form approved by the BCC in R2016-1674. Countywide (AH)
  
2. **Staff recommends motion to receive and file:** License Agreement with Enterprise Leasing Company of Florida, LLC, commencing February 6, 2017, terminating March 8, 2017, and automatically renewing on a week-to-week basis thereafter but not beyond June 2, 2017, providing for the use of 47,450 square feet of paved parking located east of 1475 Perimeter Road for the parking of vehicles in connection with Enterprise's car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$750 per week. **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:** Palm Beach International Airport Operating Permit with Miami Air International, Inc., commencing February 25, 2017, and terminating April 27, 2017. **SUMMARY:** Delegation of authority for execution of the standard County Palm Beach International Airport Operating Permit was approved by the Board of County Commissioners in R2014-1709. Countywide (AH)
  
4. **Staff recommends motion to approve:** Utility Easement Agreement (Easement) with the City of Lake Worth (City), providing for water service in connection with fuel farm improvements at the Palm Beach County Park Airport (Airport) in Lantana. **SUMMARY:** The City provides water utility services to the Airport. The Easement will be granted to the City at no cost as a condition to provide water service to improvements at the Airport fuel farm, and provides for the construction, operation and maintenance of water transmission and distribution facilities. Countywide (HJF)



3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. Staff recommends motion to approve:

**A)** A Professional Services Agreement with HDR Engineering, Inc. in the amount of \$1,229,026.38 for the performance of professional airfield design and engineering services in support of airfield pavement rehabilitation and reconstruction improvements at Palm Beach International Airport (PBIA);

**B)** A Budget Amendment of \$614,513 in the Airport's Improvement and Development Fund to recognize Passenger Facility Charge (PFC) revenue and to provide budget for the HDR Engineering, Inc. contract. Project A341 was partially funded in the FY 2017 Budget with Florida Department of Transportation (FDOT) grant funding; and

**C)** A Budget Transfer of \$614,513 in the Airport's PFC Fund to transfer PFC funds to the Airport's Improvement and Development Fund, including a transfer from Reserves of \$614,513.

**SUMMARY:** In order to carry out the airfield pavement improvements project at PBIA, the Department of Airports requires professional design and engineering services. In accordance with Florida Statutes 287.055 and the Federal Aviation Administration (FAA) Advisory Circular 150/5100-14 (current edition), HDR Engineering, Inc. was one of two competitively selected firms to provide these services. This Agreement, in the amount of \$1,229,026.38, will provide the Department of Airports with the needed professional services to implement this approved Capital Improvement Project. The improvements included in the development of the scope of services for these airfield design and engineering services are as follows: Rehabilitate Taxiway Bravo; Relocate/Reconstruct Taxiway B1 Connector to Runway 14-32; Rehabilitate/Reconstruct Taxiway Foxtrot south of Runway 10L-28R; Relocate/Reconstruct Taxiway F2; Remove Taxiway F3; Relocate/Reconstruct West Remote Apron/Concourse B Taxiway Connector; and Rehabilitate Runway 14-32 shoulders. HDR Engineering, Inc. is headquartered in Omaha, Nebraska, however, the work will be lead from their West Palm Beach office, in conjunction with several Palm Beach County subconsultants and firms. The services performed during the term of this contract will be eligible for State and Federal grant participation; as such, the proposed fee for these tasks has been verified in accordance with FAA Advisory Circular 150/5100-14C by use of an Independent Fee Analysis conducted by a neutral third party firm (AECOM Technical Services, Inc.). A Disadvantaged Business Enterprise (DBE) goal of 16% was set for this contract. HDR Engineering, Inc. has committed to 26% DBE participation for this contract, which exceeds the established goal. Countywide (AH)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to authorize:** County Administrator, or designee, to execute a Guaranteed Maximum Price Amendment (GMP) to the contract with Hedrick Brothers Construction Co. Inc., (R2016-0430) in an amount not-to-exceed \$1,200,000 for the replacement of two chillers at the Main Detention Center (MDC). **SUMMARY:** On April 5, 2016, the Board approved the Contract with Hedrick Brothers Construction Co. Inc., to provide construction management services for the Main Detention Center Renewal/Replacement Project. The chillers at the MDC provide chilled water for the MDC, PBSO Headquarters and Medical Examiner's Office. Two of the chillers have recently been replaced but the other two ("old chillers") are over 20 years in age. One of the old chillers is currently inoperable and cannot be repaired. The one remaining operational chiller has a variety of end of life issues with the most critical reliability in addition to the increased maintenance costs. The design is nearing completion and Hedrick Brothers will begin competitive bidding process required by the Contract immediately thereafter. In order to ensure the replacement of the chillers before the height of summer and hurricane season and taking into account the long lead time for the chillers themselves, Staff is requesting the Board authorize the County Administrator, or designee, to approve the purchase and installation upon receiving and evaluating the subcontractor bids for the work. Funding for this project is from the Public Building Improvement Fund (ad valorem). (Capital Improvements Division) Countywide/District 2 (LDC)

2. **Staff recommends motion to:**

**A) adopt** a Resolution authorizing the conveyance of the County's interest in a 0.09-acre parcel of land located adjacent to Sanders neighborhood Park, in unincorporated Lake Worth to Paseos Properties, LLC (Paseos) at no charge, with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes Section 270.11;

**B) approve** a County Deed in favor of Paseos; and

**C) accept** an Access Easement from Paseos in favor of the County to provide continued access to Sanders Park.

**SUMMARY:** In September 2015, the County acquired by Tax Deed a 0.09-acre parcel located east of Military Trail, south of Lake Work Road adjacent to Sanders neighborhood Park. This parcel is unbuildable, but is assessed at \$10,776. The adjacent property owner, Paseos, uses this parcel as the sole means of access to their property. The parcel also serves as an access way to Sanders Park. Pursuant to Florida Statutes Section 125.35(2), the Board may effect a private sale of the parcel upon a finding that the value of a parcel is \$15,000 or less, and when due to its size, shape, location, and value, it being of use to only one or more adjacent property owners. Notice of the County's intent to sell this parcel was sent to the three adjacent property owners and only Paseos responded. The County will convey the parcel without charge, but as consideration, Paseos has agreed to grant the County a non-exclusive limited access easement across the parcel to serve Sanders Park. Staff recommends a finding by the Board that due to the parcel's size, shape, location, and value it is of use to only one or more adjacent property owners, and that the Board convey this parcel to Paseos, the sole interested adjacent owner, without charge. Paseos i) will pay documentary stamps and recording costs; ii) accepts the parcel in "AS IS" condition; and iii) accepts responsibility for all future maintenance of the parcel. The County will retain mineral rights in accordance with Florida Statutes Section 270.11, but will not retain rights of entry and exploration. Closing is to occur within thirty days of Board approval. The deed and the easement will be recorded concurrently. **This conveyance must be approved by a supermajority vote (5 Commissioners).** (PREM) District 3 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. **Staff recommends motion to approve:** Contracts with six firms to provide Asbestos and Industrial Hygiene Consulting services on a continuing contract basis for Facilities Development & Operations Department:

A) AirQuest Environmental, Inc.;

B) Eco-Advisors, LLC (SBE);

C) Gaudet Associates, Inc. (SBE);

D) GLE Associates, Inc.;

E) Morse Associates, Inc.; and

F) Professional Service Industries, Inc.

**SUMMARY:** Selection was performed by the School District of Palm Beach County in January 2016, in accordance with the Consultants Competitive Negotiation Act. The County will be piggybacking off of the six School District's contracts. Due to projected workload, using the School Districts contracts is more efficient than the County performing its own selection. The purpose of these contracts is to have consultants pre-selected and under contract to provide asbestos consulting services for capital improvement or renovation projects. Consultant fees will be negotiated on an individual basis for the identified projects. These contracts will expire on January 18, 2018, unless renewed for up to three additional one-year periods. Four of the six consultants are Palm Beach County businesses. The remaining two are AirQuest Environmental, Inc., (Broward) and GLE Associates, Inc. (Broward) (Capital Improvements Division) Countywide (LDC)

4. **Staff recommends motion to approve:** First Amendment to extend the term of the Interlocal Agreement with the State Attorney's Office (R2012-1678), providing fleet management services until March 15, 2022. **SUMMARY:** The Interlocal Agreement (Agreement) provides the terms and conditions under which the County provides fleet management services expired on March 15, 2017. The Agreement provides for one five-year renewal but renewals require approval by both parties. State Attorney's Office has approved a renewal to retroactively extend the term of the Agreement through March 15, 2022. The renewal now requires Board approval. The County does not require any additional staffing and/or equipment to extend this Agreement, and as such, this Agreement will result in increased revenues to Fleet Management. This First Amendment renews the term, replaces the attachment, and adds standard County Inspector General, Third Party Beneficiary, Independent Contractors and Non-discrimination provisions. Other than the changes set forth herein, all other terms remain the same. (FDO – Admin) Countywide (LDC)



3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to approve: Contract with The Morganti Group, Inc., in the amount of \$35,000 for pre-construction services for the Palm Tran South Expansion project. **SUMMARY:** This project consists of expansion and renovation of the Palm Tran South County Facility which includes addition of approximately 28,000 square feet of building space consisting of offices, locker rooms, training center for bus operators and ancillary support space, addition of a new 135 vehicle parking lot for employees, and addition of a bus lift at the existing maintenance building. This contract only authorizes pre-construction services. Once the construction documents are completed, the construction manager will bid the work and provide a guaranteed maximum price (GMP). The Morganti Group, Inc. will provide 10% Disadvantaged Business Enterprise (DBE). The Morganti Group, Inc. is a Palm Beach County business and is using a Palm Beach County DBE business as a subconsultant. The project will be funded with Federal funds. (Capital Improvements Division) District 7 (LDC)
  
6. Staff recommends motion to approve: A Second Amendment to Interlocal Agreement (R2015-1646) with the Village of Royal Palm Beach (Village) for the purchase of Village Fire Stations No. 1 and No. 2 (Stations). **SUMMARY:** The County currently provides fire-rescue services to the Village through the Village's participation in the Fire Rescue Municipal Services Taxing Unit (MSTU). The County and Village entered into an Interlocal Agreement (Agreement) dated November 17, 2015 (R2015-1646), for the continued leasing of the two fire stations until a purchase of the Stations could be negotiated and closed. The County completed the purchase of Village Station No. 2 on September 30, 2016, and continues to lease Village Station No. 1 at a monthly rate of \$10,526. The Village is in the process of platting the Village Hall Complex creating a separate parcel for Village Station No. 1. Three petroleum product discharges at Village Station No. 1 were reported to the Florida Department of Environmental Protection by the Village which are eligible for remediation cost reimbursement under the State Petroleum Liability Insurance and Restoration Program. Pursuant to this Second Amendment, the Village will perform assessment and remediation work to clean up the spills at the Village's cost and expense. This Second Amendment also modifies the Agreement to provide the County the right to renovate, repair or replace Station No. 1 in its existing footprint notwithstanding any set back requirements. Closing the transaction for the purchase of Village Station No. 1 will occur within 30 days after recordation of the plat. (PREM) District 6 (HJF)
  
7. Staff recommends motion to adopt: a Resolution to designate a portion of Morikami Park located in western Delray Beach as right-of-way. **SUMMARY:** Morikami Park is an existing +/-173.17 acre Regional Park located in unincorporated Palm Beach County, west of Delray Beach. The County recently completed the rezoning of the Park to a Public Ownership zoning district, and a condition of approval requires the County to designate 10 feet of additional right-of-way on the west side of Jog Road, south of Morikami Park Road, and a 25-foot corner clip at the southwest corner of Morikami Park Road and Jog Road. Adoption of this Resolution will designate a strip of land 10 feet in width and 1,243.78 feet in length, together with a 25-foot corner clip, collectively containing approximately 0.30 acres, as public right-of-way. (PREM) District 5 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. **Staff recommends motion to receive and file:** a notice to terminate the Restated Development Agreement (R2015-0419) with MyClinic, Inc., f/k/a Jupiter Community Health Services, Inc., (MyClinic) for the construction of a no cost medical/dental clinic. **SUMMARY:** The Board approved a Development Agreement (R2013-0490), a Temporary Construction Easement (TCE) (October 24, 2013) and a Restated Development Agreement (R2015-0419) with MyClinic for MyClinic's development, funding and construction of a County building to be leased and operated by MyClinic as a no cost medical/dental clinic. My Clinic installed a temporary modular building and commenced operations in December 2013. MyClinic has since acquired an alternate site that better meets its needs and allows for immediate occupancy, and, therefore, has provided the County notice to terminate the Restated Development Agreement and TCE. In accordance with the Restated Development Agreement, all costs or obligations incurred prior to termination are to be paid out of the MyClinic's project budget and any remaining funds are to be returned to MyClinic. MyClinic has vacated the property, removed the temporary modular clinic facility and is restoring the property. Minor restoration work will be completed prior to the April 4, 2017 BCC meeting. Pursuant to the TCE, MyClinic provided a Bank Letter of Credit which will be released and returned to the issuing bank upon completion of the restoration work. (PREM) Countywide (HJF)
  
