

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JULY 12, 2016

<u>PAGE</u>	<u>ITEM</u>	
26	3J-2	<u>REVISED MOTION:</u> Staff recommends motion to receive and file approve: Appointment of one member to the Construction Board of Adjustments and Appeals (CBAA):...(PZB)
28	3K-4	<u>REVISED TITLE:</u> Staff recommends motion to approve: Change Order No. 1 to the Contract with AKA Services, Inc. (R2015-1033) for a revised scope of work, decreasing the contract price by \$134,882.98 <u>\$135,113.72.</u> (WUD)
32	3L-1	<u>DELETED:</u> Staff recommends motion to adopt: a Resolution endorsing the Final Recommendations Report of the Southeast Florida Coastal Ocean Task Force (COTF) for conservation and management strategies to preserve and protect the coastal ocean waters of southeast Florida. (ERM) (Further staff review)
34	3Q-1*	<u>DELETED:</u> Staff recommends motion to: A) ratify the Mayor's signature on a grant application for the United States Department of Justice (DOJ), Edward Byrne Memorial Justice Assistance Formula Grant (JAG) Program, for \$144,219 beginning October 1, 2016, through September 30, 2017, to fund the Juvenile Reentry Program; and...(CJC) (New Application required due to change in Grant amount by Federal agency)
45	5A-1	<u>REVISED SUMMARY:</u> Staff Requests Board direction: regarding the implementation of Property Assessed Clean Energy (PACE) in Palm Beach County. Items requiring direction include:... SUMMARY: The Florida PACE Legislation was authorized in 2010 under Section 163.08, F.S. The legislation provides a general framework within which local governments (municipality, county, dependent special district or separate legal entity) have flexibility to create and administer PACE programs. PACE programs allow a qualified property owner, residential or commercial, to voluntarily finance energy efficiency improvements and repay through a non-ad valorem assessment, which is repaid through their annual tax bill. Eligible projects can include energy efficiency, renewable energy and wind resistance improvements....The most active PACE programs in Florida include: RenewPACE, formerly known as Florida Green Energy Works (Authority: Florida Green Finance Authority, Administrator: Renew Financial); The E-Vest Program (Authority: Florida PACE Funding Agency, Administrator: Leidos <u>Counterpointe Energy Solutions</u>); and the Clean Energy Green Corridor (Authority: Clean Energy Corridor District, Administrator: Ygreene).... (Admin)
53	5G-1	<u>REVISED BACKUP:</u> Staff recommends motion to authorize: A) Staff to submit proposed millage rates for the FY 2017 budget to the Property Appraiser as follows:...(OFMB)

ADD-ON: Staff recommends motion to approve:

A) Contract for Consulting/Professional Services with Julia Dyckman Andrus Memorial, Inc. (d/b/a ANDRUS Sanctuary Institute) (ANDRUS), to create an organizational transformation of Youth Services Department's Highridge Family Center using the Sanctuary® Model (Model) to trauma-informed care in the amount of \$174,610, from July 12, 2016, through July 31, 2019; and

B) Budget Transfer of \$72,915 in the General Fund from the Head Start Match reallocation (Unit 1451) to Youth Services Department's Highridge Family Center for new evidence-based/promising programming to Trauma Informed Care (Unit 2900) to fund the cost associated with the Contract.

SUMMARY: The Highridge Family Center (Highridge) is adopting a trauma-informed standard of care based on prevailing research on the effects of Adverse Childhood Experiences (ACEs) on developing brains. ANDRUS will assist the Youth Services Department (YSD) with the implementation of this approach through consultation, training and evaluation. YSD and ANDRUS have been negotiating the details of the Contract, which were not finalized until early July, and ANDRUS will be performing a review of the program at Highridge at the end of July and conducting a full staff training the week of August 8th. Countywide (HH) (Youth Services)

ADD-ON: Staff recommends motion to:

A) accept Purchase Order No. AF5E7B from The Department of Health (DOH), and any future purchase orders related to Executive Order Number 16-29, providing for domestic mosquito control services in response to a public health emergency;

B) approve a Budget Amendment of \$89,001 in the General Fund to recognize DOH funding for Purchase Order No. AF5E7B; and

C) authorize the Office of Financial Management & Budget to administratively amend the budget to recognize funding associated with additional purchase orders received from the State of Florida for mitigating the spread of the Zika virus.

SUMMARY: DOH has issued a Statement of Work 15-292 (SOW) and Purchase Order No. AF5E7B for Palm Beach County Mosquito Control to provide domestic mosquito control services in response to the public health emergency due to the Zika virus. Future purchase orders are anticipated; however, the amount and timing are uncertain. Allowable expenses include personnel, equipment and pesticides used for biological and chemical control of larval and adult mosquitoes. Countywide (AH) (ERM)

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**

JULY 12, 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 8)

- 3. CONSENT AGENDA (Pages 9 - 41)**

- 4. PUBLIC HEARINGS - 9:30 A.M. (Pages 42 - 44)**

- 5. REGULAR AGENDA (Pages 45 - 53)**

- 6. BOARD APPOINTMENTS (Page 54)**

- 7. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 55)**

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- 2C-2 Park and Recreation Month
- 2C-3 Ms. Betty Lou McCray-Wells
- 2C-4 100 Male Mentors in 100 Days Recruitment Campaign

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- 3A-2 Interlocal Agreement with The School Board of Palm Beach County and the Signatory Municipalities pertaining to the one cent local government infrastructure surtax

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

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- 3B-4 Change orders, work task orders, minor contracts, final payments, etc.
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S. FIRE RESCUE - None

T. HEALTH DEPARTMENT - None

U. INFORMATION SYSTEMS SERVICES - None

V. METROPOLITAN PLANNING ORGANIZATION - None

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MATTERS BY THE PUBLIC – 2:00 P.M. (Page 55)

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ADJOURNMENT (Page 57)

JULY 12, 2016

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring July 2016 as “Gulfstream Goodwill Industries Month” in Palm Beach County. (Sponsored by Mayor Berger)

2. Proclamation declaring July 2016 as “Park and Recreation Month” in Palm Beach County. (Sponsored by Commissioner McKinlay)

3. Proclamation honoring Ms. Betty Lou McCray-Wells. (Sponsored by Commissioner Taylor)

4. Proclamation supporting the 100 Male Mentors in 100 Days Recruitment Campaign. (Sponsored by Commissioner Taylor)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** Golf Tournament Agreement with Trump International Golf Club, L.C. and the Boys and Girls Club of Palm Beach County for a one day charitable golf tournament to be held on November 7, 2016. **SUMMARY:** The Development Site Lease Agreement with the Trump International Golf Club, L.C. (Trump), approved September 3, 1996 (R96-1277D), allows the use of the golf course during the months of May through October for the County to host either a single two-day, or two one-day charitable golf tournament(s). The Golf Tournament Agreement provides for the Trump International Golf Club to be available exclusively for the tournament to be held on November 7, 2016. Proceeds from the tournament will benefit the Boys and Girls Club of Palm Beach County. Countywide (AH)

2. **Staff recommends motion to receive and file:** an Interlocal Agreement among Palm Beach County, the School Board of Palm Beach County, and the Signatory Municipalities (municipalities representing a majority of incorporated population binding all) pertaining to the shared distribution and use of the one cent local government infrastructure surtax. **SUMMARY:** An Interlocal Agreement establishing a distribution formula that would be inclusive of all proposed partners was approved by the County and the School Board at a joint meeting on May 10, 2016. Since that meeting, twenty-one municipalities representing more than a majority, sixty-four percent (64%), of the County's incorporated population have approved the Interlocal Agreement. The municipalities are: Atlantis, Belle Glade, Boynton Beach, Briny Breezes, Delray Beach, Greenacres, Haverhill, Highland Beach, Jupiter Inlet Colony, Lake Clarke Shores, Lake Park, Lake Worth, Lantana, Loxahatchee Groves, Pahokee, Palm Springs, Royal Palm, South Bay, South Palm Beach, Wellington and West Palm Beach. The local discretionary sales surtaxes apply to all transactions subject to the state tax imposed on sales, use, services, rentals, admissions, and other authorized transactions. The surtax applies to the first \$5,000 of any single taxable tangible personal property item. Items such as groceries, baby food, baby formula, and medicines are exempt from sales tax. Levying this surtax will partially shift the funding responsibility to visitors; about 25% of sales tax in Palm Beach County is paid by visitors, as opposed to funding infrastructure backlog through property taxes. Florida's Department of Revenue (DOR) will distribute the surtax directly to the School District, each Municipality, and the County. Countywide (PFK)

B. CLERK & COMPTROLLER

1. **Staff recommends motion to approve:** Warrant List – Backup information can be viewed in the Clerk & Comptroller's Office.

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

<u>Meeting Type</u>	<u>Meeting Date</u>
Regular	April 5, 2016
Comprehensive Plan	April 12, 2016
Regular	April 19, 2016
Budget Retreat	April 26, 2016

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**

B. **CLERK & COMPTROLLER (Cont'd)**

4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during January 2016. Countywide

5. **Staff recommends motion to receive and file:** two of Palm Beach County's annual financial reports for fiscal year ended September 30, 2015:

A) The Units of Local Government – Annual Financial Report (AFR); and

B) Annual Financial Audit Report (AFAR), including the Single Audit Report.

SUMMARY: The Units of Local Government Report is an Annual Financial Report which serves to generate input to the State. The Annual Financial Audit Report is a special annual financial report defined in Chapter 10.550 of the rules of the Auditor General. This report is required to be filed annually with the Auditor General in compliance with Section 11.45 Florida Statutes and includes the Single Audit Report. Countywide (DN)

C. **ENGINEERING & PUBLIC WORKS**

1. **Staff recommends motion to approve:**

A) a Second Amendment to the annual traffic signal design contract with McMahon Associates, Inc. Transportation Engineers (McMahon), R2014-1120, whose original contract was dated August 19, 2014; and

B) a Second Amendment to the annual traffic signal design contract with Simmons & White, Inc. (S&W), R2014-1121, whose original contract was dated August 19, 2014.

SUMMARY: Approval of the second amendments with McMahon and S&W to their annual traffic signal design contracts will extend the required professional services for one year on a task order basis. These amendments with McMahon and S&W will extend the expiration date of their contracts from August 18, 2016 to August 18, 2017. The amendments are the second renewals of two one year renewals allowed in the original contracts. To date, tasks in the amount of \$135,551.45 have been authorized for McMahon with 34.18% Small Business Enterprise (SBE) participation which exceeds their commitment of 20%. To date, a task in the amount of \$34,442.99 has been authorized for S&W with 100% SBE participation which meets their commitment of 100%. S&W is certified as an SBE. The consultants are both Palm Beach County based companies. Countywide (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

2. Staff recommends motion to approve:

A) a Second Amendment to the annual construction materials testing, geotechnical engineering & inspection contract with GFA International, Inc. (GFA), R2014-1127, whose original contract was dated August 19, 2014;

B) a Second Amendment to the annual construction materials testing, geotechnical engineering & inspection contract with Nutting Engineers of Florida, Inc. (Nutting), R2014-1128, whose original contract was dated August 19, 2014; and

C) a Second Amendment to the annual construction materials testing, geotechnical engineering & inspection contract with Tierra South Florida, Inc. (TSF), R2014-1126, whose original contract was dated August 19, 2014.

SUMMARY: Approval of the second amendments with GFA, Nutting and TSF to their annual construction materials testing, geotechnical engineering & inspection contracts will extend the required professional services for one year on a task order basis. The amendments with GFA, Nutting and TSF will extend the expiration date of the contracts from August 18, 2016 to August 18, 2017. The amendments are the second renewals of two one-year renewals allowed in the original contracts. To date, tasks in the amount of \$32,545 have been authorized for GFA with 0% Small Business Enterprise (SBE) participation which is currently less than their commitment of 20%. To date, tasks in the amount of \$11,400 have been authorized for Nutting with 100% SBE participation which equals their commitment of 100%. To date, tasks in the amount of \$73,185 have been authorized for TSF with 100% SBE participation which equals their commitment of 100%. The consultants are all Palm Beach County based companies. Nutting is a certified SBE firm and TSF was a certified SBE firm at the time of their selection. Countywide (MRE)

3. Staff recommends motion to approve: a Contract with Scalar Consulting Group, Inc. (SCG), in the amount of \$490,256.67, for professional services for the Benoist Farms Road from State Road 80 to Belvedere Road project (Project). **SUMMARY:** Approval of this Contract will provide the professional services necessary for the preparation of design plans and construction bid documents for the Project. The Small Business Enterprise (SBE) goal for the Project is 15%. SCG committed to 100% SBE participation between SCG and its four sub-consultants in this Contract. SCG has an office in Palm Beach County. SCG is an SBE company. Districts 2 & 6 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to approve:

A) a Contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$1,048,217 for the resurfacing/construction of Old Dixie Highway/Greenwood Boulevard/President Barack Obama Highway from 45th Street to Park Avenue (Milling & Resurfacing) (Project);

B) a Budget Transfer of \$1,000,000 from the Housing and Community Development Fund to the Transportation Improvement Fund for the Project; and

C) a Budget Amendment of \$1,000,000 in the Transportation Improvement Fund to recognize the transfer from the Housing and Community Development Fund and appropriate it to the Project.

