

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JUNE 20, 2017

PAGE ITEM

14 3H-3* REVISED MOTION & SUMMARY: **Staff recommends motion to approve:** Annual contract for general building minor construction services on an “as-needed” basis for projects typically under \$100,000 each.

<u>Contractor</u>	<u>Palm Beach County Company</u>	<u>SBE or Non-SBE</u>
A) Newbold Construction, Inc.	Local	SBE
B) Randolph Construction Group, Inc.	Local	SBE

SUMMARY: ~~These~~ This continuing contracts ~~have~~ has an initial term until February 2, 2018, and ~~are~~ is an indefinite-quantity contracts with a cumulative maximum value of \$6,000,000 across all the minor contractors. ~~These two (2)~~ This contractors now joins the list of seventeen (17) already prequalified contractors for a total of ~~nineteen (19)~~ eighteen (18). The work consists of general construction services associated with repairs, improvements and renovations to County properties. Work is to be awarded as work orders on a lump-sum, competitively quoted basis among the pool of pre-qualified general contractors. Contracts will terminate when a total of \$6,000,000 in work orders is issued to any combination of all contractors or when the time frame has expired, whichever occurs first. These contracts provide for up to four (4) – one (1) year renewals, at the sole option of the County. ~~Both contractors are~~ Newbold Construction is a Palm Beach County businesses. The goal for Small Business Enterprise (SBE) participation is 15%. When bids are received from the pre-qualified contractors under this contract, local and SBE preferences will be evaluated and applied at that time. **(Capital Improvements) Countywide (LDC)**

26 5E-1 ADD-ON: **Staff recommends motion to: A) approve** Contract No. GC913 with the Florida Department of Environmental Protection (FDEP) for Permitting and Compliance Assistance Program (PCAP) for a term of July 1, 2017, through June 30, 2027; 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:** This Contract was received from the State on June 14, 2017. Under this Contract, the County continues to perform pollutant storage tank compliance activities on behalf of FDEP and will administer the Permitting and Compliance Assistance Program through the Department of Environmental Resources Management for the 10-year period of July 1, 2017, through June 30, 2027. This Contract includes provisions for additional compensation based on terms of the Contract. However, this Contract itself authorizes no work or compensation. Instead, on an annual basis, FDEP will issue task assignments to the County for specific job tasks necessary to carry out services at the local level. The Contract does not include an early termination provision without cause for the County. No financial impact to the County is anticipated as FDEP will be reimbursing the County for each task assignment performed by the County. Countywide (AH) (ERM)

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

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

JUNE 20, 2017

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance
- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
- 3. CONSENT AGENDA (Pages 6-21)**
- 4. PUBLIC HEARINGS - 9:30 A.M. (Pages 22-23)**
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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** payment in an amount not to exceed \$9,000 for participation in the 11th Annual Palm Beach Partners Business Matchmaker Conference & Expo to be held on September 22, 2017, in the Kravis Center Cohen Pavilion. **SUMMARY:** The Palm Beach County Office of Small Business Assistance, Department of Airports and Palm Tran are participating with the South Florida Water Management District, School District of Palm Beach County, the City of West Palm Beach, the City of Riviera Beach, the Center for Technology, Enterprise & Development, Inc. (TED Center) and Paragon Florida, Inc., to present the 2017 Business Matchmaker Conference & Expo (a statewide conference). This is the 11th Annual Matchmaker Conference & Expo held in Palm Beach County and as the chairing entity for this year’s event, Palm Beach County will contribute a total of \$9,000 with the County’s contribution broken down as follows: Office of Small Business Assistance - \$3,000; Department of Airports - \$3,000; and Palm Tran - \$3,000. Payment will be made on or before July 7, 2017, to the Center for Technology Enterprise and Development, Inc., the fiscal agent for the conference. The conference and expo will provide Small Business Enterprise owners an opportunity to collaborate with larger businesses in an effort to increase business opportunities and knowledge of programs offered by the above listed governmental and non-profit partners. Countywide (HH)

2. **Staff recommends motion to approve:** appointment of the following individual to the Small Business Assistance (SBA) Advisory Committee for the seat and term indicated below.

<u>NOMINEE</u>	<u>SEAT</u>	<u>DESIGNATION</u>	<u>TERM</u>	<u>NOMINATED BY</u>
Denise C. Albritton	9	Women’s Business Organization	6/20/17-9/30/18	Mayor Burdick Vice Mayor McKinlay Commissioner Valeche

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 15 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. The SBA Advisory Committee supports the nomination and a memo was sent to the Board of County Commissioners on April 28, 2017, requesting approval of the recommendation. No other nominations were received. The SBA Advisory Committee consists of 15 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 14 members. The current diversity count is: Caucasian: 7 (50%), African American: 5 (35.7%), and Hispanic: 2 (14.2%). The gender ratio (female:male) is: 7:7. The nominee for appointment to seat 9 is an African American female. 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.

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER (Cont'd)

2. Staff recommends motion to approve: the following final minutes of the Board of County Commissioners' meetings:

Meeting Type	Meeting Date
Environmental Control Board	February 23, 2017
Child Care Facilities Board	March 14, 2017
Regular	March 14, 2017
Workshop	April 25, 2017
Zoning	April 27, 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 review for sufficiency and to receive and file: The Report of County Officials' Bonds dated June, 2017. **SUMMARY:** Ordinance No. 98-51 sets the various bond amounts for specified county officers and provides for examination of the sufficiency of all the bonds at the regular meeting of the Board of County Commissioners in January and June of each year. Countywide

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to adopt: resolution to abandon the south 55 feet of a 12-foot wide utility easement lying within Tract 1, Loggers Run Commercial Replat, according to the plat thereof as recorded in Plat Book 49, Page 56, of the Public Records of Palm Beach County, Florida. **SUMMARY:** Adoption of this resolution will eliminate the portion of the utility easement which is in conflict with future redevelopment plans for the petition site owned by GPH Holdings, L.C. (GPH). The site is located east of Judge Winikoff Road, west of Ponderosa Drive, south of Cobblestone Way and north of Palmetto Park Road. District 5 (LBH)

2. Staff recommends motion to approve:

A) contract with Network Engineering Services, Inc., d/b/a Bolton Perez & Associates, Inc. (BPA) to provide annual consultant professional services on a task order basis as required, for Palm Beach County (County) intersection improvement projects; and

B) contract with HSQ Group, Inc. (HSQ) to provide annual consultant professional services on a task order basis as required, for County intersection improvement projects.