9. **Staff recommends motion to receive and file:** notice of exercise of the eighth option to extend the term of the Lease Agreement with Theodore W. Winsberg and Gertrude K. Winsberg (R99-842D) for one year for rent of \$1/yr. **SUMMARY:** In 1996, the County purchased 175 acres of property from the Winsbergs for the development of the Water Utilities Department's Green Cay Wetlands Water Reclamation project. The property is located off Hagen Ranch Road between Boynton Beach Boulevard and Atlantic Avenue. The Board approved the original Lease Agreement in May of 1999 (R99-842D), which allowed the Winsbergs to continue to farm the property until the Water Utilities Department (WUD) was ready to construct its project. Over time, as WUD constructed phases of the Water Reclamation Project, the area leased to the Winsbergs was reduced and the Winsbergs currently lease approximately 60 acres. The next phase of the Water Reclamation Project is not expected to be implemented within the next three years. Exercising this eighth extension option will extend the term of the Lease Agreement through May 1, 2018. The Winsbergs have the right to exercise their option to extend and the Board has no discretionary authority to not allow the exercise of the option. The County will continue to have the right to terminate this Lease Agreement upon 120 days' notice. The annual rental rate for this extension will continue to be \$1/yr. Two one-year extension options remain available to the Winsbergs. WUD supports the extension and will continue to have administrative responsibility for this Lease Agreement. All other terms of the Lease Agreement remain in full force and effect. (PREM) District 5 (HJF)
  
10. **Staff recommends motion to approve:** a Utility Easement in favor of the Town of Jupiter (Town) for a water main and appurtenant equipment to service the County's Waterway Park. **SUMMARY:** Waterway Park is located on the south side of East Indiantown Road in unincorporated Jupiter, west of and adjacent to the Intracoastal Waterway. The County is in final stages of developing the Park to include three boat ramps and launching basin, a fishing pier, restrooms, and trailer and car parking. A water main and appurtenant equipment was recently installed within the limits of the Park's property. A non-exclusive easement will be granted to the Town at no charge as it is required to obtain water service from the Town. The easement area is quadrilateral in shape with varying lengths and widths, containing 769.6 square feet (0.02 acres). (PREM) District 1 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. Staff recommends motion to approve: a Utility Easement Agreement in favor of Florida Power & Light Company (FPL) for underground electrical services, above ground switch cabinets and transformers to service the Ballpark of the Palm Beaches (Ballpark) facility located in West Palm Beach. **SUMMARY:** The Ballpark is located between Haverhill Road and Military Trail lying south of 45<sup>th</sup> Street in the City of West Palm Beach. The Ballpark recently opened and is used by the Washington Nationals and the Houston Astros as their joint spring training facility. Underground electrical services, above ground switch cabinets and transformers have recently been installed by FPL at the Ballpark. A non-exclusive easement will be granted to FPL at no charge as the improvements will only service the Ballpark. The easement area varies in length and is approximately 10 feet in width, containing approximately 87,457 square feet (2.01 acres). (PREM) District 7 (HJF)
  
12. Staff recommends motion to receive and file: a notice of exercise of the 16th one-year extension option under the Lease with Bedner Farm, Inc. (R2001-0582) for Bedner Farm's continued agricultural use of approximately 246 acres located in the Ag Reserve for \$122,918.50/year. **SUMMARY:** Bedner Farm leases two parcels of property in the Ag Reserve from the County. One parcel is approximately 156 acres located just west of the Turnpike and north of Atlantic Avenue. The other parcel is approximately 90 acres located west of U.S. 441 and north of Boynton Beach Boulevard. The Lease currently expires on May 31, 2017. Exercising this 16th option extends the term to May 31, 2018. There remain twenty-five annual extension options through May 31, 2043. The annual rental rate is currently \$122,918.50/year (\$500/acre). Pursuant to the Lease, Bedner Farm has the right to exercise its option and the Board has no discretionary authority to deny the exercise of the option. PREM will continue to have administrative responsibility for this Lease. (PREM) Districts 5 & 6 (HJF)
  
13. ~~**DELETED: Staff recommends motion to approve:** Contract with One Call Property Services, Inc. in the amount of \$797,945 for Palm Tran Closed Circuit Television (CCTV) Systems Replacements at the Palm Tran North, West, and 4-Points (Central) Facilities.~~ **SUMMARY:** The work consists of the replacement of the analog CCTV Digital Video Recorder (DVR) surveillance systems currently in operation at the Palm Tran North, and Palm Tran West (Belle Glade) facilities with a modern Network Video Recording (NVR) solution, and replacing all existing analog CCTV cameras and existing coaxial cable with Internet protocol (IP) based high definition cameras throughout the two facilities, new CAT 6 communications cabling as well as replacing the existing NVR at the Palm Tran 4-Points (Central) facility with a new compatible NVR and expanding its recording storage capacity. Features of the new systems will include NVR servers located at each of the Palm Tran facilities with the ability to export selected video from any location to a new central NVR archive server to be located within the Palm Tran North facility. The new system will also have the ability to live view all cameras from single or multiple locations, requiring user and password assignments. This is a federally funded project; the Disadvantaged Business Enterprise (DBE) goal established for this project is 10%. One Call Property Services, Inc. is a Martin County business with a Palm Beach County office and will be providing 20% DBE participation. The contract time is 140 calendar days to substantial completion. (Capital Improvements Division) Districts 1, 2 & 6 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

14. ~~DELETED: Staff recommends motion to approve:~~

~~A) a License Agreement with the Palm Beach County Food Bank, Inc. for use of one office, without charge, within the West Jupiter Community Center (Center) located at 6415 Indiantown Road, Jupiter, Florida; and~~

~~B) a new Standard License Agreement for use with governmental and not for profit agencies.~~

**SUMMARY:** This License Agreement allows the Palm Beach County Food Bank to use one office within the County's Community Action Program Office located in the Center one day a week. The office shall be used by one Food Bank Benefit Specialist to provide County residents assistance in obtaining food benefits. The term of the agreement shall commence upon approval by the Board and shall continue on a year to year basis unless terminated by either party upon thirty days' written notice, but for no longer than three years in total. The Food Bank shall be entitled to use the office without charge and the County shall maintain the premises, supply janitorial services and utilities, and provide office furnishings, including a computer. The new Standard License Agreement will be used for governmental and not for profit agencies who use space within County buildings for the provision of program services which are supportive and/or ancillary to existing County programs. (PREM) District 1 (HJF)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to receive and file: A Loan Agreement with Neighborhood Renaissance, Inc. (NRI), under the Neighborhood Stabilization Program 2 (NSP2) for the construction of 36 affordable rental housing units. **SUMMARY:** In accordance with County PPM CW-0-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The document has been executed on behalf of the Board of County Commissioners (BCC) by the County Administrator in accordance with Resolution(s)/Agenda Item(s) 3I-3 as approved by the BCC on May 17, 2016. The Loan Agreement provides up to \$4,500,000 in NSP2 program income funds for the construction of 36 affordable rental housing units to be known as Mango Cove Apartments. This executed document is now being submitted to the BCC to receive and file. **NSP2 program income funding has no matching requirement.** District 2 (JB)



3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to approve: Consent for Ivette Gibson, a Palm Beach County Water Utilities Department employee, to receive State Housing Initiatives Partnership (SHIP) funds under the Housing Rehabilitation Program as administered by the Department of Economic Sustainability (DES). **SUMMARY:** Ivette Gibson is an income eligible applicant who is seeking to receive a deferred forgivable loan of \$40,800 under the Housing Rehabilitation Program. Funding availability for the program was posted on the DES website and advertised to the general public in the Palm Beach Post on February 21<sup>st</sup> and 24<sup>th</sup>, 2016. Applicants under this Program are funded on a first qualified, first approved basis as long as funds are available. Ms. Gibson who applied for assistance on April 13, 2016, has been employed by the Palm Beach County Water Utilities Department as a Senior Customer Service Specialist since 2009. Ms. Gibson applied for assistance to repair her home at 2225 East Main Street in Pahokee. It contains 1785 square feet with three bedrooms and two bathrooms. The appraised value of the home, according to the Palm Beach County Property Appraiser, is \$74,617. The County's second mortgage of \$40,800 will be a deferred loan that is forgiven at the end of 15 years, as long as the home remains the homeowner's principal place of residence. If the homeowner rents, sells, or otherwise conveys the home during the 15 years, the entire principal amount will become due and payable. It is DES policy to seek the consent of the Board of County Commissioners (BCC) whenever County employees are receiving assistance through DES Programs. **These are State SHIP funds which require no local match.** District 6 (JB)
  
3. Staff recommends motion to execute: a "Certification By State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan" for the Pahokee Housing Authority in connection with their Fiscal Year 2017 Annual Pahokee Housing Authority (PHA) Plan. **SUMMARY:** The Pahokee Housing Authority has prepared its Annual PHA Plan for the Fiscal Year beginning July 1, 2017. The United States Department of Housing and Urban Development (HUD) requires the County to confirm that the plans and programs outlined in their Annual PHA Plan are consistent with those set forth in the County's Consolidated Plan. Confirmation of this consistency is documented through the execution of the enclosed document titled "Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan." The Department of Economic Sustainability (DES) has reviewed the Pahokee Housing Authority's draft Annual PHA Plan and determined that the goals, objectives and plans outlined therein are consistent with those outlined in the Palm Beach County FY 2015-2020 Consolidated Plan. Specifically, the Annual PHA Plan will: continue the provision of affordable housing to very-low income persons in the Glades; serve veterans under the Veterans Affairs Supportive Housing Program; increase the stock of affordable housing units via disposition of existing housing units to convert into Low Income Housing Tax Credit units; develop vacant sites in collaboration with private partners; prioritize the special needs population; implement improved safety measures in its properties; adopt a deconcentration and income targeting policy; implement a Section 8 Project-Based Voucher Program in its new development activities; and promote self-sufficiency among its residents. The County's Fiscal Year 2015-2020 Consolidated Plan identified the City of Pahokee as an area which lacks, among other things, adequate and suitable housing. The County's Fiscal Year 2015-2020 Consolidated Plan prioritizes the need for affordable rental housing, economic development and job training, and public services for residents of this area. District 6 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

4. Staff recommends motion to approve: Consent for Latonya Akins, a Palm Beach County Palm Tran employee, to receive State Housing Initiatives Partnership (SHIP) funds under the Purchase Assistance Program as administered by the Department of Economic Sustainability (DES). **SUMMARY:** Latonya Akins is an income eligible applicant who is seeking to receive \$65,000 in a forgivable second mortgage under the Purchase Assistance Program. Funding availability for the Program was posted on the DES website and advertised in the Palm Beach Post on February 21<sup>st</sup> and 24<sup>th</sup>, 2016. Applicants are funded on a first qualified, first approved basis as long as funds are available. Ms. Akins, who applied for assistance on April 13, 2016, has been employed by the Palm Beach County Palm Tran as a bus operator since May 2012. She is seeking to purchase a home at 1340 West 2<sup>nd</sup> Street in Riviera Beach. The purchase price of the home is \$154,000 and it has appraised at \$154,000. It contains 1,186 square feet with four bedrooms and two bathrooms. The total project cost is \$164,500. Ms. Akins' contribution will be \$5,390 which meets the \$5,390 minimum required contribution of three and one-half percent (3.5%) of the purchase price. The first mortgage of \$93,610, to be provided by Iberia Bank, will be for 30 years at a 4.50% interest. The County's second mortgage of \$65,000 will be a deferred loan that is forgiven at the end of 30 years as long as the home remains the homeowner's principal place of residence. If the homeowner rents, sells, or otherwise conveys the home during the 30 years, the entire principal amount will become due and payable. It is DES policy to seek the consent of the Board of County Commissioners (BCC) whenever County employees are receiving assistance through DES Programs. **These are State SHIP funds which require no local match.** District 7 (JB)
  