SUMMARY: Approval of this contract, budget transfer and budget amendment will allow Palm Beach County to issue a notice to proceed to Ranger, a Palm Beach County based company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15%, but the responsive bidders cannot be ranked for SBE compliance for this Project due to federal funding restrictions. District 7 (MRE)

5. Staff recommends motion to approve: an Annual Guardrail Contract (Contract), Project No. 2016050, with Southeast Attenuators, Inc. (SAI), in an amount not to exceed the total value of \$300,000, for task orders for guardrail maintenance and replacement. **SUMMARY:** Approval of this Contract will facilitate the furnishing and installation of guardrail, furnishing of guardrail products, removal and disposal of "old" guardrail, and/or the resetting of existing guardrail. The small business enterprise (SBE) goal for the Contract is 15%. The SBE participation committed for the project by SAI is 100% overall. SAI is a Palm Beach County based company. Countywide (MRE)

6. Staff recommends motion to approve:

A) an Interlocal Agreement with the City of Delray Beach (City) in the amount of \$275,000 for the installation of a mast arm traffic signal at the intersection of Swinton Avenue and Southwest/Southeast 1st Street (Project); and

B) a Budget Amendment of \$275,000 in the Transportation Improvement Fund to recognize the City's participation and appropriate it to the Project.

SUMMARY: Approval of this Agreement will allow the Palm Beach County (County) Traffic Division to install a traffic signal at the intersection of Swinton Avenue and Southwest/Southeast 1st Street, using the County's annual signal construction contractor. The City will reimburse the County for the cost of the traffic signal installation. District 7 (MRE)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** the official transcript for the closing of the Palm Beach County, Florida, \$17,300,000 Revenue Refunding Bonds (Lourdes-Noreen McKeen Residence for Geriatric Care, Inc.) Series 2014 (the "Bonds"). **SUMMARY:** The official transcript for the Bonds has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)
2. **Staff recommends motion to receive and file:** Amendment No. 2 to the Contract with Municipal Code Corporation, to provide ordinance codification and looseleaf supplement services to Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners. **SUMMARY:** The executed original Amendment No. 2 to the Contract for the ordinance codification and looseleaf supplement services has been provided. This Amendment No. 2 should now be received and filed in the Minutes Department. Countywide (PFK)
3. **Staff recommends motion to approve:** a Settlement Agreement, inclusive of attorney's fees and costs, in the total amount of One Hundred Seventy Five Thousand Dollars (\$175,000) in the personal injury case of **Freddy Ospina and Emilcen Ospina v. Palm Beach County and Palm Tran**, Case No. 50 2014 CA015248XXXXMBAE. **SUMMARY:** On July 14, 2012, the Ospinas were sitting in the front seat of a Palm Tran bus when the driver, who was allegedly inattentive, suddenly slammed on brakes to avoid a car that had stopped in front of him. Plaintiffs were ejected from their seats and injured. Both plaintiffs underwent neurosurgery and their combined medical bills exceeded \$250,000. Countywide (SCL)

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** Contract for Provision of Ryan White Part A HIV Health Support Services with the Health Care District of Palm Beach County (Health Care District), for the period March 1, 2016, through February 28, 2017, in the amount not to exceed \$119,031 to provide certain services for the health and support of persons with HIV Spectrum Disease. **SUMMARY:** A notice of grant award was received on January 26, 2016, from the U.S Health and Human Services Health Resources Services Administration (HRSA), issuing a partial award in the amount of \$4,189,210 in Formula and Minority AIDS Initiative (MAI) funding. An additional grant award will be issued at a later date. This contract is being funded based on level funding from the prior grant year. The contract will be amended and the budget will be aligned once the final notice of award has been received. This agency is selected and recommended for contracting through the Request for Proposal (RFP) process. A leadership change at the Health Care District delayed the signing of the contract. This contract covers services for HIV affected clients including nutritional supplements, emergency financial assistance, and a drug reimbursement program. No County funds are required. (Ryan White) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to approve:

A) a Contract with Community Asphalt Corp. in the amount of \$7,692,485 for the rehabilitation of Taxiway C at Palm Beach International Airport (PBIA);

B) a Budget Amendment of \$5,697,880 in the Airport's Improvement and Development Fund to recognize Passenger Facility Charge (PFC) revenue, increase Reserves by \$2,266,331 and increase project cost by \$3,431,549; which includes an additional 3% for permit and inspection fees; and

C) a Budget Transfer of \$5,697,880 in the Airport's PFC Fund to transfer PFC funds to the Airport's Improvement and Development Fund, including a transfer from PFC Reserves in the amount of \$5,697,880.

SUMMARY: This project was advertised utilizing the County's competitive bid process. On March 3, 2016, two bids were received for the rehabilitation of Taxiway C at PBIA. Of the two bids, Community Asphalt Corp., a Palm Beach County company has been identified as the lowest responsible/responsive bidder in the amount of \$7,692,485. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 14%. Community Asphalt Corp. has committed to 9.9% DBE participation and has demonstrated sufficient good faith efforts to achieve the DBE goal. Florida Department of Transportation (FDOT) grant funding of \$2,225,380 and PFC funds of \$5,697,880 are being utilized to fund this project. Countywide (AH)

2. Staff recommends motion to approve:

A) Change Order No. 1 to Amendment No. 2 of the Construction Manager (CM) at Risk Contract with The Whiting-Turner Contracting Company (WT) in the amount of \$870,758 and 157 calendar days for Operation and Maintenance (O & M) Services for the Baggage Handling System (BHS) Improvements at Palm Beach International Airport (PBIA); and

B) a Budget Transfer of \$870,758 in the Airports' Improvement and Development Fund to provide budget for the CM at Risk contract with WT. This includes a transfer from Reserves of \$870,758.

SUMMARY: The CM at Risk Contract with WT for CM at Risk Services for BHS Improvements at PBIA was approved by the Board on October 16, 2012 (R2012-1519). Amendment No. 2 to the Contract in the amount of \$1,758,721 was approved by the Board on October 20, 2015 (R2015-1454). Approval of Change Order No. 1 to Amendment No. 2 will provide funds to extend the interim O & M Services of the BHS Improvements at PBIA thru January 4, 2017. WT is a Baltimore, Maryland based firm; however, the work will be directly managed by the local South Florida office in Broward County. The Disadvantaged Business Enterprise (DBE) goal for this contract was established at 12%. The total to date participation for this contract is 13.11%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

3. **Staff recommends motion to receive and file:** Non-Signatory Airline Agreement with ExpressJet Airlines, Inc., commencing June 1, 2016, 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)

4. **Staff recommends motion to receive and file:** License Agreement with Smarte Carte, Inc., commencing May 18, 2016, terminating September 30, 2016, and automatically renewing on a month-to-month basis thereafter but not beyond December 31, 2016, providing for the use of storage space associated with the Terminal baggage claim flooring project at the Palm Beach International Airport without charge. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

5. **Staff recommends motion to:**
 - A) adopt** five resolutions to declare the acquisition of properties designated as Parcels W-326, W-329, W-330, W-332a and W-332b necessary for the expansion, improvement, and enhancement of the security of Palm Beach International Airport (PBIA); and

 - B) approve** a Budget Transfer of \$1,500,000 in the Airport's Improvement and Development Fund to provide budget for the acquisition of the above listed parcels. This includes a transfer from Reserves in the amount of \$1,500,000.

SUMMARY: Adoption of these resolutions will initiate eminent domain proceedings against five parcels having a total value of \$3,494,100. To date, multiple attempts to negotiate the voluntary acquisition of these parcels have been unsuccessful. It is therefore necessary for the County to initiate eminent domain proceedings to acquire these parcels. These parcels are south of Belvedere Road, east of Military Trail and adjacent to the existing PBIA Airfield. Countywide (PM)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

6. Staff recommends motion to:

A) approve a Letter of Release (Release) from the Federal Aviation Administration (FAA), releasing approximately 0.272 acres of land located west of Palm Beach International Airport (Airport) (the Wallis Road Property) from the terms, conditions and obligations of grant assurances with the FAA, subject to the Release conditions imposed by the FAA;

B) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida (the Bond Resolution); determining that the Wallis Road Property is not necessary for airport purposes and that the disposition of the property shall not impair the operating efficiency or reduce the revenue producing capability of the County's Airport System; and

C) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida (the Right-of-Way Resolution); imposing certain easements, covenants and restrictions on the Wallis Road Property (the Declaration), and designating the Wallis Road Property for Palm Beach County (County) road right-of-way purposes, subject to the Declaration.

SUMMARY: As part of the Runway 10L acquisition project, the Department of Airports (DOA) has acquired property along Wallis Road between Military Trail and Haverhill Road. DOA is seeking to combine certain lots and will be seeking a plat waiver from the County's Engineering Department (Engineering). As a condition of approval (Resolution Approving Zoning Application ABN/Z-2008-01918 (R2009-0891)), Engineering requires the dedication of right-of-way for an ultimate right-of-way of 80 feet, being 40 feet from the centerline of Wallis Road. The Release releases the Wallis Road Property from the terms, conditions and obligations of FAA grant assurances. The Bond Resolution is required in order that the property may be used for non-airport purposes. The Right-of-Way Resolution establishes certain easements, covenants and restrictions on the Wallis Road Property (the Declaration), and designates the Wallis Road Property for County road right-of-way purposes, subject to the Declaration. Countywide (AH)

7. Staff recommends motion to approve: Airport Parking Facilities Management Agreement (Agreement) with ABM Parking Services, Inc., a California corporation (ABM), for the operation and management of the airport parking facilities and shuttle services at the Palm Beach International Airport (PBIA), commencing on September 1, 2016 and expiring on September 30, 2021, with one two-year option to renew, and providing for payment of an annual management fee to ABM in the amount of \$128,820 for the first contract year. **SUMMARY:** The Agreement provides for the operation and management of the airport parking facilities and the economy parking lot shuttle services at PBIA. The initial term of the Agreement is 61 months, with one two-year renewal at the County's option. The initial annual management fee to be paid to ABM is \$128,820, and increases 3% annually thereafter. The Airport Concession Disadvantage Business Enterprise (ACDBE) contract goal was 14%. ABM has committed to ACDBE participation of 15%. In addition to the annual management fee, the Department of Airports (DOA) will review and approve an annual operating budget for reimbursement of ABM's expenses, including employee salaries and benefits and the cost of the economy parking lot shuttle services. ABM will be reimbursed for providing an interim leased fleet of five shuttle buses at an estimated cost of \$278,500 for the first year, exclusive of insurance, maintenance and fuel. The County intends to procure a permanent fleet of shuttle buses to be placed in service after the first year. The buses would either be purchased directly, or they would be purchased by ABM subject to reimbursement by the County. The estimated cost to purchase the permanent fleet is approximately \$1,650,000. The average recurring annual operating budget for operation of the airport parking facilities is estimated at \$1,730,909. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

8. **Staff recommends motion to approve:** Eleventh Amendment (Amendment) to the Lease and Concession Agreement with Host International, Inc. (Host) (R98-1293D), terminating and replacing prior version of the Eleventh Amendment (R2015-1690) in its entirety, and providing for replacement of the California Pizza Kitchen (CPK) and Quiznos Subs (Quiznos) concepts at the Palm Beach International Airport (PBI) and a rental credit not to exceed \$500,000 per concept to reimburse a portion of the capital costs incurred by Host. **SUMMARY:** Host provides food and beverage concession services at PBI pursuant to a Lease and Concession Agreement (Agreement). Host is a Delaware corporation with a principal place of business in Bethesda, Maryland. This Amendment replaces the prior version of the Eleventh Amendment in its entirety. The Department of Airports (Department) has requested replacement of the CPK located in the main terminal of PBI and CPK kiosk located on concourse B (CPK Project) and Quiznos on concourse C (Quiznos Project). The CPK and small, limited service Starbucks located in the main terminal will be replaced with a full-service Starbucks location. Host has estimated the cost of the two projects will be approximately \$1.7 Million. Host is obligated to make one additional capital investment of \$500,000 prior to the expiration of the Agreement on October 17, 2024. This Amendment provides that the County will reimburse Host up to 60% of the capital costs of the CPK Project not to exceed \$500,000. The Quiznos and CPK kiosk will be replaced with a new concept called the "PBI MKT", which will provide convenient, healthy items such as fresh sandwiches, soups and salads. Host has estimated the cost of the Quiznos Project will be approximately \$900,000. This Amendment provides that the County will reimburse Host up to 50% of the capital costs for the Quiznos Project not to exceed \$500,000. Reimbursement by the County will be in the form of rental credits against future amounts payable by Host under the Agreement. Host will be required to pay 10.1% of gross revenues from the PBI MKT locations and 15.1% of gross revenues from the expanded Starbucks. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** the recording of the FY 2015 retirements of tangible personal property (equipment, vehicles, publications) in the official minutes of the Board of County Commissioners' meeting as prescribed by Florida Statutes, Chapter 274. **SUMMARY:** Florida Statutes, Chapter 274 and the Palm Beach County "Surplus Property Ordinance" require the recording of the disposal (retirement) of tangible personal property from the official records of Palm Beach County at historical value. Disposal, retirement, and adjustments total \$26,596,210.39. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file:

A) Site Access Agreement with the State of Florida, Department of Environmental Protection, for 650 Okeechobee Blvd (contains the former 746 Okeechobee Blvd.), West Palm Beach, FL, FDEP Facility ID: 50 8513818;

B) Site Access Agreement with the State of Florida, Department of Environmental Protection, for 18501 Highway 7, Boca Raton, FL, FDEP Facility ID: 50 8838331;

C) Site Access Agreement with the State of Florida, Department of Environmental Protection, for 9011 Lantana Road, Lake Worth, FL, FDEP Facility ID: 50 8623194;

D) Site Access Agreement with the State of Florida, Department of Environmental Protection, for 3228 Gun Club Road, West Palm Beach, FL, FDEP Facility ID: 50 8841291; and

E) Entry Agreement with Environmental Compliance Services, Inc., for 9011 Lantana Road, Lake Worth, FL, FDEP Facility ID: 50 8623194.

