

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

SEPTEMBER 13, 2016

| <u>PAGE</u> | <u>ITEM</u> | |
|-------------|-------------|--|
| 8 | 2C-6 | <u>ADD-ON:</u> Proclamation declaring September 11 – 16, 2016 as “Future of Medicine Week” in Palm Beach County. (Sponsored by Commissioner Burdick) |
| 8 | 2C-7 | <u>ADD-ON:</u> Proclamation declaring October 3 – 9, 2016 as “National 4-H Week” in Palm Beach County. (Sponsored by Commissioner Vana) |
| 8 | 2C-8 | <u>ADD-ON:</u> Certificate of Congratulations to the Raymond F. Kravis Center for the Performing Arts and Judith A. Mitchell, CEO, in celebration of the Kravis Center’s 25 th Season. (Sponsored by Mayor Berger) |
| 8 | 2C-9* | <u>MOVED FROM 9F:</u> Proclamation declaring September 17, 2016 as “Caribbean-American for Community Involvement Day” in Palm Beach County. (Sponsored by Commissioner McKinlay) |
| 14 | 3E-2 | <u>REVISED TITLE & SUMMARY:</u> Staff recommends motion to approve: reappointments and appointments to the Citizens Advisory Committee on Health and Human Services (CAC/HHS) for a three (3) year term, effective October 1, 2016:.... |

| <u>Seat No.</u> | <u>Appointment</u> | <u>Seat Requirement</u> | <u>Term Ending</u> | <u>Nominated By</u> |
|-----------------|--------------------|---------------------------------|--------------------|--|
| 3 | Dr. Nate Nichols | Knowledge of HHS System of Care | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |
| 6 | Thomas Cleare | Knowledge of HHS System of Care | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |

SUMMARY: The Citizens Advisory Committee on Health and Human Services consists of eleven at-large members with at least one member being a resident west of the 20 Mile Bend and at least one member being a representative of the Palm Beach County League of Cities, per Resolution R2013-1563. Founding members were appointed for 1, 2 and 3 year terms with subsequent terms of three years. The Resolution creating the CAC/HHS requires the Executive Committee of the Citizens Advisory Committee to solicit and recommend member nominations for transmittal to the Board of County Commissioners. The Board of County Commissioners was notified by memos dated June 3, 2016 and July 6th, 2016, and requested to provide nominations for appointments. The CAC/HHS Executive Committee on July 11, 2016, recommended Sharon Greene and Sandra Chamblee be reappointed and Dr. Nate Nichols and Thomas Cleare be appointed. At the regular CAC Committee Meeting held on September 8, 2016, Dr. Nichols advised he wished to withdraw his application. Ms. Sandra Chamblee has disclosed at a duly noticed public meeting that she is a board member of The Glades Initiative, Inc., which contracts with the County for services. The Glades Initiative, Inc. is seeking Financially Assisted Agencies (FAA) funding for FY2017. Ms. Chamblee currently serves as a member of the Citizens Advisory Committee on Health and Human Services (CAC/HHS) and is seeking reappointment to the CAC/HHS. The CAC/HHS makes recommendations to the Board of County Commissioners annually during the FAA process regarding service and funding priorities, outcomes and contract requirements. This disclosure is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. Including the current request for reappointments and appointments, the CAC/HHS is comprised of one African American female, five Caucasian females, and four Caucasian males, and one African American male. Ex-officio membership consists of one African American male, one African American female and one Caucasian male. (CSD) Countywide (HH) (Community Services)

- 35 3L-5 **REVISED TITLE & WAITING FOR BACKUP: Staff recommends motion to receive and file: A) a Sponsorship Agreement with The West Palm Beach Fishing Club, Inc. providing for a platinum level sponsorship in the amount of \$2,460 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until July 14, 2016;**
- B) a Sponsorship Agreement with The Snook and Gamefish Foundation, Inc. providing for a platinum level sponsorship in the amount of \$5,000 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until July 14, 2016; and**
- C) a Sponsorship Agreement with Go Fish! Publications, LLC providing for a silver level sponsorship in the amount of \$714 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until ~~July 14~~ June 30, 2016. (ERM)**
- 39 3T-1 **REVISED SUMMARY: Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, adopting the FY 2015/2016 Budget Amendment for the Air Pollution Control Program. **SUMMARY:** This Resolution is required by the August 21, 1984, Agreement between the Board of County Commissioners and the Department of Health Palm Beach County (DOHPBC) to establish the annual budget for the expenditure of fees deposited into the Air Pollution Control Trust Fund. This program is solely supported by motor vehicle license registration fees collected by the Florida Department of Environmental Protection (FDEP). The proposed FY 2015/2016 budget Amendment for the Air Pollution Control Program from this funding source is \$60,000. In August 2015, the County approved the 2015/16 budget for the Air Pollution Control Program for ~~\$960,000~~ \$966,000. This additional \$60,000 is requested support the expenses associated with the vehicle purchase (\$22,000) and the air monitoring station relocation (\$38,000). The budget for the air monitoring station is increased due to the modifications required by the US Environmental Protection Agency. This budget can be accommodated by future revenues and a surplus in the Air Pollution Control Trust Fund. This is a state funding source. The amount is specifically designated by statute for this program and is currently available. Countywide (HH) (Health Dept)
- 41 3X-2 **REVISED TITLE: Staff recommends motion to: A) receive and file** the executed Contract with the Florida Council Against Sexual Violence (FCASV) (Contract No. 16TFGR26) for the period of July 1, 2016, through June 30, ~~2017~~ 2021, to receive grant funding in the amount of \$157,472 to provide sexual battery recovery services;...(Public Safety)
- 46 4B-1 **REVISED TITLE & SUMMARY: Staff recommends motion to approve:** Contract with Stephen L. Boruff, AIA Architects + & Planners, Inc., to provide architectural/engineering design services associated with Fire-Rescue Station No. 22 Minto Westlake project in the amount of \$375,398. **SUMMARY:** Staff has prepared this item for Board consideration given the longstanding interest in this facility and the desire to expedite its delivery. This contract provides for the design, permitting and construction administration services for a 4 bay fire station, approximately 10,000 sq. ft., on Seminole Pratt Whitney Road in the City of Westlake. The estimated construction cost is \$3,800,000. The Small Business Enterprise (SBE) participation for this contract is ~~94.8~~ 96.1%. Stephen L. Boruff, AIA Architects + & Planners, Inc., is a local business and will be using all Palm Beach County sub-consultants. In fulfillment of County policy and land development regulations, a site for a permanent Station No. 22 was identified by County staff and committed by Minto Communities for approval of the Minto West Development Order granted by the Board on October 29, 2014 (R-2014-1646). Conveyance of that site to the County is due no later than May 31, 2017, which was intentionally timed to allow for design, permitting and construction within the term of the existing temporary Station 22 Lease Agreement. (Capital Improvements Division) District 6 (LDC) (FDO)

