

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

FEBRUARY 9, 2016

<u>PAGE</u>	<u>ITEM</u>	
7	2C-7	<u>ADD-ON:</u> Proclamation declaring February 9 2016 as “Anquan Boldin Day” in Palm Beach County. (Sponsored by Commissioner McKinlay)
7	2C-8	<u>ADD-ON:</u> Zika Virus Update by Palm Beach County Health Department and Environmental Resources Management Department
8	3A-1	<u>REVISED TITLE & SUMMARY (2nd):</u> Staff recommends motion to: A) ratify the Mayor’s signature on Cooperative Agreement No. FF204K154023 Amendment No. 1 with the U.S. Department of Housing and Urban Development (HUD), allowing the Office of Equal Opportunity (OEO) to receive revenue for negotiating hotel contracts and speaker costs for a fair housing training in Palm Beach County;...B)....C).... D) delegate authority to the County Administrator or her designee, OEO Director, to sign venue and speaker contracts for the fair housing training in Palm Beach County scheduled for March 15 – 17, 2016 <u>documents related to Cooperative Agreement with the U.S. Department of Housing and Urban Development related to fair housing activities.</u> SUMMARY: OEO has an Addendum to the Memorandum of Understanding with HUD through 2020. The original Cooperative Agreement was presented to the Board on November 17, 2015 (R2015-1594). HUD has awarded the Office of Equal Opportunity \$30,000 for acting as the host agency for the Region IV FHAP/FHIP Partnership Conference, for a new total of \$290,825. The conference will take place in Palm Beach County March 15 – 17, 2016. This training will bring together government and private fair housing enforcement agency staff from eight states and HUD. In order for OEO to receive the revenue from HUD in a timely fashion to negotiate contracts with vendors, execution of this Contract was required prior to February 2016. This agenda item deals with the ability for OEO to receive the revenue under the agreement with HUD. OEO cannot receive the revenue without the Board’s approval. The agreement to receive the revenue needed to be signed by the Mayor. The Mayor signed the agreement on January 27, 2016 <u>February 8, 2016</u> for OEO to receive the revenue, but the full Board needs to ratify the Mayor’s signature. <u>Countywide (DRO) (Admin/OEO)</u>

ADD-ON, REVISED TITLE & SUMMARY: Staff recommends motion to approve:

A) PRCMVAL Acquisition, LLC (PRCMVAL) together with its permitted assignee, PRCP-Abacoa Investment, LLC (PRCP) as the purchaser of the property identified in the Declaration of Restrictions granted to Palm Beach County by Dakota Abacoa Housing, LLC (DAH) on June 21, 2012, and recorded in Official Records Book 25305, Page 544, of the Public Records of Palm Beach County, Florida;

B) Jackson National Life Insurance Company as PRCMVAL's and PRCP's first mortgage lender in connection with their purchase of the above stated property; and

C) Delegation of authority to the County Administrator, or her designee, to execute a Subordination Agreement with Jackson National Life Insurance Company, any other documents required in connection with the closing of the aforesaid sale of the above stated property, amendments to the Declaration of Restrictions, and a Release of Restrictions upon the receipt of full repayment of the amount secured by the Declaration of Restrictions.

SUMMARY: On April 3, 2012, the Board of County Commissioners (BCC) approved (R2012-0524) \$445,512 in impact fee credits for DAH under the Impact Fee Affordable Housing Assistance Program. A Certificate of Award was provided which enabled DAH to receive impact fee credits for 132 of 142 rental housing units at the Dakota Apartments project. A Declaration of Restrictions in favor of Palm Beach County was recorded against the property to secure these funds and to ensure a 15 year affordability period. The construction of the project was completed in 2014 and the units were put in service. DAH wishes to sell the property to PRCMVAL and PRCP as the permitted assignee, and has requested approval of this purchaser as required under the Declaration of Restrictions. PRCMVAL and PRCP have ~~has~~ committed to accept the restrictions and conditions of the Declaration of Restrictions as required therein. Approval of the new first mortgage lender, Jackson National Life Insurance Company, in lieu of PNC Bank who is identified in the Declaration of Restrictions as the first mortgage lender, is also required in order to subordinate the lien of the Declaration of Restrictions to that of the new first mortgage. Delegation of authority to the County Administrator, or her designee, is requested in order to facilitate the sale transaction in a timely manner. **These funds are from interest earned by the Impact Fee Fund. District 1 (JB) (DES)**

REVISED TITLE & SUMMARY: ~~Staff recommends motion to approve: A) on preliminary reading and advertise for public hearing on April 19, 2016 March 1, 2016:~~ an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Chapter 2, Article V, Division 5 of the Palm Beach County Code Ordinance No. 1988-16, amended by Ordinance No. 1989-003, amended by Ordinance No. 1990-038, amended by Ordinance No. 1992-014, amended by Ordinance No. 1992-025, amended by Ordinance No. 1993-001, amended by Ordinance No. 1993-035, amended by Ordinance No. 1995-006, and amended by 2014-003; relating to the Criminal Justice Commission of Palm Beach County; amending Section 2-216 (operation); amending Section 2-221 (administration); providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date; and **B)**...

SUMMARY: On November 3, 2015, the Board of County Commissioners (BCC) directed staff to work with Commissioner Taylor, various members of the CJC, Economic Council (EC), and the Chief Judge to review the structure of the CJC. The committee met on November 13, 2015 and made the following recommendations to the CJC Ordinance: 1) Modify the reporting relationship of the CJC Executive Director to report to the County Administrator; and 2) Modify the composition of the CJC membership by reducing the private sector membership nominated by the EC from twelve to four which would allow each County Commissioner to appoint a member and add an ex-offender as a private sector member appointed by an entity/organization that engages in reentry efforts. In 1988, the EC funded personnel costs associated with the CJC Executive Director position for two years. Since 1990, the BCC and other funding sources have supported the CJC budget; leading the committee to recommend reducing the number of members nominated by the EC. On January 25, 2016, these recommendations were presented to the full CJC who did not support the revisions to the private sector membership nominated by the EC and recommended reducing the private sector membership from twelve to ten and allow each County Commissioners to appoint a member with the exception of the Commissioner who serves as the BCC liaison to the CJC, resulting in the CJC increasing membership from 33 to 37. Currently, the CJC is the largest advisory board of the BCC and contrary to the county's existing policy relating to the size of advisory boards. Existing policy limits commission and advisory boards' membership to 9 - 11. Currently, all private sector members are nominated by the Economic Council (EC); however, they do not have to be a member of the EC to be nominated. Currently, there are two open private sector member appointments. In addition, at the November 3, 2015 BCC meeting Commissioner McKinlay suggested including an ex-offender as a private sector member of the CJC membership which was not approved by the CJC due to several CJC committees already having participation of ex-offenders. As an alternative, staff recommends reducing the private sector membership nominated by the EC from twelve to five allowing each County Commissioner to appoint a member with the exception of the Commissioner who serves as the BCC liaison to the CJC and adding an at-large member of the clergy nominated by the Palm Beach County ~~Ministerial~~ Clergy Alliance as a private sector member. This allows total CJC membership to remain at thirty-three. Other recommended changes include adding a BCC member to the CJC Executive Committee, defining the attendance policy and conduct of meeting, which will be incorporated in the CJC by-laws. Countywide (JB) (Admin/CJC)

REVISED TITLE: Staff:

A) requests Board direction on County Infrastructure backlog, funding of projects, and potential partnerships ~~to include~~;

B) recommends motion to receive and file on the review of the validity of the infrastructure renewal & replacement (R&R) by four engineering and architectural firms; and

C) recommends motion to receive and file on the County's Spend Analysis as prepared by RSM LLP. (Admin)

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**

FEBRUARY 9, 2016

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance

- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
 - C. Special Presentations (Page 7)

- 3. CONSENT AGENDA (Pages 8 - 30)**

- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 31) = NONE**

- 5. REGULAR AGENDA (Pages 32 - 37)**

- 6. BOARD APPOINTMENTS (Page 38)**

- 7. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 39)**

- 8. STAFF COMMENTS (Page 40)**

- 9. COMMISSIONER COMMENTS (Page 41)**

- 10. ADJOURNMENT (Page 41)**

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- 2C-2 2-1-1 Awareness Week
- 2C-3 Developmental Disabilities Awareness Day
- 2C-4 Palm Beach County CPR Day
- 2C-5 Ethics Awareness Month
- 2C-6 Eating Disorders Awareness Week

CONSENT AGENDA

A. ADMINISTRATION

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- 3A-1 Cooperative Agreement Amendment No. 1 with the U.S. Department of Housing & Urban Development for a fair housing training conference in Palm Beach County

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- 3A-2 Agreement with Friends of Foster Children of Palm Beach County, Inc. for implementation of the Community Back to School: Putting Kids First Program

B. CLERK & COMPTROLLER

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- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list

C. ENGINEERING & PUBLIC WORKS

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- 3C-1 Work Order No. 2013052-058 with Community Asphalt Corp. to mill and resurface Jog Road (south of Hypoluxo Road to 10th Avenue North)
- 3C-2 Annual Roadway Landscaping Contract with Arazoza Brothers Corporation
- 3C-3 Annual Asphalt Milling and Resurfacing Contracts with Ranger Construction Industries, Inc. and Community Asphalt Corp.
- 3C-4 Contract with West Construction, Inc. for construction of Palmetto Park Road Bridge over the Lake Worth Drainage District E-1 Canal Sidewalk improvements project

D. COUNTY ATTORNEY - None

E. COMMUNITY SERVICES

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- 3E-1 Independent Living Systems Provider Network re-credentialing applications to verify DOSS credentials for long-term care managed care programs
- 3E-2 Amendments to three agency contracts for various Ryan White Program services

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- 3E-3 Florida Department of Children & Families Grant Agreement/Contract for Provision of Services with Farmworkers Coordinating Council of Palm Beach County, Inc. for homeless prevention services

F. AIRPORTS

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- 3F-1 Contract with Rosso Site Development, Inc. for construction of Taxiway W at PBIA

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- 3F-2 Change Order No. 1 with The Morganti Group, Inc. for security improvements at PBI
- 3F-3 First Amendment to Non-Signatory Airline Agreement with Air Canada
- 3F-4 General Aeronautical Services Permit with DAL Global Services, LLC for support services to airlines operating at PBI
- 3F-5 Non-Signatory Airline Agreement with Air Canada
- 3F-6 Non-Signatory Airline Agreement with Spirit Airlines, Inc.