SUMMARY: Approval of these contracts will provide the necessary professional services for road intersection improvements throughout the County for all user departments. At the option of the County, these contracts may be renewed annually for a period of one year, with a maximum of two renewals. The term of these contracts will be from June 20, 2017, to June 19, 2018. BPA is a Miami based company but has an office in the County and HSQ is a Palm Beach County based company. The Small Business Enterprise (SBE) goal for all contracts is 15%. BPA has committed to 16% SBE participation and HSQ has committed to 75% SBE participation. HSQ is a certified SBE company. Countywide (LBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. **Staff recommends motion to approve:** Establishing an impact fee credit, currently estimated to be \$70,000, for improvements to the intersections of PGA Boulevard with RCA Boulevard and RCA Boulevard with Alt. A1A for the PGA Station (Parcel 5B) project. **SUMMARY:** Palm Beach County's Traffic Performance Standards (TPS) approval letter and the City of Palm Beach Gardens' (City) resolution list a number of improvements at area intersections impacted by this project. These improvements are not required to meet TPS. However, these locations currently experience congestion, queuing, and safety issues and are expected to get worse by the addition of traffic from this development. The County and the City added these conditions on the development (and the developer agreed to them) so that those problems could be minimized as much as possible. Impact fee credits for roadway improvements that are not required by TPS require the Board of County Commissioners approval. District 1 (LB)
4. **Staff recommends motion to receive and file:** license from the City of West Palm Beach (City) for the Seminole Pratt Whitney Road crossing of the City's M Canal. **SUMMARY:** This license is being submitted to the Clerk & Comptroller of Palm Beach County (County) for filing in the public records as stipulated in the license. The license was issued to the County by the City and addresses the widening of the Seminole Pratt Whitney Road bridge over the City's M Canal. District 6 (LBH)
5. **Staff recommends motion to approve:**
 - A)** interlocal agreement (Agreement) with the City of South Bay (City) in the amount of \$135,000 for the County to provide construction inspection (CI) of improvements to the City's SW 1st Street from US 27 to SW 7th Avenue (Project); and
 - B)** budget amendment of \$135,000 in the Transportation Improvement Fund to recognize the agreement with the City and appropriate it to the project.**SUMMARY:** Approval of the agreement and budget amendment will allow Palm Beach County (County) to assist the City with the CI for the project which has a current estimated inspection cost of \$135,000. The City is receiving a federal grant which will be administered through the Florida Department of Transportation (FDOT) for the project. The City will reimburse the County for CI services rendered at least quarterly as they receive grant funds from FDOT. The term of the agreement will be from the date of Board of County Commissioners approval until project construction is complete. District 6 (LBH)
6. **Staff recommends motion to:**
 - A) receive and file** interlocal agreement with Seacoast Utility Authority (Seacoast) for joint participation and project funding for utility design within Hood Road from east of Florida Turnpike to west of Central Boulevard (Project); and
 - B) approve** budget amendment of \$13,806 in the Road Impact Fee Fund – Zone 1 to recognize reimbursement funding from Seacoast and appropriate it to the project.**SUMMARY:** This agreement is being submitted to the Clerk and Comptroller of Palm Beach County in accordance with Countywide PPM CW-O-051. The agreement was approved by the Deputy County Engineer as a delegated authority in accordance with Palm Beach County Administrative Code Section 404.00. Approval of the budget amendment will recognize funding from Seacoast for the utility design to be incorporated into Palm Beach County's design of the project. District 1 (LBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

7. Staff recommends motion to:

A) adopt resolution to transfer jurisdictional control, maintenance responsibility and ownership from Palm Beach County (County) to Indian Trail Improvement District (District), without reservation of any and all rights, title and interest to all phosphate, mineral, metals and petroleum rights pursuant to Florida Statutes Section 270.11(1), for two parcels located on 60th Street North, between North State Road 7 Extension west to Mango Boulevard; and

B) approve county deed to convey to the District, ownership of two parcels located on 60th Street North, between North State Road 7 and Mango Boulevard.

SUMMARY: Adoption of this resolution and approval of this county deed will transfer the jurisdictional control, maintenance responsibility and ownership without reservation of any and all rights, title and interest to all phosphate, mineral, metals and petroleum rights of two parcels located on 60th Street North, between North State Road 7 and Mango Boulevard, to the District. The two parcels were part of the County's road construction project for 60th Street North from 120th Avenue North to east of Royal Palm Beach Boulevard. The parcels were required to be conveyed to the District, as a condition of the District's special permit to the County and today, primarily function as drainage sites. District 6 (LBH)

8. Staff recommends motion to approve: contract with Community Asphalt Corp. (Community) in the amount of \$1,411,513.80 for construction of intersection improvements at Northlake Boulevard and Military Trail (Project). **SUMMARY:** Approval of this contract will allow Palm Beach County to issue a notice to proceed to Community, a Palm Beach County based company, to begin construction of the project. The proposed work consists of widening the road to add a right turn lane on the east approach and milling and resurfacing within the project limits. In addition, a mast arm signal will be installed at the intersection. The Small Business Enterprise (SBE) goal for all contracts is 15%. The lowest bidder, Community, did not meet the SBE goal, with a proposed 11.8% participation. The second lowest bidder, R&D Paving, LLC, was disqualified for not complying with bid requirements. The third lowest bidder, Rosso Site Development, Inc., met the SBE goal, however, is outside the dollar threshold for consideration. In order to be considered for the contract award, the next lowest bidder cannot have a bid above the lowest bid amount that is more than \$100,000, plus 3% of the total bid in excess of \$1,000,000. District 1 (LBH)

E. COMMUNITY SERVICES

1. Staff recommends motion to approve: Use of Facility Agreement with MorseLife Home Care Inc., for the period July 7, 2017, through July 6, 2019, in an amount not to exceed \$44,306 to provide a kosher congregate meal site and kosher meals for the elderly. **SUMMARY:** The Division of Senior Services (DOSS) receives federal funds from the Older Americans Act (OAA) to provide congregate meal sites. This agreement enables DOSS to operate a kosher congregate meal site for the elderly at no cost to the County for space or energy usage. MorseLife Home Care Inc. provides kosher meals at the site to elderly participants who require kosher meals. DOSS will reimburse MorseLife Home Care Inc. for the cost per meal. The estimated total cost of the meals is \$44,306, and will be funded under the OAA grant in the amount of \$39,875 (90%) and \$4,431 (10%) in County match. Sufficient funding is included in the current and proposed FY 2018 budgets to meet County obligations. (Division of Senior Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. Staff recommends motion to approve:

A) Amendment 004 to Standard Agreement No. IP015-9500 (R2015-1449) for Emergency Home Energy Assistance Program (EHEAP) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period April 1, 2015, through March 31, 2017, to revise, amend, and replace portions of the standard agreement with a new amount not to exceed \$8,240 to provide home energy assistance to seniors;

B) Renewal Agreement IP015-9500 to Standard Agreement No. IP015-9500 (R2015-1449) for EHEAP with AAA, for the period April 1, 2017, through March 31, 2018, to revise, amend, and replace portions of the standard agreement and outline funding allocations for an amount not to exceed \$20,328 for the FY 2017 agreement period, to provide home energy assistance to seniors; and

C) Downward budget amendment of \$3,182 in the Division of Senior Services Administration Fund to align the budget to the actual grant award.