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**

SEPTEMBER 13, 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 - 45)**

- 4. REGULAR AGENDA (Pages 46 - 51)**

- 5. BOARD OF COUNTY COMMISSIONERS SITTING AS THE CHILD CARE FACILITIES BOARD**
(Rules and Regulations Governing Family Child Care Homes and Large Family Child Care Homes)
(Page 52)

- 6. BOARD APPOINTMENTS (Page 53)**

- 7. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 54)**

- 8. STAFF COMMENTS (Page 55)**

- 9. COMMISSIONER COMMENTS (Page 56)**

- 10. ADJOURNMENT (Page 56)**

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- 2C-3 Palm Beach Partners Business Matchmaker Conference & Expo Day
- 2C-4 Track & Field Champion and Olympian Tony McQuay
- 2C-5 Domestic Violence Awareness Month

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- 3A-3 First Amendment with Westgate/Belvedere Homes Community Redevelopment Agency for flood mitigation

B. CLERK & COMPTROLLER

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- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 Change orders, work task orders, minor contracts, final payments, etc.
- 3B-5 Unclaimed Monies proof of publication
- 3B-6 List of Finance Department records converted to electronic format

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- 3C-1 Release of Right-of-Way Reservation Agreement with Harry S. Hamilton (west side of Military Trail north from Elmhurst Road to Okeechobee Blvd)
- 3C-2 Deleted
- 3C-3 Annual Traffic Loop Contract with CARR Construction, LLC
- 3C-4 First Amendment to the annual Traffic Signal Contract with Gerelco Traffic Controls, Inc.
- 3C-5 Supplement No. 2 with R.J. Behar & Company, Inc. related to Haverhill Road (north of Caribbean Blvd. to Bee Line Highway)
- 3C-6 County Deed conveying ownership of a portion of Riverside Drive (south of Palmetto Park Rd.) to Boca Reserve Master Homeowners Association, Inc.)

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- 3C-7 Budget Transfer for the paving and drainage improvements of Bishoff Road (dead end to Jog Road)
- 3C-8 Contract with Stanley Consultants, Inc. for the Florida Mango Road (10th Avenue North to Edgewater Drive) project

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- 3D-1 Agreement for bond counsel and related legal services with the law firm of Locke Lord, LLP
- 3D-2 Agreement for disclosure counsel and related legal services with the law firm of Bryant Miller Olive, P.A.
- 3D-3 Receive and file the transcript of the closing of the Airport System Revenue Refunding Bonds
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- 3H-8 Interlocal Agreement with the Town of Juno Beach for continued co-use of the Town's public works yard

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- 3H-9 Sovereignty Submerged Lands Lease Renewal with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for the existing 32 dock marina at Phil Foster Park

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Q. CRIMINAL JUSTICE COMMISSION - None

R. HUMAN RESOURCES - None

S. FIRE RESCUE - None

T. HEALTH DEPARTMENT

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- 3T-1 Resolution adopting the FY 2015/2016 Budget Amendment for the Air Pollution Control Program

U. INFORMATION SYSTEMS SERVICES

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- 3U-1 Amendment No. 23 to the Professional/Maintenance Services and Proprietary Software License Agreement with CGI Group, Inc. for the Countywide Advantage Financial system

V. METROPOLITAN PLANNING ORGANIZATION - None

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Y. PURCHASING - None

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BOARD OF COUNTY COMMISSIONERS SITTING AS THE CHILD CARE FACILITIES BOARD

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BOARD APPOINTMENTS (Page 53)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 54)

STAFF COMMENTS (Page 55)

COMMISSIONER COMMENTS (Page 56)

ADJOURNMENT (Page 56)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring September 2016 as “Infant Mortality Awareness Month” in Palm Beach County. (Sponsored by Commissioner Vana)
2. Proclamation declaring September 2016 as “Goliath Grouper Scuba Diving Awareness Month” in Palm Beach County. (Sponsored by Mayor Berger)
3. Proclamation declaring September 23, 2016 as “Palm Beach Partners Business Matchmaker Conference and Expo Day” in Palm Beach County. (Sponsored by Commissioner Taylor)
4. Proclamation recognizing Track & Field Champion and Olympian Tony McQuay. (Sponsored by Commissioner Taylor)
5. Proclamation declaring October 2016 as “Domestic Violence Awareness Month” in Palm Beach County. (Sponsored by Commissioner Taylor)
6. **ADD-ON:** Proclamation declaring September 11 – 16, 2016 as “Future of Medicine Week” in Palm Beach County. (Sponsored by Commissioner Burdick)
7. **ADD-ON:** Proclamation declaring October 3 – 9, 2016 as “National 4-H Week” in Palm Beach County. (Sponsored by Commissioner Vana)
8. **ADD-ON:** Certificate of Congratulations to the Raymond F. Kravis Center for the Performing Arts and Judith A. Mitchell, CEO, in celebration of the Kravis Center’s 25th Season. (Sponsored by Mayor Berger)
9. **MOVED FROM 9F:** Proclamation declaring September 17, 2016 as “Caribbean-American for Community Involvement Day” in Palm Beach County. (Sponsored by Commissioner McKinlay)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. Staff recommends motion to approve: reappointment of one individual to the Health Council of Southeast Florida, Inc. for a two year term, beginning October 1, 2016 and ending September 30, 2018:

| <u>Reappoint</u> | <u>Seat No.</u> | <u>Seat Requirement</u> | <u>Nominated By</u> |
|------------------|-----------------|-------------------------|---|
| Gary D. Strother | 8 | Health Care Provider | Comm. Burdick Comm. Vana Comm. Abrams Comm. McKinlay Comm. Taylor |

SUMMARY: The Health Council of Southeast Florida, Inc. (Council) is a not-for-profit corporation established pursuant to Section 408.033, Florida Statutes, for the purpose of providing and coordinating health planning activities within Palm Beach, Martin, St. Lucie, Indian River and Okeechobee Counties. The Council consists of twelve members: six representatives for Palm Beach County; two members appointed by Martin County; two members appointed by St. Lucie County; one member appointed by Indian River County; and one member appointed by Okeechobee County. The appointees must be representatives of health care providers, health care purchasers, and non-governmental health care consumers, not to exclude elected government officials. A memo dated August 1, 2016 was circulated to the Board of County Commissioners requesting support of Mr. Strother’s reappointment or requesting additional nominations. No additional nominations were received. With this reappointment, the diversity of the Palm Beach County representatives include one Caucasian female, one African-American male, and four vacant positions (one health care provider, one health care purchaser and two health care consumers). Countywide (HH)