SUMMARY: Resolution (R2015-1613) established a new standard form Agreement for use with the Florida Department of Environmental Protection (FDEP) and its contractors to assess, remove, monitor and remediate contamination on County-owned property. The Site Access Agreement is FDEP's standard form, and is required for FDEP to solicit a contractor, who will actually complete the remediation activities. The County will enter into a separate Entry Agreement with each contractor before the contractor commences work. Each Agreement will be provided without cost to FDEP or its contractors, and the remediation work would be completed at no cost to the County. The duration of the Site Access Agreement with FDEP is for so long as it is necessary to assess, remove, monitor and remediate contamination on the property. The Entry Agreement with the contractor would be for 30 days, unless extended by County. Both Agreements provide for restoration on the property by FDEP and/or its contractor. (FDO Admin) Countywide (LDC)

2. Staff recommends motion to receive and file:

A) Second Amendment to Agreement with Guardians Credit Union f/k/a PBC Credit Union (South County Administrative Complex);

B) Second Amendment to Agreement with Guardians Credit Union f/k/a PBC Credit Union (Governmental Center);

C) Second Amendment to Agreement with Guardians Credit Union f/k/a PBC Credit Union (Midwestern Communities Service Center); and

D) Second Amendment to Agreement with Guardians Credit Union f/k/a PBC Credit Union (North County Courthouse).

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 Second Amendments each dated May 23, 2016, have been fully executed on behalf of the Board of County Commissioners (Board) by the Director, Facilities Development and Operations in accordance to the delegation of authority approved by the Board on June 5, 2012. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Districts 1, 6 & 7 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to receive and file:

A) Standard License Agreement for Use of County-Owned Property dated January 12, 2016 with AARP (North, Mid and West County Senior Centers);

B) Standard License Agreement for Use of County-Owned Property dated February 23, 2016 with TOPS Club Inc., Chapter FL 0022 (Mid County Senior Center);

C) Standard License Agreement for Use of County-Owned Property dated April 4, 2016 with Sunfest of Palm Beach County (Judicial Center Parking Garage);

D) Standard License Agreement for Use of County-Owned Property dated April 12, 2016 with Wanda I. Serbia' (Mid County Senior Center);

E) Standard License Agreement for Use of County-Owned Property dated April 15, 2016 with the West Palm Beach, Community Redevelopment Agency (Judicial Center Garage Surface Parking Lot); and

F) Standard License Agreement for Use of County-Owned Property dated May 20, 2016 with USNSCC Region 6-5, Inc. (Eagle Academy).

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 January 12, 2016 to May 20, 2016, have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or her 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"). These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

4. Staff recommends motion to approve: Work Order 16-012 with Precision Air Systems (R2015-0049) in the amount of \$248,658 for the Government Center 5th Floor South Air Handling Units Replacement project. **SUMMARY:** The work consists of the replacement of the 5th floor south existing air conditioning system with new air handlers, electronic controls, and sheet metal duct work. The existing equipment is more than 20 years old and at the end of its useful life. It has become expensive to maintain and increasingly difficult to ensure continued operations. The new equipment will increase efficiency as well. This project is budgeted as part of the Five Year Countywide Repair, Replacement and Renovation program. This work was competitively bid amongst the pool of six annual Heating, Ventilating and Air Conditioning contractors with Precision Air Systems, a Palm Beach County firm, submitting the lowest responsive, responsible bid. The Precision Air Systems Small Business Enterprise (SBE) participation for this Work Order is 100%. When the participation for this work is added to the total participation of the HVAC annual contract, the resulting value is 98.9%. (Capital Improvements Division) District 7 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. **Staff recommends motion to approve:** Contract with Ahrens Enterprises, Inc. d/b/a/ Ahrens Companies in the amount of \$1,172,800 to construct Burt Reynolds Park West Side Expansion, located in Jupiter, Florida. **SUMMARY:** This project consists of demolition of the existing building, reconfiguration of parking area with associated drainage, lighting, landscape, and irrigation, a new restroom/pavilion building and a pedestrian pathway connecting to the east side of the Park. Improvements will add 24 new boat/trailer parking spaces resulting in a total of 61 spaces and provide easier access and boat launching. This work was competitively bid with Ahrens Companies submitting the lowest responsive, responsible bid. Funding for this contract is a combination of Florida Inland Navigation District (FIND) Grants, Florida Boating Improvement Program (FBIP) and the 2006 \$50M Waterfront Access and Preservation General Obligation Bond. The total construction duration is 300 calendar days. Work will commence on the project after Labor Day in order to keep the ramp open through the summer months. The goal for Small Business Enterprises (SBE) participation is 15% and Ahrens Companies' SBE participation for this Contract is 16%. Ahrens Companies is a Palm Beach County firm. (Capital Improvements Division) District 1 (LDC)

6. **Staff recommends motion to approve:** a Second Amendment to Lease Agreement (R2002-1464) with Verizon Wireless Personal Communications L.P. for the continued use of the roof top of the Southern Region Water Reclamation Facility in Boynton Beach. **SUMMARY:** Since August 20, 2002, Verizon Wireless Personal Communications L.P. (Verizon) has operated and maintained wireless communication antennas and radio equipment on the rooftop of the Southern Region Water Reclamation Facility located at 12751 Hagen Ranch Road in Boynton Beach. The current extension option runs through August 19, 2017. The County and Verizon co-locate communications equipment on the rooftop. This Second Amendment allows both parties to install new equipment on the rooftop and modifies Exhibits "C" Equipment Specifications, "D" Rooftop Site Plan, "E" Photo Simulations, and "F" Frequencies. These modifications reflect proposed equipment changes permitting Verizon to modify its antennas and its equipment cabinets to improve its 4G-LTE service and document modifications to the County's Water Utilities Radio System and adds new ISS Wi-Fi services. This Second Amendment also modifies the insurance, non-discrimination and public entity crimes provisions to comply with County policy. Each party is responsible to obtain all necessary permits and governmental approvals associated with its modifications and each party is responsible for the cost of their own equipment installation. There will be no service interruptions to the County's or Verizon's operations. WUD supports this amendment and will continue to have administrative responsibility for this Lease. All other terms of the Lease Agreement remain in full force and effect. (PREM) District 5 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to:

A) adopt a Resolution authorizing the conveyance of the County's interest in a 0.09 acre vacant parcel of County-owned land located north of Maine Street and west of Kirk Road in unincorporated Palm Beach County to Mercy and Grace, LLC for \$4,000 with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes Section 270.11;

B) approve a Deposit Receipt and Contract for Sale and Purchase with Mercy and Grace, LLC for the sale of 0.09 acres of County surplus property; and

C) approve a County Deed in favor of Mercy and Grace, LLC.

SUMMARY: Palm Beach County acquired a 0.25 acre property located north of Maine Street and west of Kirk Road in unincorporated Lake Worth by Final Judgment in 1971. This property is unbuildable, serves no present or future County purpose and has remained on the surplus property list since it was acquired. The Property Appraiser has assessed the parcel at \$270 for 2015. Pursuant to Florida Statutes Section 125.35(2), the Board may effect a private sale of the parcel upon a finding that the value of a parcel is \$15,000 or less and when due to its size, shape, location and value it is of use to only one or more adjacent property owners. In October 2015, PREM was contacted by an adjacent property owner regarding a purchase of a 0.09 acre portion of the county's 0.25 acre property. In accordance with Florida Statutes Section 125.35(2), notice of the County's intent to sell this 0.09 acre portion was sent to adjacent property owners of the entire 0.25 acre County parcel. Three responses of interest were received. On April 14, 2016, Staff provided each with a contract and the opportunity to submit a bid. One bid was received from Mercy and Grace, LLC with a proposed purchase price of \$4,000. Staff recommends a finding by the Board that due to the parcel's size, shape, location and value that it is of use to only one or more adjacent property owners, and that the Board sell this parcel to the high bidder Mercy and Grace, LLC. The County will retain mineral rights in accordance with Florida Statutes Section 270.11, but will not retain rights of entry and exploration. **This conveyance must be approved by a supermajority vote (5 Commissioners).** (PREM) District 3 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. Staff recommends motion to:

A) adopt a Resolution authorizing the conveyance of the County's interest in a .10 acre vacant parcel of County-owned land located at the intersection of 47th Avenue South and Forest Lane in Lake Worth to 4485 Investment, LLC for \$700 with reservation of mineral and petroleum rights, but without rights of entry and exploration pursuant to Florida Statutes Section 270.11;

B) approve a Contract for Sale and Purchase with 4485 Investment, LLC for the sale of approximately .10 acre of County surplus property; and

C) approve a County Deed in favor of 4485 Investment, LLC.

SUMMARY: In 2000, Palm Beach County acquired by Tax Deed a 27'x166' strip of property, located just west of the intersection of 47th Avenue South and Forest Lane in Lake Worth. The County has no need for this unbuildable property which has remained on the surplus property list since it was acquired. In September 2015, PREM was contacted by an adjacent property owner regarding purchase of the site. Pursuant to Florida Statutes Section 125.35(2), the Board may effect a private sale of the parcel upon a finding that the value of a parcel is \$15,000 or less and when due to its size, shape, location and value it is of use to only one or more adjacent property owners. The property is assessed at \$46. Staff contacted all adjacent owners by certified mail to determine if there was any interest to purchase the property. Only one response was received by Caled Hamed, the adjacent owner to the north, who has since placed his property interest in 4485 Investment, LLC. Staff negotiated a sale with 4485 Investment, LLC for \$700. The property is being sold "As-Is" without contingencies. The County will retain mineral and petroleum rights in accordance with Florida Statutes Section 270.11, but will not retain rights of entry and exploration. The County is also reserving a utility and drainage easement across the southern 10' and eastern 25' of the property. Closing is to occur within 30 days of Board approval with the County's closing costs being less than \$50. **This conveyance must be approved by a supermajority vote (5 Commissioners).** (PREM) District 2 (HJF)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to execute: a "Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan" for the Palm Beach County Housing Authority (PBCHA). **SUMMARY:** The U.S. Department of Housing and Urban Development (HUD) requires housing authorities to submit a Five Year Plan and an Annual Plan along with an annual certification of their consistency with the Consolidated Plan of the local jurisdiction. PBCHA has provided an Agency Plan Summary of its Five Year Plan for Fiscal Years 2017-2021 and its Annual Plan for Fiscal Year 2017 to the Department of Economic Sustainability (DES) for review and DES has determined that it is consistent with the Palm Beach County Consolidated Plan. In its review, DES examined the nine goals outlined in the PBCHA Five Year/Annual Agency Plan and determined that they are consistent with the overall goals and specific housing objectives outlined in the County's Consolidated Plan including increasing the supply of affordable housing, improving the quality of existing affordable rental housing, and improving access to affordable rental housing. Since the PBCHA Five Year/Annual Agency Plan is consistent with the County's Consolidated Plan, staff recommends execution of this certification. Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to approve: the nomination of Charles St. Lawrence as Chairperson of the Housing Finance Authority of Palm Beach County, Florida (Authority) for the term of June 2016 through May 2017. **SUMMARY:** At their regular meeting of June 10, 2016, the Authority Board nominated Charles St. Lawrence as its Chairperson to serve an initial term of one year in accordance with Ordinance No. 2002-022, as amended. This Ordinance requires the nomination of the Chairperson to be submitted to the Board of County Commissioners for approval. (HFA) Countywide (PFK)

3. Staff recommends motion to approve: allocation of \$460,000 for use as the required local government contribution under the Florida Housing Finance Corporation's (FHFC) Housing Tax Credit Program. **SUMMARY:** FHFC administers the State of Florida's Housing Tax Credit Program and annually solicits applications from affordable multi-family rental housing developers who require Housing Tax Credits for the financing of their projects. The Housing Tax Credit Program requires local government contributions in order for developer applications to receive full scoring during the application review process. Palm Beach County through the Department of Economic Sustainability (DES) has historically provided the required local government contribution in the form of low-interest loans to affordable housing developers who apply to FHFC for Housing Tax Credits. The State's Housing Tax Credit Program allocates financial assistance to affordable multi-family rental housing projects which provide housing opportunities to lower income households. DES is seeking authorization to provide up to \$460,000 or \$115,000 in loan commitments to each of up to four local affordable housing developers, for use as the required local government contribution at the time they apply to FHFC under the Housing Tax Credit Program. FHFC has tentatively scheduled the publication of its Housing Tax Credit Program Request for Applications for November 3, 2016, with the deadline for receipt of developer applications scheduled for December 8, 2016. According to FHFC selection guidelines, only one application from a Palm Beach County Housing Tax Credit Program developer will be selected. DES will advertise a Notice of Funding Availability seeking Letters of Interest from affordable multi-family housing developers. Should the \$460,000 allocated hereby not be fully committed to the four affordable multi-family housing developers as anticipated above, the balance of uncommitted funds may be committed to developers in conjunction with FHFC's State Apartment Incentive Loan Program. A County Funding Agreement with the developer who is awarded funding by FHFC under the Housing Tax Credit Program will be submitted to the Board of County Commissioners (BCC) for final approval. This \$460,000 allocation is derived from State Housing Initiatives Program (SHIP) program income. Any DES funding not obligated to a successful Housing Tax Credit project will be reallocated by DES to other eligible affordable housing activities. **These are State Housing Initiative Partnership (SHIP) Program grant funds, which require no local match.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

