

BOARD OF COUNTY COMMISSIONERS  
BOARD MEETING  
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

APRIL 7, 2015

<u>PAGE</u>	<u>ITEM</u>	
31	8G(3)	<b><u>ADD-ON:</u></b> Request approval to present off-site, a Proclamation declaring May 2, 2015 as “Arts and Culture Day” in Palm Beach County. (Sponsored by Commissioner Taylor)

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

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

**APRIL 7, 2015**

**TUESDAY  
5:00 P.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 6)
  
- 3. CONSENT AGENDA (Pages 7 - 22)**
  
- 4. REGULAR AGENDA (Pages 23 - 27)**
  
- 5. BOARD APPOINTMENTS (Page 28)**
  
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- 2C-3 National Teen Pregnancy Prevention Month
- 2C-4 Food Allergy Awareness Week
- 2C-5 Stand Up for Transportation Day
- 2C-6 Wellington Wolverines Day
- 2C-7 Palm Beach County Sheriff's Office Volunteer Day
- 2C-8 North Palm Beach Rowing Club High School and University Rowing Program
- 2C-9 The Lord's Place Sleep Out/Sleep In to End Homelessness
- 2C-10 Florida Water Professionals Month
- 2C-11 Children's Home Society Month
- 2C-12 2015 Palm Beach Lakes High School Girls Basketball Team
- 2C-13 2015 Cardinal Newman High School Boys Basketball Team
- 2C-14 Children's Week for the Guardian Ad Litem Program

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**ADJOURNMENT** (Page 31)

**2C. SPECIAL PRESENTATIONS – 5:00 P.M.**

1. Proclamation declaring April 28, 2015 as “Workers’ Memorial Day” in Palm Beach County. (Sponsored by Commissioner Valeche)
2. Proclamation declaring April 2015 as “Drowning Prevention Awareness Month” in Palm Beach County. (Sponsored by Commissioner Burdick)
3. Proclamation declaring May 2015 as “National Teen Pregnancy Prevention Month” in Palm Beach County. (Sponsored by Mayor Vana)
4. Proclamation declaring May 10 – 16, 2015 as “Food Allergy Awareness Week” in Palm Beach County. (Sponsored by Commissioner Abrams)
5. Proclamation declaring April 9, 2015 as “Stand Up for Transportation Day” in Palm Beach County. (Sponsored by Vice Mayor Berger)
6. Proclamation declaring April 7, 2015 as “Wellington Wolverines Day” in Palm Beach County. (Sponsored by Commissioner McKinlay)
7. Proclamation declaring April 17, 2015 as “Palm Beach County Sheriff’s Office Volunteer Day” in Palm Beach County. (Sponsored by Commissioner Taylor)
8. Proclamation recognizing the North Palm Beach Rowing Club High School and University Rowing Program. (Sponsored by Commissioner Valeche)
9. Proclamation declaring April 2015 as “The Lord’s Place Sleep Out/Sleep In to End Homelessness” in Palm Beach County. (Sponsored by Commissioner Burdick)
10. Proclamation declaring April 2015 as “Florida Water Professionals Month” in Palm Beach County. (Sponsored by Mayor Vana)
11. Proclamation declaring April 2015 as “Children’s Home Society Month” in Palm Beach County. (Sponsored by Commissioner McKinlay)
12. Proclamation honoring the 2015 Palm Beach Lakes High School Girls Basketball Team. (Sponsored by Commissioner Taylor)
13. Proclamation honoring the 2015 Cardinal Newman High School Boys Basketball Team. (Sponsored by Commissioner Taylor)
14. Proclamation declaring April 12 – 18, 2015 as “Children’s Week for the Guardian Ad Litem Program” in Palm Beach County. (Sponsored by Vice Mayor Berger)

\* \* \* \* \*

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to receive and file:** Resolution No. 13-15 of the Town Council of the Town of Jupiter, Florida, requesting the Florida Department of Transportation to reconfigure U.S. Highway One through the Town of Jupiter, from Alternate A.1.A./Beach Road to County Line Road, as a facility with four “Through” vehicular lanes and two designated Bicycle/Turning lanes.
2. **Staff recommends motion to approve:** appointment of one individual to the Health Council of Southeast Florida, Inc. for the term April 7, 2015 to September 30, 2016:

<u>Reappoint</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Gary D. Strother	8	Health Care Provider	Comm. Taylor

**SUMMARY:** The Health Council of Southeast Florida, Inc. (Council) is a not-for-profit corporation established pursuant to Section 408.033, Florida Statutes, for the purpose of providing and coordinating health planning activities within Palm Beach, Martin, St. Lucie, Indian River and Okeechobee Counties. The Council consists of twelve members: six representatives for Palm Beach County; two members appointed by Martin County; two members appointed by St. Lucie County; one member appointed by Indian River County; and one member appointed by Okeechobee County. The appointees must be representatives of health care providers, health care purchasers, and non-governmental health care consumers, not to exclude elected government officials. A memo dated March 11, 2015 was circulated to the Board of County Commissioners requesting nominations for three vacant seats. Commissioner Taylor has nominated Mr. Strother for one of the Health Care Provider seats. No additional nominations were received. Countywide (HH)

3. **Staff recommends motion to approve:** reappointment of the following individual to the Health Facilities Authority for the term May 1, 2015 to April 30, 2019:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Dr. James T. Howell	4	Resident of PBC	Vice Mayor Berger Comm. Valeche Comm. Burdick Comm. Abrams Comm. McKinlay Comm. Taylor

**SUMMARY:** Per Section 154.207, Florida Statutes and Resolution Nos. R77-379, R77-398 and R92-563, the Health Facilities Authority is composed of five members appointed at-large by the Board of County Commissioners (BCC). A memo dated March 3, 2015 was circulated to the BCC notifying the Board that Dr. Howell’s term on the Authority will expire April 30, 2015, and requesting support of Dr. Howell’s reappointment or asking for additional nominations. No other nominations have been received. Countywide (HH)



3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

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

<u>Meeting Type</u>	<u>Meeting Date</u>
Regular	February 3, 2015
Zoning	February 26, 2015

3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide
4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during September 2014. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:**
  - A) Work Order 2013052-032 utilizing Palm Beach County's (County) Annual Asphalt Milling and Resurfacing Contract R2013-0235 (Contract) with Community Asphalt Corp. (Community) in the amount of \$234,000 for West Lake Road (County Road 717) from west of swing bridge to State Road 715; and
  - B) Work Order 2013052-033 utilizing the County's Contract with Community in the amount of \$257,000 for Brown's Farm Road from approximately eight miles south of County Road 880 to approximately ten miles south of County Road 880.