2. Staff recommends motion to approve: appointments to the Water Resources Task Force for full three year terms commencing October 1, 2016 and ending September 30, 2019:

| <u>Seat No.</u> | <u>Appointment</u> | <u>Seat Requirement</u> | <u>Seat Representative</u> | <u>Term Ending</u> |
|-----------------|--------------------|-------------------------|----------------------------|--------------------|
| 8 | Scott Kelly | Member | Utility Provider | September 30, 2019 |
| 10 | Adrian Salee | Member | Drainage District | September 30, 2019 |
| 11 | Rod Braun | Alternate | SFWMD | September 30, 2019 |
| 12 | John Flanigan | Member | Environmental | September 30, 2019 |
| 12 | Dick Tomasello | Alternate | Environmental | September 30, 2019 |
| 13 | Ted Winsberg | Member | Farming Interests | September 30, 2019 |
| 14 | Jim Shallman | Member | ITID | September 30, 2019 |

SUMMARY: The Water Resources Task Force is comprised of 14 members: six City elected officials: one County Commissioner; one special independent district water and/or wastewater provider or utility water or wastewater provider representative; one Lake Worth Drainage District representative; one drainage/water control district representative; one South Florida Water Management District Governing Board member; one environmental representative; one land owner actively farming to represent agricultural interests; and one Indian Trail Improvement District representative. The resolution also requires designated alternates for each seat. Due to the imminent end of the first three year term, the utility provider representative, the drainage control district representative, the SFWMD alternate representative, the environmental representative and alternate representative, the farming representative, and the ITID representative are being submitted for approval by the Board of County Commissioners for a three year term. The diversity of the current 13 Task Force members is as follows: one Caucasian female and twelve Caucasian males. All seven of the proposed member appointees are Caucasian males. The SFWMD seat remains unfilled at this time. Countywide (MJ)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

3. **Staff recommends motion to approve:** First Amendment to the Interlocal Agreement with the Westgate/Belvedere Homes Community Redevelopment Agency (CRA) extending the Agreement for flood mitigation to November 1, 2016. **SUMMARY:** Westgate/Belvedere Homes CRA (CRA) submitted a letter requesting an extension to its Agreement (R2011-0972) originally entered into on June 28, 2011, whereby County agreed to reimburse CRA an amount not-to-exceed \$500,000 for flood mitigation within the CRA. The extension is necessary in order for the CRA to be reimbursed for completion of the project pursuant to the Agreement. The Agreement, which expired on October 1, 2014, will now terminate on November 1, 2016. The project has been completed. District 7 (DW)

B. CLERK & COMPTROLLER

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

| <u>Meeting Type</u> | <u>Meeting Date</u> |
|---------------------|---------------------|
| Regular | June 7, 2016 |
| Budget Workshop | June 14, 2016 |
| Regular | June 21, 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
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 March 2016. Countywide
5. **Staff recommends motion to receive and file proof of publications:** “Unclaimed Monies” advertised by the Clerk & Comptroller of Palm Beach County. **SUMMARY:** Pursuant to F.S. 116.21, the Clerk advertised certain unclaimed monies held which are subject to forfeiture to Palm Beach County. Florida Statutes 116.21 requires that the proof of publication “shall be filed and recorded in the minutes of the County Commission of such county.” Countywide (PFK)
6. **Staff recommends motion to receive and file:** a list of Clerk & Comptroller Finance Department records which have been converted to an electronic format. **SUMMARY:** These records have been converted from paper to an electronic format. The electronic records will be maintained according to their required retention schedule under the State of Florida’s General Records Schedule GSI-SL for State and Local Government Agencies (Ch. 119, Ch. 257). Countywide (PFK)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Release of a Right-of-Way Reservation Agreement (Release) with Harry S. Hamilton, as Trustee, or his nominee (Owner) for a nine foot strip of land on the west side of Military Trail north from Elmhurst Road to Okeechobee Boulevard that was previously reserved for future right-of-way. **SUMMARY:** Approval of the Release, will allow the Owner to comply with a development condition required for the zoning development application for Pine Trail Shopping Center. This action will have no fiscal impact. District 7 (MRE)
2. **DELETED**
3. **Staff recommends motion to approve:** an annual Traffic Loop Contract (Contract), Project No. 2016052, with CARR Construction, LLC (CARR), in an amount not to exceed \$100,000, for task orders for the installation of traffic loops. **SUMMARY:** Approval of this Contract will facilitate the furnishing and installation of traffic signal loops. The Small Business Enterprise (SBE) goal for the Contract is 15%. The SBE participation committed for the project by CARR is 0% overall. CARR is an Okeechobee County based company and was the sole bidder. Countywide (MRE)
4. **Staff recommends motion to approve:** a First Amendment to the annual Traffic Signal Contract (Contract) R2016-0605, Project No. 2015051; dated May 17, 2016, with Gerelco Traffic Controls, Inc. (Contractor) to increase the amount of the Contract by \$750,000. **SUMMARY:** Approval of this First Amendment will increase the Contract amount by \$750,000, from \$1,000,000 to \$1,750,000. The increased Contract amount is based on estimated amounts that exceed the current contract amount to be expended throughout Palm Beach County by the Engineering Department. Countywide (MRE)
5. **Staff recommends motion to approve:** Supplement No. 2 (Supplement) to Project Contract, R2014-1122, with R.J. Behar & Company, Inc. (RJB) in the amount of \$116,285.43 for professional services for the Haverhill Road from north of Caribbean Boulevard to Bee Line Highway project (Project). **SUMMARY:** Approval of this Supplement 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%. RJB committed to 99% SBE participation for the project and has achieved 93.08% SBE participation to date. The SBE participation committed for this Supplement by RJB is 55.21%. It is noted that about 45% of this Supplement includes specialized services that will be performed by a non-SBE subconsultant. RJB is a Palm Beach County based company. Districts 1 & 7 (MRE)
6. **Staff recommends motion to approve:** a County Deed (Deed) conveying ownership of a portion of Riverside Drive south of Palmetto Park Road (Riverside) to Boca Reserve Master Homeowners Association, Inc. (Association). **SUMMARY:** Approval of the Deed will transfer Palm Beach County (County) interest in Riverside to the Association, who expressed an interest in obtaining the underlying fee ownership, in order to consolidate the ownership and maintenance responsibilities of Riverside. This action will have no fiscal impact. District 5 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

7. Staff recommends motion to approve: a Budget Transfer of \$120,000 in the Unincorporated Improvement Fund from reserves to the paving and drainage improvements of Bishoff Road, dead end to Jog Road (Project). **SUMMARY:** Approval of this Budget Transfer will allow the Palm Beach County Engineering and Public Works Department to begin the design process for the Municipal Service Taxing Unit (MSTU) Project. The funds will be used for the design, advertising, permitting, and staff costs during the design process. District 2 (MRE)
8. Staff recommends motion to approve: a Contract in the amount of \$652,747.37 with Stanley Consultants, Inc. (SCI), for professional services for the Florida Mango Road from 10th Avenue North to Edgewater Drive 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%. SCI committed to 18% SBE participation for this Project. SCI has an office in Palm Beach County, but is not a Palm Beach County based company. District 3 (MRE)