4. Staff recommends motion to approve: allocation of \$345,000 for use as the required local government contribution under the Florida Housing Finance Corporation's (FHFC) State Apartment Incentive Loan (SAIL) Program. **SUMMARY:** FHFC administers the State of Florida's SAIL Program and annually solicits applications from affordable multi-family rental housing developers who require low-interest loans for the financing of their projects. The SAIL Program requires local government contributions in order for developer applications to receive full scoring during the application review process. Palm Beach County, through the Department of Economic Sustainability (DES), has historically provided the required local government contribution in the form of low-interest loans to affordable housing developers who apply to the FHFC for low-interest loans under the SAIL Program. The SAIL Program allocates financial assistance to affordable multi-family rental housing projects which provide housing opportunities to lower income households. DES is seeking authorization to provide up to \$345,000 or \$115,000 in loan commitments to each of up to three local affordable housing developers, for use as the required local government contribution at the time they apply to FHFC under the SAIL Program. FHFC has tentatively scheduled the publication of its SAIL Program Request for Applications for September 2, 2016, with the deadline for receipt of developer applications scheduled for October 6, 2016. DES will advertise a Notice of Funding Availability seeking Letters of Interest from affordable multi-family housing developers. Should the \$345,000 allocated hereby not be fully committed to the three affordable multi-family housing developers as anticipated above, then the balance of uncommitted funds may be committed to developers in conjunction with FHFC's Housing Tax Credit Program. County Funding Agreements with developers who are awarded funding by FHFC under the SAIL Program will be submitted to the Board of County Commissioners (BCC) for final approval. This \$345,000 allocation is derived from State Housing Initiatives Program (SHIP) program income. Any DES funding not obligated to successful SAIL projects will be reallocated by DES to other eligible affordable housing activities. **These are State Housing Initiative Partnership (SHIP) Program grant funds, which require no local match.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

5. **REVISED TITLE: Staff recommends motion to approve:**

A) by a majority vote plus one, a waiver of the statutory requirement that one of the two public hearings to be held on August 16, 2016 and September 27, 2016, be held after 5:00 pm: For the parcel located at 4965 Lantana Road within unincorporated Palm Beach County, Florida 33463, further identified by folio number 00-42-44-36-37-001-0000 seeking a Green Reuse Area designation pursuant to Section ~~378.80(2)(e)~~ 376.80(2)(c), Florida Statutes; and

B) the advertising of public hearings on Tuesday, August 16, 2016 at 9:30 a.m. and September 27, 2016 at 9:30 a.m.: Considering the designation of the parcel located at 4965 Lantana Road within unincorporated Palm Beach County, Florida 33463, further identified by folio number 00-42-44-36-37-001-0000 (the "Subject Property"), as a Green Reuse Area pursuant to Section ~~378.80(2)(e)~~ 376.80(2)(c), Florida Statutes, which shall hereafter be known as the Lantana Square Green Reuse Area.

SUMMARY: On May 6, 2016, a request in writing was received from the contract purchaser of the Subject Property by Palm Beach County's Department of Economic Sustainability (DES) to designate the Subject Property as a Green Reuse Area. This designation requires two public hearings, one of which must be held after 5:00 p.m. per Section 125.66, Florida Statutes which is cross-referenced in Section 376.80, Florida Statutes, unless the Board of County Commissioners, by a majority plus one vote, elects to conduct that hearing at another time of day. - The Subject Property was formerly operated as a lumber yard and impacted by chemicals associated with the treatment of lumber. Banyan Development plans to develop the Subject Property as a retail center, which the Palm Beach County Planning and Zoning Divisions have confirmed is allowed with the CL-Commercial Low future land use designation and MUPD-Multiple Use Planned Development zoning on the site. Prior to developing, Banyan Development is seeking a "Green Reuse Area" designation under Florida's Brownfields Redevelopment Act. Section 376.80(12), Florida Statutes does not require a local government to use the term Brownfield within the name of the area being designated. **No County funds for implementation are required.** District 3 (JB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

- 1. Staff recommends motion to receive and file: executed Termination of Removal Agreement received during the month of May 2016:

PGA Partners 100 LLC, owner of property located at 11511 Ellison Wilson Rd, North Palm Beach, FL 33408-3101, recorded in Official Record Book 28326 PG 1309 on May 26, 2016.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File Agenda Item. The listed property owner entered into a Removal Agreement for future right-of-way or other easement within the County and has now decided to terminate the Removal Agreement. The Termination of Removal Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Executive Director of the Planning, Zoning & Building Department in accordance with Resolution 2015-1863, and is now being submitted to the Board to receive and file. Countywide (AH)

- 2. REVISED MOTION: Staff recommends motion to receive and file approve: Appointment of one member to the Construction Board of Adjustments and Appeals (CBAA):

<u>Appoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Justin McIntosh	11	Alternate – Public At Large	Commissioner McKinlay	7/12/2016–7/11/2019

SUMMARY: Palm Beach County Ordinance 89-31, as amended in 2002, established the Construction Board of Adjustment and Appeals (the “Board”). The term of office for Board members is three years, with a limit of three consecutive three-year terms. Justin McIntosh has been nominated for a three-year term as an alternate member of the public at large. Per Palm Beach County Ordinance 2015-028, Palm Beach County Amendments to the Florida Building Code, 5th Edition (2014), the Board is comprised of nine regular members: one architect; one engineer; two Division 1 contractors (general, building, or residential contractors); one electrical contractor; one HVAC contractor; one plumbing contractor; a member at large from the public; and any other contractor licensed category. In addition to these members, there should be two alternate members: one member with the qualifications referenced above; and one member at large from the public. This Board membership has 11 seats: 9 currently filled, 2 vacant, and a diversity count of Caucasian: 9 (100%). The gender ratio (male: female) is 8:1. Countywide (SF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to:

A) approve an Interlocal Agreement with the City of South Bay (City) Relating to Coordination of Road and Utility Construction; and

B) authorize the County Administrator, or designee, to execute a reimbursement memorandum, which is attached to the Interlocal Agreement as Exhibit "A" for future road improvement projects.

SUMMARY: The Water Utilities Department (WUD) assumed responsibility for the provision of water and wastewater service to the City pursuant to the First Amendment to the Interlocal Agreement forming the Glades Utility Authority on January 15, 2013, (R2013-0094). The City remains the governmental entity responsible for roadway improvements throughout the City limits and those improvements can impact water and wastewater infrastructure owned and maintained by WUD. The Interlocal Agreement provides for coordination between WUD and the City in the planning and construction of the City's road improvement projects so that the relocation design of the WUD's facilities, when needed, can be done by the City's consultant and the relocation, construction and/or adjustment can be done by the City's road contractor and be included in the City's road improvement projects. District 6 (MJ)

2. Staff recommends motion to receive and file: executed Agreements received during the months of March, April and May 2016:

A) Indemnification Agreement with Marino Performance, Inc. and Palm Beach County (District 7);

B) Utility Concurrency Reservation Agreement with TLH-42 Ranchette, LLC, No. 01-01242-000 (District 2);

C) Standard Potable Water and Wastewater Development Agreement with PBA Holdings, Inc., No. 11-01015-000 (District 6) (OR BK 28209 PG 1386-1393);

D) Standard Potable Water and Wastewater Development Agreement with Hedrick 33, LLC, No. 01-01229-000 (District 2) (OR BK 28209 PG 1394-1402);

E) Standard Potable Water and Wastewater Development Agreement with Procacci Vista No. 2, LLC, No. 01-01243-000 (District 2) (OR BK 28281 PG 0041-0048); and

F) Standard Potable Water and Wastewater Development Agreement with 6595, LLC, No. 09-01077-000 (District 5) (OR BK 28281 PG 0049-0056).

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 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)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. **Staff recommends motion to approve:** a Contract with Rangeline Tapping Services, Inc. for the Water Utilities Department Pipe Wet Tapping & Line Stopping Continuing Contract to provide materials and installation services over a two year term with the option of two one-year renewals in an amount not to exceed \$4,763,649.10. **SUMMARY:** On March 16, 2016, one bid was received for the Water Utilities Department (WUD) Pipe Wet Tapping & Line Stops Continuing Contract. Rangeline Tapping Services, Inc. is the lowest, responsible and responsive bidder. The Contract will be used to expedite the installation of pipe wet taps and line stops for emergency pipe repairs, pipe and valve replacements and construction projects throughout the WUD service area. The Contract is for the total bid prices, and does not guarantee or authorize Rangeline Tapping Services, Inc. to perform any work. Work will be assigned during the two year Contract period by formal work authorizations drawn against this Contract, with approvals pursuant to PPM CW-F-050. The unit prices for labor and materials contained in this Contract will be used in determining the cost of work authorizations. Supplements to work authorizations for changes that occur during construction will be subject to the change order limits for construction contracts as established under PPM CW-F-050 with each work authorization considered as an individual construction contract. There shall be no increase in the Contract unit prices for the duration of the Contract or any renewal terms. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Rangeline Tapping Services, Inc. provides for SBE participation of 100% overall. Rangeline Tapping Services, Inc. is a Palm Beach County company. (WUD Project No. 16-022) Districts 1, 2, 3, 5 & 6 (MJ)

4. **REVISED TITLE: Staff recommends motion to approve:** Change Order No. 1 to the Contract with AKA Services, Inc. (R2015-1033) for a revised scope of work, decreasing the contract price by ~~\$134,882.98~~ \$135,113.72. **SUMMARY:** On August 18, 2015, the Board of County Commissioners approved a Contract with AKA Services, Inc. (R2015-1033) for the construction of 16" and 12" PVC water mains along State Road 15 and Gator Boulevard in Belle Glade (Project). The Project is part of improvements to the water distribution system in the Glades Region that are being undertaken to improve service levels and system reliability through the replacement of aging infrastructure. The Project will provide for the construction of a new 16-inch water main to replace an existing water main along State Road 80 (Hooker Highway). Change Order No. 1 is necessary to address a revision in the scope of work due to changed conditions and will result in a decrease in the contract price. The Small Business Enterprise (SBE) participation goal established by SBE ordinance (R2002-0064) is 15% overall. This Contract provides for 15% SBE participation. AKA Services, Inc. is a local company. (WUD Project No. 13-052) District 6 (MJ)

5. **Staff recommends motion to approve:** Work Authorization (WA) No. 6 for Water Treatment Plant (WTP) No. 11 Odor Control Improvements Project (Project) with Globaltech, Inc. in the amount of \$1,536,373. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Optimization and Improvements Design-Build with Globaltech, Inc. (R2015-0315). WA No. 6 provides for the replacement of the existing wet-chemical odor scrubber at WTP No.11 with a biological odor scrubber system. The Project is necessary to improve treatment efficiency and will significantly reduce odor and operating costs at WTP No. 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%. WA No. 6 includes 97.9% overall SBE participation. The cumulative SBE participation including this Work Authorization is 97.23% overall. Globaltech, Inc. is a Palm Beach County company. This project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 16-057) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

6. **Staff recommends motion to approve:** Work Authorization No.1 to the Water Utilities Department Disaster Recovery Services Design/Build Contract with CDM Constructors, Inc. (CDM) (R2013-0949) for Hurricane Hardening at Water Treatment Plant (WTP) Nos. 2, 3, 8, 9 and Southern Region Water Reclamation Facility (SRWRF) in the amount of \$1,899,001.58. **SUMMARY:** On July 16, 2013, the Board of County Commissioners (BCC) approved the Disaster Recovery Design/Build Services Contract (Contract) with CDM (R2013-0949). The Contract Scope includes hardening and mitigation measures to protect against the impacts of hurricane events. Work Authorization No. 1 provides hurricane hardening for structures at WTP Nos. 2, 3, 8, 9 and SRWRF to improve resilience during a Category 4 or 5 hurricane. The proposed improvements are based upon structural engineering review of the facilities and includes hardening of existing windows, louvers and doors to prevent wind damage and water intrusion. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 30.5%. Work Authorization No. 1 includes 23.69% SBE overall participation. The cumulative SBE participation including this authorization is 23.69% overall. CDM is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 16-019) Districts 2, 3 & 5 (MJ)

7. **Staff recommends motion to approve:** a Partial Release of Utility Easement (Release Form) over property owned by CREG, LLC. **SUMMARY:** The Water Utilities Department (WUD) has determined that a portion of a current easement on property owned by CREG, LLC is no longer needed due to the fact that WUD did not utilize that portion of the easement for the construction of water or wastewater facilities. On the recommendation of WUD, the Release Form will release the County's interest in a portion of a utility easement recorded in the Official Records of Palm Beach County, ORB 12883 PG 1588, over property originally owned by Anne Connor D.B.A. Connor Realty Assoc. Ltd. District 3 (MJ)

8. **Staff recommends motion to approve:** a Contract for Professional Consultation/Engineering Services (Contract) with Holtz Consulting Engineers, Inc. for the Lift Station Rehabilitation Project A in the amount of \$1,502,397.84. **SUMMARY:** The Contract will provide for engineering services that are required during design and construction to complete rehabilitation of submersible lift stations throughout the Water Utilities Department (WUD) service area. WUD owns, operates and maintains approximately 900 lift stations throughout its service area. Some of these lift stations are operating with components that are past their expected service life. This project will identify 60 lift stations in need of immediate rehabilitation and will provide the necessary upgrades to meet current WUD standards which include putting all stations on the WUD Supervisory Control and Data Acquisition (SCADA) system. The selected engineering firm was procured under the provisions of Florida Statutes 287.055 (Consultant Competitive Negotiation Act). The Contract has a term of five years. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 99%. Holtz Consulting Engineers, Inc. is a Palm Beach County company. (WUD Project No. 15-096) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