**SUMMARY:** Approval of these two Work Orders will allow the contractual services necessary to construct all the improvements. Funding is provided through the 'Glades Area Roads Repair/Reconstruction' account within the Five Year Road Program. Per County PPM CW-F-050, these Work Orders exceed the threshold relating to staff approvals of contracts, thus requiring approval from the Board of County Commissioners. District 6 (MRE)
2. **Staff recommends motion to adopt:** 23 resolutions to declare the acquisition of properties designated as parcels 101 and 102 as fee simple road right-of-way; parcel 200 as a permanent drainage easement and parcels 703, 704, 705, 707, 708, 709, 711, 712, 713, 715, 716, 717, 718, 719, 720, 721, 722, 725, 726 and 727 as temporary construction easements, all necessary for the improvement of Old Dixie Highway from Park Avenue to Northlake Boulevard. **SUMMARY:** Adoption of these resolutions will initiate eminent domain proceedings against 23 parcels having a total appraised value of \$452,500. The property owners have not accepted the offers to purchase made by Palm Beach County and attempts to negotiate the purchases have been unsuccessful. It is therefore necessary to file eminent domain proceedings to acquire these parcels. Districts 1 & 7 (PM)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. DELETED

4. Staff recommends motion to approve: a Contract with Rosso Site Development, Inc. (Rosso), in the amount of \$1,338,246.21, for the construction of Burns Road and Military Trail Intersection Improvements (Project). **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Rosso, a Palm Beach County company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. The SBE participation proposed for the Project by Rosso is 57.79%. District 1 (MRE)
  
5. Staff recommends motion to approve: a Task Order to the annual contract, R2014-0119, in the amount of \$100,112.62, with Alan Gerwig & Associates, Inc. (AGA), for professional services for the Kirk Road Bridge over Lake Worth Drainage District L-5 Canal project (Project). **SUMMARY:** Approval of this Task Order will provide the professional services necessary for the preparation of design plans and construction bid documents for the Project. The Small Business Enterprise (SBE) goal for the Project is 15%. The SBE participation for this Project is 92.15%. AGA is a Palm Beach County company and is a certified SBE. District 2 (MRE)
  
6. Staff recommends motion to adopt: a Resolution to approve recordation and filing of a maintenance map with the Clerk of the Circuit Court (Clerk) of and for Palm Beach County (County) Florida certifying that portions of Old Dixie Highway and Richard Road in Sections 17 and 18, Township 42 South, Range 43 East, have been maintained or repaired, continuously and uninterrupted, by the County for more than seven years and all rights, title, easement appurtenances in and to the roads are therefore vested in the County. **SUMMARY:** Adoption of this Resolution will establish and confirm title of Old Dixie Highway and Richard Road in Sections 17 and 18, Township 42 South, Range 43 East, to the County in accordance with Section 95.361, Florida Statutes, which provides that upon seven years of continuous and uninterrupted maintenance or repair of the roads by the County and upon filing of a map with the Clerk, the title to the roads become vested in the County for the extent in width that has been actually maintained. The Road and Bridge Division director has certified, on the cover of the Old Dixie Highway & Richard Road Maintenance Map, that it depicts the limits of maintenance by the County. District 1 (MRE)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to:

**A) receive and file** Amendment No. 1 to Project Award Notification No. 760-4055B-5CFJ1 from the Florida Department of Education, for the period July 1, 2014, through June 30, 2015, to add two new budget lines and transfer funds between budget line items; and

**B) receive and file** Amendment No. 2 to Project Award Notification No. 760-4055B-5CFJ1 from the Florida Department of Education, for the period July 1, 2014, through June 30, 2015, to transfer funds between budget line items; and

**C) accept** Amendment No. 3 to Project Award Notification No. 760-4055B-5CFJ1 from the Florida Department of Education, for the period July 1, 2014, through June 30, 2015, to increase grant allocation by \$500 for a new amount not to exceed \$225,353; and

**D) approve** Budget Amendment of \$500 in the Farmworker Career Development Program Fund to reconcile the budget to the actual grant award.

**SUMMARY:** Project Award Notifications were received from the Florida Department of Education (FDOE). Amendment Nos. 1 and 2 were technical amendments that did not affect the overall grant award of \$224,853. Funds were transferred between budget line items to absorb expenses for background checks, medical services and staff travel. Amendment No. 3 is an increase to the overall grant allocation based on Palm Beach County exceeding performance benchmarks set by the grantor. These funds will be utilized to pay educational/vocational fees for participants enrolled in the program. The receive and file is being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's Office to note and receive the technical amendments. The Budget Amendment is necessary to reconcile the budget to the actual grant award. No County funds are required. (Farmworker Career Development Program) Countywide (HH)

2. Staff recommends motion to ratify: signature of the Mayor on the 2015 Community Care for the Elderly (CCE), Home Care for the Elderly (HCE), and Alzheimer's Disease Initiative (ADI) Proposal for CCE/Lead Agency Designation Palm Beach County Area A 2015 – 2021 Application for community-based services for impaired older adults to live in the least restrictive, yet most cost-effective environment suitable to their needs.

**SUMMARY:** CCE, HCE, and ADI are state grants administered locally by the Area Agency on Aging/Your Aging & Disability Resource Center (AAA). On October 29, 2014, AAA released the 2015 CCE, HCE, and ADI Proposal for CCE/Lead Agency Designation Palm Beach County Area A 2015 – 2021 Application, with instructions to return by December 29, 2014. DOSS is applying for funds to provide in-home and community based services for impaired older adults. The application is for a total of \$2,249,584: \$1,414,054 for CCE, \$137,826 for HCE and \$697,704 for ADI. DOSS has received these funds for the past 31 years. These funds are recurring every six (6) years and only CCE grant has a 10% required match. The emergency signature process was utilized because there was insufficient time to submit this application through the regular agenda process. (DOSS) Countywide, except for portions of Districts 3, 4, 5 & 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to adopt:** a Resolution authorizing the execution of a Sixth Amendment to Loan Agreement in connection with the extension of the County's line of credit dated May 21, 2009 with Wells Fargo Bank, N.A., that satisfies the debt service reserve fund requirements for several of the County's outstanding bond issues; authorizing the execution of a separate Sixth Amendment to Loan Agreement in connection with the extension of the County's separate line of credit with Wells Fargo Bank N.A. (the Bank), dated June 4, 2009 that satisfies the debt service reserve fund requirements for several other County bond issues and providing an effective date. **SUMMARY:** Under the terms of the loan agreements, the County requested that the Bank extend the maturity date for each loan agreement for one year. The Bank has agreed to extend the loan agreements for one year for the two bond issues remaining. One of the bond issues will mature within the current fiscal year and the letters of credits are no longer needed after this fiscal year. The County will continue to pay an annual fee of .65% (\$38,230) for the remaining two letters of credit issued to satisfy the debt service reserve requirements under the loan agreements. Due to the one bond maturing, this amendment will decrease the annual cost approximately \$32,000. The County expects to continue to renew the loan agreements each year. Countywide (PFK)
  