SUMMARY: EHEAP is a home energy assistance program funded by the U.S. Department of Health and Human Services via AAA and provides an emergency home energy assistance program for seniors. The purpose of this renewal agreement is to make changes to the standard agreement and outline funding allocations for the FY 2017 agreement period. Grant adjustments are made during the contract year to align services with need. Amendment 004 to Standard Agreement No. IP015-9500 is necessary to incorporate changes made to the standard agreements. DOSS 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 Road. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. Required County match funds are included in the current budget. Sufficient funding is included in the current budget to meet County obligations. (Division of Senior Services) Countywide, except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (HH)

F. AIRPORTS

1. Staff recommends motion to adopt: Resolution of the Board of County Commissioners of Palm Beach County, Florida, requesting relief from temporary flight restrictions (TFRs) impacting the Palm Beach County Park Airport (Lantana Airport) during Presidential visits to Mar-a-Lago; and providing for an effective date. **SUMMARY:** The purpose of this Resolution is to formally request relief from TFRs imposed on aircraft operations at the Lantana Airport during Presidential visits to Mar-a-Lago by encouraging the United States Secret Service (USSS), Federal Aviation Administration (FAA) and United States Department of Homeland Security (DHS) to continue to work to find a reasonable accommodation to allow limited aircraft operations during TFRs without comprising the safety or security of the President. While all County-owned airports are impacted by limitations on aircraft operations during TFRs, the Lantana Airport bears an undue burden since it is the only airport that is effectively closed when TFRs are active due to its proximity to Mar-a-Lago, which has resulted in significant losses to the aviation businesses located at the Lantana Airport. This Resolution directs the County Administrator or designee to provide this Resolution to the Palm Beach County Legislative Delegation, USSS, FAA and DHS. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. Staff recommends motion to receive and file: License Agreement with Avis Rent A Car System, LLC, commencing May 1, 2017, terminating May 10, 2017, and automatically renewing on a week-to-week basis thereafter but not beyond June 28, 2017, providing for the use of 25,000 square feet of paved parking at 2401 Turnage Boulevard for the parking of vehicles in connection with Avis' car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$600 for the Initial Term. **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:
 - A) adopt** resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$4,704,879 for the Golfview Commercial Property Acquisition at Palm Beach International Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of December 31, 2019; and

 - B) approve** budget amendment of \$4,704,879 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$9,409,758; which includes a transfer from Reserves in the amount of \$4,704,879.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$4,704,879 or 50% of the eligible project costs, whichever is less. Countywide (AH)

4. Staff recommends motion to approve: Change Order No. 2 to the Contract with Ranger Construction Industries, Inc. in the amount of \$60,743.26 and 100 Calendar Days for the Taxiway A Rehabilitation project at Palm Beach International Airport (PBIA). **SUMMARY:** The Contract with Ranger Construction Industries, Inc. for the Taxiway A Rehabilitation project at PBIA in the amount of \$2,899,617 and 136 Calendar Days was approved by the Board on November 1, 2016 (R-2016-1576). Change Order No. 1 in the amount of \$13,236.62 and 12 Calendar Days was approved under the delegated authority detailed in PPM CW-F-050. Approval of Change Order No. 2 in the amount of \$60,743.26 and 100 Calendar Days will increase the Contract amount to \$2,973,596.88 and 248 Calendar Days. This Change Order is required due to federal security restrictions impacting construction phasing and air operations. Ranger Construction Industries, Inc. has committed to 6.29% DBE participation for the Base Bid and 5.01% for Add Alternate No. 1. The total to date participation for this contract is 2%; however, the contractor is expected to meet 7.5% DBE participation. Countywide (AH)

5. Staff recommends motion to approve: Change Order No. 2 to the Contract with ARINC Incorporated in the amount of \$139,708 and 60 Calendar Days for the installation of the Common Use Passenger Processing System (CUPPS) at Palm Beach International Airport (PBIA). **SUMMARY:** The Contract with ARINC Incorporated for the installation of the CUPPS at PBIA was approved by the Board on October 18, 2016 (R2016-0480). Change Order No. 1 in the amount of \$29,800 and 30 Calendar Days was approved under the delegated authority detailed in PPM CW-F-050. Approval of Change Order No. 2 in the amount of \$139,708 and 60 Calendar Days will increase the number of CUPPS locations at PBIA to facilitate operations. ARINC Incorporated is an Annapolis, Maryland based company. The Disadvantaged Business Enterprise (DBE) goal for this contract is 12%. ARINC Incorporated has committed to 18% in their proposal. With the addition of this Change Order No. 2, DBE participation is expected to be approximately 30% for the project. Passenger Facility Charge funds are being utilized to fund this project. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