5. Staff recommends motion to approve: Consent for Tiana Balchan, the daughter of a Palm Beach County Department of Economic Sustainability (DES) employee, to receive State Housing Initiatives Partnership (SHIP) funds under the Housing Rehabilitation Program as administered by DES. **SUMMARY:** Tiana Balchan is an income eligible applicant who is seeking to receive a deferred forgivable loan of \$32,400 under the Housing Rehabilitation Program. Funding availability for the program was posted on the DES website and advertised to the general public in the Palm Beach Post on February 21<sup>st</sup> and 24<sup>th</sup>, 2016. Applicants under this Program are funded on a first qualified, first approved basis as long as funds are available. Ms. Balchan who applied for assistance on April 13, 2016, is the daughter of a current Palm Beach County DES employee. Ms. Balchan applied for assistance to repair her home at 4861 Purdue Drive in Boynton Beach. It contains 1354 square feet with three bedrooms and two bathrooms. The appraised value of the home, according to the Palm Beach County Property Appraiser, is \$173,905. The County's third mortgage of \$32,400 will be a deferred loan that is forgiven at the end of 10 years, as long as the home remains the homeowner's principal place of residence. If the homeowner rents, sells, or otherwise conveys the home during the 10 years, the entire principal amount will become due and payable. It is DES policy to seek the consent of the Board of County Commissioners (BCC) whenever County employees are receiving assistance through DES Programs. **These are State SHIP funds which require no local match.** District 3 (JB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

**A) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 330 Island Road, Town of Palm Beach, (Residential);

**B) approve** a Restrictive Covenant for 330 Island Road, Town of Palm Beach, (Residential) requiring the qualifying improvements be maintained during the period that the tax exemption is granted;

**C) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 350 Worth Avenue, Town of Palm Beach (Commercial);

**D) approve** a Restrictive Covenant for 350 Worth Avenue, Town of Palm Beach (Commercial) requiring the qualifying improvements be maintained during the period that the tax exemption is granted;

**E) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 801 South County Road, Town of Palm Beach, (Residential); and

**F) approve** a Restrictive Covenant for 801 South County Road, Town of Palm Beach, (Residential) requiring the qualifying improvements be maintained during the period that the tax exemption is granted.

**SUMMARY:** The resolutions will authorize a County tax exemption for the following historic properties located within the Town of Palm Beach: 330 Island Road, (property is privately owned for residential use); 350 Worth Avenue, (property is privately owned for commercial use); and 801 South County Road, (property is privately owned for residential use).

If granted, the tax exemption shall take effect January 1, 2017, and shall remain in effect for 10 years, or until December 31, 2026. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. The estimated improvement costs attributed solely to work on these historic building totals \$15,568,068. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately a total of \$74,439 tax dollars will be exempted annually based on the 2017 Countywide Millage Rate. Accompanying each resolution is a restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted. Districts 1 & 7 (RPB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (Cont'd)

2. Staff recommends motion to:

**A) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 222 Southeast 7<sup>th</sup> Avenue, Delray Beach, (Residential);

**B) approve** a Restrictive Covenant for 222 Southeast 7<sup>th</sup> Avenue, Delray Beach, (Residential) requiring the qualifying improvements be maintained during the period that the tax exemption is granted;

**C) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 233 Venetian Drive, Delray Beach (Residential);

**D) approve** a Restrictive Covenant for 233 Venetian Drive, Delray Beach (Residential) requiring the qualifying improvements be maintained during the period that the tax exemption is granted;

**E) adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for 1029 Nassau Street, Delray Beach, (Residential); and

**F) approve** a Restrictive Covenant for 1029 Nassau Street, Delray Beach, (Residential) requiring the qualifying improvements be maintained during the period that the tax exemption is granted.

**SUMMARY:** The resolution will authorize a County tax exemption for the following historic properties located within the City of Delray Beach: 222 Southeast 7<sup>th</sup> Avenue, (property is privately owned for residential use); 233 Venetian Drive, (property is privately owned for residential use); and 1029 Nassau Street, (property is privately owned for residential use).

If granted, the tax exemption shall take effect January 1, 2017, and shall remain in effect for 10 years, or until December 31, 2026. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. The estimated improvement costs attributed solely to work on these historic building totals \$1,241,000. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately a total of \$5,934 tax dollars will be exempted annually based on the 2017 Countywide Millage Rate. Accompanying each resolution is a restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted. Districts 4 & 7 (RPB)



3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (Cont'd)

3. **Staff recommends motion to approve:** Appointment of one new member and reappointment of one member to the Construction Board of Adjustments and Appeals (CBAA):

<u>Appointment</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated by</u>	<u>Term</u>
Manuel Oyola	7	Roofing Contractor	Palm Beach County Roofing & Sheet Metal Association	04/04/2017–04/03/2020

<u>Reappoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated by</u>	<u>Term</u>
Marc Wiener	4	Architect	AIA Palm Beach	04/04/2017–04/03/2020

**SUMMARY:** Manuel Oyola has been nominated to serve a three-year term as the roofing contractor on the Construction Board of Adjustment and Appeals (the “Board”). Marc Wiener has been nominated for reappointment for a three-year term as the architect on the Board. The term of office for Board members is three years, with a limit of three consecutive three-year terms. The Board has 11 seats, 6 currently filled and a diversity count of Caucasian: 6 (100%). The gender ratio (female:male) is 1:5. One nominee is a Hispanic male, and one nominee is a Caucasian male. Staff has addressed the need to increase diversity within our boards and will continue to encourage this in an effort to expand the Board’s diversity. Countywide (SF)

K. WATER UTILITIES

1. **Staff recommends motion to receive and file:** Executed Agreements received during the months of December 2016 and January 2017:

**A)** Utility Concurrency Reservation Agreement with FCC II Genpar Corporation, No. 02-01149-000 (District 2); and

**B)** Standard Potable Water and Wastewater Development Agreement with SGD Wellington Crossing, LLC, No. 02-01139-001 (District 6) (OR BK 28810 PG 1021-1029).

**SUMMARY:** In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants/procurement items must be submitted by the initiating Department as a receive and file agenda item and are attached to the Agenda Item unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Water Utilities Department (WUD) in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the BCC to receive and file. (MJ)

2. **Staff recommends motion to approve:** The release of a Utility Easement over property owned by Lennar Homes, LLC. **SUMMARY:** This document will release the County’s interest in a utility easement recorded in the Official Records of Palm Beach County (ORB 24490 PG 238-245) over property owned by Lennar Homes, LLC. Lennar Homes, LLC, is relocating the water and wastewater facilities in the existing easement to accommodate the residential development of the property. The Water Utilities Department (WUD) has determined that the easement is no longer needed due to the relocation of the existing water main and force main and therefore recommends the release. District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. Staff recommends motion to approve: Change Order No. 1 with R.J. Sullivan Corp. for the Water Treatment Plant (WTP) No. 8 Anion Exchange System (Project) in the amount of \$111,894.64 with a 61-day time extension. **SUMMARY:** On March 22, 2016, the Board of County Commissioners (BCC) approved the Contract for the WTP No. 8 Anion Exchange System Project (R2016-0372) with R.J. Sullivan Corp. (Contractor). Change Order No. 1 provides for additional work required as a result of the discovery of underground piping conflicts and the need for other modifications that were not included in the original scope of work, but were deemed necessary for the completion of the Project. Change Order No. 1 provides for an increase of \$111,894.64 and 61 days to accomplish this work. The Contract provides for SBE participation of 62.98%. The cumulative SBE participation including this Change Order is 63.22%. R.J. Sullivan Corp. is a Palm Beach County company. This project is included in the FY 17/18 Capital Improvement Plan adopted by the BCC. (WUD Project No. 13-022) District 2 (MJ)
  
4. Staff recommends motion to approve: A First Restated Interlocal Agreement (Restated Agreement) with Seacoast Utility Authority (Authority) for the Purchase and Sale of Bulk Potable Water and Wastewater Service. **SUMMARY:** On April 18, 2006, the County and Authority entered into an Interlocal Agreement (Original Agreement) for the Purchase and Sale of Bulk Potable Water and Wastewater Service (R2006-0687). Subsequent to the execution of the Original Agreement, the County and Authority amended the agreement to make modifications to the term of the Original Agreement and the procedure for the reservation of capacity (R2007-1128). The Original Agreement, as amended, provided for the provision of bulk potable water and wastewater service from the Water Utilities Department (WUD) to the Authority during an initial term and provided for a long term option in which the Authority could reserve permanent capacity in the WUD potable water and wastewater systems. On October 13, 2010, the Authority exercised the long term option and purchased 110,000 gallons per day of permanent potable water capacity and 90,000 gallons per day of permanent wastewater capacity. The long term option has subsequently expired.

As a result of additional growth and economic development possibilities, the Authority wishes to purchase additional permanent capacity in the WUD potable water and wastewater systems. The Restated Agreement will provide for the amendment and restatement of the Original Agreement, in its entirety, to provide for the purchase of additional capacity by the Authority and to provide for the terms and conditions of water and wastewater service for the permanent capacity purchased under the Restated Agreement. In addition, the Restated Agreement restates the terms and conditions for the capacity purchased under the Original Agreement.

The Restated Agreement allows the Authority to reserve additional permanent potable water and wastewater capacity, to be charged at the annually adjusted commodity rate. The Authority is able to purchase up to five million gallons per day of additional potable water and wastewater capacity in the WUD potable water and wastewater systems, subject to capacity availability. The Authority will additionally be responsible for paying capacity fees for the purchase of permanent capacity. The capacity fees will be based on the potable water and wastewater average daily flows that the Authority desires to purchase. Capacity fees for both potable water and wastewater service will be frozen for a period of five years following the effective date of the Restated Agreement. Any usage over a multiplier of specific purchased capacity will be charged at 150 percent of the then current water and wastewater commodity rates. District 1 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) approve** Municipal Separate Storm Sewer System (MS4) National Pollutant Discharge Elimination System (NPDES) Fourth Cycle Permit Interlocal Agreement with the Northern Palm Beach County Improvement District (NPBCID) providing Palm Beach County MS4 Permit required services; which is effective upon execution by NPBCID and shall continue for one additional year after the fifth five-year term permit is issued, unless otherwise terminated in accordance with other provisions of this Agreement; and

**B) authorize** the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with the Agreement, and any necessary minor amendments that do not significantly change the scope of work, or terms and conditions of the Agreement, including cost share increase at 15% annually that do not exceed more than \$25,000 above FY 2017 funding, in any given funding year.

**SUMMARY:** On September 8, 2016, the Florida Department of Environmental Protection (DEP), under delegated authority from Environmental Protection Agency (EPA), reissued its State of Florida Municipal Separate Storm Sewer System Permit for Palm Beach County MS4. The County and other governmental entities are designated as the Palm Beach County MS4 Permittees and enter into an interlocal agreement with NPBCID. Under this Agreement, NPBCID will continue to conduct lead permittee activities for all co-permittees including the County. The County will continue to conduct sampling and water quality related activities on behalf of NPBCID and the co-permittees. The Agreement also authorizes the Director of Environmental Resources Management (ERM) to provide written notice when required under the Agreement to NPBCID and amend Exhibit "A" and Exhibit "B" the Scope of Work and Exhibit "C" the Resolution, when required by either party. The County's cost share towards implementing the MS4 permit is 15% annually. For FY 2017, the County's 15% cost share is \$85,725, with a potential of a future increase. ERM receives \$79,000 in revenues for its permit required water quality sampling services for a net ad valorem impact of \$6,725 for Palm Beach County. Countywide (AH)

2. Staff recommends motion to receive and file: Task Assignment Number IP5, Change Order Number 3 to Contract No. FWC11357 (R2012-0573) with the Florida Fish and Wildlife Conservation Commission (FWC) adds 180 acres, for a total of 390 acres, to the hydrilla control work plan and adds 70 acres, for a total of 196 acres to the floating plants control work plan. Additionally, penoxsulam and fluridone are added to the Lake Osborne work plan as approved control methods. **SUMMARY:** On April 17, 2012, the Board of County Commissioners (BCC) approved FWC Contract No. FWC11357 (R2012-0573) for aquatic vegetation control services in Lakes Clarke, Ida, Osborne, and Pine. On September 13, 2016, the BCC approved Task Assignment Number IP5 (R2016-1178) providing aquatic vegetation control services for the Chain of Lakes with a cost reimbursement of \$50,000 for a term beginning June 24, 2016 to June 30, 2017. Delegated authority to execute all future time extensions, task assignments, certification, and any other forms associated with this Contract was approved at that time. Countywide (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

3. Staff recommends motion to receive and file:

**A)** Supplement Number 0008 to Grant and Cooperative Agreement L11AC20221 (R2011-1394) with the U.S. Bureau of Land Management (BLM) which provides for administrative action to correct the BLM Financial System Period of Performance (POP) end date on Line Item 0061; and

**B)** Supplement Number 0009 to Grant and Cooperative Agreement L11AC20221 (R2011-1394) with the BLM which provides for a modification to de-obligate the remaining unused funds in the amount of \$8,599.28 and closes the Agreement in its entirety.