9. Staff recommends motion to approve: a Contract for Professional Consultation/Engineering Services (Contract) with CDM Smith, Inc. for the Palm Beach County Collection System Rehabilitation Project in the amount of \$2,393,143. **SUMMARY:** The Contract will provide for engineering services related to investigation, design and construction as part of a multi-year program of rehabilitation of the Water Utilities Department (WUD) wastewater collection system, excluding the area commonly known as the Glades (Belle Glade, Pahokee and South Bay). WUD owns, operates and maintains approximately 1,250 miles of gravity wastewater pipe and over 30,000 manholes. Some parts of the existing collection system have been in service for over 50 years and require condition assessments and possibly rehabilitation. This project involves inspection of 300,000 linear feet of gravity wastewater pipes and 2,000 manholes, identification of specific defects requiring remediation, design of appropriate rehabilitation measures and assistance to PBCWUD with development of multiple construction project packages. The selected engineering firm was procured under the provisions of Florida Statutes 287.055 (Consultant Competitive Negotiation Act). The Contract has a term of five years. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 41%. CDM Smith, Inc. is a Palm Beach County company. (WUD Project No. 15-098) Countywide (MJ)

10. Staff recommends motion to approve: Work Authorization No. 2 with Cardinal Contractors, Inc. for the TR04 – Water Treatment Plant (WTP) No. 8 Rotary Drum Vacuum Filter and High Service Pumps Replacement Project (Project) in the amount of \$1,822,500. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Optimization and Improvements Design-Build Contract with Cardinal Contractors, Inc. (R2015-0316). Work Authorization No. 2 provides for the replacement of the rotary drum vacuum filter and High Service Pumps No. 3 and No. 4 at WTP No. 8. The rotary drum vacuum filter for lime sludge will be replaced with upgraded materials to increase sustainability. The high service pumps will be replaced to increase capacity and improve energy efficiency. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Cardinal Contractors, Inc. provides for SBE participation of 26% overall. Work Authorization No. 2 includes 66.83% overall participation. The cumulative SBE participation, including Work Authorization No. 2 is 48.84% overall. Cardinal Contractors, Inc. is a Palm Beach County company. This Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 16-043) District 2 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

11. Staff recommends motion to approve: a unit price Contract with Johnson-Davis, Inc. for the Water Utilities Department (WUD) Pipeline Continuing Construction Contract (Contract) to provide materials and installation services for raw water mains, potable water mains, reclaimed water mains, wastewater force mains, and water service lines for a 24-month term with the option of one 12-month renewal in a cumulative amount not to exceed \$10,000,000. **SUMMARY:** On February 3, 2016, three bids were received for the WUD Pipeline Continuing Construction Contract. Johnson-Davis, Inc. was determined to be the lowest responsible and responsive bidder. The Contract will be used to expedite utility special assessment projects and other pipeline improvement projects where timing is critical. The Contract award is for the total bid price, and the Contract does not guarantee nor authorize Johnson-Davis, Inc. to perform any work. The bid dollar amount of \$20,806,958.78 for Johnson-Davis, Inc. is only utilized to establish the unit prices for this Contract. Work will be assigned during the 24-month contract period by formal work authorizations drawn against this Contract, with approvals pursuant to PPM CW-F-050. The unit prices contained in this Contract will be used in determining the cost of work authorizations. Supplements to work authorizations for changes that occur during construction will be subject to the change order limits for construction contracts as established under PPM CW-F-050 with each work authorization considered as an individual construction contract. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 3.28%. Johnson-Davis, Inc. initially submitted the bid to provide for SBE participation of 15.43% but after the Office of Small Business Assistance review, their SBE participation was reduced to 3.28% due to their two subcontractors not being certified to perform the work as stated on the contract at the time of bidding. One of the subcontractors has now been certified and another subcontractor is in the process of being certified, which will increase Johnson-Davis, Inc. SBE participation percentage to the initial bid submittal amount of over 15%. The second low bidder, Centerline Utilities, Inc., met the SBE requirement established by the SBE ordinance, but their bid fell outside the limit for the ranking of responsive bidder consideration. Centerline Utilities, Inc. filed a bid protest claiming that Johnson-Davis, Inc. was nonresponsive due to the failure to meet the SBE goal. In accordance with the County Purchasing Ordinance, the protest was heard by Director of Purchasing. On March 31, 2016, the Director of Purchasing recommended the bid protest be denied. Centerline Utilities, Inc. then proceeded with Request for a Hearing before a Special Master. On May 16, 2016, the Special Master recommended the bid protest be denied. Johnson-Davis, Inc. is a Palm Beach County company. (WUD Project No. 16-013) Countywide (MJ)

12. Staff recommends motion to approve: Work Authorization (WA) No. 5 for Water Treatment Plant (WTP) No. 3 Chemical Improvements Project (Project) with Globaltech, Inc., in the amount of \$658,262.64. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Optimization and Improvements Design-Build (Contract) with Globaltech, Inc. (R2015-0315). WA No. 5 provides for the replacement of chemical piping, pumps and trenches at WTP No. 3. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 75%. WA No. 5 includes 93.84% overall SBE participation. The cumulative SBE participation including WA No. 5 is 96.13% 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. 16-054) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

13. Staff recommends motion to approve: Contract with Electron Corp. of South Florida for the Water Treatment Plant No. 9 Wellfield Control Panel and RTU Improvements Project (Project) in the amount of \$1,165,468. **SUMMARY:** On May 4, 2016, three bids were received to install variable frequency drives (VFDs) and remote telemetry units (RTUs) for nine production wells along the Hillsboro Canal. Electron Corp. of South Florida was determined to be the lowest responsive and responsible bidder in the amount of \$1,165,468. Converting pumps from constant speed to a variable speed will optimize pumping and reduce energy usage. The RTU improvements will provide enhanced monitoring of the wells for the Water Utilities Department's smart wellfield program. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 90% overall. Electron Corp. of South Florida is a Palm Beach County company. (WUD Project No. 14-098) District 5 (MJ)

14. Staff recommends motion to approve: a Contract for Professional Consulting/Engineering Services with Hazen and Sawyer, P.C. (Contract) for the Headworks and Effluent Transfer Pumping Improvements Project at the Southern Region Water Reclamation Facility (SRWRF) in the amount of \$1,200,000. **SUMMARY:** The Contract will provide for professional services during the design, permitting, bidding and construction required to replace the pretreatment building influent screening system and add a treated effluent pump at the SRWRF. The Project will enhance operational efficiency by replacing three existing influent screens that are reaching the end of their serviceable life with four new center flow band screens that have improved screenings removal/capture efficiency. The effluent transfer pump provides flow to the reclaimed water filters and will increase reliability. The selected firm was procured under the provisions of Florida Statutes 287.055 (Consultants' Competitive Negotiation Act). The Contract has a term of three years. Hazen and Sawyer, P.C. has agreed to a minimum 20% small business participation (SBE) goal. The Contract includes 45% SBE participation. Hazen and Sawyer, P.C. is a Palm Beach County company. (WUD Project No. 15-095) District 5 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. ~~**DELETED: Staff recommends motion to adopt:** a Resolution endorsing the Final Recommendations Report of the Southeast Florida Coastal Ocean Task Force (COTF) for conservation and management strategies to preserve and protect the coastal ocean waters of southeast Florida. **SUMMARY:** The COTF has recommended management strategies for consideration by local governments. The recommendations report promotes holistic management and collaborative efforts to effectively manage the northern portion of the Florida Reef Tract by stakeholders from Martin through Miami-Dade Counties. It contains specific projects that may be used to guide implementation of these strategies where appropriate. No specific actions are dictated by the documents; however, a wide range of projects have been identified as beneficial to the coral reef ecosystem. Districts 1, 2, 3, 4 & 7 (AH)~~

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to:

A) approve an Interlocal Agreement for Staging for the West Palm Beach Living Shoreline Projects at Currie and Osprey Parks (Agreement) with the City of West Palm Beach (City) for a term beginning upon execution and expiring March 1, 2017; and

B) authorize the County Administrator, or designee, to sign all future time extensions, and necessary minor amendments that do not significantly change the terms or conditions of the Agreement.

SUMMARY: On June 6, 2016, the City approved the Agreement which provides for County use of Currie Park as a staging location for the construction of the West Palm Beach Living Shoreline Projects located at Currie and Osprey Parks (Project). There is no lease fee required, however; the contractor must return the park to pre-use conditions upon completion of the Project. The Project construction Work Order No. 0650-3 was authorized by the Board on June 7, 2016 (R2016-0707). District 7 (LDC)

3. Staff recommends motion to receive and file: Amendment No. 1 to Agreement No. 15PB3 with the Florida Department of Environmental Protection (DEP) for the Ocean Ridge Beach Nourishment Project (R2015-0792) providing for an extension in term through July 1, 2018, and deleting Attachment A in its entirety and replacing it with Attachment A-1 which extends the due dates of Task 4.1 Deliverables "B" and "C" to June 1, 2018. **SUMMARY:** On June 23, 2015, the Board of County Commissioners approved Agreement No. 15PB3 with the DEP for the Ocean Ridge Beach Nourishment Project. Delegation of authority to sign the Amendment was approved at that time. There is no change in the Agreement amount. District 4 (AH)

M. PARKS & RECREATION

1. Staff recommends motion to:

A) ratify the signature of the Mayor on an Indian River Lagoon License Plate grant application submitted to South Florida Water Management District (SFWMD) on May 26, 2016, requesting \$100,000 to fund a portion of the DuBois Park Shoreline Stabilization and Environmental Enhancement Project;

B) authorize the County Administrator, or designee, to execute the Grant Funding Agreement, including any change in the grant award amount that does not require an increase in the match amount, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the terms and conditions of the Agreement, if the grant is approved; and

C) authorize the Director of the Parks and Recreation Department to serve as Liaison Agent with SFWMD for this project.

SUMMARY: This grant application requests \$100,000 from SFWMD for the DuBois Park Shoreline Stabilization and Environmental Enhancement project. Grant elements include construction of a concrete ramp at the western end of the snorkeling lagoon which will provide access for heavy equipment to dredge at low tide, installation of \$10,000 in native landscaping to create shade and habitat, and stabilization of a portion of the tidal creek's eastern shoreline. The total project cost identified in this grant application is \$133,333. The grant requires a 25% match of the total project costs or \$33,333 being provided through services in the form of staff costs. If grant funding is awarded the grant period should run from approximately September 2016 until August 2017, and construction is required to be completed within one year of execution of the Grant Funding Agreement. District 1 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. ~~DELETED: Staff recommends motion to:~~

~~A) ratify the Mayor's signature on a grant application for the United States Department of Justice (DOJ), Edward Byrne Memorial Justice Assistance Formula Grant (JAG) Program, for \$144,219 beginning October 1, 2016, through September 30, 2017, to fund the Juvenile Reentry Program; and~~

~~B) authorize the County Administrator, or designee, to execute a contract with Gulfstream Goodwill Industries in an amount not to exceed \$59,730 for services provided in the grant application, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.~~

SUMMARY: Palm Beach County was allocated \$144,219 in Federal FY 2016 funds as part of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program for expenditure through FY 2019. The Criminal Justice Commission (CJC) approved recommendations made by the CJC's Finance Committee to allocate these funds to the CJC's existing Juvenile Reentry Program. The Program provides transitional services to juveniles reentering society from jail and prison. The emergency procedure was used because of the limited time for submission of the grant application following the funding announcement. **No local match is required for this grant.** Countywide (JB)

X. PUBLIC SAFETY

1. Staff recommends motion to:

A) ratify the signature of the Mayor on the Grant Agreement with Best Friends Animal Society in the amount of \$30,000 for the period May 1, 2016, through April 30, 2017, to establish the Trap, Neuter, Vaccinate, Return to Field Program (TNVR); and

B) approve a Budget Amendment of \$30,000 in the General Fund to recognize the grant award.

SUMMARY: TNVR is an essential component of the Countdown to Zero Program, in order to decrease the euthanasia of healthy cats. This Grant Agreement will provide \$30,000 to the County to establish its TNVR Program. Under this agreement, the grant requires the County to provide a minimum of 250 TNVR cats and reduce the number of euthanized cats by at least 150 compared to the number of cats euthanized in 2015 of 4,238. The emergency signature process was utilized to execute the Grant Agreement because there was not sufficient time to submit the Grant Agreement through the regular agenda item process and meet the May 25, 2016 submission deadline. **No County matching funds are required.** Countywide (SF)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to:

A) receive and file the Urban Area Security Initiative Grant Year 2015 – Award Letter;

B) receive and file Memorandum of Agreement Urban Area Security Initiative (UASI) FY 2015 Agreement Number 16-DS-U7-11-23-02-368 with the City of Miami to receive \$155,712 in reimbursable grant funding for the period May 6, 2016, through June 30, 2017; and

C) approve a Budget Amendment of \$155,712 in the Urban Areas Security Initiative Grant Fund to recognize the grant award.

SUMMARY: This agreement provides a means of funding various domestic security activities within the County using Federal UASI funds through the City of Miami as the UASI's fiscal agent. The UASI awarded \$155,712 to the County, which will be used to fund jurisdictional fire, health, emergency management and other approved anti-terrorism activities. On May 21, 2013, the County Administrator or designee was authorized to execute all UASI sub-grant contracts on behalf of the Board of County Commissioners, for the UASI Grant Program in any given year (R2013-0622). **No County matching funds are required.** Countywide (LDC)

3. Staff recommends motion to receive and file: notice of termination of Interlocal Agreement, R2012-0189, with the Town of Lake Clarke Shores to provide geographic-based alert and notifications to town residents and visitors, effective October 1, 2016.