D. COUNTY ATTORNEY

1. Staff recommends motion to approve: an Agreement for Bond Counsel and related legal services with the law firm of Locke Lord LLP. **SUMMARY:** The County Finance Committee (the "CFC") reviewed RFP proposals for County bond counsel and disclosure counsel on July 21, 2016. Locke Lord LLP received the highest rank of the six proposers. The CFC recommends that Locke Lord LLP be selected as the law firm to provide bond counsel services to the County through September 30, 2019. Locke Lord LLP is located in West Palm Beach, Florida. Countywide (PFK)
2. Staff recommends motion to approve: an Agreement for Disclosure Counsel and related legal services with the law firm of Bryant Miller Olive P.A. **SUMMARY:** The County Finance Committee (the "CFC") reviewed RFP Proposals for County bond counsel and disclosure counsel on July 21, 2016. The CFC ranked Bryant Miller Olive P.A. second among the six proposers. The CFC recommends that Bryant Miller Olive P.A. be selected as the law firm to provide disclosure counsel services to the County through September 30, 2019. Bryant Miller Olive P.A. has no office in Palm Beach County. Its nearest office is located in Miami, Florida. Countywide (PFK)
3. Staff recommends motion to receive and file: Transcript of the closing of the Palm Beach County, Florida Airport System Revenue Refunding Bonds, Series 2016. **SUMMARY:** The compact disc of the closing transcript relating to the Palm Beach County, Florida Airport System Revenue Refunding Bonds, Series 2016 is now ready to be received and filed with the Minutes Department. Countywide (PFK)
4. Staff recommends motion to approve: Amendment No. 6 to the Agreement (R2010-1221) with the law firm of Nabors Giblin & Nickerson, P.A. to provide disclosure counsel and related legal services. **SUMMARY:** This Amendment No. 6 amends and extends the term of the Agreement for disclosure counsel and related legal services between Palm Beach County and Nabors Giblin & Nickerson, P.A. from September 30, 2016, to September 30, 2017. This extension is required to allow Nabors Giblin & Nickerson, P.A. to advise the County as to continuing sales surtax legal issues. Payment for legal services will be as provided for in the Agreement. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to:

A) ratify signature of the Mayor on the 2016 Department of Health and Human Services (DHHS) Grant Application, in the amount of \$598,983.86 for transitional living housing and services for Lesbian, Gay, Bisexual, Transgender, Questioning (LGBTQ) runaway and homeless youth, for a grant period of eighteen months upon receipt of funding; and

B) delegate signature authority to the County Administrator, or her designee, to sign the 2016 DHHS Program Grant Agreement, any grant amendments or required forms for transitional living housing and services and any amendments or additional forms for an amount up to \$598,983.86; and

C) delegate signature authority to the County Administrator, or designee, to sign a sub-contract, any amendments or required forms with Vita Nova, Inc., for an amount up to \$598,983.86.

SUMMARY: DHHS released a demonstration grant that specifically targets LGBTQ runaway youth and youth aging out of foster care. The Division of Human Services (DHS), as the lead agency for the Continuum of Care (CoC), must apply for the funds and accept responsibility for grant management and utilize funds received for the coordination and evaluation of activities related to the grant. These activities involve coordination of grant evaluation, administration of the Homeless Management Information System (HMIS), and technical assistance and monitoring of the local DHHS grant recipient. The CoC has identified Vita Nova, Inc. to provide transitional housing with the goal to assist LGBTQ youth with placement into permanent housing. Vita Nova, Inc. will provide transitional housing and support services to ten youths, ages 16 through 21. DHS will administer and coordinate the management of the grant. A minimum 10% match is required and will be provided through in-kind services from Vita Nova, Inc. DHS will provide an additional 3%. The 18 month grant period is established by DHHS. The emergency signature process was utilized because there was not sufficient time to submit the application through the regular Board of County Commissioner's agenda process. (Human Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. **REVISED TITLE AND SUMMARY:** Staff recommends motion to approve: reappointments and appointments to the Citizens Advisory Committee on Health and Human Services (CAC/HHS) for a three year term, effective October 1, 2016:

| <u>Seat No.</u> | <u>Reappointment</u> | <u>Seat Requirement</u> | <u>Term Ending</u> | <u>Nominated By</u> |
|-----------------|----------------------|--|--------------------|--|
| 2 | Sharon Greene | Knowledge of HHS System of Care – Florida Department of Health | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |
| 9 | Sandra Chamblee | Knowledge of HHS System of Care – Resident west of 20 Mile Bend | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |
| <u>Seat No.</u> | <u>Appointment</u> | <u>Seat Requirement</u> | <u>Term Ending</u> | <u>Nominated By</u> |
| 3 | Dr. Nate Nichols | Knowledge of HHS System of Care | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |
| 6 | Thomas Cleare | Knowledge of HHS System of Care | 09/30/2019 | Vice Mayor Valeche Comm. Burdick Comm. Taylor CAC/HHS |

SUMMARY: The Citizens Advisory Committee on Health and Human Services consists of eleven (11) at-large members with at least one (1) member being a resident west of the 20 Mile Bend and at least one (1) member being a representative of the Palm Beach County League of Cities, per Resolution R-2013-1563. Founding members were appointed for 1, 2 and 3 year terms with subsequent terms of three (3) years. The Resolution creating the CAC/HHS requires the Executive Committee of the Citizens Advisory Committee to solicit and recommend member nominations for transmittal to the Board of County Commissioners. The Board of County Commissioners was notified by memos dated June 3, 2016 and July 6th, 2016, and requested to provide nominations for appointments. The CAC/HHS Executive Committee on July 11, 2016, recommended Sharon Greene and Sandra Chamblee be reappointed and Dr. Nate Nichols and Thomas Cleare be appointed. At the regular CAC Committee Meeting held on September 8, 2016, Dr. Nichols advised he wished to withdraw his application. Ms. Sandra Chamblee has disclosed at a duly noticed public meeting that she is a board member of The Glades Initiative, Inc., which contracts with the County for services. The Glades Initiative, Inc. is seeking Financially Assisted Agencies (FAA) funding for FY2017. Ms. Chamblee currently serves as a member of the Citizens Advisory Committee on Health and Human Services (CAC/HHS) and is seeking reappointment to the CAC/HHS. The CAC/HHS makes recommendations to the Board of County Commissioners annually during the FAA process regarding service and funding priorities, outcomes and contract requirements. This disclosure is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. Including the current request for reappointments and appointments, the CAC/HHS is comprised of one (1) African American female, five (5) Caucasian females, and four (4) Caucasian males, ~~and one (1) African American male.~~ Ex-officio membership consists of one (1) African American male, one (1) African American female and one (1) Caucasian male. (CSD) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to:

A) approve:

1. Amendment 002 to Standard Agreement No. IA016-9500 (R2016-0321) for Older Americans Act (OAA) with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period January 1, 2016, through December 31, 2016, to revise and replace portions of the standard agreement for in-home and community based services; and
2. Amendment 002 to Standard Agreement No. IC015-9500 (R2015-1447) for Community Care for the Elderly (CCE) with AAA, for the period July 1, 2015, through June 30, 2016, to amend, revise and replace portions of the standard agreement and increase the overall total funding by \$5,000 to assist seniors and caregivers by providing in-home services to help seniors live independently; and
3. Amendment 002 to Standard Agreement No. IH015-9500 (R2015-1445) for Home Care for the Elderly (HCE) with AAA, for the period July 1, 2015, through June 30, 2016, to amend, revise and replace portions of the standard agreement and decrease the overall total funding by \$5,000 to assist older adults and their caregivers with the provision of care in a family-type living arrangement as an alternative to institutional care; and
4. Renewal Agreement No. IC015-9500 to Standard Agreement No. IC015-9500 (R2015-1447) for CCE with AAA, for the period July 1, 2016, through June 30, 2017, to amend, revise and replace portions of the standard agreement in an amount not to exceed \$1,531,821 to assist seniors and caregivers by providing in-home services to help seniors live independently; and
5. Renewal Agreement No. IH015-9500 to Standard Agreement No. IH015-9500 (R2015-1445) for HCE with AAA, for the period July 1, 2016, through June 30, 2017, to amend, revise and replace portions of the standard agreement in an amount not to exceed \$96,487 to assist older adults and their caregivers with the provision of care in a family-type living arrangement as an alternative to institutional care; and
6. Renewal Agreement No. IZ015-9500 to Standard Agreement No. IZ015-9500 (R2015-1448) for Alzheimer's Disease Initiative (ADI) with AAA, for the period July 1, 2016, to June 30, 2017, to amend, revise and replace portions of the standard agreement in an amount not to exceed \$844,090 to provide assistance to seniors and caregivers by ensuring that persons afflicted with Alzheimer's disease and other forms of dementia are given essential services to help them live independently in their own homes or in the homes of relatives/ caregivers.

B) approve Budget Amendment of \$1,910,003 in the DOSS Administration Fund to align the budget to the actual grant awards.

SUMMARY: Grant adjustments are made during the contract year to align services with need. The Amendments are necessary to incorporate changes made to the standard agreements and to transfer \$5,000 from HCE funding to CCE funding. This change will continue to allow DOSS to provide assistance to older adults. The purpose of these Renewal Agreements is to outline funding allocation for the 2016 - 2017 agreement periods. CCE renewal agreement is funded with \$1,536,821 in State funds, \$42,899 in program income funds, \$170,758 in County required match, and \$1,232,432 in additional County funds. HCE renewal agreement is funded with \$91,487 in State funds, and \$59,849 in additional County funds. ADI renewal agreement is funded with \$844,090 in State funds, \$13,034 in program income funds and \$175,250 in additional County funds. Sufficient funding is included in the current budget to meet County obligations. (DOSS) Countywide except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to receive and file: Contract for Provision of Financial Assistance with CareerSource Palm Beach County, Inc., for the period July 1, 2016, through September 30, 2016, in an amount totaling \$42,640 to provide training and employment services for up to 24 qualified clients. **SUMMARY:** On April 2, 2013, the Board of County Commissioners (BCC) approved a list of pre-qualified public and non-profit agencies to provide various training services for the Community Services Department (Agenda Item 3.E.6). CareerSource Palm Beach County, Inc. (CareerSource) has been selected to provide employment skills training and job placement services to 24 qualified clients. The training funds are provided by the Community Service Block Grant (CSBG). Qualified clients must be residents of Palm Beach County and meet the Federal Poverty Guidelines. This Contract was executed by delegated authority. On April 2, 2013, the BCC authorized the County Administrator, or designee, to execute contracts for this purpose. This Contract is being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's Office to receive and file this item. Employee Dina Hill of CareerSource Palm Beach County, Inc. is a member of the Community Action Advisory Board. Employee Katherine Bonner of CareerSource Palm Beach County, Inc. is a member of the Farmworker Program Advisory Board. These boards provide no regulation, management, or policy-setting recommendations regarding this contract. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach Code of Ethics. No County funds are required. (Community Action Program) Countywide (HH)

5. Staff recommends motion to:

A) approve Host Agency Agreement with AARP Foundation Senior Community Service Employment Agency (AARP), for the period July 1, 2016, through June 30, 2017, to place seniors with work assignments based on their skills, experience, knowledge and abilities; and

B) delegate to the County Administrator, or designee, signatory authority on amendments, succeeding contracts, and any other necessary documents related to AARP requirements.

SUMMARY: This Agreement will facilitate the utilization of seniors in work assignments within the Community Services Department and Public Safety Department. Seniors will be given an opportunity to gain meaningful work experience as well as be compensated through AARP for the hours they work per week. Seniors will be matched with work assignments based on their skills, experience, knowledge and abilities. There is no cost to the County to participate in the program. (CSD) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. **Staff recommends motion to approve:** appointment to the Community Action Advisory Board, effective September 13, 2016:

| <u>Seat No.</u> | <u>Appointment</u> | <u>Seat Requirement</u> | <u>Term Ending</u> | <u>Nominated By</u> |
|-----------------|--------------------|------------------------------|--------------------|---------------------|
| 1 | Cory M. Neering | Public Sector Representative | 09/30/2019 | Comm. Taylor |

SUMMARY: The total membership for the Community Action Advisory Board (CAAB) shall be no more than 15 members, per Resolution No. R2014-0588, comprised of one-third elected public officials or their representatives, one-third private sector members recommended by the CAAB and one-third low-income representatives selected by a democratic process in the target neighborhoods served. Members will fully participate in the planning, implementation and evaluation of the Community Services Block Grant program to serve low-income communities. Mr. Neering meets all applicable guidelines and requirements outlined in the Resolution adopted by the Board of County Commissioners (BCC) on May 6, 2014. The ethnic makeup of the CAAB, including the above nominee, consists of eight African-American females, two African-American males, one Caucasian female, and one Hispanic-American male. (Community Action Program) Countywide (HH)

F. AIRPORTS

1. **Staff recommends motion to receive and file:** an Extension of Time to the following Joint Participation Agreements (JPA) with the Florida Department of Transportation (FDOT):

A) Construct Hangars and associated infrastructure work at North Palm Beach County General Aviation Airport, Financial Project Number 422466-1-94-01 approved by the Board on August 16, 2011 (R2011-1157) and amended September 11, 2012 (R2012-1246), is hereby extended until September 30, 2017; and

B) Southside Hangar Development and Infrastructure at Palm Beach County Park Airport, Financial Project Number 427915-1-94-01 approved by the Board on June 29, 2010 (R2010-1001 and R2010-1002) and amended March 15, 2011 (R2011-0369) and October 18, 2011 (R2011-1570 and R2011-1571) is hereby extended until December 31, 2017.