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- 3F-7 Non-Signatory Airline Agreement with WestJet

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET - None

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 14

- 3H-1 Receive and file six standard agreements for Facilities Development & Operations

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- 3H-2 One-time retroactive extension of the final request date for submittal of municipalities' FY 2015 request for reimbursement revenues derived from moving traffic citations

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- 3H-3 Amendment No. 1 to seven annual HVAC contracts for one-year extension

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- 3H-4 Amendment No. 1 to eight annual minor construction contracts for one-year extension

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- 3H-5 Resolution authorizing an Amended and Restated Agreement of Lease with the Department of Military Affairs Armory Board for continued use of 18 acres at 3193 Gun Club Road
- 3H-6 First Amendment with Wallace K. Lutz and Theresa C. Lutz for lease of office space at 607 South Main Street, Belle Glade for Community Action Program
- 3H-7 License Agreement w/School Board of Palm Beach County for use of School Board property for a temporary customer service and maintenance facility for Water Utilities in West County

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- 3H-8 Contract with Ryman Mechanical, Inc. for HVAC replacement project at Pahokee Gymnasium

I. ECONOMIC SUSTAINABILITY

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- 3I-1 Receive and file two standard documents for Economic Sustainability
- 3I-2 Agreement with the City of Greenacres for installation of drainage improvements along several alleyways in the City
- 3I-3 Certification of Consistency with the Consolidated Plan for the Palm Beach County Housing Authority in connection with their grant application to Housing & Urban Development

J. PLANNING, ZONING & BUILDING

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- 3J-1 Building Code Advisory Board appointment

K. WATER UTILITIES

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- 3K-1 Work Authorization No. 4 with Hinterland Group, Inc. for the Lift Station Rehabilitation project

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- 3K-2 Change Order No. 2 with Florida Design Drilling Corporation for the Water Treatment Plant No. 11 Floridan Aquifer Wells Rehabilitation project
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- 3K-5 Interlocal Agreement for Reimbursement of Certain Paving Costs for 40th Street North with Indian Trail Improvement District

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- 3K-6 Emergency Procurement for the Offsite Reclaimed Water Main project for The Ballpark of the Palm Beaches

L. ENVIRONMENTAL RESOURCES MANAGEMENT

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- 3L-1 Grant Agreement FWC-15107 with the Florida Fish & Wildlife Conservation Commission for monitoring events on 21 reefs
- 3L-2 Task Order No. 1330-03 with Taylor Engineering, Inc. for sea turtle monitoring during the 2016 sea turtle nesting season

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- 3L-3 Contract for Consulting/Professional Services with the Loggerhead Marinelifelife Center, Inc. for sea turtle monitoring services for the Jupiter-Carlin Shore Protection project
- 3L-4 Federal Financial Assistance Subrecipient Agreement No. 022883 w/Florida Dept of Agriculture & Consumer Services associated with the monitoring of four-petal pawpaw on the Juno Dunes Natural Area

M. PARKS & RECREATION

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- 3M-1 Non-Standard Amphitheater Rental Agreement with JM Family Enterprises, Inc. for a company picnic at Sunset Cove Amphitheater

N. LIBRARY - None

P. COOPERATIVE EXTENSION SERVICE - None

Q. CRIMINAL JUSTICE COMMISSION - None

R. HUMAN RESOURCES - None

S. FIRE RESCUE

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- 3S-1 Agreement with BAR Education, Inc. for clinical field experience to Paramedic and EMT students
- 3S-2 Regional Hazardous Materials Oversight Committee appointment/reappointment

T. HEALTH DEPARTMENT - None

U. INFORMATION SYSTEMS SERVICES

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- 3U-1 Revision to the standard interlocal agreement for services used by ISS for various non-Ad Valorem districts

V. METROPOLITAN PLANNING ORGANIZATION - None

W. PUBLIC AFFAIRS - None

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3X-1 Emergency Generator Use Agreement with South Florida Fair and Palm Beach County Expositions, Inc. for secondary power source during times of disaster and/or national emergencies

3X-2 Emergency Medical Services Advisory Council appointment

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3X-4 Deleted

3X-5 Contract with the Florida Department of Health for provision of Green Dot Strategy prevention services to reduce sexual violence

Y. PURCHASING - None

Z. RISK MANAGEMENT - None

AA. PALM TRAN - None

BB. YOUTH SERVICES

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3BB-1 Memorandum of Agreement with the Children's Services Council of Palm Beach County relating to the Forum for Youth Investment/Youth Master Plan

CC. SHERIFF

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3CC-1 SubRecipient Agreement for Federal Grant Funding Assistance with the Florida Department of Law Enforcement relating to forensic services

3CC-2 Contribution from Lincoln Financial Group for reimbursement of a portion of administrative cost relating to the Sheriff's 12-b-1 employee deferred compensation plan

PUBLIC HEARINGS – 9:30 A.M.

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REGULAR AGENDA

COOPERATIVE EXTENSION

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5A-1 Third Amendment with the Friends of the Mounts Botanical Garden, Inc. to provide funding for a gardener position

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5B-1 FY 2015-2016 State Housing Initiatives Partnership budget allocations

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5C-1 Funding Agreements with the cities of Belle Glade, South Bay and Pahokee for code enforcement services

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STAFF COMMENTS (Page 40)

COMMISSIONER COMMENTS (Page 41)

ADJOURNMENT (Page 41)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring February 14 – 20, 2016 as “Dori Saves Lives Florida Road Safety Awareness Week” in Palm Beach County. (Sponsored by Commissioner Vana)
2. Proclamation declaring February 11 – 17, 2016 as “2-1-1 Awareness Week” in Palm Beach County. (Sponsored by Commissioner Burdick)
3. Proclamation declaring February 27, 2016 as “Developmental Disabilities Awareness Day” in Palm Beach County. (Sponsored by Commissioner Abrams)
4. Proclamation declaring February 13, 2016 “Palm Beach County CPR Day.” (Sponsored by Mayor Berger)
5. Proclamation declaring March 2016 as “Ethics Awareness Month” in Palm Beach County. (Sponsored by Mayor Berger)
6. Proclamation declaring February 22 – 28, 2016 as “Eating Disorders Awareness Week” in Palm Beach County. (Sponsored by Commissioner Taylor)
7. **ADD-ON:** Proclamation declaring February 9 2016 as “Anquan Boldin Day” in Palm Beach County. (Sponsored by Commissioner McKinlay)
8. **ADD-ON:** Zika Virus Update by Palm Beach County Health Department and Environmental Resources Management Department

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. REVISED TITLE & SUMMARY: Staff recommends motion to:

A) ratify the Mayor's signature on Cooperative Agreement No. FF204K154023 Amendment No. 1 with the U.S. Department of Housing and Urban Development (HUD), allowing the Office of Equal Opportunity (OEO) to receive revenue for negotiating hotel contracts and speaker costs for a fair housing training in Palm Beach County;

B) approve a Budget Amendment in the HUD – Fair Housing Fund (Fund 1252) in the amount of \$30,000 to recognize the increased grant revenue;

C) ratify the Director, Office of Equal Opportunity's signature on the Group Sales Event Agreement with Related Companies, Inc. d/b/a Hilton West Palm Beach retroactive to February 1, 2016, which addresses the room block reservation agreement for attendees of the fair housing training in Palm Beach County scheduled for March 15 – 17, 2016; and

D) delegate authority to the County Administrator or her designee, OEO Director, to sign venue and speaker contracts for the fair housing training in Palm Beach County scheduled for March 15 – 17, 2016 documents related to Cooperative Agreement with the U.S. Department of Housing and Urban Development related to fair housing activities.

SUMMARY: OEO has an Addendum to the Memorandum of Understanding with HUD through 2020. The original Cooperative Agreement was presented to the Board on November 17, 2015 (R2015-1594). HUD has awarded the Office of Equal Opportunity \$30,000 for acting as the host agency for the Region IV FHAP/FHIP Partnership Conference, for a new total of \$290,825. The conference will take place in Palm Beach County March 15 – 17, 2016. This training will bring together government and private fair housing enforcement agency staff from eight states and HUD. In order for OEO to receive the revenue from HUD in a timely fashion to negotiate contracts with vendors, execution of this Contract was required prior to February 2016. This agenda item deals with the ability for OEO to receive the revenue under the agreement with HUD. OEO cannot receive the revenue without the Board's approval. The agreement to receive the revenue needed to be signed by the Mayor. The Mayor signed the agreement on ~~January 27, 2016~~ February 2016 for OEO to receive the revenue, but the full Board needs to ratify the Mayor's signature. Countywide (DRO)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

2. Staff recommends a motion to:

A) approve an Agreement with Friends of Foster Children of Palm Beach County, Inc. in an amount not to exceed \$100,000 for the implementation of the Community Back to School: Putting Kids First Program;

B) authorize an advance payment to the Friends of Foster Children of Palm Beach County, Inc. up to \$50,000 to purchase school supplies for the Back to School Bash;

C) approve a Budget Transfer of \$100,000 from the CCRT Reserve Funding in the Capital Outlay Fund to establish a transfer to the OCR Special Projects and Initiatives Fund; and

D) approve a Budget Amendment of \$100,000 in the OCR Special Projects and Initiatives Fund to recognize and appropriate the transfer from the Capital Outlay Fund of \$100,000 for the Community Back to School: Putting Kids First Program.