**SUMMARY:** On September 13, 2011, the Board of County Commissioners (BCC) approved BLM Grant and Cooperative Agreement L11AC20221 (R2011-1394) for contracted services at the Jupiter Inlet Lighthouse Outstanding Natural Area (JILONA). Delegated authority to execute time extensions, task assignments, certifications and other forms associated with this Agreement was approved at that time. These modifications are internal to BLM and closes the Agreement in its entirety. District 1 (AH)

4. Staff recommends motion to receive and file: Task Assignment No. 12, to Contract No. GC680 (R2007-0882) with the Florida Department of Environmental Protection (FDEP) which provides for \$1,451 to purchase reference standards for FDEP Storage Tank Compliance Rules 62-761 and 62-762, Florida Administrative Code. **SUMMARY:** On June 5, 2007, the Board of County Commissioners approved Contract No. GC680 with the FDEP. Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with the Contract was approved on September 11, 2012. Countywide (AH)

5. Staff recommends motion to receive and file: Change Order No. 003 to Agreement No. S0751 (R2014-1946) with the Department of Environmental Protection (DEP) which deletes Attachment A-2, Task 4, Completion Date of June 30, 2017 and replaces it with a new task completion date of January 31, 2018, for the Lake Worth Lagoon Restoration Project Grant. **SUMMARY:** On December 16, 2014, the Board of County Commissioners (BCC) approved Agreement No. S0751 with the DEP. Delegation of authority to sign all future time extensions, task assignments, certification and other forms associated with this Agreement was approved at that time. On June 21, 2016, the BCC approved Change Order No. 001 (R2016-0785) and Change Order No. 002 (R2016-0786) which provided Task 6 with a new completion date and a new completion date for Task 6, Deliverable 2 Final Report, respectively. Countywide (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

6. Staff recommends motion to receive and file:

**A)** a Sponsorship Agreement with Florida Inland Navigation District providing for a bronze level sponsorship in the amount of \$1,000 for LagoonFest on November 12, 2016;

**B)** a Sponsorship Agreement with Visit Palm Beach, Inc. providing for a gold level sponsorship in the amount of \$3,000 in services or goods for LagoonFest on November 12, 2016;

**C)** a Sponsorship Agreement with Loggerhead Marina, Inc. providing for a friend level sponsorship in the amount of \$500 for LagoonFest on November 12, 2016;

**D)** a Sponsorship Agreement with Go Fish! Publications, LLC providing for a friend level sponsorship in the amount of \$500 in services or goods for LagoonFest on November 12, 2016;

**E)** a Sponsorship Agreement with Marine Industries Association of Palm Beach County, Inc. providing for a friend level sponsorship in the amount of \$500 for LagoonFest on November 12, 2016;

**F)** a Sponsorship Agreement with Discover Palm Beach County, Inc. providing for a gold level sponsorship in the amount of \$5,000 for LagoonFest on November 12, 2016;

**G)** a Sponsorship Agreement with Comcast Cable Communications, L.L.C. providing for a gold level sponsorship in the amount of \$3,000 in services or goods for LagoonFest on November 12, 2016;

**H)** a Sponsorship Agreement with City of Lake Worth providing for a bronze level sponsorship in the amount of \$1,000 in services or goods for LagoonFest on November 12, 2016;

**I)** a Sponsorship Agreement with West Palm Beach Downtown Development Authority providing for a bronze level sponsorship in the amount of \$1,000 in services or goods for LagoonFest on November 12, 2016; and

**J)** a Sponsorship Agreement with The Busch Wildlife Sanctuary, Inc. providing for a bronze level sponsorship in the amount of \$1,000 in services or goods for LagoonFest on November 12, 2016.

**SUMMARY:** On December 18, 2012, the Board of County Commissioners (BCC) approved Resolution 2012-1905 authorizing the County Administrator or designee to execute a Standard Sponsorship Agreement. The Standard Sponsorship Agreement allows the sponsor access to commercial and/or marketing potential associated with specific environmental programs or special events hosted by the Department of Environmental Resources Management (ERM). LagoonFest is a free family friendly festival showcasing the Lake Worth Lagoon, Palm Beach County's largest estuary, and its connection to our lives. Countywide (AH)



3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

7. Staff recommends motion to:

**A) approve** Amendment No. 1 to Professional Services Contract (R2016-0710) with Inwater Research Group, Inc. (IRG) retroactively reducing the scope and payment for 2016 sea turtle monitoring from \$28,121.60 to \$14,060.80;

**B) approve** Contract for Consulting/Professional Services with IRG, a not for profit corporation based in Martin County, for sea turtle monitoring in an amount not to exceed \$28,121.60 providing for inwater sea turtle monitoring and population assessment in the Lake Worth Lagoon (LWL) and Jupiter Inlet commencing upon execution and expiring April 30, 2018; and

**C) authorize** the County Administrator, or designee, to sign all future time extensions, task assignments, certifications and other forms associated with the Contract, and necessary minor amendments that do not substantially change the scope of work, terms or conditions of the Contract including reducing the amount of hours worked and the contract's not-to-exceed amount due to excusable weather delays.

**SUMMARY:** Amendment No. 1 to the prior Contract (R2016-0710) reduces the scope and payment for 2016 monitoring due to field work that could not be completed because of weather conditions. The prior Contract expired February 28, 2017. The new Contract is a continuation of the assessment of sea turtle populations in LWL and an expansion to include the Jupiter Inlet. The LWL Management Plan recommends assessing sea turtle populations as a means of evaluating the success of environmental restoration efforts and lagoon health. Recent evidence shows that these populations may be expanding to include habitat adjacent to the LWL. No Small Business Enterprise opportunities are available for work under this Contract. District 1 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

8. Staff recommends motion to:

**A) approve** a State of Florida – Hazard Mitigation Grant Program Application (HMGP) for Federal Emergency Management Agency (FEMA Region IV) funding from Hurricane Hermine providing \$562,500 for the Wildfire Mitigation Project (Project) on Palm Beach County’s Natural Areas for a period not to exceed three years from the date of execution;

**B) approve** a State of Florida – Hazard Mitigation Grant Program Application (HMGP) for Federal Emergency Management Agency (FEMA Region IV) funding from Hurricane Matthew providing \$562,500 for the Wildfire Mitigation Project (Project) on Palm Beach County’s Natural Areas for a period not to exceed three years from the date of execution; and

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

**SUMMARY:** The Palm Beach County Local Mitigation Strategy (LMS) Working Group approved and prioritized the Wildfire Mitigation Project funding resulting from Hurricanes Hermine and Matthew. Total cost for each project is \$750,000 of which \$562,500 (75%) will come from HMGP and \$187,500 (25%) from the County. The purpose of the Project is to reduce or eliminate long term risk to people and both private and public property from natural wildfire hazards. The Project will involve mechanical chopping/shredding of vegetation to reduce highly flammable fuel loads of saw palmetto and other shrubs that have increased in size and density in the midstory of the natural area habitats. The County’s share will come from the Natural Areas Fund (12.5%) and in-kind County staff services (12.5%). Countywide (AH)

9. Staff recommends motion to:

**A) approve** a Contract for Consulting/Professional Services with Florida Atlantic University (FAU) for an amount not to exceed \$11,453 providing for shoreline surveying and mapping at the Jupiter Inlet Lighthouse Outstanding Natural Area (JILONA) beginning from contract execution until October 31, 2017; and

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

**SUMMARY:** On December 6, 2016, the Board of County Commissioners approved Bureau of Land Management (BLM) Grant and Cooperative Agreement L16AC00163 (R2016-1780) and Supplement 0001 (R2016-1780) for the management of JILONA for a five-year period ending July 20, 2021. The agreement provides funding to ERM for management activities, including science and education support. This Contract provides for surveying and mapping along the JILONA shoreline by FAU staff and students. Collected data will be used by FAU to analyze the rate of erosion, which will allow ERM and BLM to gain further knowledge about how the shoreline and coastal habitats will respond to climate change. Costs will be paid from the Natural Areas Fund, a non-ad valorem funding source. District 1 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

10. Staff recommends motion to approve: An updated Management Plan (Plan) for the High Ridge Scrub Natural Area. **SUMMARY:** The Plan identifies natural resources present on the site, provides for the preservation, restoration, management and passive recreational uses of those resources, and summarizes significant onsite events that occurred following Board of County Commissioners approval of the initial plan in 2001. The next update to the Plan will be due in 2027. District 3 (AH)

11. Staff recommends motion to:

**A) approve** Agreement No. 17PB1 with the Florida Department of Environmental Protection (FDEP), for an amount not to exceed \$91,658.19 providing for biological and physical monitoring of the South Lake Worth Inlet Management Plan Implementation (Project) beginning upon execution and expiring July 7, 2018;

**B) approve** Budget Amendment of \$91,659 in the Beach Improvement Fund for the South Lake Worth Inlet Management Plan Implementation; and

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

**SUMMARY:** Agreement No. 17PB1 will reimburse the County up to \$91,658.19 for post-construction biological and physical monitoring. Agreement No. 17PB1 requires a local match of up to \$30,552.73 (25% match), which is available in the Beach Improvement Fund. Approved work may be eligible for reimbursement retroactive to January 7, 2016. The Project consists of the implementation of the South Lake Worth Inlet Management Plan which includes strategies to mitigate beach erosion caused by the inlet. FDEP may assist the County with feasibility studies, design, construction, and monitoring activities associated with inlet management in accordance with the Strategic Beach Management Plan, the South Lake Worth Inlet Management Plan, and applicable state and federal permits. District 4 (AH)



3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

12. **Staff recommends motion to approve:** appointment/reappointment of the following individuals to the Groundwater and Natural Resources Protection Board (GNRPB) for a three-year term beginning May 6, 2017, through May 5, 2020, per Article 2.G.3.F.3, Unified Land Development Code:

<u>Nominee</u>	<u>Seat No.</u>	<u>Representing</u>	<u>Nominated by</u>
<b>Appoint</b> Kristi Moyer	3	Member of an Environmental Organization	Palm Beach County Chapter of the Florida Native Plant Society
<b>Reappoint</b> William Snow	1	Professional Engineer	Florida Engineering Society

**SUMMARY:** Ordinance 92-20, as amended, and Article 2.G.3.F.3 of the Unified Land Development Code (ULDC) provides for a seven-member GNRPB. The membership consists of one professional engineer, one attorney, one hydrologist or hydrogeologist, one citizen possessing expertise and experience in managing a business, one biologist or chemist, one concerned citizen, and one member of an environmental organization. Ordinance 92-20 and Article 2.G.3.F.3 of the ULDC requires that Seat No. 3 be filled by a member of an environmental organization and Seat No. 1 by a professional engineer. The GNRPB has 7 seats, 7 seats currently filled and diversity count of Caucasian: 6 (85.7%), African American: 1 (14.3%), and Hispanic: 0 (0.00%). The gender ratio (female:male) is 0:7. The nominees are: one Caucasian female and one Caucasian male. Countywide (AH)

M. PARKS & RECREATION

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

- A) Peter Sarfati, Solid Brass, Seabreeze Amphitheater, on February 14, 2017; and
- B) Soars High Productions, Inc., JP Soars and the Red Hots, Canyon Amphitheater, on February 18, 2017.