SUMMARY: Delegation of authority for execution of the above Extensions of Time to the JPAs with the FDOT was approved by the Board on October 18, 2011 (Agenda Item No. 3F11). Countywide (AH)

2. **Staff recommends motion to receive and file:** Palm Beach International Airport Nonconcessionaire Rental Car Operator Ground Transportation Permit with CJB Enterprises, Inc., d/b/a Carls Van Rentals, commencing February 1, 2016, terminating September 30, 2016, and automatically renewing on an October 1st to September 30th annual basis until canceled, providing for ground transportation services and the payment of Permit fees equal to eight percent (8%) of rental car gross revenues. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2012-0629. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

3. Staff recommends motion to approve: a First Amendment to Airport Ground Transportation Concession Agreement (Agreement) (R2015-0776) with SE Florida Transportation, LLC, a Florida limited liability company, providing for reduction of per capita charge to \$0.09 per arriving (deplaned) passenger and authorizing the Department of Airports (Department) to approve vehicles older than five years or with more than 350,000 miles for use at Palm Beach International Airport (PBIA) effective October 1, 2016. **SUMMARY:** SE Florida Transportation provides on-demand taxi, sedan and shared-ride services to arriving passengers at PBIA pursuant to the Agreement. SE Florida Transportation pays monthly concession fees equal to the greater of a monthly minimum guarantee or a per capita charge of \$0.144 per deplaned passenger. The monthly minimum guarantee is currently \$15,000 per month and is adjusted on an annual basis. Although PBIA has had an increase in passenger traffic, SE Florida Transportation has been experiencing a decline in the number of passenger trips and revenues due the operation of transportation network companies at PBIA. SE Florida Transportation has requested a reduction in the per capita charge to \$0.09 per deplaned passenger. In addition, the Agreement currently requires vehicles to be no more than five years old and have no more than 350,000 miles. Approval of this Amendment will allow the Department to approve the use of vehicles that do not meet these requirements on a case by case basis. Countywide (AH)

4. Staff recommends motion to approve:

A) First Amendment to Agreement for Rental Car Lease and Concession with Enterprise Leasing Company of Florida, LLC (Enterprise Leasing) (R2011-1343), renewing the term of the rental car concession for the Enterprise Rent-A-Car brand at the Palm Beach International Airport (PBIA) from October 1, 2016, to September 30, 2018;

B) First Amendment to Agreement for Rental Car Lease and Concession with Enterprise Leasing (R2011-1344), renewing the term of the rental car concession for the Alamo Rent A Car brand at PBIA from October 1, 2016, to September 30, 2018; and

C) First Amendment to Agreement for Rental Car Lease and Concession with Enterprise Leasing (R2011-1345), renewing the term of the rental car concession for the National Car Rental brand at PBIA from October 1, 2016, to September 30, 2018.

SUMMARY: Enterprise Leasing operates separate rental car concessions for the Enterprise, Alamo and National brands, which include the lease of counter and office space at the PBIA terminal. The First Amendments extend the term of the Agreements for Rental Car Lease and Concession for each brand for two years (from October 1, 2016, to September 30, 2018) and amend provisions pertaining to concession fees and auditing on charges for road toll services. The First Amendments also update the County's standard provisions pertaining to non-discrimination, Inspector General and third-party beneficiaries. Countywide (HJF)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. **Staff recommends motion to approve:** Amendment No. 8 to the General Consulting Agreement with AECOM Technical Services, Inc. for Consulting/Professional Services in the amount of \$539,791, for the continued performance of professional planning and design services related to the approved Palm Beach County Airports' Capital Improvement Program and to revise and add language in the Agreement. **SUMMARY:** The Consulting Agreement (R2014-0031) with AECOM Technical Services, Inc. for general airport planning and design was approved on January 14, 2014 in the amount of \$1,641,372 in order to carry out the approved Capital Improvement Programs for the County's Airports. Approval of Amendment No. 8 revises Article 30 – Scrutinized Companies and adds Article 33 – Public Records, and will provide an additional \$539,791 to complete the following: Task I Services – Specific Projects: Palm Beach International Airport (PBIA) Replacement of the Current Public Address System Design Services; Environmental Compliance Services 2016 Stormwater Pollution Prevention Plan (SWPPP) Update; PBIA Concourse Holdroom Design and Planning Services; PBIA Terminal Planning and Design; and Task III Services – Miscellaneous Planning and Engineering Services. Work to be completed under these Task III Services will be issued per the level of authority contained in PPM CW-F-050, by way of a separate proposal or task authorization. AECOM Technical Services, Inc. is a Los Angeles, California based firm; however, the majority of the work to be completed in this agreement will be completed and/or managed through their West Palm Beach and Tampa, Florida offices in conjunction with several Palm Beach County-based sub-consultants and firms. AECOM Technical Services, Inc. has committed to 21% Disadvantaged Business Enterprise (DBE) participation for this agreement. The total DBE participation to date is 16.30%. Countywide (AH)

6. **Staff recommends motion to approve:** an Eighth Amendment to Retail Concession Agreement (Amendment) with Paradies-Palm Beach, LLC (Paradies) (R2007-2052), providing for replacement of the Heritage Booksellers concept at the Palm Beach International Airport (PBIA) and adjustment to the leased premises based upon updated survey information. **SUMMARY:** This Amendment provides for the replacement of the Heritage Booksellers concept, which was formerly known as the New York Times Bookstore, with a new market concept to be called the "Flagler Gourmet Market". The Flagler Gourmet Market will offer fresh, locally-prepared grab and go food options, such as fresh sandwiches, salads and baked goods; fresh fruit; pre-packaged gourmet and specialty food products; and an assortment of high quality, healthy pre-packaged snack and food beverage items. The privilege fee for the sale of all food and beverages from the location will be 15.1%. Paradies may also sell general news and gift items, such as newspapers and magazines, as an incidental part of the overall assortment of products. The privilege fee for all general news and gift items sold from the location will be 22%. The current privilege fee for the location is 20% of all sales. All costs of the leasehold improvements will be paid by Paradies. This Amendment also updates the leased premises square footages based upon updated survey information. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

7. **Staff recommends motion to approve:** a Declaration of Easement (Declaration) on County-owned property at 2125 Belvedere Road at the Palm Beach International Airport (PBIA) for water utility improvements. **SUMMARY:** The Palm Beach County Water Utilities Department (WUD) is currently implementing projects to rehabilitate portions of the existing water distribution system on the north side of Belvedere Road north of PBIA. WUD is requesting a Declaration for water utility improvements to be constructed on a portion of property leased by the County to Enterprise Leasing Company of FL, LLC (Enterprise) for a rental car facility. The improvements consist of water transmission and distribution facilities to increase system capacity, hydraulic efficiency, and elimination of dead ends to property owned by MHC Palm Beach Colony, LLC, located north of the Enterprise facility. The Declaration provides for the installation, operation and maintenance of water transmission and distribution facilities on the property leased to Enterprise. Countywide (HJF)