SUMMARY: This Agreement provides for the County to provide advance payments to Friends of Foster Children of Palm Beach County, Inc. and authorize payments to County approved vendors in an amount not to exceed One Hundred Thousand Dollars (\$100,000) for the costs of purchasing bookbags and school supplies associated with the implementation of the "Community Back to School Bash: Putting Kids First Program" (Bash). The Bash was originally approved by the Board of County Commissioners in 2006 to provide school supplies to underserved kids throughout Palm Beach County. Along with school supplies, children also receive free school physicals, immunizations, haircuts, and clothing to ensure that they are ready for the first day of school. Additionally, the Bash provides families with exposure to other community resources to help them on their road to self-sufficiency and improve their children's success in school. Funding for this Bash is available from CCRT Recouped Funding Reserves. Advance payments are necessary because the Friends of Foster Children of Palm Beach County, Inc. do not have access to the necessary capital to upfront all the cash needed for the Bash implementation, and can move forward with the purchase some of the school supplies. Advance payments will not exceed \$50,000. This Agreement begins on February 15, 2016 and ends on October 31, 2016. Countywide (AH)

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	October 20, 2015
Workshop	November 24, 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

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Work Order No. 2013052-058 (Work Order) in the amount of \$1,650,000 to mill and resurface Jog Road from south of Hypoluxo Road to 10th Avenue North (Improvements) utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2013-0235 with Community Asphalt Corp. **SUMMARY:** Approval of this Work Order will allow the contractual services necessary to construct the Improvements. Funding is provided within the Five Year Road Program. Per County PPM CW-F-050, this Work Order exceeds the threshold relating to staff approvals of contracts, thus requiring approval from the Board of County Commissioners. Districts 2 & 3 (MRE)

2. **Staff recommends motion to approve:** an Annual Roadway Landscaping Contract (Contract) with Arazoza Brothers Corporation, (Arazoza), in an amount not to exceed the total value of \$1,210,000. **SUMMARY:** Approval of this Contract will provide services for all labor, materials, equipment and incidentals required to prepare the landscape sites to final grade, install landscape trees, plants, sod, and irrigation systems in accordance with plans and as specified by various Palm Beach County Departments on an as needed basis. Arazoza is a Miami-Dade County registered business. The Small Business Enterprise (SBE) goal for the Contract is 15%. The SBE participation committed to by Arazoza is 0%. Countywide (MRE)

3. **Staff recommends motion to approve:** the Annual Asphalt Milling and Resurfacing Contracts (Contracts), Project No. 2015053, with Ranger Construction Industries, Inc., (Ranger), and Community Asphalt Corp. (Community), in an amount not to exceed the total value of \$11,000,000. **SUMMARY:** Approval of these Contracts will provide services for maintenance of Palm Beach County (County) roadways and other facilities on an as needed basis. The Contracts include milling and disposal of existing asphalt pavement, maintenance of traffic, cleaning of surfaces for finish applications, and furnishing, hauling, and placement of specified asphalt courses. Ranger is a County registered business. Community is a Miami-Dade County registered business, but they have a permanent business office within Palm Beach County. The Small Business Enterprise (SBE) goal for the project is 15%. The SBE participation committed for the project is 15.00% overall by Ranger and 15.07% overall by Community. Countywide (MRE)

4. **Staff recommends motion to approve:** a Contract with West Construction, Inc. (West) in the amount of \$118,540 for the construction of Palmetto Park Road Bridge over the Lake Worth Drainage District E-1 Canal Sidewalk Improvements (Project). **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to West, a Palm Beach County company, to begin construction of the Project. Improvements include replacement of the double barrier system on the south side of the bridge with a raised sidewalk and vertical traffic barrier. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. The SBE participation proposed for the Project by West is 15.59%. District 4 (MRE)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** Independent Living Systems (ILS) Provider Network re-credentialing applications, to verify Division of Senior Services (DOSS) credentials for long-term care managed care programs, as required by Florida Agency for Health Care Administration (ACHA). **SUMMARY:** DOSS currently has a Standard Agreement with Independent Living Systems, L.L.C. (R2013-0862). ILS has implemented credential verification guidelines which require ongoing monitoring and maintenance of all active providers' records to ensure that all information is accurate and up to date. ILS is in the process of reviewing DOSS records to verify and update records as required by AHCA and in accordance with applicable state law. DOSS will continue to provide long-term managed care in-home care and community based services as a service provider. (DOSS) Countywide (HH)

2. **Staff recommends motion to approve:** Amendments to Contract for Provision of Ryan White Part A HIV Health Support Services with below listed agencies, for the period March 1, 2015, through February 29, 2016 in an amount totaling \$343,362:
 - A)** Amendment No. 2 to contract with Compass, Inc. (R2015-0615), to increase funding by \$112,425, for a new total contract amount not to exceed \$810,734;

 - B)** Amendment No. 4 to contract with FoundCare, Inc. (R2015-0616), to increase funding by \$223,575, for a new total contract amount not to exceed \$4,001,599; and

 - C)** Amendment No. 2 to contract with Legal Aid Society of Palm Beach County, Inc. (R2015-0468), to increase funding by \$7,362, for a new total contract amount not to exceed \$308,222.

SUMMARY: Ryan White HIV Health Support service dollars are reviewed throughout the contract year and reallocated to best meet the needs of affected clients. These funds will allow our system of care to provide additional medical and support services to Palm Beach County residents living with HIV/AIDS. These amendments are for services for HIV affected clients, which include Non Medical Case Management-Determining Eligibility, Medical Case Management, Health Insurance Premium and Cost Sharing Assistance and Legal Aid Services. Legal Aid Society of Palm Beach County, Inc. requested IT infrastructure assistance to upgrade and replace aging desktops and laptops for Ryan White Legal Project attorney and paralegal staff. The increase will allow for new work stations which will improve productivity for staff members. No County funds are required. (Ryan White) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to:

A) receive and file Florida Department of Children and Families (DCF) Grant Agreement No. IPZ04 for a period ending June 30, 2017, in the amount of \$58,118, for homeless prevention services; and

B) receive and file Contract for Provision of Services with Farmworker Coordinating Council of Palm Beach County, Inc., for the period November 1, 2015, through June 30, 2017, in an amount not to exceed \$58,118, for homeless prevention services for 28 families; and

C) approve Budget Amendment of \$58,118 in the General Fund, Human Services Division, to establish the grant budget.

SUMMARY: In 2013, the Florida Legislature created the Homeless Prevention Grant program to provide emergency financial assistance to families facing the loss of their housing due to a financial crisis. On July 21, 2015, the DCF Homeless Grant Application was presented to the Board of County Commissioners ratifying the Mayor's signature, and signature authority was granted to the County Administrator, or her designee to execute these contracts. All funds must be expended no later than June 30, 2016. A report is due to DCF providing one-year follow up statistics; as a result, DCF is requiring the grant period be in force through June 30, 2017. These contracts are being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's office to note and receive these contracts. No County match funds are required. (Human Services) Countywide (HH)

F. AIRPORTS

1. Staff recommends motion to approve:

A) a Contract with Rosso Site Development, Inc. in the amount of \$3,558,817.62 for the construction of Taxiway W project at Palm Beach International Airport (PBIA);

B) a Budget Amendment of \$3,517,128 in the Airports Improvement and Development Fund to recognize Passenger Facility Charge (PFC) revenue; and

C) a Budget Transfer of \$3,517,128 in the Airports PFC Fund to transfer PFC funds to the Airports Improvement and Development Fund, including a transfer from PFC Reserves in the amount of \$3,517,128.

SUMMARY: This project was advertised utilizing the County's competitive bid process. On November 24, 2015, three bids were received to construct Taxiway W at PBIA. Of the three bids, Rosso Site Development, Inc., a Palm Beach County company has been identified as the lowest responsible/responsive bidder in the amount of \$3,558,817.62. The Disadvantaged Business Enterprise (DBE) goal for this project was established at 14%. Rosso Site Development, Inc. is responsive to the DBE requirements and has committed to a minimum of 15.72% DBE participation. Florida Department of Transportation grant funding of \$3,575,276 and PFC funds of \$3,517,128 are being utilized to fund this project. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. **Staff recommends motion to approve:** Change Order No. 1 to Amendment No. 5 (Task M-5) to the Construction Manager (CM) at Risk Contract with The Morganti Group, Inc. for Security Improvements – Phase 2 at Palm Beach International Airport (PBIA) in the amount of \$148,365 and 185 calendar days. **SUMMARY:** The Contract with The Morganti Group, Inc. for CM at Risk Services for Terminal Improvements at PBIA was approved by the Board on June 4, 2013 (R2013-0663). The Contract is for two years with three one-year renewal options and is a task order based contract for CM at Risk Services at PBIA. The Morganti Group, Inc. is a Danbury, Connecticut, based firm; however, the work will be directly managed by their southeast regional office in Palm Beach County. Amendment No. 5 (Task M-5) in the amount of \$4,726,000 and 460 calendar days was approved by the Board on June 3, 2014 (R2014-0768). Approval of Change Order No. 1 in the amount of \$148,365 and 185 calendar days will provide compensation to the contractor to complete the Security Improvements – Phase 2 project at PBIA. The Disadvantaged Business Enterprise (DBE) goal for this contract is 13%. The total to date participation for this contract is 7.16 %. Countywide (AH)

3. **Staff recommends motion to approve:** First Amendment to Non-Signatory Airline Agreement with Air Canada, a Canadian Corporation, providing for minor revisions to the standard form agreement. **SUMMARY:** This Amendment provides for minor revisions to the Non-Signatory Airline Agreement requested by Air Canada, including clarifications to provisions related to the condition of the airline premises, removal of personal property, and reassignment of the airline's preferential use premises by the County. Countywide (AH)