6. **Staff recommends motion to approve:** Amendment No. 1 to the General Consulting Agreement with CH2M Hill, Inc. for Consulting/Professional Services in the amount of \$2,308,452.97 for the continued performance of professional planning and design services related to the approved Palm Beach County Airports Capital Improvement Program. **SUMMARY:** The Consulting Agreement (R2016-0700) with CH2M Hill, Inc. for general airport planning and design was approved on June 7, 2016 in the amount of \$1,877,401.43 in order to carry out the approved Capital Improvement Programs for the County's Airports. Approval of Amendment No. 1 will provide an additional \$2,308,452.97 to complete the following tasks: Task I Services – General Aviation (GA) Airports Master Plan Updates and Exhibit "A" Property Maps; Palm Beach County Park Airport (LNA) Southside Redevelopment Program Phases 1 and 2 Supplemental Design, Repackaging and Re-Bidding Services; Palm Beach International Airport (PBIA) Parcel I Site Access Roadway and Utilities Design, Permitting and Bidding Services; PBIA Signage and Landscaping Design and Bidding Services; PBIA Economy Lot Modifications Design and Bidding Services; LNA West Apron Pavement Reconstruction Design and Bidding Services; and PBIA McCampbell Conference Room Interior Alterations Consultation; and Task III Services - Miscellaneous Planning and Engineering Services: Work to be completed under these Task III Services will be issued per the level of authority contained in PPM CW-F-050, by way of a separate proposal or task authorization. CH2M Hill, Inc. is an Englewood, Colorado based firm, however, the majority of the work to be completed in this Agreement will be completed and/or managed through their Palm Beach Gardens, Florida office in conjunction with Palm Beach County-based subconsultant firms. A Disadvantaged Business Enterprise (DBE) goal of 15% was set for this contract. CH2M Hill, Inc. committed to 21% in their proposal. The anticipated DBE participation based upon the approved tasks is approximately 14.71%, which will increase as additional tasks are assigned by the County. The current paid to date DBE participation is approximately 6.82%. Approval of this Amendment No. 1 is anticipated to increase the DBE participation to 17.98%. Countywide (AH)
7. **Staff recommends motion to receive and file:** Extension of Time to the following Joint Participation Agreements (JPA) with the Florida Department of Transportation (FDOT):
- A)** Construct Apron, Taxilanes/Taxiways and Infrastructure (Taxiway W) at Palm Beach International Airport, Financial Project Number 418178-1-94-01 approved by the Board on May 21, 2013 (R2013-0607 and R2013-0608), and amended December 17, 2013 (R2013-1793 and R2013-1794) and December 2, 2014 (R2014-1811 and R2014-1812), is hereby extended until September 30, 2017;
- B)** Rehabilitate Taxiway C at Palm Beach International Airport, Financial Project Number 425724-1-94-01 approved by the Board on December 17, 2013 (R2013-1786 and R2013-1787), is hereby extended until September 30, 2017;
- C)** Master Plan Update at Palm Beach International Airport, Financial Project Number 425756-1-94-01 approved by the Board on March 11, 2014 (R2014-0257 and R2014-0258), is hereby extended until September 30, 2017; and
- D)** Golfview Apron, Taxilanes/Taxiways and Infrastructure at Palm Beach International Airport, Financial Project Number 427902-1-94-01 approved by the Board on September 11, 2012 (R2012-1245), is hereby extended until September 30, 2017.
- SUMMARY:** Delegation of authority for execution of the above Extensions of Time to the JPAs with the FDOT was approved by the Board on October 18, 2011 (Agenda Item No. 3F-11). Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

8. Staff recommends motion to approve: Memorandum of Understanding with the Transportation Security Administration for participation in the Rap Back Program at the Palm Beach International Airport. **SUMMARY:** Participation in the Rap Back Program reduces vulnerability and risk to transportation and national security via Rap Back with by providing current and timely criminal history information and law enforcement encounters. The Rap Back Program is a service by the FBI that enables authorized entities the ability to receive ongoing status notification of any identity history change reported on individuals holding positions of trust such as those required by TSA. This program will enable PBI to receive ongoing status notifications of any identity history change reported on an individual holding an airport ID badge. Countywide (AH)

9. Staff recommends motion to receive and file:

A) General Aeronautical Services Permit (Permit) with Hall Technical Services, LLC (Hall), commencing May 22, 2017, terminating on September 30, 2017, and automatically renewing on an October 1st to September 30th annual basis until canceled, providing for support services to airlines operating at the Palm Beach International Airport (PBI) and the payment of service fees in the amount of seven percent (7%) of gross revenues derived from airlines except signatory airlines; and

B) Cargo Building Lease Agreement (Lease) with Hall providing for the use of unit #1308 and associated space at the cargo building at the PBI, commencing May 22, 2017, terminating on September 30, 2017, and automatically renewing on an October 1st to September 30th annual basis until canceled.

SUMMARY: Delegation of authority for execution of the standard County Permit above was approved by the Board of County Commissioners in R2010-0708. Delegation of authority for execution of the standard County Lease above was approved by the Board of County Commissioners in R2010-1392. Countywide (AH)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: First Amendment to extend the term of the Interlocal Agreement with the Office of the Public Defender, 15th Judicial Circuit (2016-1677), providing fleet management services through July 12, 2022. **SUMMARY:** The Interlocal Agreement (Agreement) which provides the terms and conditions under which the County provides fleet management services expires on July 12, 2017. The Agreement provides for one five-year renewal, but renewals require approval by both parties. The Office of the Public Defender has approved a renewal to extend the term of the Agreement through July 12, 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, 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)

2. Staff recommends motion to approve: Amendment No. 1 to five annual flooring contracts to increase the maximum dollar value by \$1,000,000.

<u>Contractor</u>	<u>Palm Beach County Company</u>	<u>SBE or Non-SBE</u>
A) Andrea Construction, Inc.	Local	SBE
B) Brian's Carpet & Commercial Flooring, Inc.	Local	SBE
C) Joe Schmidt Construction, Inc.	Local	SBE
D) One Call Property Services, Inc.	Non-Local	Non-SBE
E) Otter Contracting, LLC.	Non-Local	Non-SBE

SUMMARY: The annual flooring contracts have an initial term of two years and are indefinite-quantity contracts with a current maximum cumulative value of \$199,000 for the term. Projects are bid among the pre-qualified participants. The original contracts which were approved under the Facilities Development & Operations Director's authority, provided for an initial term for two years with three one-year renewal options. During the first year of these contracts, the County awarded \$119,512 in work orders. Staff is requesting the cumulative limit be increased by \$1,000,000 for a cumulative value of \$1,199,000 and the contract will terminate when a total of \$1,199,000 in work orders are issued among the pool of approved flooring contractors, or when the contract expires, whichever comes first. The requested capacity is being increased to reflect the projects included in the Capital Improvement Program (CIP) Renewal/Replacement 5 Year CIP. Three of the five contractors are Palm Beach County businesses. One Call Property Services, Inc. is located in Martin County and Otter Contracting, LLC. Is located in Broward County. The Small Business Enterprise (SBE) participation goals for the flooring contracts are 15%. The cumulative SBE participation for all work orders to date is 73.9%. (Capital Improvements) Countywide (LDC)

3. Staff recommends motion to approve: Annual contract for general building minor construction services on an "as-needed" basis for projects typically under \$100,000 each.

<u>Contractor</u>	<u>Palm Beach County Company</u>	<u>SBE or Non-SBE</u>
A) Newbold Construction, Inc.	Local	SBE