8. **Staff recommends motion to receive and file:**
 - A) Non-Signatory Airline Agreement with MN Airlines LLC, d/b/a, Sun Country Airlines, commencing July 1, 2016, and terminating September 30, 2016, with automatic October 1st to September 30th annual term renewals unless canceled; and
 - B) Airline Service Incentive Program Participation Agreement with MN Airlines LLC, d/b/a, Sun Country Airlines, for flights to Minneapolis-St. Paul, Minnesota, from November 1, 2016, through October 31, 2017.**SUMMARY:** Delegation of authority for execution of the standard County Non-Signatory Airline Agreement was approved by the Board of County Commissioners (BCC) in R2014-1575. Delegation of authority for execution of the standard County Airline Service Incentive Agreement above was approved by the BCC in R2014-0251. Countywide (AH)

9. **Staff recommends motion to approve:**
 - A) Fifth Amendment to Airport Ground Lease Agreement with Avis Rent A Car System, LLC (Avis) (R88-314, as amended), renewing the term of Avis' lease of the rental car facility at 2500 Turnage Boulevard at the Palm Beach International Airport (PBIA) from October 1, 2016, to September 30, 2021; and
 - B) First Amendment to Agreement for Rental Car Lease and Concession with Avis (R2011-1340), renewing the term of the rental car concession for the Avis brand at PBIA from October 1, 2016, to September 30, 2018; and
 - C) First Amendment to Agreement for Rental Car Lease and Concession with Budget Rent A Car System, Inc. (Budget) (R2011-1341), renewing the term of the rental car concession for the Budget brand at PBIA from October 1, 2016, to September 30, 2018.**SUMMARY:** Avis maintains an on-airport rental car return facility at 2500 Turnage Boulevard in support of its rental car concession operations at PBIA. The Fifth Amendment extends the term of the Ground Lease Agreement for five years (October 1, 2016, to September 30, 2021) and updates the County's standard provisions pertaining to non-discrimination, Inspector General and third-party beneficiaries. In addition, Avis and Budget each operate a rental car concession, which include the lease of counter and office space at the PBIA terminal. The First Amendments extend the term of the Agreement for Rental Car Lease and Concession for each brand for two years (October 1, 2016, to September 30, 2018), amend provisions pertaining to concession fees and auditing on charges for road toll services, and updates the County's standard provisions pertaining to non-discrimination, Inspector General and third-party beneficiaries. Countywide (HJF)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve: the write-off of uncollectible accounts receivables in the amount of \$130,435.26. **SUMMARY:** The Office of Financial Management and Budget's Collections Coordinator has reviewed the listing of uncollectible accounts receivables prepared by the Clerk & Comptroller's Finance Department and has concluded that these accounts should be written off the active accounts receivable ledger. These accounts were for various accounts receivable including maintenance services, Medicaid charges and cases and judgments owed to the County from as far back as 1991. The write-off of these receivables to an uncollectible database is not a forgiveness of the debt and if the opportunity to collect on any of these accounts should arise, the appropriate action will be taken to collect on the amount due. The approval of this item will allow the accounts to be removed from the accounts receivable ledger and transfer them to an uncollectible debts database. Countywide (PFK)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: annual contracts for low voltage construction services on an "as-needed" basis for projects typically under \$100,000 each:

- A) Active Alarms, Inc.;
- B) Audio Video Systems, Inc. (SBE);
- C) Fastedish, Inc.;
- D) Fire and Security Solutions, Inc. (SBE);
- E) Gator Electric and Communications, Inc.;
- F) Global Communications & Electrical Systems, Inc. (SBE);
- G) GNM Hough, Inc.;
- H) Meisner Electric, Inc.;
- I) Protect Video, Inc. (SBE);
- J) Security & Sound Systems, Inc. (SBE);
- K) SimplexGrinnell, LP; and
- L) Universal Cabling Systems, Inc. (SBE)

SUMMARY: These continuing contracts have an initial term of two years and are indefinite-quantity contracts with a cumulative maximum value of \$600,000 for the term. The work consists of the low voltage construction services associated with repairs, improvements and renovations to County properties. Work is to be awarded as work orders on a lump-sum, competitively quoted basis among the pool of twelve pre-qualified contractors. Contracts will terminate when a total of \$600,000 in work orders is issued to any combination of all contractors or when the two-year time frame has expired, whichever occurs first. These contracts provide for up to three one-year renewals, at the sole option of the County. All are Palm Beach County businesses or have Palm Beach County offices with the exception of Fastedish, Inc. and GNM Hough, Inc. The goal for Small Business Enterprise (SBE) participation is 15%. When bids are received from the pre-qualified firms under this contract, local and SBE preferences will be evaluated and applied at that time. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve: Contract with The Gordian Group, Inc. for consulting/professional services for the administration and maintenance of the Job Order Contracting (JOC) system. **SUMMARY:** This Contract provides the terms and conditions under which The Gordian Group, Inc. will provide professional consulting services to the County for the continuation of the Job Order Contracting system. Payment for services rendered will be made based on work awarded in the amount of 1.95% of the value or work ordered utilizing the JOC system with a not to exceed limit of \$400,000 for the two year period. There is no minimum guarantee in the contract, and the consultants' compensation is directly related to the success of the JOC program. The scope of services to be provided includes JOC document development and maintenance, JOC training for contractors and staff, implementation and technical support, software customization and project management services. The Gordian Group developed and is the sole provider of the PROGEN Software system which is the basis of implementation of the JOC process. Based on research conducted by Facilities Development & Operations Department staff, The Gordian Group is the only firm that can provide the County with an owner specific and owner focused JOC procurement system customized for the County's specific requirements. Duration of the contract is for a two year period with three one-year options for renewal. The Gordian Group is based in South Carolina. (Capital Improvements Division) Countywide (LDC)

3. Staff recommends motion to approve: Work Order 16-076 with Hi-Tech Roofing & Sheet Metal, Inc. (R2015-1782) in the amount of \$257,500 for the Morikami Yamato Kan - Cedar Shake Roof Replacement project. **SUMMARY:** The work consists of the removal and replacement of rotted/damaged cedar shake roof at the Yamato Kan Museum as well as removal and replacement of existing asphalt shingle roofing system and fascia repairs at the Caretaker's Residence. 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 seven annual Roofing contractors with Hi-Tech Roofing & Sheet Metal, Inc., a Palm Beach County business, submitting the lowest responsive, responsible bid. Hi-Tech Roofing & Sheet Metal is a Small Business Enterprise (SBE) and participation for this Work Order is 100%. The construction duration is 60 days. (Capital Improvements Division) District 5 (LDC)

4. Staff recommends motion to:
 - A) **adopt** a Resolution authorizing the conveyance of the County's interest in six parcels of surplus property to the City of West Palm Beach without charge pursuant to Florida Statutes Section 197.592(3), and with reservation of mineral and petroleum rights, but without rights of entry and exploration; and

 - B) **approve** six County Deeds in favor of the City of West Palm Beach.