2. **Staff recommends motion to approve:**
  - A) Budget Amendment of \$78,814,672 in the \$63.6M Revenue Refunding Bonds, Series 2015 debt service fund to budget bond proceeds, costs of issuance, and payment to refunding bond escrow agent;
  
  - B) Budget Amendment of \$16,561 in the \$29.4M Public Improvement Refunding Revenue Bonds, Series 2008A debt service fund to decrease the interest payment, increase transfer to the Revenue Refunding Bonds, Series 2015 debt service fund, and decrease the transfer from the General Fund;
  
  - C) Budget Amendment of \$159,007 in the \$94.2M Public Improvement Revenue Bond, Series 2008-2 debt service fund to decrease the interest payment, increase the transfer to the Revenue Refunding Bonds, Series 2015 debt service fund, and decrease the transfer from the General Fund;
  
  - D) Budget Transfer of \$175,568 in the General Fund to reduce transfers to various debt service funds and increase reserves; and
  
  - E) Budget Transfer of \$3,047,838 in the \$94.2M Public Improvement Revenue Bond, Series 2008-2 DSR debt service fund to reduce the debt service reserve and increase the transfer to the Revenue Refunding Bonds, Series 2015 debt service fund.**SUMMARY:** On January 13, 2015, the Board authorized the issuance of the Series 2015 Refunding Bond for a partial refunding for the Public Improvement Revenue Bonds, Series 2008-2 and the Public Improvement Refunding Revenue Bond, Series 2008A through a competitive sale as recommended by the County Financing Committee and the County's Financial Advisor. Through an electronic bid process, the County awarded the sale to Raymond James. The refunding will save the County approximately \$5.8 million in debt service over the life of the bonds. The County's AA+/Aa1 (AAA on General Obligation Bonds) credit rating increased the savings by approximately \$555,000. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

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

3. Staff recommends motion to approve: the recording of the FY 2014 retirements of tangible personal property (equipment, vehicles, publications) in the official minutes of the Board of County Commissioners' meeting as prescribed by Florida Statutes, Chapter 274. **SUMMARY:** Florida Statutes, Chapter 274 and the Palm Beach County "Surplus Property Ordinance" require the recording of the disposal (retirement) of tangible personal property from the official records of Palm Beach County at historical value. Disposal, retirement, and adjustments total \$22,345,858.44. Countywide (PFK)

4. Staff recommends motion to:

**A) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida authorizing the issuance of not exceeding \$68,000,000 in original aggregate principal amount of its Public Improvement Revenue Bonds (various public improvements project), Series 2015A for the purpose of financing, together with other legally available funds of the County, the construction, equipping and improvement of a public parking garage adjacent to the County's Convention Center in West Palm Beach, Florida and the renovation, equipping and improvement of the portion of a County-owned office building located in West Palm Beach, Florida to be used by employees of the County and employees of constitutional officers for which the County is required by Florida law to provide facilities and paying certain costs related and incidental thereto; providing for the terms and payment of such series 2015A bonds; providing for the rights, security and remedies of the holders thereof; making certain covenants and agreements in connection therewith; approving a form of a preliminary official statement and authorizing the preparation and execution and delivery of a final official statement; authorizing the proper officials of the County to execute and deliver a certificate deeming the preliminary official statement "final" for purposes of Securities and Exchange Commission Rule 15c2-12; providing for certain continuing disclosure undertakings pursuant to such rule; approving forms of an official notice of sale and summary notice of sale; authorizing the public sale of the series 2015A bonds and the use of the preliminary official statement, official notice of sale and summary notice of sale in connection therewith; delegating authority to proper officials of the County, in consultation with the County's Financial Advisor, to accept, pursuant to a competitive public sale process, the bid or bids of the lowest qualified bidder or bidders for the purchase of the series 2015A bonds, subject to certain parameters and other matters set forth in this Resolution; appointing an initial paying agent and registrar for the series 2015A bonds; authorizing the proper officials of the County to do all other things deemed necessary or advisable in connection with the issuance of the series 2015A bonds; providing for certain other matters in connection therewith; and providing for an effective date; and

**B) approve** a Budget Amendment of \$65,500,354 in the \$68M Public Improvement Revenue Bonds, Series 2015A Capital Project Fund to budget bond proceeds, costs of issuance, and project costs.

**SUMMARY:** The County approved building a parking garage at the Convention Center in November 2013 and renovations to the Airport Center Office Building in July 2014. The bonds are being authorized at a not to exceed amount of \$68 million to include the project costs and cost of issuance. On November 24, 2014, the County Financing Committee met and upon the recommendation of the County's Financial Advisor, recommended that the bonds be sold as a tax-exempt issue through a competitive sale. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Contract with Johnson-Davis, Inc., in the amount of \$232,000, for the John Prince Park Restrooms No. 10 and No. 14 Sanitary Improvements project. **SUMMARY:** The work consists of construction of a new sanitary service for Restrooms No. 10 and No. 14 to replace the existing septic systems. This work was competitively bid with Johnson-Davis, Inc. submitting the lowest responsive, responsible bid. The funding for this project is from Zone 2 Park Impact Fees Fund. The total construction duration is 180 calendar days. The goal for Small Business Enterprise (SBE) participation is 15%. The SBE participation in this Contract is 18.7%. Johnson-Davis, Inc. is a Palm Beach County company. (Capital Improvements Division) District 3 (JM)
  
2. Staff recommends motion to approve: an Agreement with JFK Medical Center Limited Partnership, d/b/a JFK Medical Center and f/n/a Columbia JFK Medical Center, L.P. (Hospital) allowing for interoperable communications through the countywide and EMS common talk groups of the County's Public Safety Radio System (System). **SUMMARY:** This Agreement provides the terms and conditions under which the Hospital can program into its radios and utilize the countywide and EMS common talk groups for certain types of inter-agency communications. The County's System will not be utilized for routine operational communications by the Hospital. The terms of the Agreement are standard and have been offered to other hospitals and EMS providers with 800 MHz trunked radio capabilities. This Agreement also contains state approved standard operating procedures specific to the use of the EMS common talk groups. There are no charges associated with this Agreement but the Hospital is required to pay all costs associated with the Hospital's subscriber units and to comply with the established operating procedures for the County's Public Safety Radio System. The Agreement provides for an initial term of three years with three renewal options, each for a period of three years. This Agreement may be terminated by either party, with or without cause. (ESS) Countywide (JM)
  
3. Staff recommends motion to approve: a Declaration of Easement (Easement) in favor of Palm Beach County's Water Utilities Department (WUD) for waterlines and a fire hydrant to service the new Cherry Road Library Annex Facility in unincorporated West Palm Beach. **SUMMARY:** The County acquired a 19.63 acre parcel of land at 4215 Cherry Road, located east of Military Trail in unincorporated West Palm Beach, from the Kings Academy in 2003. The site supports Palm Beach County Sheriff's Office Facilities for training and the marine unit, and construction of the Library Annex Facility has recently been completed on a portion of the property. The Easement is for WUD's water lines, fire hydrant, and appurtenant equipment servicing the Library Annex Facility. The easement area is approximately 20' to 46' wide by approximately 108' long and covers an area of 3,031 square feet (.0696 acre). PREM) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to receive and file: a notice of exercise of the 14<sup>th</sup> 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, 2015. Exercising this 14th option will extend the term to May 31, 2016. There remain seventeen annual extension options through May 31, 2033. 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)
  