SUMMARY: This continuing contract has an initial term until February 2, 2018, and is an indefinite-quantity contract with a cumulative maximum value of \$6,000,000 across all the minor contractors. This contractor now joins the list of 17 already prequalified contractors for a total of 18. The work consists of general construction services associated with repairs, improvements and renovations to County properties. Work is to be awarded as work orders on a lump-sum, competitively quoted basis among the pool of pre-qualified general contractors. Contracts will terminate when a total of \$6,000,000 in work orders are issued to any combination of all contractors or when the time frame has expired, whichever occurs first. These contracts provide for up to four one-year renewals, at the sole option of the County. Newbold Construction is a Palm Beach County business. The goal for Small Business Enterprise (SBE) participation is 15%. When bids are received from the pre-qualified contractors under this contract, local and SBE preferences will be evaluated and applied at that time. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to approve: First Amendment to Interlocal Agreement (R2014-0929) (Agreement) with the Town of Palm Beach Shores (Town) to extend the term of the Agreement for radio maintenance services to June 30, 2021. **SUMMARY:** The Agreement, which provides the terms and conditions under which the Town receives radio equipment maintenance services from the County, expires on June 30, 2017. The Agreement provides for one renewal option for a period of four years. The Town has approved a renewal to extend the term of the Agreement to June 30, 2021, and the renewal now requires Board approval. The terms of the Agreement are standard and the maintenance rates are consistent with those being charged to County Departments. Services will be provided on an as-needed basis and billed to the Town. In the event that the County must out-source the labor, a separate labor rate is provided to cover the cost of the contract labor. The rates may be adjusted annually with notification by June 1 (effective the following October 1st) at the County sole's discretion, but in no event shall the Town's fee schedule exceed the fee schedule applied to County departments. The Agreement may be terminated by either party, with or without cause, with a minimum of three-month's notice. This First Amendment renews the term and adds the County's standard non-discrimination provision. Other than the changes set forth herein, all other terms remain the same. (ESS) Countywide (LDC)

5. Staff recommends motion to approve: Contract with Protect Video, Inc. in the amount of \$595,859 for replacement of the existing exhibit hall lighting at the Convention Center. **SUMMARY:** The work consists of replacement of existing exhibit hall lighting fixtures with new LED fixtures and the addition of new lighting controls to the existing lighting control system. This work was competitively bid with Protect Video, Inc. submitting the sole bid. New lighting controls provide for increased functionality including controlling each fixture independently via mobile device. The new LED fixture provides twice the illumination of the existing fixture, requires half of the emergency consumption, reduces maintenance, and reduces overall heat generation that reduces air conditioning consumption. The County's engineering consultant estimates the energy savings for the new LED lighting system at \$495,557 over a ten-year period, and the maintenance savings at \$197,620 over the same period. Funding for this project is from TDC Bed Tax Revenues in the Renewal/Replacement Fund for the Convention Center. The total construction duration is 180 calendar days. The goal for Small Business Enterprise (SBE) participation is 15% and Protect Video's SBE participation for this contract is 100%. Protect Video, Inc. is a Palm Beach County company. (Capital Improvements Division) District 2 (LDC)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to receive and file: Termination of an Agreement (R2016-1508) with Enterprise Development Corporation of South Florida (EDC). **SUMMARY:** On October 18, 2016, the County entered into an Agreement (R2016-1508) with EDC providing \$51,000 in Federal Community Development Block Grant (CDBG) funds. Under the Agreement, EDC was required to provide technical assistance and support services to small businesses, create four full-time equivalent jobs, and provide technical assistance to 15 unduplicated small businesses. On March 1, 2017, EDC filed a voluntary dissolution with the Florida Division of Corporations as a result of which they defaulted under the Agreement. Consequently, DES terminated the Agreement by letter, dated April 13, 2017, and demanded repayment by EDC of \$8,500 expended under the Agreement. The remaining funds totaling \$42,500 will be swept to CDBG contingency reserves and later reallocated to other eligible CDBG activities. **These are Federal CDBG funds which require no local match.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. **Staff recommends motion to execute:** “Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan” for the Palm Beach County Housing Authority (PBCHA). **SUMMARY:** PBCHA has prepared its Annual Agency PHA Plan for the Fiscal Year beginning July 1, 2017. The U.S. Department of Housing and Urban Development (HUD) requires housing authorities to submit an Annual Agency Plan along with an annual certification of their consistency with the Consolidated Plan of the local jurisdiction. PBCHA has prepared its Annual Agency Plan for Fiscal Year 2018 and has provided it to the Department of Economic Sustainability (DES) for review. DES has determined that it is consistent with the Palm Beach County Consolidated Plan. In its review, DES examined the nine goals outlined in the PBCHA’s Annual Agency Plan and determined that they are consistent with the overall goals and specific housing objectives outlined in the County’s Consolidated Plan including increasing the supply of affordable housing, improving the quality of existing affordable housing, improving access to affordable rental housing and promoting equal opportunity housing. Since the PBCHA’s Annual Agency Plan is consistent with the County’s Consolidated Plan, staff recommends execution of this certification. Countywide (JB)

J. PLANNING, ZONING & BUILDING

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

<u>Appoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Term</u>
Steven Markel	6	HVAC Contractor	6/20/17–6/19/20

SUMMARY: Steven Markel has submitted an application to serve a three-year term as the HVAC contractor on the Construction Board of Adjustment and Appeals (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, 9 are currently filled with a diversity count of Caucasian: 8 (89%) and Hispanic: 1 (11%). The gender ratio (female: male) is 1:8. The applicant 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)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to approve: Contracts for Engineering/Professional Consulting Services for three year terms with the following firms:

- | | |
|---|--|
| A) Brown and Caldwell | Wastewater Engineering Services (26% SBE) |
| B) JLA Geosciences, Inc. | Utility Hydrogeologic Engineering Services (70% SBE) |
| C) Baxter & Woodman, Inc. | Utility, Architectural & Value Engineering Services (26% SBE) |
| D) Chen Moore and Associates, Inc. | Utility Distribution & Collection System Engineering Services (100% SBE) |
| E) Keshavarz & Associates, Inc. | Utility Distribution & Collection System Engineering Services (90% SBE) |
| F) Mock, Roos & Associates, Inc. | Utility Distribution & Collection System Engineering Services (98% SBE) |
| G) Hillers Electrical Engineering, Inc. | Electrical Instrumentation & Telemetry Engineering Services (100% SBE) |
| H) Smith Engineering Consultants, Inc. | Electrical Instrumentation & Telemetry Engineering Services (100% SBE) |

SUMMARY: The selected engineering firms were procured under the provisions of Florida Statutes, Section 287.055 (Consultant Competitive Negotiation Act). Assignment of tasks to the engineering firms will be at the sole discretion of the County, and the County may choose to select another firm or use in-house staff to perform any task. Task scope and fee negotiation will be performed on a task by task basis. These Continuing Contracts will be used by the Water Utilities Department to obtain Engineering/Professional Services for utility related projects. Consultant Service Authorizations will be negotiated and issued against these contracts on a task basis at the sole discretion of the County. Each contract has a term of three years, subject to annual performance review. All of the firms are Palm Beach County companies and have agreed to meet or exceed a 15% Small Business Enterprise (SBE) participation goal. Each consultant has included a list of certified SBE sub-consultants, which they intend to use to meet their goal. Countywide (MJ)