SUMMARY: The Interlocal Agreement provided the Town of Lake Clarke Shores access to the County's Communicator! NXT[®] system, which provides geographic-based alert and notifications to town residents, businesses, and visitors, notifying them of significant public safety information such as severe weather warnings, road closures, boil water notices, missing person alerts, public events, and other situations the Town of Lake Clarke Shores chose to inform its residents, businesses, and visitors. On March 28, 2016, the Town requested to terminate the Agreement as they elected to purchase their own notification system. Termination with or without cause by either party is provided for in the Agreement upon a minimum of six months notice. Countywide (LDC)

4. Staff recommends motion to receive and file: executed Interlocal Agreement with the City of Greenacres providing Emergency Medical Services (EMS) grant funding in an amount not to exceed \$10,000 for the purchase of medical equipment. **SUMMARY:**

On January 29, 2016, the State of Florida Department of Health, Bureau of Emergency Medical Services approved the Department of Health EMS Grant Program Change Request in the amount of \$66,670.47 which represents rollover funding for improvement and expansion of the EMS systems and interest earned during the FY 2014-2015 grant cycle. The grant funding may be used by the County or municipal agencies to purchase EMS equipment and accordingly, the County has agreed to reimburse the City of Greenacres for the purchase of tablets for patient recording not to exceed the amount of \$10,000. The remaining EMS grant funding will be used to purchase EMS equipment for the benefit of the citizens of the County and surrounding municipal agencies. On August 13, 2013, the County Administrator or designee was authorized to execute these standard agreements between the County and various governmental and non-governmental/private entities and make non-substantive and ministerial changes on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. **There is no ad valorem funding required.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

5. **Staff recommends motion to approve:** an At-Large appointment of the following individual to the Emergency Medical Services Advisory Council (EMS Council) to complete the unexpired term ending September 30, 2016 and begin a full three year term commencing from October 1, 2016, to September 30, 2019:

<u>Nominee</u>	<u>Seat#</u>	<u>Seat Requirement</u>	<u>Recommended by</u>
Jeffrey Teems	17	PBC Council of Firefighters	Mayor Berger Vice Mayor Valeche Commissioner Burdick Commissioner Vana Commissioner Abrams Commissioner McKinlay Commissioner Taylor

SUMMARY: Per Resolution R2014-0100, 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 May 12, 2016, seeking nominations for the above at-large seat. The diversity of the current board members is as follows: eleven Caucasian males and four Caucasian females and one Hispanic female. Currently there are four vacant seats. Countywide (LDC)

6. **Staff recommends motion to approve:** an At-Large appointment of one new member to the Consumer Affairs Hearing Board (CAHB) to complete a three year term that expires on September 30, 2016 and to begin a full three year term from October 1, 2016, to September 30, 2019:

<u>Nominee</u>	<u>Seat #</u>	<u>Requirement</u>	<u>Recommended by</u>
George J. Kinoshita	2	Resident of Palm Beach County	Vice Mayor Valeche Commissioner McKinlay Commissioner Taylor

SUMMARY: The Consumer Affairs Ordinance approved by the Board of County Commissioners (BCC) on December 17, 2013, and codified in Chapter 9, Article I of the Palm Beach County Code, establishes a seven member Consumer Affairs Hearing Board (Hearing Board). The Hearing Board serves in both an advisory capacity to the BCC and as an appellate board, hearing administrative appeals filed by persons disputing final decisions made by the Division of Consumer Affairs concerning the towing, vehicle for hire, home caregiver, water taxi, and moving industries. With the approval of this motion, the Hearing Board will have six of the seven member seats filled. The Hearing Board will have a diversity count as follows: Asian: two (29%) African American: zero (0%) and Caucasian: four (57%). The gender ratio (male: female) is 7:0. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

7. Staff recommends motion to receive and file: executed COHJ3 Amendment No. 001 with the State of Florida, Department of Health to revise program tasks and performance measures. **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, beginning February 1, 2016, and ending on January 31, 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 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. The focus population is Palm Beach County employees. This amendment revises the program tasks and performance measures related to the speeches and training provided by the Green Dot Strategy Program Coordinator and Facilitator and modifies the penalties for not completing these tasks. 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. Countywide (LDC)

8. Staff recommends motion to approve: an Amendment to the Agreement with Peggy Adams Animal Rescue League of the Palm Beaches, Inc. (PAARL) for spaying/neutering at-risk dogs and cats to extend the Agreement until September 30, 2016, and to increase the not to exceed amount allowed under the Agreement to \$256,000. **SUMMARY:** On May 19, 2015, the County entered into a one year agreement (R2015-0689) with PAARL for the provision of spay/neuter services for at risk dogs and cats. Under the Agreement, Animal Care and Control (ACC) transfers or refers to PAARL selected at risk cats and dogs for spaying/neutering, microchipping, vaccinating against rabies and ear tipping (for cats only). Once at risk cats are sterilized, microchipped, vaccinated, and ear tipped, they are returned to the field by ACC, PAARL or volunteers. At risk dogs are collected by their owners after they are sterilized, microchipped, and vaccinated. PAARL is paid \$50 for the services provided to each cat and \$100 for the services provided to each dog. This Amendment will extend the Agreement by four months to be consistent with the County's fiscal year and will increase the amount of the Agreement by \$56,000 to account for the additional months of service. Countywide (SF)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. Staff recommends motion to:

A) adopt a Resolution of the Board of County Commissioners of Palm Beach County (BCC), Florida, authorizing the execution and submittal of a grant application and grant agreement with the Florida Commission for the Transportation Disadvantaged (CTD), in the amount of \$3,268,938 to provide Palm Tran Connection Service (Connection) trips in accordance with the Transportation Disadvantaged Trust Fund (TDTF) requirements of Chapter 427, Florida Statutes, and Rule 41-2, Florida Administrative Code; and

B) approve a Budget Amendment of \$2,259,670 in Palm Tran's Grant Fund 1341 to reconcile the current budget to the actual amount of the grant award.

SUMMARY: Since June 1999, the BCC has received annual funding from the State of Florida through the CTD to provide opportunities for non-sponsored transportation disadvantaged citizens, not covered under American with Disabilities Act regulations, to obtain access to transportation for daily living needs when they are not sponsored for that need by any other available federal, state or local funding source. These services are provided by Palm Tran Connection, and last year approximately 2,580 County residents utilized this service. For FY 2017, the County has been awarded \$2,942,044, which requires a local match of 10% or \$326,894 for a total grant agreement of \$3,268,938. However, the total cost to provide TD Service is \$5,420,415, which requires the County to overmatch in the amount of \$2,151,477 in order to maintain the program at its current level. At the January 28, 2014 Workshop, the BCC directed Staff not to reduce the TD service in advance of the issuance of the Request for Proposals for three new paratransit vendors. Countywide (DR)

BB. YOUTH SERVICES

1. Staff recommends motion to approve: First Amendment to Contract for Consulting/Professional Services (R2015-1852) with The Forum for Youth Investment Corp., (FYI) to extend the contract term from June 30, 2016, to September 30, 2016, at no additional cost to the County. **SUMMARY:** In December of 2015, the Board approved a Contract for Consulting/Professional Services (Contract) with FYI, in an amount not-to-exceed \$186,000, to provide services in developing a Youth Master Plan for Palm Beach County. Coordination of the numerous meetings and interested participants who have a role in creation of the Youth Master Plan has taken a brief period of time longer than anticipated. Approval of this First Amendment will extend the Contract's term from June 30, 2016, to September 30, 2016, in order to provide the time necessary to complete the final plan, at no additional cost to the County. Countywide (HH)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES (Cont'd)

2. Staff recommends motion to receive and file: First Amendments to Contracts for Professional Services, with the following Doctoral Psychology Interns, increasing the total contract amounts for each, from \$23,000 to \$23,333.34, to allow for reimbursement of a stipend towards health insurance, for the period August 10, 2015 through August 5, 2016:

A) Andrea de Aguayo (R2015-0806); and

B) Vanessa Pereda (R2015-0807).

SUMMARY: In 2015, the Board approved Contracts for Professional Services with two Doctoral Psychology interns, Andrea de Aguayo and Vanessa Pereda, that are set to expire on August 5, 2016. Since the date of those Contracts, the County was awarded a \$14,900 grant (R2015-1851) from the American Psychological Association (APA) to assist the County in the process of seeking accreditation of its internship program from the APA. Included in the grant award is a \$2,000 stipend towards the interns' health insurance costs, which will be proportionally shared with interns that are hired during the grant period of October 1, 2015, through April 30, 2018. The Department hires two interns per year and the \$2,000 stipend will be proportionally distributed during the Grant period (per intern - \$333.34 for 2015-2016; \$333.33 for two following years). These First Amendments will increase the not-to-exceed amounts in the current interns' Contract's by \$333.34 to a new not-to-exceed amount of \$23,333.34. R2012-1313 authorized the County Administrator, or designee, to execute future Doctoral Psychology intern contracts on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (HH)

3. Staff recommends motion to approve:

A) Contract for Consulting/Professional Services with United Way of Palm Beach County, Inc., (United Way) for the period of July 1, 2016, through September 30, 2016, in an amount of \$25,000, for mini-grants to non-profit agencies with mentoring programs in order to increase mentor/mentee matches for youth; and

B) Budget Transfer of \$25,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the United Way mini-grant program (Unit 1501) to fund the cost associated with this Contract.

SUMMARY: United Way is offering a program to increase the number of at-risk youth ages 6-17 to be involved in a mentoring program. The County will contribute up to \$25,000 toward the mini-grants, in amounts up to \$5,000 individually. In addition to the County's funds, United Way is working with Publix Supermarket Charities (\$20,000) and Altria Foundation (\$12,500) for funding contributions totaling \$57,500 for this particular project. United Way has an established Mentor Center Network which provides funding to 14 mentor programs serving over 2,000 youth. There is a waiting list for approximately another 1,900 youth seeking mentors. The collaborative funding will allow United Way to issue an RFP for mentoring agencies seeking grants to strengthen their mentoring programs. Countywide (HH)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to:

A) receive and file Grant Modification 1, dated May 18, 2016, with the Office of National Drug Control Policy to provide an additional \$20,000 in grant funds for the Palm Beach County Narcotics Task Force; and

B) approve a Budget Amendment of \$20,000 in the Sheriff's Grant Fund.

SUMMARY: On April 16, 2016, the Board of County Commissioners (BOCC) accepted an award from the Office of National Drug Control Policy to provide \$149,548 in reimbursable funding for overtime reimbursement and other expenses associated with the Palm Beach Narcotics Task Force (R2016-0521). This Modification will provide an additional \$20,000 in reimbursable funding to support additional overtime expenses. There is no match requirement associated with this award. Countywide (DC)

DD. OFFICE OF THE INSPECTOR GENERAL

1. Staff recommends motion to approve: an Interlocal Agreement (ILA) between the Children's Services Council (CSC) and Palm Beach County for the provision of Inspector General services at the CSC in the amount of \$116,191, for the period October 1, 2016, through September 30, 2017, with two one-year renewal options. **SUMMARY:** Under the ILA, the Office of Inspector General (OIG) will exercise the authority, functions and powers granted by the Office of Inspector General, Palm Beach County, Florida Ordinance (OIG Ordinance) for the CSC. The ILA will be in effect through September 30, 2017. The CSC will pay the OIG \$116,191 for FY 2017, with funding for future years to be budgeted in accordance with the OIG Ordinance. Countywide (LB)

EE. SUPERVISOR OF ELECTIONS

1. Staff recommends motion to approve: Precinct boundary changes submitted by Susan Bucher, Supervisor of Elections, as required by section 101.001(1), Florida Statutes. **SUMMARY:** Precinct boundary change due to municipal annexation in Boca Raton. District 5 (DW)

3. CONSENT AGENDA APPROVAL

FF. WESTGATE/BELVEDERE HOMES COMMUNITY REDEVELOPMENT AGENCY

- 1. **Staff recommends motion to approve:** the following Westgate/Belvedere Homes Community Redevelopment Agency (CRA) Board Officers for a 12 month term commencing June 13, 2016 and expiring June 12, 2017.

<u>Board Member</u>	<u>Office</u>
Ronald Daniels	Chair
Joanne Rufty	Vice-Chair

SUMMARY: The Westgate/Belvedere Homes CRA Board consists of seven At-Large members from residents and local businesses within the CRA boundaries. At the June 13, 2016 meeting, the CRA Commissioners elected the Chair from amongst its Board. The term shall be 12 months, beginning with the date of election. Districts 2 & 7 (RB)

- 2. **Staff recommends motion to approve:**

A) the appointment of the following individual for completion of a term from July 12, 2016, through May 31, 2017:

<u>Name</u>	<u>Seat No.</u>	<u>Nominated by</u>
Ralph Lewis	3	Commissioner Paulette Burdick Commissioner Melissa McKinlay Commissioner Priscilla A. Taylor

B) the re-appointment of the following individual for the term from July 12, 2016, through May 31, 2020:

<u>Name</u>	<u>Seat No.</u>	<u>Nominated by</u>
Ronald Daniels	6	Commissioner Paulette Burdick Commissioner Melissa McKinlay Commissioner Priscilla A. Taylor

SUMMARY: The Westgate/Belvedere Homes Community Redevelopment Agency (Westgate CRA) Board consists of seven At-Large members appointed by the Palm Beach County Board of County Commissioners (BCC) in accordance with Ordinance No. 89-6. The Ordinance stipulates that members must either be a resident or a person who is engaged in a business located within the boundaries of the CRA. After duly advertising, the Westgate CRA held its Annual Meeting on May 09, 2016 to appoint a candidate to fill Seat No. 3 for the completion of an unexpired term vacated by Ms. Cecilia St. Hilaire and to reappoint a candidate to fill Seat No. 6. Mr. Ralph Lewis, a resident and business owner, has expressed a willingness to complete the unexpired term of Ms. Cecilia St. Hilaire. Ronald Daniels, a business owner, has expressed a willingness to remain on the CRA Board in Seat 6. The Commissioners were notified of the vacancy by the Westgate CRA on February 10, 2016. The Westgate/Belvedere Homes CRA Board consists of seven members seats, with a diversity count of Male: 4; Female: 2; and Caucasian: 6 and African-American: 0. Districts 2 & 7 (RB)

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

A. Staff recommends motion to:

1) **adopt** a Resolution confirming the special assessment process for paving and drainage improvements of Penny Lane, Melaleuca Lane to the dead end (Project);

2) **approve** a Budget Transfer from the Office of Community Revitalization (OCR) in the amount of \$360,000 (\$100,000 from CCRT Recoup Funding; \$100,000 from Neighborhood Partnership Grant Program; and \$160,000 from Home Beautification Improvement Grant) and appropriate it to the Project; and

3) **approve** a Budget Transfer from the Unincorporated Improvement Fund Reserves in the amount of \$32,500 and appropriate it to the Project.