5. **DELETED**
  
6. Staff recommends motion to approve: a Restated Development Agreement with MyClinic, Inc. f/k/a Jupiter Community Health Services, Inc. (MyClinic), to extend the design phase funding milestone from 12 months to 18 months. **SUMMARY:** On April 16, 2013, the Board approved a Development Agreement (R2013-0490) with MyClinic for the development, funding and construction of a County building (Facility) to be leased by MyClinic to operate a no cost medical/dental clinic as a volunteer provider of services. MyClinic was required to fully fund each phase of the design and construction services in advance and within established funding milestone dates. In October 2014, MyClinic approached the County advising that it wanted to pursue further collaboration with other healthcare providers regarding a consolidated center for services. MyClinic has now come to the conclusion that such a significant change in the service delivery model was not possible and wishes to extend the Design Phase funding milestone by six months. The six month extension will provide MyClinic with the much needed time to complete its fund-raising during the 2015-2016 winter season. This Restated Development Agreement (Agreement) extends the Design Phase funding milestone from 12 months to 18 months, updates the Agreement to reflect the name change and incorporates the nondiscrimination requirements. In all other respects, the Agreement remains the same. MyClinic has been providing health services from a newly installed modular unit through a Temporary Construction Easement which expires on October 23, 2020, unless terminated earlier upon completion of the new building, or termination of the Agreement. (FDO Admin) Countywide (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to approve: an Interlocal Agreement with the City of Boca Raton, a municipal corporation (City) to include the specifications for the City Radio System in the County's Request for Proposals (RFP) for a new P25 compliant radio system. **SUMMARY:** Since 2000, the City's radio system has been connected to the County's public safety radio system through the County's Motorola SmartZone Controller. The Interlocal Agreement establishes the terms and conditions pursuant to which the County will facilitate the City's migration to a P25 compliant radio system by including the City's design criteria package in the County's Request for Proposals (RFP) for a new P25 compliant radio system. Contractors responding to the County's RFP will include separate pricing for City's scope of work. Within 30 days of the Board's direction to County staff to commence negotiations, the City Representative shall advise the County as to whether the City intends to commence negotiations for the City's scope of work with the Contractor. The County will not: 1) participate in any manner with City's negotiations, 2) provide any interpretations as to the intent of the RFP or the Contractor's response, or 3) in any way be held responsible for the outcome of the City's negotiations with the Contractor. If the City intends to contract with the Contractor, the City shall provide the County with a City radio system election. The City is solely responsible for all costs of the installation of the City's radio system. The term of the Agreement is the earlier of: 1) the date of the County cancellation of the RFP, for any reason, prior to the Contract award; or 2) the later of: a) six months after the date that the Board ratifies the Selection Committee's Contractor recommendation or otherwise directs County staff to commence negotiations with a particular Contractor, or b) 30 days after the Contract award. The County may terminate this Agreement upon written notice effective upon City's receipt of same and City may terminate with five business days notice to County. (FDO Admin) Countywide (JM)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2014-1471) with the Coalition for Independent Living Options, Inc. (CILO) to revise the cost of meal packages eligible for reimbursement and the number of program beneficiaries. **SUMMARY:** On October 7, 2014, the County entered into an Agreement (R2014-1471) with CILO to provide \$17,821 in Community Development Block Grant Funds (CDBG) for the provision of prepared meals to the disabled and their families who are temporarily (up to three (3) months) unable to purchase and prepare food. After CILO's contract for the purchase of meals expired at the end of 2014, its vendor significantly increased the cost of the meals purchased for distribution to program beneficiaries. This Amendment increases the cost per meal package eligible for reimbursement from \$35.04 to \$46.27. Since the amount of funding provided through the Agreement is fixed, the Amendment reduces the number of program beneficiaries from 45 to 35. **These are Federal CDBG funds which require no local match.** (DES Contract Development) Countywide (JB)



3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to receive and file: one Amendment to Loan Agreement, one Subordination Agreement, and one Amended and Restated Subordination Agreement as follows:

**A)** Amendment No. 006 to the Loan Agreement (R2013-1806) with La Joya Villages, Ltd. under the Home Investment Partnership Program (HOME) (District 7);

**B)** Subordination Agreement with Lake Worth Community Redevelopment Agency, Realtex Development Southeast, LLC, Housing Partnership, Inc. and La Joya Villages, Ltd. under HOME (District 7); and

**C)** Amended and Restated Subordination Agreement with U.S. Bank National Association, Community & Southern Bank, Lake Worth Community Redevelopment Agency, Housing Partnership, Inc., Realtex Development Southeast, LLC and La Joya Villages, Ltd. under HOME (District 7).

**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 documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the County Administrator, or designee, in accordance with Resolutions/Agenda Item 5B-4, as approved by the Board of County Commissioners on September 10, 2013. These executed documents are now being submitted to the BCC to receive and file. **Federal CCPG funds do not require a local match and the Federal HOME Program matching requirement is met from State SHIP funds.** (DES Contract Development) (JB)

3. Staff recommends motion to approve: an Agreement with Gulfstream Goodwill Industries, Inc. in the amount of \$70,000 for the period of April 7, 2015, through August 30, 2018. **SUMMARY:** This Agreement with Gulfstream Goodwill Industries, Inc. (GGI) provides Community Development Block Grant (CDBG) funding for the lease of a customized vehicle to provide transport services for the Senator Philip D. Lewis Center (Center). On July 22, 2014, the Board of County Commissioners (BCC) approved the Fiscal Year 2014-2015 Action Plan (R2014-1079) which allocated \$659,896 to the Department of Community Services (DCS) for expenses related to the operation of the Center. DCS has determined that certain transportation services, if provided by GGI, would benefit the Center and has requested that up to \$70,000 of their allocation be utilized by GGI to lease a vehicle to provide these necessary transportation services. **This funding is projected to create one job and have a three year Economic Sustainability Impact of \$221,252. These are Federal CDBG funds which require no local match.** (DES Contract Development) Countywide (JB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to approve: Amendment No. 2 to the Water Utilities Department Pipeline Continuing Construction Contract 2013 with Centerline Utilities, Inc., extending the contract for a 12-month period. **SUMMARY:** On May 7, 2013, the Board of County Commissioners (BCC) approved the Water Utilities Department Pipeline Continuing Construction Contract 2013 (Contract) with Centerline Utilities, Inc. in the amount of \$8,521,496.03 (R2013-0551). The Contract provide for the installation of raw water mains, potable water mains, reclaimed water mains, wastewater force mains, and water service lines throughout the Water Utilities Department's service area. On April 15, 2014, the BCC approved Amendment No. 1 to the Contract with Centerline Utilities, Inc. (R2014-0518), which extended the Contract for a 12-month period through May 6, 2015. Amendment No. 2 to the Contract constitutes the final 12-month contract renewal through May 6, 2016. There are no unit price increases for labor and materials contained in the Contract. The Contract does not guarantee or authorize Centerline Utilities, Inc. to perform any work. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Centerline Utilities, Inc. provides for SBE participation of 16.56% overall. As of January 8, 2015, Centerline Utilities, Inc. has achieved a 14.30% SBE participation overall. Centerline Utilities, Inc. is not a Palm Beach County company. (WUD Project No. 13-020) Countywide (JM)
  