2. Staff recommends motion to approve: Contract for Emergency and Disaster Mitigation and Recovery Engineering Services (Contract) with Calvin, Giordano and Associates, Inc. for a term of five years. **SUMMARY:** This continuing Contract will be used by the Water Utilities Department to obtain engineering/professional services for disaster mitigation and recovery. The selected engineering firm was procured under the provisions of Florida Statutes 287.055 (Consultant Competitive Negotiation Act). The Contract will ensure the integrity of the County's water and wastewater infrastructure prior to, during, and immediately following natural disasters, including Category 4 or 5 hurricanes. The Contract provides for professional services for the reconstruction of water utility facilities and FEMA reimbursement of such infrastructure. Consultant Service Authorizations will be negotiated and issued in accordance with the standard County procedures outlined in Countywide PPM No. CW-F-050. The Contract has a term of five years. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract provides for SBE participation of 41%. Calvin, Giordano and Associates, Inc. is a Palm Beach County Company. (WUD Project No. 16-038) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to approve: revised Standard Independent Contractor Agreement to be used by the Parks and Recreation Department when contracting with recreation instructors and sports officials. **SUMMARY:** On April 5, 1994, the Board of County Commissioners (Board) approved Resolution 94-422, as amended by Resolutions 2002-2103, 2007-0409, and 2012-0168 delegating authority to execute a standard Independent Contractor Agreement form and amendments for recreation instructors and sports officials on behalf of the County to the County Administrator and the Director and Assistant Director of Parks and Recreation. The use of independent contractors for recreation programs and sports officiating has been a standard industry practice in the field of Parks and Recreation for a number of years. Where applicable, staff will issue a request for services in order to secure the services of the most qualified contractor. Such qualifications include, but are not limited to experience in their area of professional expertise, certifications, and recent professional references. This Resolution amends Resolution 2012-0168, by revising the standard Independent Contractor Agreement form to add an additional exhibit for fees and charges, update existing exhibits, provide provisions for postponement or cancellation of activity in the event of an emergency, and provide provisions for cancellation, rescheduling, or substitution of an activity by the contractor. Countywide (AH)

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to:
 - A) **accept** donation of \$10,650 from the Friends of the Mounts Botanical Garden, Inc. to fund additional consultant fees for structural inspections during construction of a Tropical Wetland Garden at the Mounts Botanical Garden of Palm Beach County; and
 - B) **approve** budget amendment to increase the Capital Outlay Fund (Fund 3900) in the amount of \$10,650.

SUMMARY: The Cooperative Extension Department is working with Facilities, Development & Operations to construct a Tropical Wetland Garden on the east side of the existing lake at Mounts Botanical Garden of Palm Beach County. This Tropical Wetland Garden is featured as part of the current Mounts Botanical Garden Master Plan, previously approved by the Board of County Commissioners. The \$10,650 will provide adequate funds to complete construction of the Tropical Wetland Garden. District 7 (AH)

S. FIRE RESCUE

1. Staff recommends motion to receive and file: fully executed standard Interlocal Agreement for Swimming Lessons for FY 2017 with the City of Delray Beach. **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

AA. PALM TRAN

1. Staff recommends motion to approve:

A) Acceptance of the designation of Palm Beach County Board of County Commissioners as the Community Transportation Coordinator for Palm Beach County, Florida, as defined in Chapter 427, Florida Statutes; and

B) A Memorandum of Agreement with the State of Florida Commission for the Transportation Disadvantaged to serve as the designated Community Transportation Coordinator for the period of July 1, 2017 through June 30, 2022.

SUMMARY: Since 1999, the Board of County Commissioners (BCC) has been the designated Community Transportation Coordinator (CTC) for Palm Beach County. Palm Tran has assumed responsibilities for the implementation of the CTC designation which includes scheduling, monitoring of the paratransit transportation for seniors, individuals with disabilities, and the transportation disadvantaged. On March 14, 2017, staff brought Resolution No. R2017-0349 to the BCC to continue as the CTC for Palm Beach County. On April 22, 2017, the Metropolitan Planning Organization (MPO) Board voted to recommend to the Florida Commission for the Transportation Disadvantaged (CTD) that the BCC continue as the designated CTC. The CTD approved the designation on May 17, 2017. The Palm Beach Transportation Disadvantaged Local Coordinating Board (LCB) supported and accepted the CTC designation on March 8, 2017. The proposed designation will be effective July 1, 2017, through June 30, 2022. Countywide (DR)

CC. SHERIFF

1. Staff recommends motion to receive and file: Grant Modification to a Memorandum of Agreement between the Palm Beach County Sheriff's Office and the City of Miami for a FY15 Urban Area Security Initiative (UASI) Grant to extend the grant period from June 30, 2017 through August 31, 2017. **SUMMARY:** The Board of County Commissioners accepted this grant for \$708,908 on June 7, 2016 (R2016-0713). This agenda item will extend the grant award period from June 30, 2017, through August 31, 2017. Countywide (LDC)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a donation from The Howard E. Hill Foundation, Inc., in the amount of \$50,000 for the FY2018 Gunfire Detection and Location Project; and

B) approve budget amendment of \$50,000 in the Sheriff's Grant Fund.

SUMMARY: On May 18, 2017, the Palm Beach County Sheriff's Office (PBSO) received a donation from The Howard E. Hill Foundation to offset the contractual services cost of the Gunfire Detection and Location Project. PBSO is providing a \$55,000 match requirement through our FY17 general fund budget. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

3. **Staff recommends motion to approve:** budget transfer of \$218,580 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 25% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2017 donation requirement is \$293,779. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations is \$625,501. The funds requested are to aid PBSO and meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$2,230,429. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$2,011,849. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (LDC)

ORGANIZATION	AMOUNT
PBSO – Barrier Wall & Security Fence	218,580
Total Amount	\$218,580

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

4. **Staff recommends motion to approve:** budget transfer of \$327,719 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 25% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2017 estimated donation requirement is \$293,779. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$953,220. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$2,011,849. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$1,684,130. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (LDC)

ORGANIZATION	AMOUNT
2-1-1 Palm Beach/Treasure Coast, Inc.	\$30,000
A Child Is Missing, Inc.	\$5,259
Alzheimer's Community Care, Inc.	\$5,000
Big Dog Ranch Rescue, Inc.	\$25,000
Boys & Girls Club of Palm Beach County, Inc. (Belle Glade)	\$15,000
Boys & Girls Club of Palm Beach County, Inc. (Wellington)	\$5,000
Florida Crime Prevention Association, Inc.	\$7,000
Florida Fishing Academy, Inc.	\$7,500
Homeless Coalition of Palm Beach County, Inc.	\$10,000
Lupus Foundation of America, Florida Chapter	\$5,000
Palm Beach County Fishing Foundation, Inc.	\$3,880
Palm Beach County PAL, Inc. - Cabana Colony Youth Center	\$24,080
Palm Beach County Sheriff's Foundation, Inc. (School Supplies)	\$35,000
Palm Beach County Sheriff's Foundation, Inc. (Shop with a Cop)	\$45,000
Speak Up For The Kids of Palm Beach County, Inc.	\$100,000
Zoological Society of the Palm Beaches, Inc.	\$5,000
Total Amount	\$327,719