**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 two successful concerts in February. These events were attended by an estimated 1,300 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of the concert at the Canyon Amphitheater. 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 Entertainment Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the 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)

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

Blackwood Productions, LLC, Valentine's Day Concert, Seabreeze Amphitheater, on February 14, 2017.

**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 Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department and is now being submitted to the Board to receive and file. District 1 (AH)

3. Staff recommends motion to approve: Budget Transfer of \$74,467 within the Park Improvement Fund from Lake Lytal Park Field 5 Infield Renovation and Okeeheelee Park Athletic Complex Drainage to the Bert Winters Park Athletic Field Improvement project. **SUMMARY:** This funding will be used to assist in the repurposing of Baseball Field 2 at Bert Winters Park to a multipurpose/open space field. Funding for this budget transfer is from Lake Lytal Park Field No. 5 Infield Renovation and Okeeheelee Park Athletic Complex Drainage projects. These projects were completed in 2015 and have residual funding available. Funding for this Budget Transfer is from the Park Improvement Fund. District 1 (AH)

4. Staff recommends motion to:

**A) approve and execute** a Florida Inland Navigation District (FIND) Declaration of Restrictive Covenant dedicating a portion of Waterway Park for public use for 25 years from the date of completion of the construction of the boating facilities; and

**B) approve and execute** a Florida Fish and Wildlife Conservation Commission (FFWCC) Notice of Limitation of Use/Site Dedication Waterway Park dedicating a portion of Waterway Park for public use for 20 years from the date of recordation in public records.

**SUMMARY:** The County was awarded Florida Inland Navigation District (FIND) and Florida Fish and Wildlife Conservation Commission (FFWCC) grants to fund a portion of the construction costs associated with the development of Waterway Park. FIND's Waterway Assistance Program (WAP) grants require a Declaration of Restrictive Covenant be recorded in Public Records dedicating the site primarily for use as a public boating facility for a period of twenty-five years from the date of completion of construction. The FFWCC's Florida Boating Improvement Program (FBIP) grant requires a Notice of Limitation of Use/Site Dedication form be recorded in Public Records dedicating the site as a boating access facility for the use and benefit of the general public for a minimum of twenty years from the date of recordation in public records. The Property and Real Estate Management Division has approved both the Declaration of Restrictive Covenant and Notice of Limitation of Use agreements. Construction of the boating facilities have been completed. District 1 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

**A) receive and file** a Contract with the Palm Beach County Law Enforcement Exchange Inc. (LEX), for the period retroactive to October 1, 2016, through September 30, 2017, in an amount not to exceed \$100,000;

**B) approve** a Budget Transfer of \$25,000 from the Crime Prevention Trust Fund reserves to the Criminal Justice Grant Fund for the LEX Project for the period of April 1, 2017, through September 30, 2017;

**C) approve** a Budget Transfer of \$25,000 from the General Fund to the Criminal Justice Grant Fund to reallocate ISS lapsed salary dollars to the LEX Project for the period of April 1, 2017, through September 30, 2017;

**D) approve** a Budget Amendment of \$6,715 in the Criminal Justice Grant Fund to decrease FDLE JAG grant funds and recognize the transfers from the Crime Prevention Trust Fund and the General Fund for the LEX Project, and

**E) authorize** the County Administrator, or designee, to submit a grant application for the FDLE JAG Program for \$56,715 beginning April 1, 2017, through September 30, 2017, to reallocate funds from LEX to the Frequent User System Engagement (FUSE) Project on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office.

**SUMMARY:** Palm Beach County was allocated \$100,000 in federal funds as part of the U.S. Department of Justice, Edward Byrne Memorial JAG Countywide Solicitation Formula Grant Program. On May 23, 2016, the Criminal Justice Commission (CJC) approved a recommendation by the CJC's Finance Committee to allocate these funds to the LEX Program. LEX is a networked intelligence sharing system used by 24 municipal law enforcement agencies and the Palm Beach County Sheriff's Office as a tool to help solve crime. At the August 16, 2016 Board Meeting, the Mayor's signature was ratified on the grant application (R2016-1029). On February 14, 2017, FDLE provided notification that the grant application (No. 2017-JAGC-2915) had been denied, but agreed to fund the LEX Project for the six-month period October 1, 2016 through March 31, 2017, in the amount of \$43,285. The CJC proposes to fund the LEX Project from April 1, 2017, through September 30, 2017, by allocating \$25,000 from the Crime Prevention Trust Fund and reallocating \$25,000 in ISS lapsed salary dollars. The CJC also proposes to re-purpose the \$56,715 denied for LEX to the CJC's new FUSE Program. FUSE is a national model program that identifies individuals who frequent the jail, homeless and behavioral service systems and works to stabilize them through permanent supportive housing with wrap-around services. The CJC anticipates reviewing the request for the Crime Prevention Trust Fund allocation to the LEX Project and the FUSE allocation through the FDLE JAG Program at the March 27, 2017 meeting. The LEX Contract was executed by Kristina Henson, Executive Director of the CJC on October 1, 2016, in accordance with authority granted at the Board of County Commissioners meeting on August 16, 2016 (R2016-1029). Countywide (DC)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (Cont'd)

2. Staff recommends motion to:

**A) receive and file** six Grant Adjustment Notices (GAN) for three U.S. Department of Justice (DOJ) Justice Assistance Grant (JAG) Awards due to the late submission of a monthly financial report on October 31, 2016; and

**B) receive and file** three GANs changing the primary contact for three DOJ JAG Awards. The nine GANs are for the DOJ JAG Awards with differing project periods and amounts as follows:

<b>Grant Number</b>	<b>GAN #</b>	<b>Award Amount</b>	<b>Project Period</b>
2014-DJ-BX-0381	5, 6 & 7	\$164,802.00	10/1/13 to 9/30/17
2015-DJ-BX-0924	4, 5 & 6	\$144,219.00	10/1/14 to 9/30/18
2016-DJ-BX-0889	4, 5 & 6	\$160,148.00	10/1/15 to 9/30/19

**SUMMARY:** Palm Beach County was allocated federal funds as part of the U.S. Department of Justice (DOJ), Edward Byrne Memorial Justice Assistance Grant Local Solicitation Formula Grant Program. These grant funds are used to support a reentry program within Palm Beach County that includes providing comprehensive assessment, case management, and referrals, as well as, job readiness training, job placement, computer skills training, and identification assistance. The project goals are to reduce recidivism and violent crime throughout the County. Palm Beach County has three active DOJ JAG Grants. Six of the GANs were related to a temporary hold and subsequent release of funds due to the late submission of a financial report. The remaining three GANs were necessary to change the primary staff contact for each of the grants. These grant adjustments were executed in accordance with R2016-1027 and R2014-1836. Countywide (DC)

S. FIRE RESCUE

1. Staff recommends motion to receive and file: a fully executed standard Interlocal Agreement for Swimming Lessons for FY 2017 with the Village of Wellington. **SUMMARY:** On September 27, 2005, the Board adopted Resolution Number R2005-1906 authorizing the County Administrator, or designee (the Fire Rescue Administrator) to execute standard agreements with municipalities and independent contractors to provide swimming lessons to members of the public through the Palm Beach County Drowning Prevention Coalition's Learn to Swim Program. This standard Interlocal Agreement has been fully executed by the Fire Rescue Administrator, and is now being submitted to the Board as a Receive and File agenda item in accordance with Countywide PPM CW-O-051 for the Clerk and Comptroller's Office to receive and file. Countywide (PK)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. **Staff recommends motion to authorize:** the County Administrator, on behalf of the Board of County Commissioners, to notify all agencies of the termination of the Agreement effective October 1, 2017 for use of Palm Beach County's Geographic-based Alert and Notification System with the following agencies: City of Atlantis (R2012-0188), City of Belle Glade (R2010-1148), City of Boynton Beach (R2012-0749), Town of Gulfstream (R2012-0185), Town of Hypoluxo (R2012-0186), City of Lake Worth (R2006-0265), Town of Lantana (R2012-0750), Town of Manalapan (R2012-1578), Town of Mangonia Park (R2009-1995), Town of Ocean Ridge (R2012-0751), City of Palm Beach Gardens (R2014-0083), Palm Beach County Sheriff's Office (R2012-1844), Town of South Palm Beach (R2012-0187), and Florida Department of Health (R2011-0831). **SUMMARY:** The Agreements provided the agencies access to the County's Geographic-based Alert and Notification system, which provides geographic-based alert and notifications to residents, businesses, and visitors, notifying them of significant public safety information such as severe weather warnings, road closures, boil water notices, missing person alerts, public events, and other situations the agencies chose to inform its residents, businesses, and visitors. Section 12 of the agreements permit the County to terminate with or without cause with a minimum six months' notice and effective only on October 1<sup>st</sup> of that given year. On December 20, 2016, the Board of County Commissioners approved a Memorandum of Agreement (MOA) (R2016-1898) with the Florida Division of Emergency Management for use of the Statewide Notification System services which eliminates the need for the County to maintain a separate system. Countywide (LDC)

2. **Staff recommends motion to:**

**A) receive and file** Grant Adjustment Notice (GAN) Number 001 with the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP) Multidisciplinary Response to Families and Communities in Complex Homicide Cases grant award (2016-XV-GX-K018) (R2016-1739), which facilitated an administrative filing and approval to remove contract special condition No. 53 related to financial clearance; and

**B) authorize** the County Administrator, or designee, to execute future amendments and partner agreements associated with the current grant (2016-XV-GX-K018) on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.

**SUMMARY:** To facilitate administrative approvals of certain expenditures, work products, and other associated actions required by grant rules, a GAN is entered electronically into the Grants Management System (GMS). GAN 001 was initiated and approved by the OJP accounting supervisor to remove contract special condition No. 53, which restricted the County from obligating, expending or drawing down funds until the Office of the Chief Financial Officer has approved the budget and budget narrative.

Per filing procedures, all GANs are to be submitted to the BCC sequentially within required timeframes established by PPM CW-F-003. Over the course of the project, it is expected that there will be 30 to 40 GANs initiated by the County. The approved grant budget, total grant, and scope of work remained the same. Countywide (LDC)



3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. ~~**DELETED: Staff recommends motion to approve:** Agreement with the Palm Beach County Disaster Recovery Coalition, Inc. (Coalition) a 501(c)(3) non-profit corporation, establishing a working relationship to provide disaster response and recovery services in support of the Palm Beach County Comprehensive Emergency Management Plan for the period April 4, 2017, through April 3, 2022. **SUMMARY:** In 2005, the Coalition was established as a private non-profit corporation to lead an organized, efficient, and effective response effort in the aftermath of a disaster by promoting cooperation and coordination among local, state, federal, commercial, corporate, and voluntary agencies to address the preparedness and unmet recovery and mitigation needs of individuals and families in Palm Beach County. Palm Beach County has been providing annual funding to support of the Coalition's mission. The need has been identified to establish a more robust working partnership between both entities to organize and prepare in advance of a disaster. The County will staff the Disaster Recovery Coalition Program Coordinator position and provide office space at one of our locations. The Coalition will seek funds from third parties to help offset County costs associated with this position. This position will take a lead role in the activities of the Disaster Recovery Coalition Board's committees in support of community outreach, public awareness, and education related to preparedness and focus on communities at risk of unmet needs in the aftermath of a disaster; and conduct fundraising activities designated to support and further the goals of the Coalition Strategic Plan and the Long Term Recovery Plan. Funding for this position is included in the FY 2017 budget. Countywide (LDC)~~

AA. PALM TRAN

1. **Staff recommends motion to approve:** The Third Amendment to contract (R2013-0482) with WTC Backgrounds & Drug Testing, Inc. (WTC) to extend the terms of the Contract for one final year. **SUMMARY:** On April 16, 2013, the County entered into Contract (R2013-0482) with WTC for the provision of drug and alcohol testing services. WTC provides, on an as needed basis, specimen collection, alcohol breath testing, specimen analysis, and Medical Review Officer services. Collection and testing is provided at WTC's facilities during normal business hours and on-site locations when required after normal business hours. The Contract was approved for two years, commencing May 1, 2013, through April 30, 2015, with three one-year options to renew. This Amendment is the third renewal option extending the term of the Contract, at the same prices not to exceed \$35,000, through April 30, 2018. Countywide (DR)



3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to approve:

**A)** Contract for Consulting/Professional Services with the United Way of Palm Beach County, Inc., (United Way) for the period April 1, 2017, through September 30, 2017, in an amount not-to-exceed \$49,400, to develop and perform evaluative oversight of Achieve Palm Beach County's first year framework; and

**B)** Budget Transfer of \$49,400 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the Youth Services Administration program (Unit 1501) to fund the cost associated with this Contract.