2. Staff recommends motion to approve: Amendment No. 2 to the Water Utilities Department Pipeline Continuing Construction Contract 2013 with Johnson-Davis, Incorporated, extending the contract for a 12-month period. **SUMMARY:** On May 7, 2013, the Board of County Commissioners (BCC) approved the Water Utilities Department Pipeline Continuing Construction Contract 2013 (Contract) with Johnson-Davis, Incorporated in the amount of \$8,339,350 (R2013-0550). The Contract provide for the installation of raw water mains, potable water mains, reclaimed water mains, wastewater force mains, and water service lines throughout the Water Utilities Department's service area. On April 15, 2014, the BCC approved Amendment No. 1 to the Contract with Johnson-Davis, Incorporated (R2014-0517) which extended the Contract for a 12-month period through May 6, 2015. Amendment No. 2 to the Contract constitutes the final 12-month contract renewal through May 6, 2016. There are no unit price increases for labor and materials contained in the Contract. The Contract does not guarantee or authorize Johnson-Davis, Incorporated to perform any work. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Johnson-Davis, Incorporated provides for SBE participation of 20.96% overall. As of January 8, 2015, Johnson-Davis, Incorporated, has achieved a 15.29% SBE participation overall. Johnson-Davis, Incorporated is a Palm Beach County company. (WUD Project No. 13-020) Countywide (JM)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. Staff recommends motion to receive and file: executed Agreements received during the month of December 2014:

**A)** Standard Potable Water and Wastewater Development Agreement with D. R. Horton, Inc., No. 02-01138-000 (District 2);

**B)** Standard Potable Water and Wastewater Development Agreement with Kennedy Homes, LLC, No. 01-01228-000 (District 7);

**C)** Standard Potable Water & Wastewater Development Renewal Agreement with Midland Commons, Inc., No. 02-01101-000 (District 3);

**D)** Standard Potable Water & Wastewater Development Renewal Agreement with Corporate Center West, LLC, No. 01-01173-000 (District 6);

**E)** Standard Potable Water & Wastewater Development Renewal Agreement with Diversified Property Service Associates, LLC, No. 02-01123-001 (District 3);

**F)** Standard Potable Water & Wastewater Development Renewal Agreement with Grove Nurseries, Inc., No. 05-01087-000 (District 5); and

**G)** Standard Potable Water & Wastewater Development Renewal Agreement with D.R. Horton, Inc., No. 02-01118-002 (District 2).

**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. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the County Administrator/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)

4. Staff recommends motion to approve: Change Order No. 1 to the Contract with MWH Constructors, Inc. (R2014-0150) for the Water Treatment Plant (WTP) No. 2 Filter Replacement project in the amount of \$282,612.05, and a time extension of 45 calendar days. **SUMMARY:** On February 4, 2014, the Board of County Commissioners approved the Water Utilities Department Construction Contract for the WTP No. 2 Filter Replacement (R2014-0150) with MWH Constructors, Inc. Change Order No. 1 provides for the replacement of a deteriorated 20-inch pipeline with a 48-inch pipeline to provide improved reliability and capacity for future expansion at WTP 2. The Change Order also includes a time extension of 45 calendar days to accomplish the work. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The contract with MWH Constructors, Inc. includes an SBE participation of 17.83% overall. Change Order No. 1 has 3.53% overall SBE participation. The cumulative SBE participation is 18.05% overall. MWH Constructors, Inc. is a Palm Beach County company. (WUD Project No. 12-066) District 2 (JM)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) ratify** the Mayor's signature on a State of Florida Department of Environmental Protection (DEP) Land and Water Conservation Fund (LWCF) application for a 3-year grant to provide for recreational facilities on the County's Loxahatchee Slough Natural Area; and

**B) authorize** the Director of Environmental Resources Management to act as the Grant Liaison with DEP for this project.

**SUMMARY:** This grant application requests \$200,000 from LWCF for the "Loxahatchee Slough Natural Area Trails and Recreational Facilities Project" (Project). The County will provide a \$200,000 (50%) cash match from the Natural Areas Fund (1226). No ad valorem dollars will be used for the Project. The Project includes a parking lot, hiking trail and picnic area. It also includes the construction of a new fishing pier, two wildlife observation platforms, a 0.3-mile concrete nature trail, 0.3-mile natural-surfaced hiking trail and composting toilet, as well as the installation of an interpretive kiosk, bicycle rack and trail signage. If selected for funding, a grant contract binding the County to the requirements of the grant will be brought back to the Board for approval. District 1 (SF)

M. PARKS & RECREATION

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

**A)** Palm Beach County Officials Association, Inc., Junior Basketball Official, Westgate Recreation Center, for the period February 21, 2015, through April 18, 2015;

**B)** Palm Beach County Officials Association, Inc., Youth and Teen Basketball Official, Westgate Recreation Center, for the period February 21, 2015, through April 18, 2015;

**C)** Sally Welsh-Chapela, Water Fitness Instructor, Therapeutic Recreation Complex, for the period April 1, 2015, through September 30, 2015;

**D)** Regina Rodrigues, Gentle Yoga Instructor, Therapeutic Recreation Complex, for the period March 3, 2015, through September 30, 2015; and

**E)** Caroline Andre, Cheerleading Instructor, Westgate Recreation Center, for the period March 7, 2015, through April 18, 2015.

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

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

2. Staff recommends motion to approve: a non-standard Amphitheater Rental Agreement with Live Nation Worldwide, Inc., for the presentation of an All Time Low concert on April 23, 2015, at Sunset Cove Amphitheater. **SUMMARY:** The Parks and Recreation Department (Department) utilizes a standard Amphitheater Rental Agreement which is executed at the Department level. However, non-standard Amphitheater Rental Agreements are sometimes required to satisfy the specific requirement terms of a given renter. Renter, Live Nation Worldwide, Inc. has requested modifications to the approved standard Amphitheater Rental Agreement language. The modifications clarify the responsibilities and expectations of the County and Live Nation Worldwide, Inc., for issues such as damages, personal injury, and indemnification. The non-standard agreement releases Live Nation Worldwide, Inc. from liability to the extent such damage or injury is caused by the County's negligence or willful misconduct, or structural or premise related defects at the amphitheater. District 5 (AH)

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

Boynton Beach Associates XVIII, LLLP, cash sponsorship of a series of nine concerts and eighteen movie nights, Canyon Town Center Amphitheater, for the period January 17, 2015, through December 30, 2015.

**SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. This Sponsorship Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 2008-0442, and is now being submitted to the Board to receive and file. These sponsored events help offer a balanced schedule of events which promote the quality of life in the communities we serve. District 5 (AH)

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: Grant Agreement with the Western Palm Beach County Farm Bureau, Inc., in an amount not to exceed \$15,000 from Agricultural Economic Development Program funds, to assist in conducting the 2015 Palm Beach County Sweet Corn Fiesta. **SUMMARY:** The 2015 Palm Beach County Sweet Corn Fiesta will be held on April 26, 2015, with expenses incurred after April 1, 2015 being eligible for reimbursement. This event will increase public awareness of local agriculture on a regional and statewide basis. It provides an opportunity for a local agricultural organization, the Western Palm Beach County Farm Bureau, to stage an event that will make our residents more aware of the economic significance of our largest vegetable row crop in our County's billion-dollar agricultural industry while bringing in people from surrounding counties. This is the 15<sup>th</sup> year for the event. The Palm Beach County Agricultural Enhancement Council has reviewed the request and met with representatives of the Western Palm Beach County Farm Bureau. Countywide (AH)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to:

**A) rescind** Interlocal Agreement (R2012-0458) dated March 20, 2012;

**B) approve** the Interlocal Agreement for network services with Palm Beach County and the South Florida Water Management District (SFWMD) to update the language to current contract standards and revise the applicable fee structure based on the removal of the Florida LambdaRail fee and a reduction in SFWMD's transport bandwidth for a revised annual revenue total of \$8,400 to the County; and

**C) authorize** the County Administrator or his designee, ISS Director, to approve and execute Task Orders associated with these services, up to a maximum of \$50,000 per Task Order.

**SUMMARY:** The SFWMD is requesting the removal of the Florida LambdaRail (FLR) fee due to the relocation of their disaster recovery equipment from Miami to Tampa; therefore, this fee is no longer applicable as they will now only be using the FLR network for transport. In addition, the SFWMD has requested their transport bandwidth be reduced from 1Gb to 100Mb which will continue providing a redundant service capability. This Interlocal Agreement is for an initial term of one year with automatic one-year renewals unless notice is given by either party, and will generate \$8,400 in annual revenues to the County. The Florida LambdaRail LLC has approved connection of the SFWMD to the FLR network. District 2 (PFK)

2. Staff recommends motion to:

**A) approve** a Master Service Agreement (MSA) with Level 3 Communications, LLC (Level 3) for the provision of communications services necessary for the implementation of the Unified Communications/Voice over Internet Protocol (VoIP) Telephone Project;

**B) approve** a Voice Rate Sheet, Quote No. 2157125, from which the County may procure various telecommunications products as needed to support the Unified Communications/VoIP Telephone Project, specifically Concurrent Call Path and Direct Inward Dial number services with an initial Monthly Recurring Cost (MRC) of \$1,330 for a term of 36 months, plus a Non-Recurring Charge (NRC) of \$200 for a total of \$48,080;

**C) approve** Quote No. 1974174 to order Session Initiation Protocol (SIP) services from Level 3 with a Monthly Recurring Cost (MRC) of \$3,911.04, for a term of 36 months, for a total of \$140,797.44; and

**D) authorize** the County Administrator or his designee, ISS Director, to approve and execute additional orders associated with these services, up to a maximum dollar value of \$50,000 per order.

**SUMMARY:** The Unified Communications/VoIP Telephone project will provide Palm Beach County government with a technically advanced communications system that will also be less costly to operate and maintain. This Agreement will enable Palm Beach County to have completely separate, redundant systems for Voice Services, which will be critical to maintaining 24x7 system up time, including those related to Public Safety. Sourcing the commercially supplied circuits from multiple vendors will help assure system reliability. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

- 1. **Staff recommends motion to approve:** First Amendment to contract (R2013-0482) with WTC Backgrounds & Drug Testing, Inc. (WTC) to extend the terms of the Contract for one year and to expand the provision of services to include newly contracted vendors for paratransit services. **SUMMARY:** On April 16, 2013, the County entered into Contract (R2013-482) 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 (MRO) services. Collection and testing is provided at WTC's facilities during normal business hours and on-site locations when required after normal 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 first renewal option extending the term of the Contract, at the same prices through April 30, 2016. This Agreement requires WTC to extend its services, by separate agreement, to include newly contracted vendors for paratransit services: MV Transportation, Inc., Subcontractor: Safety Transportation; First Transit, Inc., Subcontractors: Medi-Wheels, People's Transit; and Maruti Fleet and Management, LLC. Countywide (DR)

CC. TOURIST DEVELOPMENT COUNCIL

- 1. **Staff recommends motion to reappoint:** a member "At-Large" to the Tourist Development Council Board:

<u>Appointment</u>	<u>Seat No.</u>	<u>Term</u>	<u>Nominated by</u>
Commissioner Sylvia Moffett	At-Large	4/7/15-9/30/18	City of West Palm Beach

**SUMMARY:** The Tourist Development Council Board was established by Resolution No. R81-275, adopted March 3, 1981; Chapter 125.0104, F.S. "The Levy of a Tourist Development Tax pursuant to the "LOCAL OPTION TOURIST DEVELOPMENT ACT," Palm Beach County Code 117-111. This Code sets up the nine member Tourist Development Council Board. One member shall be the Chair of the Board of County Commissioners (BCC) or designee who shall serve as the Chair of the Council. Of the remaining eight members appointed by the BCC; two members shall be elected municipal officials, one of whom shall be from the most populous municipality in Palm Beach County. Sylvia Moffett is a current commissioner of the City of West Palm Beach, the most populous municipality in Palm Beach County. Commissioner Sylvia Moffett represents District 1 in West Palm Beach and has been selected to be reappointed to serve on the Tourist Development Council and represent the City of West Palm Beach. Countywide (DW)