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

A. INTERNAL AUDITOR

1. Staff recommends motion to adopt: An ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Ordinance 2012-011; providing for title; providing for the establishment, purpose, authority, composition, meetings and responsibilities of the Palm Beach County Internal Audit Committee; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Audit Committee conducted a review of its duties and responsibilities as established in Ordinance 2012-011, known as the Palm Beach County Internal Audit Committee Charter Ordinance, and has identified several revisions they believe are necessary. The revisions are recommended to more clearly reflect the Committee's advisory role relative to the County Internal Auditor's review of systems of internal controls, and to clarify the Committee's responsibilities for conducting self-assessments and reporting to the County Commission. Countywide (PFK)
2. Staff recommends motion to adopt: An ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Ordinance 2012-012; providing for title; providing for general matters, duties, responsibilities and independence of the County Internal Auditor; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Audit Committee conducted a review of the duties and responsibilities of the County Internal Auditor as established in Ordinance 2012-012, known as the Palm Beach County Internal Auditor Ordinance, and has identified several revisions they believe are necessary. The revisions are recommended to align the professional qualifications of the County Internal Auditor with the requirements for the position in the County Charter; and to clearly establish the authority of the County Internal Auditor and the internal audit staff to have access to records, property and personnel of the County. Countywide (PFK)

B. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to adopt: resolution to abandon any public interest in a portion of the unimproved posted and viewed right-of-way (ROW) lying in Section 34, Township 40 South, Range 42 East, being the north 25 feet of Tract "A" according to the plat of Els Center of Excellence as recorded in Plat Book 117, Pages 147 through 148, public records of Palm Beach County, Florida, together with the north 25 feet of ROW of the east 300 feet of the west 330 feet of the southwest quarter of said Section 34. **SUMMARY:** Adoption of this resolution will eliminate the public dedication which is in conflict with future redevelopment plans for Els Center of Excellence. The petition site is located on the east side of Limestone Creek Road, one mile north of Indiantown Road. The petition is subject to a privilege fee of \$18,861.37. District 1 (LBH)
2. Staff recommends motion to adopt: resolution to abandon a 30 feet by 330 feet portion and an abutting 60 feet by +/-158 feet portion of Morikami Park Road right-of-way (ROW) as shown by Official Record Book (ORB) 2233, Page 1963 and ORB 2215, Page 454, Public Records of Palm Beach County, Florida. **SUMMARY:** Adoption of this resolution will eliminate the public dedications that are in conflict with future development plans developed by Palm Beach County Facilities Development and Operations Department. The petition site is located west of Jog Road and south of Linton Boulevard. District 5 (LBH)

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

B. ENGINEERING & PUBLIC WORKS (Cont'd)

3. Staff recommends motion to adopt: resolution to abandon any public interest in three 12-foot wide portions of utility easements lying within portions of Parcels I and X and three 12-foot wide portions of drainage easements lying within portions of Parcels I, IX and X, all lying within the plat of Del Mar Plaza Sub-Division No. 1, recorded in Plat Book 41, Page 108, Public Records of Palm Beach County, Florida. **SUMMARY:** Adoption of this resolution will eliminate the portions of the utility easements and drainage easements that are in conflict with future redevelopment plans for FR Del Mar Village (Owner) property. The petition site is located west of Powerline Road and north of Palmetto Park Road. District 4 (LBH)

4. Staff recommends motion to:

A) approve utility easement with Florida Power & Light Company (FPL) for a portion of Jules Street at Lexington Avenue;

B) approve utility easement with FPL for a portion of Cambridge Street; and

C) adopt a resolution reserving one utility easement for Palm Beach County Water Utilities Department (WUD) for Wayne Road and to abandon any public interest in portions of the rights-of-way of Cambridge Street; the south 95.80 feet of Victor Road less and except the south seven feet; Lexington Avenue less and except the north 15 feet; portions of the rights-of-way for Jules Street; all of Bertram Street; a 17.50 foot right-of-way lying south of Bertram Street; and a portion of Wayne Road, all recorded in the Public Records of Palm Beach County, Florida.

SUMMARY: All review agencies and utility companies are in support of this abandonment. Specifically, FPL and WUD support the abandonment because of the utility easements being provided for herein which will allow their facilities to remain as existing. Adoption of this resolution will eliminate the public dedications that are in conflict with future redevelopment plans for the Palm Beach County Department of Airports property. The petition site is located on the west side of Military Trail and on the north and south sides of Wallis Road. As provided in Palm Beach County Code Chapter 22. Article III, Road Abandonment and Plat Vacation (Ordinance 2002-034), governmental agencies are exempt from the privilege fee. District 7 (LBH)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to adopt: Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending the County Administrative Code to reflect the creation of the Office of Resilience and providing an effective date. **SUMMARY:** Amendments to the County Administrative Code require a resolution approved by a majority of the members of the Board. The attached resolution amends the County Administrative Code to create a new Office of Resilience (Office). The creation of this Office allows for increased efficiency through direct budgeting and focused leadership under the direction of the County Administrator. The Office of Resilience will be established with transfers of three existing positions, the Climate Change and Sustainability Coordinator position in Administration and two Environmental Analyst positions, currently assigned to the Department of Environmental Resources Management. The Office will serve as a resource, catalyst and advocate for Palm Beach County's climate resilience planning, implementation activities, and sustainability efforts. The Office will collaboratively translate ideas into practical application while communicating those efforts among local, state, and federal agencies, and public and private groups and individuals. Countywide (RPB)

B. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve on preliminary reading and advertise for public hearing on Tuesday, July 11, 2017, at 9:30 a.m.: Ordinance amending Ordinance No. 85-40, as amended, establishing an amended Five Year Road Program (Program); providing for title; purpose; adoption of the revised Five Year Road Program and revised list of projects contained in Exhibit "A"; implementation of the program; modification of the program; funding of other roadway improvements, interpretation of exhibit; repeal of laws in conflict; severability; inclusion in the Code of Laws and Ordinances; and effective date. **SUMMARY:** A mid-year modification of the Palm Beach County Five Year Road Program is contemplated in the Traffic Performance Standards Ordinance. Exhibit "A" to the Ordinance is a list of proposed projects for the next five years and contains certain changes and modifications to the road program that was adopted in December 2016. This list is submitted for the Board of County Commissioners' consideration on preliminary reading today, with the final list to be approved with the Ordinance at public hearing on Tuesday, July 11, 2017. Countywide (LBH)
2. Staff recommends motion to adopt: Resolution reflecting the terms of the resolution to the conflict between the City of West Palm Beach (City), Palm Beach County (County), and the Seminole Improvement District (District) regarding a license for the Seminole Pratt Whitney Road M Canal crossing. **SUMMARY:** Adoption of this Resolution is pursuant to Chapter 164, Florida Statutes, conflict resolution procedure, which requires passage of a Resolution reflecting the terms of the resolution to the conflict. The Resolution corroborates the terms agreed to by the City, County, and District with regard to a license for the Seminole Pratt Whitney Road bridge over the City's M Canal. The license was issued to the County by the City and addresses the District's widening of the Seminole Pratt Whitney Road bridge over the M Canal as part of their project to construct Seminole Pratt Whitney Road as a 4-lane divided roadway from Seminole Ridge High School to north of the M Canal. District 6 (LBH)