**SUMMARY:** In December 2015, the Board approved funding (R2015-1850) with other local partners, for the Collective Impact for Education Initiative in Palm Beach County, which resulted in development of a Strategic Plan to implement academic success and post-secondary education and career readiness. Achieve Palm Beach County (Achieve) is the resulting collective impact partnership of more than 40 education, government, nonprofit, business and philanthropic organizations, with more than 160 individuals. This Contract with United Way, acting as the fiscal agent, will aid in the evaluative part of the next steps, specifically in the next several months, which will setup the framework for Achieve's first year's activities. Countywide (HH)

2. Staff recommends motion to approve:

**A)** Contract for Consulting/Professional Services with Boys and Girls Clubs of Palm Beach County, Inc. (BGCPBC), for the period March 1, 2017, through September 30, 2017, in an amount not to exceed \$263,277 for the Career Bound Program to prepare youth and young adults for college and career readiness including summer employment opportunities; and

**B)** Budget Transfer of \$263,277 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the Boys and Girls Club program (Unit 2528) to fund the cost associated with this Contract.

**SUMMARY:** The BGCPBC seeks to partner with Palm Beach County in 2017 to pilot the Career Bound Program. This funding will allow the BGCPBC to serve up to a total of 95 youth. In March 2017, BGCPBC launched the Career Bound Program at three Clubs –Belle Glade Teen Center, Florence De George and Marjorie S. Fisher Clubs in West Palm Beach. BGCPBC will invite 55 regularly attending teen members at these Clubs to participate in the Career Bound Program focusing on College Application Readiness, Financial Planning including FAFSA Preparation, and College Tours. In addition, up to 40 youth will be employed through the teen employability component over a period of ten weeks during the summer, allowing each participant to be employed as Junior staff for up to 40 hours per week with one day weekly assigned for training including job coaching and career exploration. Countywide (HH)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES (Cont'd)

3. Staff recommends motion to approve:

**A)** Fourth Amendment to Interlocal Agreement for Youth Empowerment Center Services with the City of Riviera Beach (R2014-1977), for the period October 1, 2016 through September 30, 2017, to add a Youth Build Pre-Apprenticeship program with additional funding of \$76,487, and to allow additional participation for the college tours with additional funding of \$6,500 for a new total Agreement amount of \$262,987; and

**B)** Budget Transfer of \$76,487 in the General Fund from Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the City of Riviera Beach YEC (Unit 7682) program to fund the cost associated with this Amendment; and

**C)** Budget Transfer of \$6,500 in the General Fund from Youth Services Administration (Unit 1501) to the City of Riviera Beach YEC (Unit 7682) program to fund the cost associated with this Amendment.

**SUMMARY:** In 2014, the Board approved an Interlocal Agreement (Agreement) with the City of Riviera Beach (City) to provide funding for the Youth Empowerment Center (YEC) located within the City. The YEC 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 Fourth Amendment increases funding to expand the Scope to offer the Youth Build Pre-Apprenticeship program (\$76,487), between January 1, 2017 and September 30, 2017. Additionally, the Agreement's college tour budget will increase by \$6,500, allowing an additional nine youth and one chaperone to participate. The Agreement is now funded for a total of \$262,987 for this fiscal year (\$106,500 for existing programming and \$156,487 for the new evidence-based/promising programming). District 7 (HH)

CC. MEDICAL EXAMINER

1. Staff recommends motion to:

**A) receive and file** a Subrecipient Agreement for Federal grant funding assistance through Florida's administering agency: the Florida Department of Law Enforcement (FDLE) in the amount of \$3,000 to provide forensic anthropology and odontology services for the period January 13, 2017, through December 31, 2017; and

**B) approve** a Budget Amendment of \$3,000 in the General Fund to recognize the grant award.

**SUMMARY:** The United States Department of Justice, Office of Justice Programs, National Institute of Justice has awarded the FY2016 Paul Coverdell Forensic Sciences Improvement Act Formula Grant Program, CFDA No. 16.742; Federal grant award number 2016-CD-BX-0030, to the Palm Beach County Medical Examiner's Office, through the FDLE. The grant funding will be used to provide forensic anthropology services to assist in identifying deceased whose identity was unable to be known through other sources. Forensic anthropology services analyze the human skeleton to determine age, sex, stature, ancestry, race and if there was any trauma. Forensic odontology services involve comparisons of dental x-rays. On June 4, 2013 (R2013-0704), the County Administrator or designee was authorized to execute future grant agreements, amendments, and modifications with the FDLE. **No County match is required for this grant.** Countywide (LDC)

\* \* \* \* \*

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

A. ADMINISTRATION

1. Staff recommends motion to adopt: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, establishing the Property Assessed Clean Energy (PACE) program ordinance; providing for a title; providing for authority; providing for applicability; providing for definitions; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for enforcement; providing for penalties; providing for captions; and providing for an effective date. **SUMMARY:** At the July 12, 2016 Board of County Commission (Board) meeting, staff was directed by the Board to develop a Property Assessed Clean Energy (PACE) ordinance to implement a Countywide PACE program, provide for both residential and commercial availability of the program, and provide for participation in one or more established PACE programs. PACE programs provide financing for qualified energy efficiency, renewable energy, and wind resistant improvements. PACE financing is repaid as an assessment on the property's regular tax bill. This Ordinance reflects those directions establishing requirements for the PACE programs, including consumer protection requirements, and incorporates best practice standards to ensure high quality PACE providers and programs. Countywide (JB)
  
2. Staff recommends motion to adopt: An Ordinance of the Board of County Commissioners of Palm Beach County, Florida, repealing Palm Beach County Code, Chapter 2, Article VI, and adopting a new Palm Beach County Equal Employment Ordinance; providing for short title; providing for purpose; providing for definitions; providing for duties and powers of the Office of Equal Opportunity; providing for powers and duties of the Director; providing for the Equal Employment Board; providing for filing of complaints; providing for notice of complaint; providing for processing complaint; providing for withdrawal of complaint; providing for preservation of records; providing for dismissal of complaint; providing for investigation procedures; providing for determination of reasonable cause; providing for administrative remedies; providing for enforcement by private persons; providing for unlawful employment practices; providing for limitations and exceptions, providing for repeal of laws in conflict; providing for savings clause; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date. **SUMMARY:** On March, 14, 2017, the Board of County Commissioners held a preliminary reading of this Ordinance and authorized advertising for public hearing. The current Equal Employment Ordinance was last amended in 2007. Due to the procedural and substantive changes made to the ordinance with the purpose of bringing it into substantial compliance with the Federal and State Laws governing equal employment and the County's policy concerning Advisory Boards such as the Equal Employment Board, repealing and replacing the Equal Employment Ordinance in its entirety is more efficient than amending it piecemeal. The League of Cities has no opposition to the proposed amendment to the ordinance. The Equal Employment Board supports the proposed ordinance in its present form. Countywide (DRO)

4. PUBLIC HEARINGS CONTINUED

B. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to adopt:** A Resolution to abandon any public interest in a portion of an undeveloped road easement 30 feet in width and 2,529 feet long, lying within Tracts 17 through 24 and 41 through 48, all in Section 19, Township 46 South, Range 42 East, Palm Beach Farms Company Plat No. 1, Plat Book 2, Page 26, 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 Sussman AGR-PUD. The petition site is located east of State Road 7 and west of Half Mile Road, approximately 2,000 feet south of Atlantic Avenue. The petition is subject to a privilege fee of \$75,131.88. District 5 (PK)

\* \* \* \* \*

5. REGULAR AGENDA

A. ADMINISTRATION

**TIME CERTAIN 12:00 P.M./CLOSED SESSION**

1. Executive Session/Labor Negotiations (McEaddy Conference Room)

2. Staff recommends motion to:

**A) adopt** a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Blue Heron, a company authorized to do business in the State of Florida, as a Qualified Target Industry (QTI) business pursuant to s.288.106, Florida Statutes; providing for local financial support for the Qualified Target Industry Tax Refund Program not to exceed \$40,000; and providing for an effective date; and

**B) conceptually approve** an Economic Development Incentive for Project Blue Heron in the form of a cash incentive not to exceed \$40,000 over five years.

**SUMMARY:** Project Blue Heron is considering maintaining and expanding its Palm Beach County service location to expand its operations in anticipation of substantial growth. We understand the project will invest \$25 Million to lease, renovate, and equip a 115,000 square foot facility and create 50 new jobs over a one-year period at an annualized average wage of \$73,685 and a median wage of \$65,000. The company will retain 116 existing jobs. The five-year local economic impact is estimated to be \$127.6 Million. The Company is being offered a \$200,000 incentive in the form of a Qualified Target Industry (QTI) Tax Refund. Of this amount, \$160,000 is from the State of Florida and the required local match from Palm Beach County is a \$40,000 cash grant. The incentive will be provided over a period of four years provided the project meets the State's requirements. The County's grant will be paid according to the State's QTI Refund Schedule and will be secured by a letter of credit or bond. The company will be required to enter into a formal agreement memorializing their commitments and establishing terms under which the local match will be provided. At such time the company name will be disclosed. Other states under consideration by the company include California, Texas and Georgia. District 2 (JB)

5. REGULAR AGENDA

A. ADMINISTRATION (Cont'd)

TIME CERTAIN 2:30 P.M.

3. Staff recommends motion to:

**A) approve** a report containing findings and recommendations related to the heroin/opioid epidemic entitled *Opioid Crisis: Palm Beach County's Response*, prepared for County Administration by the Ronik-Radlauer Group, Inc.;

**B) approve** the creation of a senior level position within County Administration to oversee the County's efforts to address the opioid epidemic, as well as, any emerging or future addiction related epidemics;

**C) approve** the addition of two positions to the complement of the Medical Examiner's Office, an associate medical examiner and a forensic technician; and

**D) authorize** OFMB to administratively process a budget transfer, up to \$1,000,000 from the General Fund Contingency Reserve to fund the various program costs.

**SUMMARY:** Fatal accidental opioid overdoses in Palm Beach County increased by 114% from 2015 (257) to 2016 (549). At the November 22, 2016, BCC meeting, staff was directed to review the opioid epidemic in the County, current initiatives underway to address the issue, and recommendations made by the National Association of Counties and National League of Cities in a joint report entitled *A Prescription for Action: Local Leadership in Ending the Opioid Crisis*. The Board also directed staff to prepare recommendations for Board action. On January 9, 2017, staff contracted with a behavioral health expert, the Ronik-Radlauer Group, Inc., to identify current initiatives in the County, review the NLC/NACo Report, gather data, meet with stakeholders, and prepare a report to County staff in order for staff to respond to the directive of the Board. The report provides specific action items to address the issue on both an immediate and long-term basis. Funds requested will immediately be made available for additional staffing and expenses of the Medical Examiner's Office and for the new staff position within County Administration. Additional expenditures related to treatment expansion and other response activities will be determined after community collaboration to identify the most critical needs and priorities and will be subject to established Board contracting and procurement policies and procedures. Countywide (LDC)



5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve:

A) The Ninth Amendment to the Palm Beach County Action Plan (AP) for Fiscal Year (FY) 2015-2016; and

B) The Fourth Amendment to the AP for FY 2016–2017.