SUMMARY: Adoption of the resolution will allow Palm Beach County (County) to assess a fixed amount of \$25 per abutting footage to all 16 benefitting property owners along the Project. Assessments will be payable in 10 equal annual installments at an interest rate of five and one half percent (5.5%) per annum and the assessment averages about \$2,000 per property. The Project includes construction of roadway pavement, driveway reconstruction and installation of a new stormwater system. District 3 (MRE)

B. Staff recommends motion to adopt: a Resolution to abandon a portion of the right-of-way tract (Tract) in the north one-half of the unimproved right-of-way of Intracoastal Road lying east of Karen Drive as recorded in the plat of Trade Winds Estates, recorded in Plat Book 22, Page 44, Public Records of Palm Beach County, Florida, reserving one drainage easement over the entire area to be abandoned, reserving one access easement over the entire area to be abandoned, and executing one utility easement over the entire area to be abandoned.

SUMMARY: Adoption of this Resolution will allow the petitioners, David and Kristin Elliott, to pursue a lot combination process to combine the abandoned Tract with their platted lot, and to request a Base Building Line Waiver to meet the required setback measurement for their dwelling proposed to be built on Lot 40, Trade Winds Estates, while continuing to allow the public to utilize the area through an access easement. The petition site is located east of U. S. Highway 1 and south of Woolbright Road. District 4 (MRE)

C. Staff recommends motion to:

1) **conduct** a public hearing for approval of the use of the Uniform Method of collecting non-ad valorem special assessments provided for in Chapter 197, Florida Statutes pursuant to the Notice of Intent adopted by Resolution 97-2152 and Resolution 2011-1833; and

2) **adopt** the non-ad valorem special assessment roll and specify the unit of measurement and amount of the assessment.

SUMMARY: On December 16, 1997, the Board approved Resolution 97-2152, and on November 15, 2011, the Board approved Resolution 2011-1833, expressing the intent of Palm Beach County to use the Uniform Method of collecting non-ad valorem special assessments. The Uniform Method in Resolution 97-2152 provides for inclusion of water and street improvement project special assessments on the tax bill. The Uniform Method in Resolution 2011-1833 provides for the abatement of nuisance conditions. A public hearing is required to implement this collection method for new special assessment projects to be included on the 2016 tax bill. Countywide (PK)

4. PUBLIC HEARINGS CONTINUED

D. [Staff recommends motion to:](#)

1) adopt a Resolution approving the Palm Beach County Action Plan for Fiscal Year 2016-2017; and

2) authorize the Mayor, or designee, to execute Standard Forms 424 and Certifications for submission to the U.S. Department of Housing and Urban Development (HUD) to receive Fiscal Year 2016-2017 grant funding through the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnerships (HOME) Programs.

SUMMARY: On May 3, 2016 (Agenda Item 4E-1), the Board of County Commissioners (BCC) approved program strategies and funding allocations for the CDBG and HOME Programs for Fiscal Year 2016-2017. This Action Plan (AP) is consistent with CDBG and HOME funding strategies approved on May 3, 2016, and incorporates the ESG funding recommendations made by the Homeless and Housing Alliance (HHA). The HHA Non-Conflict Grant Review Committee met on April 18, 2016 and recommended ESG funding for five agencies, listed in Attachment 5 to the Agenda Item. This Agenda Item will approve a total of \$7,928,621 in federal funding, including: CDBG: \$5,765,423 (plus program income of \$7,900); ESG: \$517,694; and HOME: \$1,637,604. The Department of Economic Sustainability (DES) prepared the AP in compliance with HUD regulations at 24 CFR Part 91. A summary of the draft AP and a Notice of Public Hearing were published on June 12, 2016 and posted on the DES website, with direct notification provided to all known interested parties. Two public meetings to obtain citizen input on the AP were held on June 20 and 21, 2016, with one meeting each in the eastern and western regions of the County. This funding is projected to create 230 jobs and have a five year Economic Sustainability impact of \$92.9 million. **The ESG required 100% local match (\$517,694) will be provided by the five ESG-funded agencies, the Division of Human Services (DHS), and DES. The HOME required local match (\$347,991) will be provided from the State Housing Initiatives Partnership Program. CDBG funds require no local match. Countywide (JB)**

4. PUBLIC HEARINGS CONTINUED

E. Staff recommends motion to:

1) conduct a Tax Equity and Fiscal Responsibility Act (TEFRA) Public Hearing concerning the issuance by the County not to exceed \$7,500,000 of Revenue Bonds (Caron of Florida, Inc. Project), Series 2016 (the Bonds) in one or more series of tax exempt bonds, which will fund a loan to Caron of Florida, Inc. (the Borrower), a Florida not-for-profit corporation which is exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986; and

2) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the issuance of the Revenue Bonds (Caron of Florida, Inc. Project), Series 2016, in an aggregate principal amount not exceeding \$7,500,000, for the purpose of making a loan of funds to Caron of Florida, Inc. in order to finance the cost of: (1) refunding the County's Amended and Restated Tax-Exempt Adjustable Mode Revenue Bonds (Caron Foundation of Florida, Inc. Project) Series 2008; and (2) issuance of the Bonds; providing that such revenue bonds shall not constitute a debt, liability or obligation of Palm Beach County, Florida, or the State of Florida or any political subdivision thereof, but shall be payable solely from the revenues herein provided; approving and authorizing the execution and delivery of a Loan Agreement with Caron of Florida, Inc. to provide security for such bonds, and for other matters therein provided; approving and authorizing the execution and delivery of a Trust Indenture; approving and authorizing the execution and delivery of certain other documents required in connection with the foregoing; and providing certain other details in connection therewith.

SUMMARY: The Caron Foundation, Inc. is a non-profit, inpatient and outpatient behavioral therapy provider focusing on addiction, trauma, post traumatic stress disorder and other related disorders. On September 1, 2011, Palm Beach County issued its Amended and Restated Tax-Exempt Adjustable Mode Revenue Bonds (Caron Foundation of Florida, Inc. Project), in the original principal amount of \$8,600,000 to refund the Borrower's 2008 Bonds. The 2008 Bonds were issued to finance the acquisition, construction, installation and furnishing of the apartment facilities known as Fairways on the Green located at 2101 Lowson Boulevard in Delray Beach, the acquisition, build-out, installation and furnishing of an office and outpatient treatment facility known as Beacon Square located at 8051 Congress Avenue in Boca Raton, and the issuance costs for the 2008 Bonds. Proceeds of the proposed Bonds will be used to refund the Amended and Restated Bonds, and to pay the costs of issuance of the Bonds. **Neither the taxing power nor the faith and credit of the County nor any County funds, shall be pledged to pay the principal, premium, if any, or interest on the Bonds.** District 4 (PFK)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. **REVISED SUMMARY: Staff requests Board direction:** regarding the implementation of Property Assessed Clean Energy (PACE) in Palm Beach County. Items requiring direction include:

- A) Implementation of PACE Countywide;
- B) Implementation of residential or commercial PACE or both;
- C) Creation of an PACE program administered by County staff; or
- D) Participation in one or more established PACE programs.

SUMMARY: The Florida PACE Legislation was authorized in 2010 under Section 163.08, F.S. The legislation provides a general framework within which local governments (municipality, county, dependent special district or separate legal entity) have flexibility to create and administer PACE programs. PACE programs allow a qualified property owner, residential or commercial, to voluntarily finance energy efficiency improvements and repay through a non-ad valorem assessment, which is repaid through their annual tax bill. Eligible projects can include energy efficiency, renewable energy and wind resistance improvements. The PACE structure addresses a barrier to implementing these types of improvements by providing financing to the property owner. Assessments are secured by the property itself and nonpayment generally results in the same set of repercussions as failure to pay any other portion of a tax bill.

Local governments have two options to implement PACE: 1) creation of its own PACE program; or 2) participate in one or more established PACE programs. The majority of PACE programs in Florida were formed by local governments to operate for local governments and utilize a third party administrator. The most active PACE programs in Florida include: RenewPACE, formerly known as Florida Green Energy Works (Authority: Florida Green Finance Authority, Administrator: Renew Financial); The E-Vest Program (Authority: Florida PACE Funding Agency, Administrator: Leides Counterpointe Energy Solutions); and the Clean Energy Green Corridor (Authority: Clean Energy Corridor District, Administrator: Ygreene). To join an existing program, the County would be required to enter into an interlocal agreement or subscription agreement. Additionally, agreements between an Authority and the County Property Appraiser and Tax Collector are required to levy, assess and collect the payments. Establishment of a PACE program for Palm Beach County residents aligns with the County's Go Green Initiative and the Southeast Florida Regional Climate Compact. Countywide (JB)

5. REGULAR AGENDA

A. ADMINISTRATION (Cont'd)

2. Staff recommends motion to:

A) adopt a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project CHOP, a company authorized to do business in the State of Florida, as a Qualified Target Industry (QTI) business pursuant to s.288.106, Florida Statutes; providing for local financial support for the Qualified Target Industry Tax Refund Program with High-Impact Sector bonus in the form of a grant not to exceed \$25,000 and providing for an effective date; and

B) conceptually approve an Economic Development Incentive for Project CHOP in the form of a Grant over five years, in the amount not to exceed \$25,000 as a portion of the local match for the State's Qualified Target Industry Tax Refund (\$25,000).

SUMMARY: Project CHOP is considering expanding its existing West Palm Beach facility to accommodate the relocation of its regional headquarters. The company plans to invest \$600,000 to build out and renovate an existing building and create 50 new jobs over a two year period at an annualized average wage of \$50,675 and a medium wage of \$60,000. The company will retain 66 existing jobs for an additional five years from the effective date of the agreement between the County and company. Other states under consideration by the company include Georgia. The State of Florida is considering a \$250,000 incentive in the form of a Qualified Target Industry (QTI) Tax Refund. Of this amount, \$200,000 is from the State of Florida and \$50,000 is from local governmental entities. The local amount will be split equally between Palm Beach County and the City of West Palm Beach. The local match from Palm Beach County will be provided in the form of an economic development grant in an amount not to exceed \$25,000 over a period of five years provided the project meets the requirements under the State of Florida. The cash grant will be paid according to the State's QTI refund schedule after the required jobs are created, and will be secured by a letter of credit, bond, corporate guarantee or equivalent. The company will be required to enter into a formal agreement memorializing their commitments and establishing terms under which the local match will be provided. At such time the company name will be disclosed. The five year local economic impact is estimated to be \$257.2 Million. District 7 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve:

A) an Economic Development Incentive Agreement with Sancilio & Company, Inc. (Company), for an incentive in the form of an \$82,500 local match paid according to the State's schedule for the Qualified Target Industry Program, and an incentive with the Company in the amount not to exceed \$417,500 paid over a six year period for the State Quick Action Closing Fund;

B) a Budget Transfer of \$500,000 from the General Fund Contingency Reserves to the Department of Economic Sustainability Fund Economic Incentive Growth Program; and

C) a Budget Amendment of \$500,000 in the Department of Economic Sustainability Fund to recognize the funds from the General Fund.

SUMMARY: On March 10, 2015, the Board of County Commissioners conceptually approved (R2015-1355) an Economic Development Incentive for the Company totaling \$500,000. This Agreement discloses the name of the Company, Sancilio & Company, Inc., previously referred to as Project Pisces. The Agreement requires the Company to make a minimum \$6.5 Million capital investment, create 275 new full-time jobs over a 50 month period starting March 1, 2015, at an average annualized wage of \$57,500 excluding benefits, and retain its 149 existing jobs. The Company will maintain the new and retained jobs for a period of five years following the job creation period. The State of Florida is providing the Company \$3,000,000 from the Quick Action Closing Fund (QACF) and \$825,000 in the form of a Qualified Target Industry (QTI) Tax Refund and has entered into agreements with the Company for both. The County and City of Riviera Beach (where the Company is located) are providing the required local QTI match of \$165,000 which will be split equally at \$82,500 from each. The County is also providing a local QACF incentive in the amount of \$417,500 and City of Riviera Beach is providing a local QACF incentive in the amount of \$167,500 for a total of \$585,000 in QACF local support. This project is expected to have a five year economic impact of \$339 Million. The Company shall, without risk of violating any laws, make best efforts to develop and implement hiring policies that provide Palm Beach County residents preference in the hiring process. This Economic Development Incentive Grant will be secured by a Letter of Credit, Bond, Corporate Guarantee, or equivalent security. District 7 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to approve:

A) a Budget Transfer of \$250,000 from General Fund Contingency Reserves to the Housing and Community Development Fund to cover the second payment in accordance with the Settlement Agreement with the U.S. Department of Housing and Urban Development for Village Center Apartments; and

B) a Budget Amendment of \$250,000 in the Housing and Community Development Fund to recognize the transfer from the General Fund to appropriate funds for the payment.