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4. REGULAR AGENDA

A. ADMINISTRATION

1. Staff requests Board direction: concerning the construction of an approximately 250,000 sf Innovation Center for Intelligent Buildings by United Technologies Corporation Building & Industrial Systems (UTC BIS) on 30 acres within an approximately 100 acre deed restricted parcel. The deed restriction is subject to conflicting interpretation by the beneficiaries as to whether it restricts the property to only those uses that are supportive to bioscience. If the Board supports UTC Building & Industrial Systems locating on the 30 acres, direct staff to negotiate a release of the Declaration of Covenants or consent to the uses described below, contingent upon UTC BIS locating and operating on the property. **SUMMARY:** On February 28, 2006, the Board of County Commissioners approved a Donation and Purchase and Sale Agreement (R2006-0423) for 70 acres of property in the amount of \$16 Million from the Lester Family Investment (Lesters) located within the Briger Property in Palm Beach Gardens. This 70 acre property is to be used for Scripps future expansion. As a condition of the purchase, the Lesters agreed to place a Declaration of Covenants (Declaration) on an adjacent 100 acre parcel to promote the development of the bioscience cluster. The 100 acre parcel has since been acquired by The Kolter Group (Kolter). The County along with Scripps, the State of Florida (State), the City of Palm Beach Gardens (Gardens), and Kolter are beneficiaries under the Declaration. County staffs' and Scripps' interpretation of the Declaration is that the uses allowed are to be in direct support of the County's biotechnology industry cluster. The State, Gardens, and Kolter disagree with this interpretation. It is their collective belief that the UTC BIS use is specifically allowed. In a letter to County Administration dated March 10, 2015, Scripps has stated that they will not object to UTC BIS locating on the 30 acres provided non-biotech uses moving forward are limited in scope and materially enhance the development of the biotechnology industry. UTC BIS plans to construct an approximately 250,000 sf state of the art building to be known as the "UTC Center for Intelligent Buildings". The UTC Center for Intelligent Buildings will serve as a showcase to demonstrate new building technologies and will encourage global customer interaction, collaboration and inspiration to see the new possibilities for advanced, integrated and sustainable building solutions. It will also provide office space for employees engaged in, amongst other things, research and product development activities of the company. UTC BIS is a \$29 Billion operating segment of United Technologies Corporation, a Fortune 50 company. UTC BIS is the world's largest provider of building technologies, including security, fire safety, building automation, heating, ventilation, air conditioning, elevator, escalator and refrigeration systems. The estimated total economic impact over five years is approximately \$662 Million. The company has not entered into an agreement to purchase the site and is still in the exploratory stages of determining whether or not this is an appropriate site for the proposed project. Countywide/District 1 (HF/JM)



4. REGULAR AGENDA

B. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to:

**A) adopt** a Resolution authorizing a Lease Agreement with Housing Partnership, Inc., a Florida not-for-profit 501(c)(3) corporation (Tenant), for the use of a 1988 SF building located at 1101 Mentone Road for a term of ten years at an annual rental of \$1, and finding that the Lease Agreement is in the best interests of the County; and

**B) approve** the Lease Agreement with Tenant.

**SUMMARY:** The San Castle building was originally constructed at the request of the San Castle Community Leadership to first address the immediate needs of the community which was originally identified as early childhood education. Since June 2014, when the responsibility for Head Start was outsourced, Facilities Development & Operations, the Office of Community Revitalization and the Palm Beach County Sheriff's Office have all been working diligently to identify a not for profit organization to partner with the community to lease and manage the community center. The Lease Agreement with Housing Partnership, Inc., a not-for profit 501(c)(3) corporation (Tenant) authorizes Tenant to occupy the County-owned facility adjacent to a neighborhood park and located at 1101 Mentone Road, Lantana (San Castle). The Premises includes a 1988 square foot building, a playground area and a parking lot. Tenant will partner with area service providers such as the Children's Service Council and the School Board to provide life and health skills, education, recreation and language programming for the community. This Lease will permit Tenant to operate community service programs at the Premises at an annual rent of One Dollar (\$1). County will perform interior renovations to equip the building, replace the air conditioning unit and flooring and weather-proof the building exterior prior to Tenant's occupancy using Community Development Block Grant (CDBG) funds. County will be responsible for the maintenance and repair of the building and base building infrastructure. Tenant will be responsible for all other repairs and maintenance of the facility, including routine repair and maintenance, custodial services, pest control and grounds maintenance. The Lease is effective upon execution by the Board and extends ten years from the date of occupancy and there are five renewal options for two years each. Both parties shall have the right to terminate with one year prior written notice. (FDO Admin) District 7 (HJF)

4. REGULAR AGENDA

B. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve: the Palm Beach County Public Safety Radio System P25 Migration Request for Proposals (RFP). **SUMMARY:** On February 3, 2015, the Board approved the P25 Migration Path Recommendation Report (Report) that recommended that the County proceed with a full system replacement while maintaining the operation of the existing system for 6-12 months and contained specific recommendations regarding redundancy and interoperability which will form the basis for the functional specifications to be contained in the RFP. The RFP sets the procedural and selection criteria, general terms and conditions, the contract form to be awarded, and the scope of work (functional technical requirements). The RFP is specific as to the format of each vendor's response and includes information regarding how the information (particularly the pricing information) will be used in the selection process. The draft RFP was distributed to potential vendors and the municipalities for the purpose of providing them with an early review of the RFP so that Staff could receive feedback regarding any provisions that they believe are not consistent with industry standards or reasonably practical and/or limit the competitive nature of the RFP. Staff held a vendor/municipal review meeting (Meeting) on March 23<sup>rd</sup> in order to discuss comments in an open forum. Comments which suggested or requested changes to the RFP which were received at the Meeting, and any other written comments received prior to the Meeting, were considered by staff and the consultant and the RFP was modified to reflect changes with which the staff concurred. A log of the comments received and their status (incorporated, partially incorporated or not incorporated) is attached to the item for the Boards consideration. The next milestones are the Mandatory Pre-Proposal Meeting on April 24<sup>th</sup> and the May 21<sup>st</sup> RFP due date. (FDO Admin) Countywide (JM) (FDO)

3. Staff recommends motion to approve:

**A)** Amendment No. 1 to the contract with The Weitz Company, LLC (R2014-0923) in the amount of \$45,766,972 for the Convention Center Parking Garage project establishing a Guaranteed Maximum Price (GMP) based upon design development drawings; and

**B)** Consultant Services Authorization (CSA) No. 1 to the contract with Leo A. Daly Company (R2014-0677) in the amount of \$681,176 to provide construction administration services.