**SUMMARY:** On July 21, 2015, the Board of County Commissioners (BCC) approved the AP for FY 2015-2016 (R2015-0948) which included an allocation of \$175,000 in Federal Community Development Block Grant (CDBG) Program funds for the renovation of the South County Homeless Resource Center. On July 12, 2016, the BCC approved the AP for FY 2016-2017 (R2016-0928) which included an allocation of \$500,000 in CDBG funds for the development of a South/Central County Housing Resource Center (SCCHRC). On August 16, 2016 (Agenda Item 5A-3), the BCC approved the County's acquisition of the Program REACH/transitional housing facility (Facility), located at 1318-1320 Henrietta Avenue and 549-559 Palm Beach Lakes Boulevard in West Palm Beach. Despite the property and building being in use as a family shelter at the time of purchase, the property requires further improvements and the need for these subsequent improvements were disclosed to the BCC prior to making the decision to purchase the property. Adopt-A-Family of the Palm Beaches, Inc. currently operates the Facility on behalf of the County through the Department of Community Services Financially Assisted Agencies contract R2015-1436.

The proposed 9<sup>th</sup> Amendment to the AP for FY 2015-2016 will reprogram \$175,000 in CDBG from the South County Homeless Resource Center to the renovation of the Facility. The South County Homeless Resource Center was anticipated to be a service center providing navigation and some wrap around services to homeless families only. However, the concept was later determined to not be viable due to the increase in operating costs that would follow by decentralizing the service delivery. As such, the Facilities Development and Operations Department (FDO) was going to recommend that these funds be reallocated in support of the SCCHRC which would serve a broader and greater quantity of the homeless population. The 4<sup>th</sup> Amendment to the AP for FY 2016-2017 will reprogram \$395,000 of the \$500,000 in CDBG funding from the SCCHRC to the renovation of the Facility. The remaining \$105,000 will be utilized to fund a portion of the design for the SCCHRC. The reallocation of \$570,000 in CDBG funds to the Facility will allow for the improvements to move forward in a manner that benefits program participants at an earlier date and will allow the expenditure prior to the funds expenditure deadline. The SCCHRC project from which the funds are being reallocated is still planned and viable, but has not moved as quickly as originally anticipated. FDO will request a new allocation of \$570,000 for the SCCHRC in FY 17-18 to restore the design funds required for this project. FDO will implement the renovation of the Facility. **These are Federal CDBG funds which do not require a local match.** District 7 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY (Cont'd)

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

**A) approve** a State Initiatives Housing Partnership (SHIP) Program funding award of \$310,000 to Indian Trace Associates, Ltd.;

**B) approve** a SHIP Program funding award of \$160,000 to Housing Partnership, Inc.;

**C) direct** staff to negotiate the loan agreements; and

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

**SUMMARY:** On June 21, 2016, (Agenda Item 5B-1) the Board of County Commissioners (BCC) approved the SHIP Fiscal Year 2016-2017 budget allocations which included funding for a Developer Rental Assistance strategy. On November 30, 2017 ~~2016~~, the Department of Economic Sustainability (DES) issued Request for Proposals DES.2016.2 (RFP) making \$495,000 in SHIP funds available for multi-family housing rehabilitation projects. A selection committee consisting of five voting members met at a public meeting held on February 9, 2017 and recommended that: a) Indian Trace Associates, Ltd., an affiliate of Cornerstone Group Development, LLC, be awarded \$310,000 for Indian Trace Apartments, a 330 unit multi-family rental project located at 1000 Indian Trace Circle in Riviera Beach; and b) Housing Partnership, Inc. a Florida not-for-profit corporation be awarded \$160,000 for Celtic Apartments, an 8-unit multi-family rental project located at 4694 Davis Road, in unincorporated Palm Beach County. The Indian Trace Apartments project will rehabilitate 330 apartment units, including 191 SHIP-assisted units of which 33 units will be set aside for households with incomes no greater than 28% of Area Median Income (AMI) and 158 units will be set aside for households with incomes no greater than 60% of AMI, for no less than 15 years. Seventeen of these units will be deed restricted for special needs households. The Celtic Apartments project will rehabilitate four SHIP-assisted units all of which will be set aside for individuals with incomes no greater than 80% of AMI, for no less than 15 years. All four units will serve individuals suffering from chronic mental illness and/or addiction. The remaining \$25,000 made available through the RFP will be incorporated into the Housing Rehabilitation Strategy contained in the Local Housing Assistance Plan due to the significant need for funding. To facilitate project implementation, staff is requesting authorization for the County Administrator, or designee, to execute the loan agreements and related documents. **These are State SHIP Program grant funds which do not require a local match.** Districts 3 & 7 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY (Cont'd)

3. **REVISED SUMMARY: Staff recommends motion to approve:** An Economic Development Incentive Agreement with Pratt & Whitney (Company), a division of United Technologies Corporation, to provide an Ad Valorem Tax Exemption in the amount of \$650,000 over a six-year period. **SUMMARY:** On August 19, 2014, the Board of County Commissioners (BCC) conceptually approved (R2014-1223) an Economic Development Incentive for the Company totaling \$650,000. This Agreement discloses the name of the Company, Pratt & Whitney, previously referred to as Project Blink. The Agreement requires the Company to make a minimum \$25 Million capital investment to expand its current operations in Palm Beach County, and to create 110 new full-time jobs over a three-year period. These full-time jobs must have an annualized average wage of \$84,892 excluding benefits and have a median wage of \$75,000. The Company must maintain the new jobs for a period of five years following the job creation period. The five-year economic impact is estimated to be \$183 Million. The Company is being offered an incentive in the form of a Qualified Target Industry (QTI) Tax Refund in the amount of \$770,000. Of this amount, \$616,000 is from the State of Florida and \$154,000 is the required local match from Palm Beach County. Also, the State has offered an incentive from the Quick Action Closing Fund (QACF) in the amount of \$880,000. Of which, \$384,000 is from the State and \$496,000 is the County's portion of the incentive. The Company and the State have entered into agreements for both programs, both of which require local financial support. The incentive will be provided over a period of six years provided the project meets the State's requirements. The grant will be paid according to the State's QTI Refund Schedule. ~~The Agreement includes the requirement to make best efforts to provide qualified Palm Beach County residents preference in the hiring process.~~ The Company has recently completed the required \$25 Million capital investment to expand its current operations. However, the Agreement had not been finalized with the Company due to significant key personnel turnover within the Company.

The Agreement provides for a retroactive effective date to the BCC conceptual approval date of August 19, 2014. The Company has submitted the job advertising, recruiting and job information. Based on the report, the Company has met the hiring requirements of the Agreement. The Company's required annual average wage for the new jobs is \$84,892; however, the Company has maintained an average annual wage of \$105,102. The Agreement also includes the requirement to make best efforts to provide qualified Palm Beach County, low-income and veterans applicants preference in the hiring process. The report reflects that the new jobs consist of 55% Palm Beach County Residents and 27% veterans. The new jobs are comprised of aircraft engine manufacturing positions presenting a challenge in the new hire of low income residents. Upon approval of this Agreement, an Ordinance establishing the Ad Valorem Tax Exemption will be brought to the BCC for preliminary reading and to advertise for Public Hearing. District 1 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY (Cont'd)

4. [Staff recommends motion to approve on preliminary reading and advertise for a public hearing on May 16, 2017 at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, repealing Chapter 14, Article V, codifying Ordinance No. 93-8, as amended, "The Palm Beach County Affordable Housing Ordinance;" and adopting a new Affordable Housing Ordinance; providing for title; providing for authority; providing for applicability; providing for policy and purpose of the Local Housing Assistance Program; providing for definitions; providing for the creation of the Local Housing Assistance Trust Fund named the Robert Pinchuck Memorial Affordable Housing Trust Fund; providing for the creation of the Commission on Affordable Housing; providing for the establishment of the Local Housing Assistance Plan; providing for the establishment of the Local Housing Partnership; designating responsibility for the implementation and administration of the Local Housing Assistance Plan; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for enforcement; providing for penalties; providing for captions; and providing for an effective date. **SUMMARY:** The Board of County Commissioners last adopted the Affordable Housing Ordinance (Ordinance No. 93-8) on May 18, 1993, and amended it in July 22, 2008 (Ordinance No. 2008-018). Due to the substantive changes made to the Ordinance required to bring it into compliance with Florida Statutes, County Resolutions and the Local Housing Assistance Plan (LHAP), repealing and replacing the Affordable Housing Ordinance in its entirety is more efficient than amending it. The original Ordinance, as amended, included specific language recited from relevant Florida Statutes as well as the Consolidated Plan and the LHAP as they were written at the time. Staff updated the Affordable Housing Ordinance and streamlined its provisions. This process included making reference to various relevant Florida Statutes, the Consolidated Plan, applicable Resolutions, and the LHAP instead of reciting content from therein. Additionally, terms and definitions were updated or removed if not referenced in the Ordinance. Countywide (JB)

5. REGULAR AGENDA

C. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** appointment of the following individuals to the County Infrastructure Surtax Independent Citizen Oversight Committee for the term beginning May 1, 2017, to April 30, 2020:

<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated By</u>
Leontyne Brown	8	Black Chamber of Commerce
Maria S. Antuña	9	Hispanic Chamber of Commerce
John M. Ahrenholz	10	Business Forum of PBC
Mark B. Elhilow	11	Business Forum of PBC
Mary O. Evans	12	Tri-City Education Committee
Denise T. Palmatier, P.E.	13	Florida Engineering Society Palm Beach Chapter
Patrick J. Franklin	14	Urban League of PBC
Christine M. Thrower	15	Palm Beach County City Management Association
Michael S. Weiner	16	Economic Council of PBC
Rex B. Kirby	17	Associated General Contractors, Florida East Coast Chapter
Jeffrey N. Bailey	18	Palm Beach/Treasure Coast AFL-CIO
Vacant	19	Palm Beach/Treasure Coast AFL-CIO

**SUMMARY:** On December 20, 2016, the Board of County Commissioners created the Infrastructure Surtax Independent Citizen Oversight Committee (Surtax Committee). The Surtax Committee will meet monthly, or as needed, issue an annual report, may make recommendations to the Board, and ensure that the proceeds of the surtax are expended for the purposes set forth in the ballot measure and are in compliance with the County’s surtax plan. Ms. Denise T. Palmatier has disclosed that she is employed by Stanley Consultants that has several contracts with the County for professional services relating to road improvement projects. The Surtax Committee provides **no** regulation, oversight, management, or policy-setting recommendations regarding the subject contracts. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sec. 2-443, of the Palm Beach County Code of Ethics. The Surtax Committee has 19 seats. Out of the current 17 positions filled, the diversity count is: 3 African-American (16%); 1 Hispanic (5%); and 13 Caucasian (68%). The gender ratio (female: male) is 6:11. Countywide (DW)

5. REGULAR AGENDA

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

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

A) The Infrastructure Surtax Project Plan; and

B) A Budget Amendment of \$50,398,384 in the Local Government One-Cent Infrastructure Surtax Capital Project Fund to budget infrastructure surtax revenues and various capital projects.

**SUMMARY:** On November 8, 2016, the voters of Palm Beach County approved an Infrastructure Surtax Project Plan for one cent, maximum 10 years beginning January 1, 2017 (or if the surtax generates \$2.7 billion before September 1<sup>st</sup> of any year), creation of an oversight committee to audit spending for compliance with approved projects, and the following allocations: 50% to the School District, 30% to the County, and 20% to the Municipalities. The proceeds of such sales surtax will finance the renewal and replacement of existing capital investments including roadway surfaces, bridges, drainage improvements, canals, park amenities, and government buildings, all of which were deferred during the recent recession and remain outstanding, and projects to maintain levels of service. An independent oversight committee will ensure that spending is consistent with the statutory requirements and the Infrastructure Surtax Project Plan. On March 22, 2016, the Board approved a project list of approximately \$695 million to be funded from the proceeds of the infrastructure surtax. The plan allocates the projects on a yearly basis and amends the estimates for several projects by \$13,394,727 for a total plan of approximately \$709.4 million. The current fiscal year collections are expected to be approximately \$50 million and will be allocated as summarized: Engineering - \$11,700,000; Sheriff – \$7,432,384; Facilities - \$16,195,000 (included in this is \$2,550,000 for housing units for the homeless, extremely low income and low income); Parks - \$14,801,000; and general project management consulting services - \$270,000. The detail projects are included in the attachment to the Agenda Item. Countywide (DW)



5. REGULAR AGENDA

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

3. Staff recommends motion to:

**A) approve** a standard Infrastructure Surtax Project Funding Agreement (Funding Agreement) with Ric L. Bradshaw, Sheriff of Palm Beach County (Sheriff) for the administration and funding of Board approved Surtax Plan projects; and

**B) authorize** the Director of Facilities Development & Operations to execute Funding Agreements on behalf of the Board for each of the Sheriff's Surtax Plan projects that receives Board approval for funding during the annual budget process.