4. **Staff recommends motion to receive and file:** General Aeronautical Services Permit with DAL Global Services, LLC, commencing December 1, 2015, terminating on September 30, 2016, 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 and the payment of service fees in the amount of seven percent (7%) of gross revenues derived from airlines except signatory airlines. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2010-0708. Countywide (AH)

5. **Staff recommends motion to receive and file:** Non-Signatory Airline Agreement with Air Canada, a Canadian Corporation, commencing October 25, 2015, and terminating September 30, 2016, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Non-Signatory Agreement above was approved by the Board of County Commissioners in R2014-1575. Countywide (AH)

6. **Staff recommends motion to receive and file:** Non-Signatory Airline Agreement with Spirit Airlines, Inc., commencing November 1, 2015, and terminating September 30, 2016, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Non-Signatory Agreement above was approved by the Board of County Commissioners in R2014-1575. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

7. Staff recommends motion to receive and file: Non-Signatory Airline Agreement with WestJet, an Alberta Partnership, commencing December 1, 2015, and terminating September 30, 2016, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Non-Signatory Agreement above was approved by the Board of County Commissioners in R2014-1575. Countywide (AH)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file:

A) Standard License Agreement for Use of County-Owned Property with the Palm Beach Chapter of the Florida Engineering Society (Vista Center);

B) Standard License Agreement for Use of County-Owned Property with Lynn Steinhart (North County Senior Center);

C) Standard Equipment Use Agreement with the Palm Beach County Sports Commission, Inc. (NAIA Championship Event);

D) Standard License Agreement for Use of County-Owned Property with Trump International Golf Club L.C. (Ladies Opening Day Card Event);

E) Standard License Agreement for Use of County-Owned Property with Elizabeth L. Dennis (North County Senior Center); and

F) Standard License Agreement for Use of County-Owned Property with the South Florida Fair & Palm Beach County Expositions, Inc., a Florida not-for-profit corporation (South Florida Fair).

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The standard Agreements, dated from September 10, 2015 to December 30, 2015, have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. The Standard License Agreements were approved in accordance with R2010-0333, as amended and approved by the Board on October 1, 2013 (the "Resolution"). The Standard Equipment Use Agreement, dated November 6, 2015, was executed on behalf of the Board by the County Administrator or his designee, in accordance to Board approval on October 1, 2013. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve: a one-time retroactive extension of the final request date contained in Resolution R2012-1942 from December 15, 2015 to February 15, 2016 for submittal of the municipalities' Fiscal Year 2015 request for reimbursement revenues derived from moving traffic citations. **SUMMARY:** Resolution 2012-1942 (the "Resolution") authorizes the annual reimbursement of municipalities that have achieved interoperability standards A-F for eligible equipment, systems devices, software and related expenditures for its public safety radio communications needs, in the amount collected by moving traffic citations issued by each municipal law enforcement agency. The Resolution establishes the annual Reimbursement Request Period as October 1st through the following September 30th annually, with a final request date of December 15th. This year approximately ten municipalities missed the December 15th deadline for requesting the FY 2015 reimbursement and some of which have requested an extension. While any funds not reimbursed represent general fund equivalent dollars in the amount of \$108,999.68, Staff is recommending approval of a one-time extension to February 15, 2016 to demonstrate the County's support for municipal efforts during this critical time as all municipalities upgrade to the P25 platform. (FDO Admin) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve: Amendment No. 1 to seven annual HVAC contracts extending the term for one year and increasing the maximum dollar value by \$1,000,000:

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>Status</u>	<u>Total Dollar in Work Orders To Date</u>	<u>Total SBE Participation To Date</u>
A) Air Handlers of the Palm Beaches, Inc.	R2015-0044	SBE/Local	\$28,691	100%
B) E.C. Stokes Mechanical Contractor, Inc.	R2015-0046	SBE/Local	\$21,801	100%
C) Farmer & Irwin Corp.	R2105-0047	Non-SBE/Local	\$79,489	0%
D) Keystone Critical Systems & Advisors, LLC	R2015-0048	Non-SBE/Local	\$0.00	0%
E) Precision Air Systems, Inc.	R2015-0049	SBE/Local	\$407,614	87.2%
F) The Airtex Corporation	R2015-0050	SBE/Local	\$4,199	100%
G) Thermo Air, Inc.	R2015-0051	Non-SBE/Non-Local	\$241,548.65	20.8%

SUMMARY: These annual HVAC contracts are indefinite-quantity contracts with a maximum cumulative value. Projects are bid among the pre-qualified participants. These amendments are renewals to the contracts. The original contracts provided for an initial one year term with four one-year renewal options. During the first term of these contracts, the County awarded \$981,252.65 in work orders. In addition, Staff is requesting the cumulative limit be increased by \$1,000,000 for a total cumulative value of \$3,000,000 and the contracts extended for one year or when the contract value is reached, whichever comes first. All contractors are Palm Beach County companies with the exception of Thermo Air, Inc. (Broward). The Small Business Enterprise (SBE) participation goals for the HVAC contracts are 15%. The cumulative SBE participation for all work orders to date is 65.4%. (Capital Improvements) Countywide (ME)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to approve: Amendment No. 1 to eight annual minor construction contracts extending the term for one year and increasing the maximum dollar value by \$1,000,000:

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>Status</u>	<u>Total Dollar in Work Orders To Date</u>	<u>Total SBE Participation To Date</u>
A) All-Site Construction, Inc.	R2015-0155	SBE/Local	\$199,411.75	26%
B) Andrea Construction, Inc.	R2015-0157	SBE/Local	\$147,497.86	66.3%
C) ANZCO, Inc.	R2105-0158	Non-SBE/Local	\$0.00	0%
D) DCOTA Contracting, Inc.	R2015-0161	SBE/Local	\$21,375	5%
E) Joe Schmidt Construction, Inc..	R2015-0164	SBE/Local	\$186,998.23	34%
F) J. Rawn Enterprises, Inc.	R2015-0165	SBE/Local	\$42,972	35%
G) Ralph Della-Pietra, Inc.	R2015-0167	SBE/Local	\$244,434	18.7%
H) Robling Architecture Construction, Inc.	R2015-0168	SBE/Local	\$0.00	0%

SUMMARY: These annual Minor Construction contracts are indefinite-quantity contracts with a maximum cumulative value per year. Projects are bid among the pre-qualified participants. These amendments are renewals to the contracts. The original contracts provided for an initial one year term with four one-year renewal options. During the first term of these contracts, the County awarded \$890,230.59 in work orders. In addition, Staff is requesting the cumulative limit be increased by \$1,000,000 and the contracts extended for one year or when the contract value is reached, whichever comes first. All contractors are Palm Beach County companies. The Small Business Enterprise (SBE) participation goals for the minor construction contracts are 15%. The cumulative SBE participation for all work orders to date is 39.5%. (Capital Improvements) Countywide (ME)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to:

A) adopt a Resolution authorizing an Amended and Restated Agreement of Lease with the Department of Military Affairs Armory Board, State of Florida (Armory) for the continued use of approximately 18 acres of land located at 3193 Gun Club Road, West Palm Beach; and

B) approve the Amended and Restated Agreement of Lease.

SUMMARY: On December 20, 1977, the Board approved a Lease Agreement (R77-1448) with the Armory for approximately 18.77 acres of land located at 3193 Gun Club Road, West Palm Beach, for the construction and operation of an Armory Building. The existing lease expires in approximately thirteen years on December 31, 2028. The Armory is seeking federal funding to renovate the Armory Building and add additional parking. Funding is conditional upon the Armory securing site control for a minimum of twenty-five years. The Armory has requested and Staff supports a term of twenty-six years from the effective date of this Amended and Restated Agreement of Lease with a rental rate of \$1 per year. This Amended and Restated Agreement of Lease terminates and replaces the existing lease agreement, amends Exhibit "A" to reduce the premises to 18 acres, updates the lease to include various standard County provisions, includes airspace height restrictions, the right to flight, and Airport operation protections. Should the property fail to be used as an active military organization for twelve consecutive or twenty-four cumulative months, the Amended and Restated Agreement of Lease will terminate and all the property shall revert to the County. PREM will continue to have administrative responsibility for this lease. (PREM) District 2 (HJF)

6. Staff recommends motion to approve: a First Amendment to Lease Agreement (R2013-0325) with Wallace K. Lutz, Sr. and Theresa C. Lutz, as Trustees of the Wallace K. Lutz, Sr., Revocable Living Trust dated October 8, 1991. **SUMMARY:** The County, on behalf of the Department of Community Services' Community Action Program (CAP), currently leases 1,050 SF office space at 607 South Main Street, Unit 102, in Belle Glade for services needed in the western communities. This First Amendment will extend the term of the Lease Agreement for one year from April 1, 2016, through March 31, 2017, and updates various County provisions. The annual rent for this extension period will increase one percent (1%) from \$10,500 (\$10/SF) to \$10,605 (\$10.10/SF). The Lease Agreement will be managed by Property Real Estate Management. (PREM) District 6 (HJF)

7. Staff recommends motion to approve: a License Agreement with the School Board of Palm Beach County for the continued use of School Board property for a temporary customer service and a maintenance facility for the County's Water Utilities Department (WUD) operations and maintenance crews in West County. **SUMMARY:** WUD has been using 3.8 acres of the School Board's property adjacent to the Glades Regional Water Treatment facility and the School Board's West Tech campus in Belle Glade since 2006 for its existing customer service operations, fuel storage, and a lay down area for storage of utility materials and equipment. WUD is in the process of constructing a permanent facility for operations and maintenance which is anticipated to be completed in the summer of 2017. This License Agreement provides for WUD's continued use of the School Board's property from January 1, 2016, through December 31, 2016, at the same 2015 annual rental rate of \$19,000, and may be extended for two additional six month terms, at a rate of \$9,500 per term, to coincide with completion of construction of the facility. It is anticipated that the County will require at least one of the two six-month extension periods. (PREM) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. Staff recommends motion to:

A) approve Contract with Ryman Mechanical, Inc. in the amount of \$524,777 for the Heating, Ventilation and Air Conditioning (HVAC) replacement project at Pahokee Gymnasium;

B) approve Change Order No. 1 to the contract with Ryman Mechanical, Inc. for the HVAC replacement project at Pahokee Gymnasium in the credit amount of \$145,792;

C) authorize the payment in the amount of \$15,000 to the City of Pahokee for interior improvements at the Pahokee Gymnasium upon the City approving \$60,000 in interior improvements or the City executes a funding agreement with the County whichever occurs earlier; and

D) authorize the payment to the City of Pahokee, upon final payment to Ryman Mechanical, of all remaining funds in the Pahokee Gymnasium contingency line for interior Improvements at the Pahokee Gymnasium providing that the City has already received funds pursuant to Motion C.