5. REGULAR AGENDA

C. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to adopt: Resolution of the Board of County Commissioners of Palm Beach County, Florida, approving the issuance of Revenue Bonds in an amount not to exceed \$25,000,000 by the Palm Beach County Educational Facilities Authority (the Bonds). **SUMMARY:** The proceeds of the Bonds will be loaned by the Educational Facilities Authority to Lynn University, Inc. (University). The University will use the proceeds to finance the cost of capital expenditures to the University's educational facilities located at 3601 North Military Trail in Boca Raton, including but not limited to a new University Center. All financed assets will be owned and operated by the University. Approval by an elected body is required by the Internal Revenue Code, however, adoption of this resolution does not in any way obligate the County. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay the principal, premium, if any, or interest on the Bonds.** District 4 (PFK)

2. Staff recommends motion to approve: Economic Development Incentive Grant Agreement with Tellus Products, LLC (Company), to provide an ad valorem tax exemption in an amount not to exceed \$850,000 over a ten-year period. **SUMMARY:** On September 22, 2015, the Board of County Commissioners conceptually approved (Agenda Item 5A-3) an Economic Development Incentive for the Company totaling \$850,000. This Agreement discloses the name of the Company, Tellus Products, LLC, previously referred to as Project Tiger. The Company is a new business unit of Sugar Cane Growers Cooperative of Florida. The Company will build a manufacturing facility that will use a proprietary process to produce molded packaging products. The Agreement requires the Company to make a capital investment of a minimum of \$40 Million for the construction of a plant and equipment in the Glades region. The Company is required to create 71 new jobs over a five-year period. These new full time jobs must have an annualized average wage of \$50,000 excluding benefits and a median wage of \$40,000. The Company is required to maintain the new jobs for five years from date of creation. The five-year economic impact is estimated to be \$162 Million. The State is not participating in the incentive due to limited funding. However, a County incentive is recommended because the plant will be located in the Glades region of Palm Beach County where dire economic conditions persist and where poverty rates and unemployment rates are, respectively, double and quadruple the national averages. The Palm Beach County incentive will be provided in the form of an ad valorem tax exemption in an amount not to exceed \$850,000 over a ten-year period provided the project meets the requirements under Florida Statute 196.012. District 6 (JB)

5. REGULAR AGENDA

D. PARKS & RECREATION

1. Staff recommends motion to:

A) **approve** the conceptual master plan for North County District Park; and

B) **authorize** staff to negotiate a long-term Interlocal Agreement with the City of Palm Beach Gardens (City) for the funding, construction, operation and maintenance of an active park on approximately 50 acres identified as Phase One on the master plan.

SUMMARY: Parks and Recreation Department staff worked closely with representatives of Palm Beach Gardens and adjacent municipalities to develop a conceptual master plan for the County owned 80.6-acre North County District Park property. The master plan was developed as a two phase project and takes into consideration the recreational amenities requested by the City as well as expected future recreational needs for residents within the north county area. The plan was approved by the City on May 4, 2017. The Parks and Recreation Department has requested and the City desires to enter into an Interlocal Agreement for the development, operation, and maintenance of the 50 acres designated as Phase One. Staff is seeking authorization to negotiate a long term Interlocal Agreement with the City which will delineate the project scope and elements associated with the construction, management and operation of Phase One. The County has received support for this project from the Town of Jupiter, Village of North Palm Beach, Town of Lake Park, City of West Palm Beach, Village of Tequesta, Town of Juno Beach, Town of Palm Beach Shores, Town of Jupiter Inlet Colony, Palm Beach North Chamber of Commerce and Chamber of Commerce of the Palm Beaches. District 1 (AH)

E. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

A) **approve** Contract No. GC913 with the Florida Department of Environmental Protection (FDEP) for Permitting and Compliance Assistance Program (PCAP) for a term of July 1, 2017, through June 30, 2027; 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: This Contract was received from the State on June 14, 2017. Under this Contract, the County continues to perform pollutant storage tank compliance activities on behalf of FDEP and will administer the Permitting and Compliance Assistance Program through the Department of Environmental Resources Management for the 10-year period of July 1, 2017, through June 30, 2027. This Contract includes provisions for additional compensation based on terms of the Contract. However, this Contract itself authorizes no work or compensation. Instead, on an annual basis, FDEP will issue task assignments to the County for specific job tasks necessary to carry out services at the local level. The Contract does not include an early termination provision without cause for the County. No financial impact to the County is anticipated as FDEP will be reimbursing the County for each task assignment performed by the County. Countywide (AH)

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JUNE 20, 2017

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

RECESS AS THE BOARD OF COUNTY COMMISSIONERS
CONVENE AS THE ENVIRONMENTAL CONTROL BOARD

7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD

A. HEALTH DEPARTMENT
(Environmental Appeals Board)

1. Staff recommends motion to approve: appointment of the following individual to the Environmental Appeals Board (Board) for a term of three years beginning on June 20, 2017, to June 19, 2020:

<u>Nominee</u>	<u>Seat</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
John L. Glenn III	2	Water Resource Professional Employed by SFWMD	South Florida Water Management District

Summary: This Board shall be composed of five members: one professional engineer registered by the State of Florida and nominated by the Palm Beach Branch of the American Society of Civil Engineers; one water resource professional employed by SFWMD; one drinking water engineer employed by the FDEP; one member of the Palm Beach County Gold Coast Builders Association; and one attorney nominated by the PBC Bar Association. The South Florida Water Management has nominated Mr. Glenn for appointment. The Board has five seats, with three currently filled, and a diversity count of: Caucasian 3 (100%). The gender ratio (female:male) is: 0:3. The above nominee is a Caucasian male. Countywide (HH)

ADJOURN AS THE ENVIRONMENTAL CONTROL BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

JUNE 20, 2017

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

JUNE 20, 2017

9. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

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."