**SUMMARY:** The purpose of this Funding Agreement is to approve the standard form agreement which will be used to set forth the terms by which the County will fund and the Sheriff will administer a project included in the Surtax Plan. Prior to executing a Funding Agreement, the County will determine that the project: **1)** includes equipment eligible for funding pursuant to the statutory requirements for the Surtax, **2)** is for equipment identified in the Surtax Plan, **3)** was approved for funding by the Board during the annual budget process, and **4)** budget does not exceed the amount in the approved Surtax Plan. The Sheriff will administer (which includes the purchase, the install for operation and the performance of all financial accounting) all aspects of the project. The Funding Agreement will act as an encumbrance document (i.e: a budget availability statement, "BAS") and the County will be responsible for all financial reporting on the project to the Infrastructure Surtax Independent Citizen Oversight Committee (Committee) just as it will for projects managed by County departments. In addition, the Funding Agreement sets forth the process by which the Sheriff will submit invoices to the County and the Clerk will pay the Sheriff for such expenditures. A single Funding Agreement will be executed for each project in each fiscal year, after the Board has approved the appropriation as part of the annual budget. In the Funding Agreement, the Sheriff acknowledges that the Committee has been established and if the County receives a request for information from the Committee regarding the Project, the Sheriff agrees to respond in writing and in a timely manner to such request. Since the appropriation will be approved by the Board and the Funding Agreement is essentially a form by which a project is initiated and a BAS, it is recommended that the Funding Agreement be executed by the Director Facilities Development & Operations; both of which are done for other capital projects. (FDO) Countywide (LDC)

4. Staff recommends motion to approve: Work Order 2015053-21 (Work Order) in the amount of \$645,000 to mill and resurface Lantana Road from west of State Road 7 to Florida's Turnpike (Improvements) utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2016-0143 (Contract) with Ranger Construction Industries, Inc. (Ranger). **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 \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners. This Work Order will be charged against Ranger's \$11 million Contract. The Small Business Enterprise (SBE) participation proposed by Ranger for this Work Order is 15%. Approval of this Work Order will result in a cumulative SBE participation of 12.8% for all the work orders issued under this Contract. This project is funded through the infrastructure sales tax. Districts 3 & 6 (LDC)

5. REGULAR AGENDA

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

5. Staff recommends motion to approve:

**A)** Work Order 2015053-22 in the amount of \$366,000 to mill and resurface Woolbright Road from Military Trail to Lawrence Road (Project) utilizing Palm Beach County's (County) "Annual Asphalt Milling and Resurfacing" contract R2016-0143 (Contract) with Ranger Construction Industries, Inc. (Ranger); and

**B)** Delivery Order 16041-11 in the amount of \$400,000 to replace storm drainage inlets at the Project utilizing the County's "Crews with Equipment, Rental of" term contract 16041 (Term Contract) with Hinterland Group, Inc. (Hinterland).

**SUMMARY:** Approval of the Work Order (WO) and Delivery Order (DO) will allow the contractual services necessary to construct all Project improvements. The proposed work consists of replacing the leaking storm drainage inlets and repaving the road. Per County PPM CW-F-050, both the WO and DO exceed the \$200,000 threshold for staff approvals of contracts, thus requiring approval from the Board of County Commissioners. The WO will be charged against Ranger's \$11 million Contract. The Small Business Enterprise (SBE) participation proposed by Ranger for this WO is 15%. Approval of the WO will result in a cumulative SBE participation of 13% for all the work orders issued under the Contract. The SBE participation proposed by Hinterland for the DO is 15%. Hinterland has achieved an SBE participation of 100% for all their delivery orders performed to date under the Term Contract. Hinterland is a Palm Beach County SBE company. This project is funded through the infrastructure sales tax. District 4 (LDC)

5. REGULAR AGENDA

D. PALM TRAN

1. Staff recommends motion to ratify:

**A)** a Labor Management Agreement between Palm Tran, Inc. and the Amalgamated Transit Union (ATU) Local 1577 covering Palm Tran bus operators, mechanics, utility workers and storekeepers for the three-year period of October 1, 2016, through September 30, 2019; and

**B)** a Memorandum of Agreement between Palm Tran, Inc. and the ATU establishing an implementation schedule and clarifying other changes to the Labor Management Agreement.

**SUMMARY:** The collective bargaining negotiation committees for Palm Tran, Inc. and the ATU have concluded negotiations and a new Labor Management Agreement has been formalized. The proposed Agreement incorporating all agreed upon terms was presented to the bargaining unit which ratified the new Agreement on February 26, 2017. The previous Agreement expired on September 30, 2016. This Agreement is in effect from October 1, 2016, through September 30, 2019. The Memorandum of Agreement establishes a timeline for the payment of the fiscal year 2017 uniform allowance and clarifies work rule changes pertaining to miss outs and sick occurrences. This Agreement establishes an eight step progression plan for bus operator pay, which expands the previous six step plan by two additional. Bus operators at top rate will receive a lump sum payment of \$1,750 for FY 2017 and a 1% increase in the wage rate in FY 2018 and FY 2019. All bus operators not at top rate have been placed in the eight step plan to correspond with their years of service. The average increase for all bus operators over the three-year agreement is approximately 3%. Mechanics, utility workers and storekeepers will receive 3% wage rate increases in FY 2017, FY 2018 and FY 2019. The FY 2017 wage increases will be retroactive to sixty days prior to the BCC's ratification of this Agreement. The Supplement Health Insurance Trust Fund will not be funded by Palm Tran, Inc. The Agreement also reflects negotiated work rule changes, to include, but is not limited to modifying leave rules to more closely align with the County's; modifies discipline structure for miss outs and sick occurrences; establishes a uniform voucher program; establishes an accident review committee and modifies the timeline for grievance meetings. With implementation of these work rule changes, staff anticipates that these changes will offset some of the costs of the wage increases, and improve efficiency of operations and safety. The additional cost of this agreement for the wage and benefit increases is \$3,489,629 over the three fiscal years FY 2017 – FY 2019. Countywide (DR)

E. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to adopt: A Resolution supporting the continued existence and funding of Visit Florida, Enterprise Florida, Inc.(EFI) and the Office of Film and Entertainment (OFE) along with continuing the Florida Entertainment Sales Tax Exemption Program. **SUMMARY:** By adopting this Resolution, the Board of County Commissioners supports the existence and continued funding of Visit Florida, Enterprise Florida, Inc., and the Office of Film and Entertainment along with continuing the Florida Entertainment Sales Tax Exemption Program. A reduction or elimination of any of these economic drivers would substantially decrease visitation and have serious impacts on our local economy. Research supports that 25 percent of sales taxes collected across the State and in the Counties, is attributed to visitors experiencing our hotels, restaurants and attractions all of which drive our tourism economy. Countywide (DW)

5. REGULAR AGENDA

F. PUBLIC SAFETY

1. **Staff recommends motion to approve:** A proposal utilizing existing County staff and resources to provide human trafficking training to County staff and community partners. **SUMMARY:** On August 16, 2016, the Board of County Commissioners directed staff to develop an expansion of training to county staff and community partners in an effort to combat human trafficking (HT). Currently, Palm Beach County's Victim Service Division, with the Federal Bureau of Investigation and the National Center for Missing and Exploited Children, are educating numerous community groups on sexual exploitation and human trafficking. In addition, the Human Trafficking Coalition promotes awareness through outreach efforts to local businesses, displays information on HT, and provides in depth training to individuals. The attached proposed initiative seeks to reduce human trafficking through awareness training, direct service coordination, and collaboration utilizing existing County resources. Through these efforts, Palm Beach County will work towards the prevention and elimination of trafficking of persons. After one year of implementation, staff will provide an update on these efforts. Countywide (LDC)

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6. BOARD APPOINTMENTS

A. ADMINISTRATION  
(Small Business Assistance Advisory Committee)

1. Staff recommends motion to approve: re-appointment/appointment of the following individuals to the Small Business Assistance (SBA) Advisory Committee for the seats and terms indicated below:

<u>NOMINEE</u>	<u>SEAT</u>	<u>DESIGNATION</u>	<u>TERM</u>	<u>NOMINATED BY</u>
<b>Reappoint</b> John Elliott	1	Certified Black Business Owner	4/04/2017 - 4/03/2020	Mayor Burdick
<b>Appoint</b> <b>CHOOSE ONE</b> Amy Angelo	5	Business Owner Domiciled in PB County	4/04/2017-9/30/2018	Mayor Burdick Comm. Valeche
<b>OR</b>				
Sherrill Disbury	5	Business Owner Domiciled in PB County	04/04/2017 to 09/30/2018	Mayor Burdick
<b>Appoint</b> Sifredo Asencio, Jr.	7	Hispanic Business Organization	04/04/2017 to 05/06/2019	Mayor Burdick
<b>Appoint</b> Javin Walker	10	Minority Contractor	04/04/2017 to 09/26/2019	Mayor Burdick
<b>Appoint</b> Seabron Smith	13	Financial Institution that assists Small Businesses	04/04/2017 to 06/17/2019	Mayor Burdick Comm. Abrams Comm. Bernard

**SUMMARY:** The SBA Advisory Committee is established pursuant to Section 2.80.32, of the Palm Beach County Code as amended on March 12, 2013. The committee consists of fifteen members representing one black business owner certified as a small business by the County; one Hispanic business owner certified as a small business by the County; one woman business owner certified as a small business by the County; one white male business owner certified as a small business by the County; one business owner domiciled in Palm Beach County; one representative of a business incubator program; one representative of the Hispanic business organization; one representative of the National Association of Women in Construction; one representative of a Women’s Business Organization; one certified minority contractor; one representative of the Associated General Contractors of America; one representative of the Small Business Development Center; one representative of a financial institution that assists small businesses; one representative of the Black Chamber of Commerce; and one representative of a professional services organization. Sherrill Disbury has disclosed that Coral Steel Company contracted with the County to supply reinforced steel, steel mesh and supports. Seabron Smith has disclosed that Center for Technology, Enterprise and Development, Inc. has contracted with the County as a business incubator. The SBA Advisory Committee provides **no** regulation, oversight, management or policy-setting recommendations regarding the subject contracts. The SBA Advisory Committee supports the nominations and a memo was sent to the Board of County Commissioners on February 3, 2017 for Seat 1 and on March 8, 2017 for Seats 5, 7, 10, and 13, requesting approval of the recommendations. No other nominations were received. The SBA Advisory Committee consists of fifteen members and the terms of the seats are for three years. The SBA Advisory Committee reviews and evaluates the effectiveness of small business programs within County Government. The Committee currently consists of eleven members. The current diversity count is: Caucasian: 6 (54.5%), African American: 3 (27.2%), and Hispanic: 2 (18.1%). The gender ratio (female:male) is: 6:5. The nominees are: seat 5 – Caucasian female, seat 7 – Hispanic male, seat 10 – African American male, seat 13 – African American male. The nominee for reappointment to seat 1 is an African American male. Countywide (HH)

B. COMMISSION DISTRICT APPOINTMENTS

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APRIL 4, 2017

7. MATTERS BY THE PUBLIC – 2:00 P.M.

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**APRIL 4, 2017**

**8. STAFF COMMENTS**

**A. ADMINISTRATION COMMENTS**

**B. COUNTY ATTORNEY**

APRIL 4, 2017

**9. COMMISSIONER COMMENTS**

**A. District 1 – COMMISSIONER HAL R. VALECHE**

**ADD-ON:** Request approval to present off-site, a Proclamation declaring April 2017 as “Landscape Architecture Month” in Palm Beach County.

**B. District 2 – COMMISSIONER PAULETTE BURDICK, MAYOR**

**C. District 3 – COMMISSIONER DAVE KERNER**

**D. District 4 – COMMISSIONER STEVEN L. ABRAMS**

**E. District 5 - COMMISSIONER MARY LOU BERGER**

**F. District 6 - COMMISSIONER MELISSA MCKINLAY, VICE MAYOR**

**G. District 7 – COMMISSIONER MACK BERNARD**

**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."