SUMMARY: The HVAC replacement project is Phase 2 of a multi-phase project and consists of the replacement of the existing rooftop HVAC units with new, energy efficient units and life-safety lighting improvements. The existing HVAC equipment has reached the end of their useful life spans and the lighting is not up to code. The original, as-bid scope included new HVAC units for the gymnasium, weight room, and multi-purpose room, but due to the bids significantly exceeding the available budget, scope reductions were necessary. On January 26, and after weighing various options, the Pahokee City Commission approved an option that: 1) reduced the scope of the HVAC to only the gymnasium, 2) transfer residual County funds from the deduct to offset the City's estimated \$75,000 expenses toward interior improvements, and 3) directed the City Manager to identify \$60,000 of City funds to complete the interior improvements to the Gymnasium; all in an effort to concurrently finish the HVAC and interior improvements in mid-July with final completion in mid August. This will complete the County's funding and physical involvement in this project totaling \$1,012,561 (\$837,561 from Community Development Block Grant [CDBG] and \$175,000 Ad Valorem). The remaining work includes replacing the air conditioning at the weight room and multipurpose recreational area and making various interior improvements to both areas; all of which will be fiscally and physically undertaken by the City. The total construction duration to Final Completion is 172 calendar days. The HVAC work was competitively bid with Ryman Mechanical, Inc. submitting the lowest responsible, responsive bid. Davis Bacon requirements and prevailing wage provisions apply to the contract. There is a Federal 22.4% minority participation requirement. Ryman Mechanical, Inc. is a Pasco County company. The project is funded through Department of Economic Sustainability (DES) using monies from CDBG Program as well as Ad Valorem funding by the County. The CDBG funds will be exhausted with the HVAC contract and only ad valorem funds transferred to the City. (Capital Improvements Division) District 6 (ME)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to receive and file: one Amendment to Loan Agreement and one Subordination and Intercreditor Agreement as follows:

A) Amendment No. 003 to the Loan Agreement (R2014-1921) with Community Land Trust of Palm Beach County, Inc. (CLT) under the Home Investment Partnership Program (HOME) (District 3); and

B) Subordination and Intercreditor Agreement with Citibank, N.A. under the State Housing Initiative Partnership Program (SHIP) and the Impact Fee Affordable Housing Assistance Program (IFAHAP) (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 executed on behalf of the Board of County Commissioners (BCC) by the County Administrator, or designee, in accordance with Resolution(s)/Agenda Item(s) 3I-4 and 3I-7 as approved by the BCC on October 21, 2014, and September 22, 2015. These executed documents are now being submitted to the BCC to receive and file. **SHIP and IFAHAP funds do not require a local match and the HOME Program matching requirement is met from State SHIP funds.** (JB)

2. Staff recommends motion to approve: an Agreement with the City of Greenacres in the amount of \$125,767 for the period of February 9, 2016, through February 28, 2017.

SUMMARY: This Agreement provides \$125,767 in Community Development Block Grant (CDBG) funding for the installation of drainage improvements along the alleyways between Fleming, Jennings, Perry and Martin Avenues and Swain Boulevard in the City of Greenacres. On July 21, 2015, the Board of County Commissioners approved the Fiscal Year 2015-2016 Action Plan (R2015-0939) which allocated \$125,767 for these drainage improvements. **This funding is projected to have a one year Economic Sustainability Impact of \$334,000. These are Federal CDBG funds which require no local match.** District 2 (JB)

3. Staff recommends motion to execute: a "Certification of Consistency with the Consolidated Plan" for the Palm Beach County Housing Authority (PBCHA) in connection with their grant application to the U.S. Department of Housing and Urban Development (HUD) under the Choice Neighborhoods Planning Grants Program.

SUMMARY: The PBCHA is in the process of applying to HUD for a grant under the Choice Neighborhoods Planning Grants Program. A Certification of Consistency with the Palm Beach County Consolidated Plan is required to be submitted with this application. The Department of Economic Sustainability has examined the proposed program's goals and objectives outlined in the grant application and determined that they are consistent with the overall goals and objectives outlined in the County's Consolidated Plan. The PBCHA's proposal is to acquire and redevelop Grand Lake Apartments in Belle Glade and to provide the residents with educational opportunities, job training, and employment opportunities. The County's Fiscal Year 2015-2020 Consolidated Plan identified the City of Belle Glade as a Community Development Block Grant target area which lacks, among other things, adequate and suitable housing. The Plan prioritizes the need for affordable rental housing, economic development and job training, and public services including child care. District 6 (JB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve: appointment of one member to the Building Code Advisory Board:

<u>Reappoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
William C. Bucklew	7	Building Official	Building Officials Association of Palm Beach County	2/9/2016 – 2/8/2019

SUMMARY: The Building Code Advisory Board was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for Board members is three years with no limit to the number of terms a member may serve. The Building Officials Association of Palm Beach County has nominated William C. Bucklew to serve as Building Official for District 7, to fill the vacancy created by a member who resigned a few months before the end of his term. The Board is comprised of sixteen members: seven Building Officials, one from each commission election district appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and one professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. This advisory committee membership has 16 seats, 14 currently filled and 2 vacancies, and a diversity count of White: 13 (93.00%); Hispanic-American: 1 (7.00%). The gender ratio (male: female) is 14:0. Countywide (SF)

K. WATER UTILITIES

1. Staff recommends motion to approve: Work Authorization No. 4 for the Lift Station Rehabilitation Project (Project) with Hinterland Group, Inc. in the amount of \$1,650,180.05. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Lift Station Rehabilitation Continuing Construction Contract (Contract) with Hinterland Group, Inc. (R2015-0318). Work Authorization No. 4 provides for the rehabilitation of ten submersible lift stations located throughout the WUD service area. The rehabilitation work includes replacing pumps, piping, pump guide rails, fences, concrete slabs and driveways to increase reliability, safety, security and ease of maintenance. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 0%, based on a finding by the Office of Small Business Assistance that Hinterland Group, Inc. did not provide specific information in their Schedule 2 SBE document. However, Hinterland Group, Inc. committed to 97.47% SBE participation under the Contract. Work Authorization No. 4 includes 100% SBE overall participation. The cumulative SBE participation including this authorization is 98.84% overall. Hinterland Group, Inc. is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 15-079) Districts 2, 5 & 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

2. **Staff recommends motion to approve:** Change Order No. 2 to the Contract with Florida Design Drilling Corporation (R2015-0787) for the Water Treatment Plant No. 11 (WTP 11) Floridan Aquifer Wells Rehabilitation Project (Project) in the amount of \$200,866 with a 210 day time extension. **SUMMARY:** On June 23, 2015, the Board of County Commissioners (BCC) approved the Contract with Florida Design Drilling Corporation (Contractor) for the Project. Rehabilitation of the wells is necessary to maintain the amount of raw water supply that is transmitted to WTP 11 for treatment and distribution. The Project consists of geophysical logging and testing of six Floridan Aquifer Production Wells, debris removal from the wells, acid stimulation of the wells, well development, and disinfection. Change Order No. 2 will increase the quantities of materials required in the Contract to improve the rehabilitation results and obtain baseline data for future rehabilitation activities. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Florida Design Drilling provides for SBE participation of 93.24%. Change Order No. 2 provides 0% SBE participation. The cumulative SBE participation including Change Order No. 2 is 64.22% overall. Florida Design Drilling Corporation is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 15-019) District 6 (MJ)

3. **Staff recommends motion to approve:** Supplement No. 1 to Work Authorization No. 1 (R2015-0498) for Water Treatment Plant No. 11 (WTP 11) Degasifier and Clearwell Improvements with Globaltech, Inc. in the amount of \$135,714.04 with a 90 day time extension. **SUMMARY:** On March 10, 2015, Board of County Commissioners (BCC) approved the Optimization and Improvements Design-Build Services Contract with Globaltech, Inc. (R2015-0315). On April 21, 2015, the BCC approved Work Authorization No. 1 with Globaltech, Inc. for the WTP 11 Degasifier and Clearwell Improvements. Supplement No. 1 will provide for the relocation of equipment and pipelines to improve access and enhance operational safety at WTP 11. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Globaltech, Inc. provides for SBE participation of 75% overall. Supplement No. 1 provides for SBE participation of 91.78% overall. The cumulative SBE participation, including Supplement No. 1 is 96.78% overall. Globaltech, Inc. is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 14-073) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. [Staff recommends motion to receive and file:](#) executed Agreements received during the months of October and November 2015:

A) Contract for Mechanical Integrity Testing of Deep Injection Wells at Southern Region Pumping Facility, Water Treatment Plant No. 11 and Southern Region Operation Center with All Webbs Enterprise, Inc. (WUD Project No. 15-081) (Districts 5 & 6);

B) Standard Potable Water and Wastewater Development Renewal Agreement with Coconut Northlake, LLC, No. 11-01013-000 (District 6) (OR BK 27867 PG 0274 - 0277);

C) Standard Potable Water and Wastewater Development Renewal Agreement with Ranger Construction Industries, Inc., No. 01-01199-000 (District 6) (OR BK 27867 PG 0278 - 0281);

D) Standard Potable Water and Wastewater Development Agreement with Capstone Emerald, LLC, No. 03-01037-000 (District 5) (OR BK 27927 PG 0011 - 0019);

E) Standard Potable Water and Wastewater Development Agreement with Boynton Beach Associates XXII, LLLP, No. 03-01034-001 (District 5) (OR BK 27914 PG 1585 - 1594);

F) Standard Potable Water and Wastewater Development Agreement with Atlantic Commons Associates, LLLP, No. 03-01038-000 (District 5) (OR BK 27914 PG 1567 - 1575);

G) Standard Potable Water and Wastewater Development Agreement with TLH-29 ANWAR, LLC, No. 01-01235-000 (District 6) (OR BK 27914 PG 1557 - 1567); and

H) Standard Potable Water and Wastewater Development Agreement with BI Development Group, LLC, No. 14-01001-000 (District 6) (OR BK 27914 PG 1576 - 1580).