**SUMMARY:** Amendment No. 1 will provide for the construction of a cast-in-place nine level parking garage consisting of approximately 2,648 parking spaces. The Board approved this project on November 19, 2013, in order to coordinate timing between this project with the hotel construction so that parking for only one peak booking/attendance season is affected. In order for the project to be completed in time for the Convention Center's season starting in December, 2016, site clearing, excavation, and compaction work will proceed prior to issuance of the foundation and building permits. Small Business Enterprise (SBE) participation on this early portion of the work is 20.3%. The Weitz Company, LLC is a local firm and it is anticipated that 75% of the work will be done by local contractors. The time of construction is 606 days. This project is funded through a bond which debt service will be funded by the Tourist Development Tax 1<sup>st</sup> Cent. CSA No. 1 authorizes the Architect's construction administration and threshold inspection services portion of its contract. These services are required to ensure the construction is built per the specifications and drawings. The SBE participation for Leo A. Daly's contract is 23.6%. (Capital Improvements Division) District 7 (JM)

4. REGULAR AGENDA

C. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: Community Development Block Grant (CDBG) funding in the amount of \$150,000 for the renovation of the San Castle Community Center in unincorporated Lantana. **SUMMARY:** Approval of this item will allocate \$150,000 in CDBG funds for the renovation of a County-owned facility located at 1101 Mentone Road in unincorporated Lantana. The unincorporated San Castle neighborhood is a CDBG Target Area and a Countywide Community Revitalization Team Planning Area which currently lacks a public community center. The Facilities Development and Operations Department has proposed the conversion of the facility, which was previously utilized as an Early Head Start service center, into the San Castle Community Center to serve neighborhood residents. The County has entered into an agreement with Housing Partnership, Inc. to operate the facility and provide programming in the areas of recreation, arts, language education, health, life skills, and personal and community safety. Renovation is necessary in order to render the facility suitable for community center use, including modification of interior walls, installation of doors, flooring, shelving, and other fixtures. The facility will serve a clientele meeting CDBG eligibility requirements. The Department of Economic Sustainability has identified surplus CDBG funding in the amount of \$150,000. These funds were recaptured from a project that did not move forward. Due to limited Ad Valorem and other revenue for County projects, Staff is recommending that these funds be approved to renovate the San Castle Community Center. **These are Federal CDBG grant funds which require no local match.** (Strategic Planning) District 7 (JB)
  
2. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the issuance of the County's Industrial Development Revenue Bonds (Fibex LLC Project), Series 2015A and Series 2015B in the aggregate principal amount of not exceeding \$3,000,000 for the purpose of providing funds to make a loan to Fibex LLC (the "Borrower") to finance certain costs incurred or to be incurred by Fibex LLC in connection with the acquisition, renovation and equipping of certain manufacturing facilities and to pay the costs of issuing the Bonds; authorizing the execution of a Financing Agreement; awarding the sale of the Bonds by a negotiated sale; authorizing officials of the County to take certain action in connection with the issuance of the Bonds; making certain other covenants and agreements in connection with the issuance of the Bonds; and providing an effective date. **SUMMARY:** On January 13, 2015, the Board of County Commissioners (BCC) conducted a Tax Equity & Fiscal Responsibility Act (TEFRA) Public Hearing concerning the issuance of up \$3,500,000 in Industrial Development Revenue Bonds. The BCC also approved the Borrower's application for the issuance of the Bonds. Bond proceeds will be used to acquire, renovate and equip a manufacturing facility to be located at 862 West 13th Court in Riviera Beach. The Bonds will be payable solely from revenues derived by the Borrower. **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 7 (PFK)

4. REGULAR AGENDA

D. COMMUNITY SERVICES

1. Staff recommends motion to:

**A) approve** revised grant awards for Ryan White Part A and Minority AIDS Initiative (MAI) federal funds, for the period March 1, 2015, through February 29, 2016, in an estimated total amount of \$6,303,486 based on current year grant funding as follows:

<u>Agency</u>	<u>Amount</u>
1) FoundCare, Inc.	\$3,611,781
2) Compass, Inc.	\$683,309
3) Florida Department of Health in Palm Beach County	\$1,192,969
4) Legal Aid Society of Palm Beach County, Inc.	\$289,245
5) AIDS Healthcare Foundation, Inc.	\$91,329
6) Treasure Coast Health Council, Inc.	<u>\$434,853</u>
<b>Total Amount</b>	<b>\$6,303,486</b>

**B) authorize** staff to issue a new Request for Proposals (RFP) for Ryan White Part A and MAI funding in the Local Supplemental Drug and Nutritional Assistance service category for the period commencing March 1, 2017.

**SUMMARY:** This item revises recommended awards approved by the Board of County Commissioners (BCC) on February 3, 2015 (3E-6). The revisions are necessary to reallocate \$107,170 of the funds awarded to Compass, Inc. in the categories of Laboratory Diagnostic Testing and Outpatient Ambulatory Medical Care. Compass has informed staff that they are unable to provide services in these categories as proposed. The designated amount is being reallocated to FoundCare, Inc. (\$31,344), Florida Department of Health (\$26,082), and AIDS Healthcare Foundation, Inc. (\$49,744), in accordance with RFP rankings. The total amount of grant funds being awarded in Part A of this item is unchanged from the previously approved item. The provider contracts will be submitted for Board approval on a future BCC agenda. The authorization requested in Part B of the motion will provide additional time for compliance with new federal requirements applicable to drug and nutritional support. In the interim period, the Health Care District of Palm Beach County will provide the described services on a continuation basis. A contract revision for this purpose will be presented at a future meeting. These are 100% federal grant-funded services. (Ryan White) Countywide (HH)

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5. BOARD APPOINTMENTS

A. ADMINISTRATION  
(Commission on Ethics Ordinance Drafting Committee)

1. Staff recommends motion to approve: appointment of two of the following individuals to the Commission on Ethics (COE) Ordinance Drafting Committee:

	<u>Nominees</u>
	David Baker
<b>APPOINT TWO</b>	Alan Johnson
	Bruce Lewis

**SUMMARY:** The Commission on Ethics (COE) requested the COE Ordinance Drafting Committee meet to consider the above referenced amendment at its meeting on March 5, 2015. The law currently provides that legally sufficient complaints proceed to a Probable Cause Hearing held by the COE. If the COE finds probable cause, the matter goes to full hearing which can be heard either by the full COE, or by three COE members selected by the Chair. The proposed amendment would allow the accused to opt to have a Hearing Officer preside over the final hearing. As proposed by the COE, hearing officers would be selected from a pool created by the Palm Beach County Bar Association. Countywide (LB)

B. COMMISSION DISTRICT APPOINTMENTS

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APRIL 7, 2015

6. MATTERS BY THE PUBLIC – 6:00 P.M.

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**APRIL 7, 2015**

**7. STAFF COMMENTS**

**A. ADMINISTRATION COMMENTS**

**B. COUNTY ATTORNEY**

APRIL 7, 2015

**8. COMMISSIONER COMMENTS**

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

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

**C. District 3 - COMMISSIONER SHELLEY VANA, MAYOR**

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

**E. District 5 - COMMISSIONER MARY LOU BERGER, VICE MAYOR**

Request approval to present off-site, a Proclamation declaring April 15, 2015 as “Yom Hashoah Remembrance Day” in Palm Beach County.

**F. District 6 - COMMISSIONER MELISSA MCKINLAY**

**G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR**

Request approval to present off-site, a Proclamation declaring April 19, 2015 as “Rev. Kisner’s 20<sup>th</sup> Anniversary with Tabernacle Missionary Baptist Church.”

Request approval to present off-site, a Proclamation declaring April 2015 as “Fair Housing Month” in Palm Beach County.

**ADD-ON:** Request approval to present off-site, a Proclamation declaring May 2, 2015 as “Arts and Culture Day” in Palm Beach County.

**9. ADJOURNMENT**

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