SUMMARY: On July 21, 2015 (R2015-0926), the Board approved a Settlement Agreement with HUD for the repayment of HOME funds expended on a loan to Village Centre Apartments, Ltd. for the development of 84 rental apartments to have been located at 500 25th Street, West Palm Beach. HOME funds were expended on acquisition and predevelopment costs, but ultimately the project failed for reasons beyond the control of the County, including a substantial rise in construction costs during the planning stage, repeated delays in the development approval process, and the downturn in the housing market. Because the project did not result in affordable housing, the U.S. Department of Housing and Urban Development (HUD) required repayment of the funds. The Settlement Agreement requires the refunding of the County's HOME Trust Fund Account in the amount of \$900,000 from non-Federal funds to the County's local HOME Trust Fund Account in three annual payments of which the first payment of \$400,000 has been made. Approval of this Agenda Item will allocate \$250,000 of general funds to make the second scheduled payment, which is due no later than July 31, 2016. **After repayment to the County's local HOME Trust Fund Account, the funds are available to the County for expenditure on new activities in accordance with HOME Program requirements.** District 7 (JB)

5. REGULAR AGENDA

B. ECONOMIC SUSTAINABILITY (Cont'd)

3. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, approving the issuance of a not exceeding \$100,000,000 Housing Finance Authority of Palm Beach County, Florida (the "Authority"), Homeowner Revenue Bonds, Multiple Series (the "Bonds") within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended, the proceeds of which are to be used to implement its Single Family Homeowner Program (the "Program"), which Program is for the purpose of providing financing to qualified first-time homebuyers of single family residential housing facilities within the Authority's area of operation; and providing an effective date. **SUMMARY:** The Program would provide financing to qualified applicants for the purchase of single family owner-occupied homes within the Authority's area of operation through the provision of below market interest rate mortgage loans over a three year origination period. In 2016, the income limit for a one or two person household applying to the Program is \$76,156, and the income limit for households having three or more persons is \$87,579. Income limits are adjusted annually by the U.S. Treasury Department. To implement the Program, the Authority will apply for private activity bond allocation to issue such Bonds in one or more series, or the Authority may elect to convert all or a portion of any private activity bond allocation for the issuance of bonds to finance multifamily rental housing projects for occupancy by persons or families at 60% of area median income. Prior to the issuance of any bonds, the Authority will seek approval from the Board of County Commissioners (BCC) in accordance with Section 2-190, Palm Beach County Code of Ordinances. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay principal or redemption premiums, if any, or interest on the Bonds.** (HFA of PBC) Countywide (PFK)

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve on preliminary reading and advertise for public hearing on Tuesday, August 16, 2016 at 9:30 a.m.: an Ordinance amending Ordinance No. 85-40, as amended, establishing an amended Five Year Road Program (Program); providing for title; purpose; adoption of the revised Five Year Road Program and revised list of projects contained in Exhibit "A"; implementation of the Program; modification of the Program; funding of other roadway improvements; interpretation of exhibit; repeal of laws in conflict; severability; inclusion in the code of laws and ordinances; and effective date. **SUMMARY:** A mid-year modification of the Palm Beach County Five Year Road Program is contemplated in the Traffic Performance Standards Ordinance. Exhibit "A" to the Ordinance is a list of proposed projects for the next five years and contains certain changes and modifications to the Road Program that was adopted in December 2015. This list is submitted for the Board's consideration on preliminary reading today, with the final list to be approved with the Ordinance at public hearing on Tuesday, August 16, 2016. Countywide (MRE)

5. REGULAR AGENDA

D. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve:

A) Termination of Emergency Contract No. 750721/MB with Norred and Associates, Inc.; and

B) Emergency Contract No. 750749 with Norred & Associates, Inc. in the amount of \$1,976,182.15 for uniformed security guard services for general locations throughout Palm Beach County.

SUMMARY: On June 1, 2016, the County Administrator approved the cancellation of Invitation for Bid (IFB) 16-019/MB for uniformed security guard services for various locations throughout Palm Beach County because the County received three non-responsive bids. Since 2013, Facilities Development & Operations (FDO), Purchasing Department and the Office of Small Business Assistance (OSBA) have had lengthy discussions and meetings regarding vendor and other related issues resulting from the bifurcation of one uniformed security guard contract. After two voluntary vendor separations and a bid cancellation, FDO, Purchasing and OSBA have jointly come to the conclusion that it is in the best interest of the County to recommend that the Uniformed Security Guard Contract for Judicial Locations and the Uniformed Security Guard Contract for General Locations be recombined into a single solicitation; and an emergency contract with Norred & Associates (Norred) be recommended to provide for the services until the conclusion of the new solicitation. This emergency contract will not only provide the County with the continuation of security services, but will allow sufficient time to create the new all-encompassing IFB. The new solicitation will include: 1) a requirement to develop a subcontractor mentoring program, and 2) a 20% Small Business Enterprise (SBE) requirement. Norred has agreed to honor the terms and conditions of its 2013 bid proposal with price adjustments pursuant to that solicitation resulting in a contract price of \$1,976,182.15. The term of this emergency contract is for twelve months. Funding for this contract is from a variety of operating departments with different funding sources. Norred is a non-SBE vendor, who has committed twenty percent (20%) SBE participation by utilizing an SBE subcontractor. Norred is located in Palm Beach County. (FDO/Purchasing) Countywide (LDC)

5. REGULAR AGENDA

E. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

A) approve an Interlocal Agreement between Palm Beach County and the Town of Lake Clarke Shores;

B) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida, delegating the exercise of powers conferred by Chapter 163, Part III, Florida Statutes, "The Community Redevelopment Act of 1969" to the Town Council of the Town of Lake Clarke Shores, with the conditions that the Board retain authority to expand boundaries of the Community Redevelopment Area (CRA), that the Fire Rescue taxes and any taxes from any special district created before or after the effective date of this resolution be exempted from the tax increment to be paid to the CRA; providing for effective date and duration of existence; and providing for severability.

SUMMARY: The item before the Board of County Commissioners (BCC) is to approve the creation of a new CRA at the request of the Town of Lake Clarke Shores within its municipal limits, generally located between Interstate 95 and Florida Mango Road, on the north and south sides of Forest Hill Boulevard. The Town of Lake Clarke Shores requested that Palm Beach County delegate all redevelopment powers within the proposed redevelopment area to the Town. The Town adopted Resolution No. 15-30 accepting the Finding of Necessity Report which makes the finding that a blighted area exists in the Town and there is a necessity to create a Community Redevelopment Agency to alleviate impacts of the blighted conditions. The BCC, as the governing body of a charter county, has full discretion to approve or deny a request to create a CRA within a municipality as allowed by Chapter 163, Part III, F.S. The Finding of Necessity Report provides the County with a basis for determination that the CRA complies with the Florida Statutes. The Resolution delegates powers to the municipality for the proposed CRA and exempts the County Fire Rescue Municipal Service Taxing Unit from payment of tax increment funds to the CRA. The base property values for calculating the tax increment are as of January 1, 2016 and the duration of the delegated powers is not to exceed 40 years. The Interlocal Agreement establishes the terms under which the CRA is created, establishing the shared revenue process. The Agreement also establishes that the County is exempt from future payments to the Redevelopment Trust Fund once a total payment of tax increment reaches \$3,200,000. District 3 (RPB)

5. REGULAR AGENDA

F. COMMUNITY SERVICES

1. Staff recommends motion to approve:

A) Termination of the Center for Family Services of Palm Beach County, Inc. (CFS) FY16 Financially Assisted Agencies (FAA) contracts (R2015-1435 and R2015-1439) and Emergency Solution Grant (ESG) contract (R2015-1246) as of June 30, 2016;

B) Amendment A-1 to Contract for Provision of Financial Assistance with Adopt-A-Family of the Palm Beaches, Inc. (R2015-1436) for the operation of the Pat Reeves Village, increasing the amount by \$112,202 for a new total contract amount of \$350,984, from July 1, 2016, through September 30, 2016; and

C) Budget Transfer of unspent FAA dollars for FY 2016 in the amount of \$112,202 to Adopt-A-Family of the Palm Beaches, Inc., for the purpose of funding the continued operation of Pat Reeves Village.

SUMMARY: On June 7, 2016, the Board approved an emergency advance payment in the amount of \$35,531 for one month of operating costs for CFS, for the continued operation of Pat Reeves Village, the only emergency shelter for homeless families with dependent children in Palm Beach County. The request is in response to the notification to staff by the CFS Board President that Pat Reeves Village would close on May 31, 2016 due to impending closure of the Agency. The Board approved the payment to allow adequate time for a transition plan to be developed with AAF to take over the operations of the shelter's 19 apartments, which house homeless families with dependent children. The Amendment to the FAA contract includes \$25,000 for mobilization and start up costs to assist AAF with this new program. Approval of this item will allow AAF to provide services to the clients uninterrupted through September 30, 2016. Staff requests the budget transfer of FAA funding in the amounts of \$112,202, the majority of these funds are for cancellation of the CFS contracts. (FAA) Countywide (HH)

5. REGULAR AGENDA

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **REVISED BACKUP:** [Staff recommends motion to authorize:](#)

A) Staff to submit proposed millage rates for the FY 2017 budget to the Property Appraiser as follows:

	FY 2016 Adopted		FY 2017 Rollback		FY 2017 Proposed		Over/(Under) Rollback	
	Millage	Taxes	Millage	Taxes	Millage	Taxes		
Countywide Non-Voted	4.7815	\$729,949,290	4.4806	\$739,877,375	4.7815	\$789,564,716	\$49,687,341	6.72%
Library	0.5491	44,960,444	0.5161	45,534,485	0.5491	48,446,010	2,911,525	6.39%
Fire-Rescue MSTU	3.4581	214,773,330	3.2467	217,553,346	3.4581	231,718,738	14,165,392	6.51%
Jupiter Fire-Rescue MSTU	1.9823	17,655,598	1.8611	18,034,404	2.0035	19,414,286	1,379,882	7.65%
Aggregate-Excluding Voted Debt	6.5985	\$1,007,338,662	6.2496	\$1,031,990,725	6.5957	\$1,089,143,750		5.54%
Countywide Voted-Debt	0.1462	\$22,334,985			0.1327	\$21,928,020		
Countywide-Library Voted-Debt	0.0494	4,044,885			0.0442	3,899,679		

B) Staff to submit to the Property Appraiser public hearing dates of Tuesday, September 6 at 6:00 p.m. and Monday, September 19 at 6:00 p.m. in the Commission Chambers, 6th floor of the Governmental Center for FY 2017;

C) Administrative adjustments to establish funding in the FY 2017 budget for capital projects approved and established in the current fiscal year. These projects were approved in the current fiscal year (FY 2016) after the preparation of the proposed budget and are therefore not currently included in the FY 2017 budget. These adjustments will have no impact on proposed ad valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing; and

D) Administrative adjustments to establish funding in the FY 2017 budget for designated fund balances for contingency and other projects and carryover for encumbrances. These balances and encumbrances were approved in the current fiscal year (FY 2016) after the preparation of the proposed budget and are therefore not currently included in the FY 2017 budget. These adjustments will have no impact on proposed ad valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing.

SUMMARY: The proposed millage rates for Countywide, Library, & Fire Rescue MSTU are at the current year millage rate, and above rollback. The millage rate for the Jupiter Fire MSTU is above the current year millage rate, and above rollback. Countywide (PFK)

H. YOUTH SERVICES

1. **ADD-ON:** [Staff recommends motion to approve:](#)

A) Contract for Consulting/Professional Services with Julia Dyckman Andrus Memorial, Inc. (d/b/a ANDRUS Sanctuary Institute) (ANDRUS), to create an organizational transformation of Youth Services Department’s Highridge Family Center using the Sanctuary® Model (Model) to trauma-informed care in the amount of \$174,610, from July 12, 2016, through July 31, 2019; and

B) Budget Transfer of \$72,915 in the General Fund from the Head Start Match reallocation (Unit 1451) to Youth Services Department’s Highridge Family Center for new evidence-based/promising programming to Trauma Informed Care (Unit 2900) to fund the cost associated with the Contract.

SUMMARY: The Highridge Family Center (Highridge) is adopting a trauma-informed standard of care based on prevailing research on the effects of Adverse Childhood Experiences (ACEs) on developing brains. ANDRUS will assist the Youth Services Department (YSD) with the implementation of this approach through consultation, training and evaluation. YSD and ANDRUS have been negotiating the details of the Contract, which were not finalized until early July, and ANDRUS will be performing a review of the program at Highridge at the end of July and conducting a full staff training the week of August 8th. Countywide (HH)

5. REGULAR AGENDA

I. ENVIRONMENTAL RESOURCES MANAGEMENT

1. ADD-ON: Staff recommends motion to:

A) accept Purchase Order No. AF5E7B from The Department of Health (DOH), and any future purchase orders related to Executive Order Number 16-29, providing for domestic mosquito control services in response to a public health emergency;

B) approve a Budget Amendment of \$89,001 in the General Fund to recognize DOH funding for Purchase Order No. AF5E7B; and

C) authorize the Office of Financial Management & Budget to administratively amend the budget to recognize funding associated with additional purchase orders received from the State of Florida for mitigating the spread of the Zika virus.

SUMMARY: DOH has issued a Statement of Work 15-292 (SOW) and Purchase Order No. AF5E7B for Palm Beach County Mosquito Control to provide domestic mosquito control services in response to the public health emergency due to the Zika virus. Future purchase orders are anticipated; however, the amount and timing are uncertain. Allowable expenses include personnel, equipment and pesticides used for biological and chemical control of larval and adult mosquitoes. Countywide (AH)

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JULY 12, 2016

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

JULY 12, 2016

7. MATTERS BY THE PUBLIC – 2:00 P.M.

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JULY 12, 2016

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

JULY 12, 2016

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

F. District 6 - COMMISSIONER MELISSA MCKINLAY

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."