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

5. [Staff recommends motion to approve:](#) an Interlocal Agreement for Reimbursement of Certain Paving Costs – 40th Street North (Agreement) between Palm Beach County and the Indian Trail Improvement District (ITID) in the amount of \$12,000. **SUMMARY:** The County owns property and utility facilities located off 40th Street North in the Village of Royal Palm Beach. ITID maintains the roads providing the County access to the property, including 40th Street North. Utilization of a section of 40th Street North that was previously maintained by ITID as an unpaved shell rock road resulted in citizen complaints regarding dust, traffic safety and environmental impacts. In response to these complaints, ITID undertook a project to pave the unpaved section of 40th Street North (Project). The Project will benefit the County by providing improved access to the existing property and utility projects. As such, County staff recommends the reimbursement of a portion of the Project costs to ITID. District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

6. Staff recommends motion to:

A) approve Emergency Procurement for the Offsite Reclaimed Water Main (Project) for The Ballpark of the Palm Beaches (Ballpark);

B) approve Work Authorization No. 11 with Centerline Utilities, Inc. in the amount of \$1,279,678.70; and

C) authorize the County Administrator or her designee to execute a change order to the Work Authorization No. 11 for the upsizing of a portion of the line and related equipment, in the event that the City of West Palm Beach City Commission approves the work at the City's sole cost no later than February 17, 2016.

SUMMARY: On May 7, 2013, the Board of County Commissioners (BCC) approved the Water Utilities Department Pipeline Continuing Construction Contract with Centerline Utilities, Inc. (R2013-0551)(Continuing Contract). Work Authorization No. 11 provides for the construction of reclaimed water infrastructure to transmit reclaimed water from the East Central Regional Water Reclamation Facilities (ECRWRf) to the Ballpark located at the intersection of Haverhill Road and 45th Street. The Project is needed to fulfill the County's obligation to provide reclaimed water for utilization by the proposed baseball facilities under previously executed interlocal agreements. The majority of the work under Work Authorization No. 11 was not contained within the bid line items for the Continuing Contract and is greater than the allowance for non-bid items, therefore requiring re-bidding the work or an emergency procurement. The procurement must be an emergency procurement since the delay incident in re-bidding the work would be detrimental to the interests of the County by: a) causing the Ballpark not to be completed by the 2017 Spring Training Season and therefore foregoing the associated bed tax revenues, and/or b) requiring alternate, more costly turf and landscaping to be installed which does not require as long a grow-in period. The County and HW Spring Training LLC have both reviewed the value of the work not contained in bid line items in the Continuing Contract and have satisfied themselves that the prices for the work not in bid line items are reasonable and competitive. Per the Interlocal Agreement for the Sale and Purchase of Reclaimed Water between the County and the City of West Palm Beach dated August 18, 2015 (R2015-1075) (Interlocal Agreement), the City of West Palm Beach has the option to upsize the lines to provide the City capacity to service future customers. The City has until February 17, 2016 to approve such work. Upon completion of the Project, the pipeline and metering facilities will be owned, operated and maintained by the City of West Palm Beach. The cost of the Project is being funded with proceeds from the \$135 Million Bond for development of the Ballpark. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Continuing Contract with Centerline Utilities, Inc. provides for SBE participation of 16.56%. Work Authorization No. 11 includes 16.6% overall participation. The cumulative SBE participation including this Authorization is 16.59% overall. Centerline Utilities, Inc. is not a Palm Beach County company. (WUD Project No. 16-015) Countywide/District 7 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

A) approve Grant Agreement FWC-15107 with the Florida Fish and Wildlife Conservation Commission (FWC) providing \$12,446 for twenty-two monitoring events on twenty-one reefs effective upon approval of the last party to sign through April 15, 2017;

B) approve Budget Amendment of \$12,446 in the Environmental Enhancement Saltwater Fund (1224); and

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

SUMMARY: The FWC Grant Agreement reimburses the County \$12,446 for monitoring activities associated with twenty-one reefs, including seven artificial reefs built using grant funding provided by the FWC. The majority of the work will be performed by the volunteer Palm Beach County Reef Research Team. No matching funds are required. Districts 1, 4 & 7 (AH)

2. Staff recommends motion to approve: Task Order No. 1330-03 to Contract (R2013-1330) with Taylor Engineering, Inc. (Taylor) in an amount not to exceed \$208,290 providing for sea turtle monitoring services during the 2016 sea turtle nesting season.

SUMMARY: The Board of County Commissioners (BCC) approved the Contract with Taylor, a Palm Beach County company, on October 1, 2013 (R2013-1330). The Contract was renewed for one year on September 1, 2015 (R2015-1136). This Task Order No. 1330-03 authorizes Taylor to manage permit-required sea turtle monitoring activities in association with the South Lake Worth Inlet Maintenance Dredging Project, the South Lake Worth Inlet Sand Transfer Plant Reconstruction Project, the Ocean Ridge Shore Protection Project, and the Singer Island Dune Restoration Project. The Task Order is funded by tourist development taxes and is eligible for cost sharing from the Florida Department of Environmental Protection. There is 97.2% Small Business Enterprise (SBE) sub-consultant participation on the Task Order. Taylor committed to an overall 20% SBE participation in the Contract. Districts 1 & 4 (ME)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

3. Staff recommends motion to:

A) approve a Contract for Consulting/Professional Services (Contract) with the Loggerhead Marineline Center, Inc. (LMC) for an amount not-to-exceed \$643,136 providing for a three-year period of sea turtle monitoring services for the Jupiter-Carlin Shore Protection Project and the Juno Beach Shore Protection Project, expiring December 31, 2018; and

B) authorize the County Administrator or her 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: Environmental permits issued by state and federal agencies for the Juno Beach Shore Protection Project and the Jupiter-Carlin Shore Protection Project require monitoring activities to assess the impact of beach nourishment on sea turtles. These conditions could be required through 2018 for the Jupiter-Carlin Shore Protection Project and could be required as early as 2017 for the Juno Beach Shore Protection Project. LMC a private, non-profit corporation will conduct all permit-required monitoring for these projects. The Contract is funded by tourist development taxes and is eligible for cost sharing from Florida Department of Environmental Protection (DEP). The Contract includes standard task assignments that total \$453,748 and optional task assignments that may be required which total \$189,388. District 1 (AH)

4. Staff recommends motion to:

A) approve a Federal Financial Assistance Subrecipient Agreement No. 022883 with the Florida Department of Agriculture and Consumer Services (FDACS) for reimbursement of County staff costs in an amount not to exceed \$11,037 associated with the monitoring of four-petal pawpaw (*Asimina tetramera*) upon approval of the Board of County Commissioners through November 23, 2016, located on the Juno Dunes Natural Area;

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

C) approve a Budget Amendment of \$11,037 in the Natural Areas Fund to recognize the award.

SUMMARY: The FDACS Agreement provides for reimbursement to the County up to \$11,037 for monitoring with a \$6,000 County cash match. A proposal was submitted to the Florida Statewide Endangered and Threatened Plant Conservation Program to conduct a demographic study on the federally endangered four-petal pawpaw within the Juno Dunes Natural Area. The information generated from this project will:

- provide reliable data on population status on the natural area;
- assist in determining the priority of conducting fuel reduction and/or burning of management units;
- assist in determining the long-term viability of the species; and
- determine whether spiral whitefly, a non-native insect species, may be causing detrimental effects to the plant. District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. **Staff recommends motion to approve:** a non-standard Amphitheater Rental Agreement with JM Family Enterprises, Inc., for a company picnic set up and event from February 18, 2016, through February 20, 2016, 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. JM Family Enterprises, Inc. has requested modifications to the approved standard Amphitheater Rental Agreement language. The modifications clarify the responsibilities and expectations of the County and JM Family Enterprises, Inc., for issues such as cancellation and postponement, minimum and maximum attendance, photography and recording rights, and compliance with public entity crimes certification. County net revenues generated from the company picnic event total \$4,465. District 5 (AH)

S. FIRE RESCUE

1. **Staff recommends motion to approve:** an Agreement with BAR Education, Inc., d/b/a Southeastern College for clinical field experience for the period February 9, 2016, through April 30, 2016. **SUMMARY:** This Agreement allows Palm Beach County Fire Rescue to provide clinical field experience to Paramedic and EMT students of the Southeastern College that will be completing their training program this spring. Paramedic and EMT students will respond with County paramedics to observe and assist in delivering emergency medical care under actual emergency conditions. This clinical field experience is a component of the Paramedic and EMT training required for State certification, and will enhance the available job pool of qualified personnel. Countywide (SB)
2. **Staff recommends motion to approve:** an appointment and reappointment to the Regional Hazardous Materials Oversight Committee for the term beginning on February 9, 2016, through February 8, 2019:

<u>Re-Appointment</u>	<u>Seat No.</u>	<u>Category</u>
<u>Nominee</u> Drovica Gosein-Rodriquez	2	Department of Health, PBC
<u>Appointment</u>		
<u>Nominee</u> Shon Broedell	4	PBC Fire Chiefs' Association

SUMMARY: The Hazardous Materials Oversight Committee is established in Section 11-130, Palm Beach County Code, known as the Palm Beach County Regional Hazardous Materials Response Ordinance of 1998. Appointments to this five member committee are for three year terms and are composed of members from specific areas of representation. Ms. Drovica Gosein-Rodriquez has requested to be reappointed and Darrel Donatto does not want to renew his appointment. The current ethnic diversity breakdown of the board is one Hispanic-American female and four Caucasian males. The terms of the committee members are staggered to eliminate replacing the entire committee at one time. Countywide (SB)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. **Staff recommends motion to approve:** a revised standard interlocal agreement for services provided by ISS to the various Non-Ad Valorem (NAV) districts to update insurance requirements, non-discrimination and liability language, and various other provisions applicable to revenue contracts. **SUMMARY:** These revisions to the standard agreement format were identified as ISS began to market its services to the various NAV districts, and all of the proposed changes have been reviewed with the County Attorney's Office. The original standard Interlocal Agreement and Fee Schedule were approved by the Board of County Commissioners on June 23, 2015 to enable ISS to begin charging for its services in preparing NAV assessment data for more than 50 NAV districts in Palm Beach County. These services had previously been provided by ISS at no cost to the agencies. Countywide (PFK)

X. PUBLIC SAFETY

1. **Staff recommends motion to approve:** Emergency Generator Use Agreement with the South Florida Fair and Palm Beach County Expositions, Inc., a Florida not-for-profit corporation (the Fairgrounds). The Agreement relocates and provides use of a 250KW generator to the Fairgrounds for the period commencing February 9, 2016, through February 8, 2019 and for two successive renewal periods of one-year each to provide secondary power to an identified critical infrastructure for local, state, and national response operations if commercial power is disrupted during a disaster at a cost of \$0. **SUMMARY:** The Emergency Generator Use Agreement approves the relocation of a 250KW generator to the Fairgrounds, a critical infrastructure sub-sector, for the purpose of providing a secondary power source to fairgrounds facilities during times of disaster and/or national public emergencies. **No County matching funds are required.** Countywide (JB)
2. **Staff recommends motion to approve:** an At-Large appointment for the following individual to the Emergency Medical Services Advisory Council (EMS Council) for the term from February 9, 2016 to September 30, 2017:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Recommended by:</u>
Jeffrey Welch	20	Tenet Hospital Seat	Vice Mayor Valeche Commissioner Abrams Commissioner Burdick Commissioner McKinlay Commissioner Taylor

SUMMARY: Per Resolution 2014-0100, the Board of County Commissioners approved a representative make-up of the Emergency Medical Services Council to include twenty members. Thirteen members are representatives of the various components of the EMS system with specific requirements and seven members are Commission District Consumer appointments. A memo was sent to all Board members on December 14, 2015 seeking nominations for the above at-large seat. The diversity of the current board members is as follows: eleven white males and four white females and one Hispanic female. Currently there are four vacant seats. Countywide (JB)

3. **DELETED**

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

4. DELETED

5. Staff recommends motion to:

A) receive and file the executed standard Contract (No. COHJ3) with the State of Florida, Department of Health, to receive funding for the provision of Green Dot Strategy (GDS) prevention services to reduce sexual violence in Palm Beach County in the amount not to exceed \$625,000 for the period of February 1, 2016, through January 31, 2021; and

B) approve a Budget Amendment of \$625,000 in the Public Safety Grants Fund to recognize the grant award; and

C) approve the addition of one full-time Green Dot Program Coordinator (Pay Grade 26) and one part-time Green Dot Facilitator (Pay Grade 25) to the Victim Services complement, which are 100% funded by the grant.

SUMMARY: Palm Beach County Victim Services was awarded a grant from the State of Florida, Department of Health in the amount of \$625,000 for a five year funding cycle, ending in January of 2021, to implement the Green Dot Strategy. This strategy is a comprehensive approach to violence prevention that capitalizes on the power of peer and cultural influence. It targets all community members as potential bystanders, and seeks to engage them, through awareness, education and skills practice, in proactive behaviors that establish intolerance of violence as the norm, as well as reactive interventions in high-risk situations resulting in the ultimate reduction of violence. For the first year of the Contract, the focus population will be Palm Beach County employees. The positions will be approved for the length of the grant funding and will be eliminated when the funding is discontinued. R2011-1223 authorized the County Administrator or designee to execute contracts and amendments utilizing funding from the State of Florida, Department of Health on behalf of the Palm Beach County Board of County Commissioners. **No match required by the County.** Countywide (JB)

BB. YOUTH SERVICES

1. Staff recommends motion to approve: Memorandum of Agreement with the Children's Services Council of Palm Beach County (CSC) providing funding of up to \$25,000 to the County for the reimbursement of training costs associated with the Forum for Youth Investment/Youth Master Plan for the period beginning January 1, 2016, through June 30, 2016. **SUMMARY:** On December 15, 2015, the Board of County Commissioners (Board) entered into a Contract for Consulting/Professional Services (R2015-1852) with the Forum for Youth Investment to identify priorities, consolidate existing information and identify strategies that are responsive to the geographic, economic and cultural diversity of the youth in Palm Beach County. CSC, as one of the partners in Birth to 22: United for Brighter Futures, has agreed to reimburse the County up to \$25,000 for the collective impact training component of the contract. Countywide (HH)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a SubRecipient Agreement for Federal Grant Funding Assistance between the Florida Department of Law Enforcement and the Palm Beach County Sheriff's Office through a FY15 Paul Coverdell Forensic Sciences Improvement Act Formula Grant in the amount of \$32,709, for the period of October 1, 2015, through September 30, 2016;

B) accept a Grant Adjustment Notification 001 to remove Special Condition No. 33 in the original agreement which withheld funds pending approval of revised budget; and

C) approve a Budget Amendment of \$32,709 in the Sheriff's Grant Fund.

SUMMARY: The National Institute of Justice awarded these funds to the Florida Department of Law Enforcement for the "FY15 Paul Coverdell National Forensic Sciences Improvement Grant". On December 8, 2015, the Palm Beach County Sheriff's Office was awarded funds to improve the quality of forensic services. Funds provided will be used for overtime, travel, and training costs. There is no match requirement associated with this award. Countywide (JB)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a pass-through contribution from Lincoln Financial Group in the amount of \$12,122.83 which represents reimbursement of a portion of administrative cost paid by Palm Beach County Sheriff's employees for FY 2015; and

B) approve a Budget Amendment of \$12,123 in the Sheriff's Grant Fund.

SUMMARY: As contracted, Lincoln Financial Group is responsible to pay fees incurred in the administration of the Palm Beach County Sheriff's Office (PBSO) 12-b-1 employee deferred compensation plan. On December 7, 2015, the PBSO received a reimbursement of a portion of the administrative cost paid by employees for FY 2015. Once accepted, the funds will be transferred to the employee welfare organization 501(c)(4). There is no match requirement associated with this award. Countywide (JB)

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FEBRUARY 9, 2016

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

NONE

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5. REGULAR AGENDA

A. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve:

A) Third Amendment to the agreement (R2013-0201) with the Friends of the Mounts Botanical Garden, Inc. to extend the term of the Agreement retroactive from February 4, 2016 to September 30, 2016 and provide funding for a gardener position in an amount not to exceed \$39,328;

B) a Budget Amendment of \$39,328 in the Cooperative Extension Revenue Fund to recognize new funding; and

C) a Budget Transfer of \$15,731 from the General Fund Contingency to Fund 1482 Cooperative Extension Revenue.

SUMMARY: The Third Amendment provides for the Friends of the Mounts Botanical Garden, Inc. (FMBG) to provide funding to the County in amount not to exceed \$23,597 (60%) for a gardener (Pay Grade 17) position beginning February 4, 2016 and ending on September 30, 2016. The County will be funding the remaining \$15,731 (40%) for a total of \$39,328. The position will continue to support The Mounts Botanical Garden of Palm Beach County. The Amendment is to provide funding through the end of FY16. This grant funded position will be eliminated when funding is discontinued. District 7 (AH)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY

1. **REVISED BACKUP: Staff recommends motion to approve:** the Fiscal Year 2015-2016 State Housing Initiatives Partnership (SHIP) budget allocations for affordable housing strategies as follows:

-	Second Mortgages	\$1,126,779
-	Veterans Homeownership	\$1,000,000
-	Housing Rehabilitation	\$ 601,967
-	Developer Rental Assistance	\$ 494,000
-	Homeless Prevention	\$ 250,000
-	Special Needs	\$ 992,213
-	Program Administration	\$ 496,106

SUMMARY: Palm Beach County received an allocation of \$4,961,065 from the Florida Housing Finance Corporation (FHFC) for SHIP Fiscal Year 2015-2016. A comprehensive outreach to multiple housing service providers and stakeholders was conducted and the funding recommendations are a result of their input. SHIP regulations require that at least 65% of a local jurisdiction’s SHIP funding allocation be designated for homeownership activities and that 20% of the funding allocation be expended on special needs applicants. The Second Mortgage, Veterans Homeownership, Housing Rehabilitation and Homeless Prevention programs selection criteria will be based on a first qualified, first served basis subject to funding availability. Priority preference for these programs will be given to special needs households which include persons with disabilities, elderly and veterans. Funding for Developers will include preference given to projects in the Glades per Board of County Commissioner’s prior direction. The distribution of Developer Rental Assistance funding will be made through a competitive Request for Proposals. Per the current Local Housing Assistance Plan approved by the Board of County Commissioners (BCC), five percent (5%) of the total allocation has been dedicated to Project Delivery and rolled into each activity based on the percentage estimate of use per activity. Current accomplishments include 1,168 single-family homes with affordable restrictions preserved and 2,687 multi-family units with affordable restrictions preserved. SHIP programs serve from very low (50% or below) area median incomes (AMI) to low and moderate AMI (between 51% and 140%) which now includes workforce housing income levels. **These are State SHIP funds which require no local match.** Countywide (JB)

2. **ADD-ON, REVISED TITLE & SUMMARY: Staff recommends motion to approve:**

A) PRCMVAL Acquisition, LLC (PRCMVAL) together with its permitted assignee, PRCP-Abacoa Investment, LLC (PRCP) as the purchaser of the property identified in the Declaration of Restrictions granted to Palm Beach County by Dakota Abacoa Housing, LLC (DAH) on June 21, 2012, and recorded in Official Records Book 25305, Page 544, of the Public Records of Palm Beach County, Florida;

B) Jackson National Life Insurance Company as PRCMVAL’s and PRCP’s first mortgage lender in connection with their purchase of the above stated property; and

C) Delegation of authority to the County Administrator, or her designee, to execute a Subordination Agreement with Jackson National Life Insurance Company, any other documents required in connection with the closing of the aforesaid sale of the above stated property, amendments to the Declaration of Restrictions, and a Release of Restrictions upon the receipt of full repayment of the amount secured by the Declaration of Restrictions.

SUMMARY: On April 3, 2012, the Board of County Commissioners (BCC) approved (R2012-0524) \$445,512 in impact fee credits for DAH under the Impact Fee Affordable Housing Assistance Program. A Certificate of Award was provided which enabled DAH to receive impact fee credits for 132 of 142 rental housing units at the Dakota Apartments project. A Declaration of Restrictions in favor of Palm Beach County was recorded against the property to secure these funds and to ensure a 15 year affordability period. The construction of the project was completed in 2014 and the units were put in service. DAH wishes to sell the property to PRCMVAL and PRCP as the permitted assignee, and has requested approval of this purchaser as required under the Declaration of Restrictions. PRCMVAL and PRCP have ~~has~~ committed to accept the restrictions and conditions of the Declaration of Restrictions as required therein. Approval of the new first mortgage lender, Jackson National Life Insurance Company, in lieu of PNC Bank who is identified in the Declaration of Restrictions as the first mortgage lender, is also required in order to subordinate the lien of the Declaration of Restrictions to that of the new first mortgage. Delegation of authority to the County Administrator, or her designee, is requested in order to facilitate the sale transaction in a timely manner. **These funds are from interest earned by the Impact Fee Fund.** District 1 (JB)

5. REGULAR AGENDA

C. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

A) approve a one year Funding Agreement in the amount of \$108,278 for code enforcement services within the City of Belle Glade;

B) approve a one year Funding Agreement in the amount of \$66,465 for code enforcement services within the City of Pahokee;

C) approve a one year Funding Agreement in the amount of \$51,474 for code enforcement services within the City of South Bay; and

D) approve a Budget Transfer in the amount of \$226,217 from contingency reserves to fund these associated contracts for code enforcement services in the Glades.

SUMMARY: These Agreements will provide for one additional code enforcement officer within the cities of Belle Glade, Pahokee and South Bay, respectively, for a period of one year. The Belle Glade Agreement will also provide for one code enforcement vehicle lease for a period of one year. The Pahokee and South Bay Agreements will also fund the purchase of code enforcement software systems that will increase the future efficiencies of the cities' code enforcement programs. District 6 (SF)

5. REGULAR AGENDA

D. ADMINISTRATION

1. REVISED TITLE & SUMMARY: Staff recommends motion to approve:

A) on preliminary reading and advertise for public hearing on ~~April 19, 2016~~ March 1, 2016: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Chapter 2, Article V, Division 5 of the Palm Beach County Code Ordinance No. 1988-16, amended by Ordinance No. 1989-003, amended by Ordinance No. 1990-038, amended by Ordinance No. 1992-014, amended by Ordinance No. 1992-025, amended by Ordinance No. 1993-001, amended by Ordinance No. 1993-035, amended by Ordinance No. 1995-006, and amended by 2014-003; relating to the Criminal Justice Commission of Palm Beach County; amending Section 2-216 (operation); amending Section 2-221 (administration); providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date; and

B) termination of the Letter of Agreement with former Chairman of the Criminal Justice Commission (CJC). The letter delineated responsibilities of the CJC that are now incorporated in the CJC Ordinance.

SUMMARY: On November 3, 2015, the Board of County Commissioners (BCC) directed staff to work with Commissioner Taylor, various members of the CJC, Economic Council (EC), and the Chief Judge to review the structure of the CJC. The committee met on November 13, 2015 and made the following recommendations to the CJC Ordinance: 1) Modify the reporting relationship of the CJC Executive Director to report to the County Administrator; and 2) Modify the composition of the CJC membership by reducing the private sector membership nominated by the EC from twelve to four which would allow each County Commissioner to appoint a member and add an ex-offender as a private sector member appointed by an entity/organization that engages in reentry efforts. In 1988, the EC funded personnel costs associated with the CJC Executive Director position for two years. Since 1990, the BCC and other funding sources have supported the CJC budget; leading the committee to recommend reducing the number of members nominated by the EC. On January 25, 2016, these recommendations were presented to the full CJC who did not support the revisions to the private sector membership nominated by the EC and recommended reducing the private sector membership from twelve to ten and allow each County Commissioners to appoint a member with the exception of the Commissioner who serves as the BCC liaison to the CJC, resulting in the CJC increasing membership from 33 to 37. Currently, the CJC is the largest advisory board of the BCC and contrary to the county's existing policy relating to the size of advisory boards. Existing policy limits commission and advisory boards' membership to 9 - 11. Currently, all private sector members are nominated by the Economic Council (EC); however, they do not have to be a member of the EC to be nominated. Currently, there are two open private sector member appointments. In addition, at the November 3, 2015 BCC meeting Commissioner McKinlay suggested including an ex-offender as a private sector member of the CJC membership which was not approved by the CJC due to several CJC committees already having participation of ex-offenders. As an alternative, staff recommends reducing the private sector membership nominated by the EC from twelve to five allowing each County Commissioner to appoint a member with the exception of the Commissioner who serves as the BCC liaison to the CJC and adding an at-large member of the clergy nominated by the Palm Beach County ~~Ministerial~~ Clergy Alliance as a private sector member. This allows total CJC membership to remain at thirty-three. Other recommended changes include adding a BCC member to the CJC Executive Committee, defining the attendance policy and conduct of meeting, which will be incorporated in the CJC by-laws. Countywide (JB)

5. REGULAR AGENDA

D. ADMINISTRATION (Cont'd)

2. REVISED TITLE: Staff:

A) requests Board direction on County Infrastructure backlog, funding of projects, and potential partnerships ~~to include~~;

B) recommends motion to receive and file ~~on~~ the review of the validity of the infrastructure renewal & replacement (R&R) by four engineering and architectural firms; and

C) recommends motion to receive and file ~~on~~ the County's Spend Analysis as prepared by RSM LLP.

SUMMARY: Consistent with Board direction resulting from the November 24, 2015 Workshop addressing backlogged County infrastructure, County Staff has continued working toward a discretionary local government infrastructure surtax for the upcoming November ballot. The proceeds of such tax would finance the renewal and replacement (R&R) of existing capital investments including roadway surfaces, bridges, drainage improvements, canals, park amenities and government buildings; all of which were deferred during the recent recession and remain outstanding. At the same time these funds would allow for previously planned public safety initiatives and equipment as well as other appreciable public facilities to be advanced without impacting the routine capital maintenance practices and other strategic facility investments that are made financially feasible through existing tax collections. The ordinance to allow the surtax would also require an oversight committee to review that spending is in line with the approved project list.

Staff has been working with municipalities, the School District, Cultural Council, and community/business leaders to discuss the surtax and the County's infrastructure needs. If the Board gives direction to prepare an ordinance to add the surtax to the ballot, a full-time Project Manager will be added to manage the surtax project.

The Board authorized staff to review spending and the process to prepare a project needs list and those reports are now complete. In addition, staff has prepared a list of backlogged projects that need to be addressed. Countywide (PFK)

5. REGULAR AGENDA

D. ADMINISTRATION (Cont'd)

3. Staff requests Board direction on: County Emergency Fire Rescue Services and Facilities Surtax. **SUMMARY:** At the January 26, 2016 board meeting, an Emergency Fire Rescue Services and Facility surtax (fire surtax) was discussed. The Board requested a presentation from the fire union be made at the February 9, 2016 meeting. This will allow the Board the opportunity to consider an Ordinance and Ballot language for Fire Surtax on March 1, 2016. Countywide (PFK)

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FEBRUARY 9, 2016

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

FEBRUARY 9, 2016

7. MATTERS BY THE PUBLIC – 2:00 P.M.

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FEBRUARY 9, 2016

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

9. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE, VICE MAYOR

B. District 2 – COMMISSIONER PAULETTE BURDICK

C. District 3 - COMMISSIONER SHELLEY VANA

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER, MAYOR

Approval to present off-site, a Proclamation recognizing the 100th Anniversary of the Florida Engineering Society.

Approval to present off-site, a Proclamation recognizing the 35th Anniversary of the Coalition of Boynton West Residential Associations.

F. District 6 - COMMISSIONER MELISSA MCKINLAY

Approval to present off-site, a Certificate of Commendation to Mayor Matty Mattioli for almost 30 years of dedicated public service.

G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR

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."