SUMMARY: The County recently acquired via tax deed escheatment six parcels located within the municipal boundaries of the City of West Palm Beach with a collective assessed value of \$69,403. The parcels serve no present or future County purpose. The parcels are being conveyed to the City pursuant to Florida Statutes Section 197.592(3), which requires the conveyance of surplus property acquired by tax deed to the municipality in which it is located. The County will retain mineral and petroleum rights in accordance with Florida Statutes Section 270.11, without rights of entry and exploration. **This conveyance must be approved by a supermajority vote (5 Commissioners).** (PREM) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. **Staff recommends motion to approve:** a Utility Easement Agreement in favor of Florida Power and Light Company (FPL) to increase existing electric service at the Bedner Farm Property. **SUMMARY:** Palm Beach County's tenant, Bedner Farm, Inc., installed larger and more efficient packing equipment which required additional electric service to its on-site vegetable packing facility located at 14168 Starkey Road in unincorporated Delray Beach. This easement is for aboveground electrical service with a pole-mounted transformer to service the existing packing facility. The easement area is approximately 10' wide by approximately 255' long and covers an area of 3,095 square feet (.07 acre). This exclusive easement is being granted at no charge as it will provide electrical service solely for the benefit of the County's tenant. (PREM) District 5 (HJF)

6. **Staff recommends motion to approve:** a Declaration of Easement in favor of Palm Beach County's Water Utilities Department (WUD) for an existing water main running throughout the County's Morikami Park property located in western Delray Beach. **SUMMARY:** A portion of Morikami Park Road is to be abandoned for future development of the Park. WUD has an existing water main that runs throughout the Park property and within a portion of said road to be abandoned. WUD has requested an Easement to document the location of said water main. The easement area is approximately 20' wide by approximately 1804' long and covers an area of 40,805 square feet (.94 acre). (PREM) District 5 (HJF)

7. **Staff recommends motion to approve:** an Easement in favor of AT&T for a portion of their existing underground fiber optic cables located within the County's Morikami Park property located in western Delray Beach. **SUMMARY:** A portion of Morikami Park Road is to be abandoned for future development of the Park. AT&T has existing underground fiber optic cables located within a portion of said road to be abandoned. AT&T has requested an easement to document the location of said lines. The easement area is approximately 10' wide by approximately 402' long and covers an area of 3,833 square feet (.088 acre). This non-exclusive easement is being granted at no charge as it will provide communication service for the benefit of the County facilities. (PREM) District 5 (HJF)

8. **Staff recommends motion to approve:** an Interlocal Agreement with the Town of Juno Beach (Town), a municipal corporation of the State of Florida, for the continued co-use of the Town's public works yard for the Road and Bridge Division's satellite shop and materials storage area at no cost. **SUMMARY:** On May 20, 2003 (R2003-0700), the County entered into an Interlocal Agreement with the Town for shared use of a portion of the Town's six acre public works property located at 683 Rolling Green Road, Juno Beach, for the operation of a satellite shop and a materials storage area. The County installed an office trailer and a storage trailer on the property and uses a designated area for exterior material storage. The Agreement expired on May 19, 2013, when a ten year extension option was not timely exercised by the County. This Interlocal Agreement extends the term retroactively from May 20, 2013, through May 19, 2018, and thereafter automatically extends for successive periods of five years each under the same terms and conditions of the Agreement. There is no cost to the County for the co-use of the property and this partnership benefits both the Town and County. This Interlocal Agreement will be administered by the Road and Bridge Division of Engineering. (PREM) District 1 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. Staff recommends motion to approve: Sovereignty Submerged Lands Lease Renewal (500012026) with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (TIITF) for the existing 32 dock marina at Phil Foster Park. **SUMMARY:** The County currently leases 38,654 square feet (.89 acres) of sovereign submerged lands from TIITF at Phil Foster Park. The Lease allows for use of the submerged lands for mooring of recreational vessels, personal watercraft rentals, law enforcement marine unit vessels, a water taxi service, and a private dive boat operation. This Lease Renewal will retroactively extend the term of the lease from April 1, 2016 for five years and will expire on April 1, 2021. The annual lease fee is being increased by \$590, from \$6,055 to \$6,644.85, plus sales tax pursuant to Section 212.031, Florida Statutes, with annual increases pursuant to provisions of Rule 18-21.011, Florida Administrative Code. This Lease Renewal requires a \$639 processing fee, which has been paid by the Parks and Recreation Department. Parks and Recreation will continue to have administrative responsibility for this Lease. (PREM) District 1 (HJF)

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: a Budget Amendment of \$78,857 to the Affordable Housing Trust Fund 2015-2016 Budget to recognize a funding increase to the Fiscal Year 2015-2016 State Housing Initiatives Program (SHIP) grant award. **SUMMARY:** Palm Beach County received a SHIP allocation of \$4,961,065 from the Florida Housing Finance Corporation (FHFC) for Fiscal Year 2015-2016 which began on July 1, 2015. Additional funding of \$78,857 has been allocated for the Fiscal Year 2015-2016 award increasing the award from \$4,961,065 to \$5,039,922. These SHIP funds are to be used to implement various affordable housing programs and other related activities outlined in the County's Local Housing Assistance Plan (LHAP). On April 16, 2013, the Board of County Commissioners (BCC) approved the SHIP LHAP for Fiscal Years 2013-2014, 2014-2015 and 2015-2016 (R2013-0487). **These are State SHIP funds which require no local match.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to:

A) conceptually approve the award of up to \$389,046 in Home Investment Partnership Program (HOME) Community Housing Development Organization (CHDO) Program funds to Habitat Housing Solutions, Inc. (HHS); and

B) authorize the County Administrator, or designee, to execute a funding agreement, amendments thereto, and all other documents necessary for the transaction with HHS.

SUMMARY: The HOME Program mandates that at least 15% of the annual allocation be set aside for CHDO housing activities and that up to 5% of the allocation may be set aside for CHDO operating expenses. Available Fiscal Year 2014-2015 funds must be committed to a CHDO project by November 30, 2016, and expended by November 30, 2018. HHS, an affiliate of Habitat for Humanity of Palm Beach County, Inc. (Habitat), has been designated as a County partner through the HOME CHDO certification process and is qualified to undertake new construction activities. There are currently two CHDOs certified to undertake construction activities; however, the remaining entity does not currently have the capacity to undertake additional activities. The County has had long term success partnering with Habitat on projects such as Westgate Village and Kennedy Estates Phases I and II. HHS and Habitat are currently nearing successful completion of a HOME-funded six unit infill housing project. Approval of this item will allocate HOME CHDO funds to HHS to construct and sell two additional homes. The homes will be located in the City of Greenacres on properties currently owned by Habitat which will be donated to HHS prior to execution of a HOME funding agreement. The HOME award includes up to \$353,679 of CHDO Reserve funds for development costs of the project and up to \$35,367 for CHDO Operating funds for operational expenses of HHS. Total development cost of the project is \$523,078, and HHS will provide the non-HOME balance of project financing from equity and fundraising. Both homes will be affordable to homebuyers with incomes no greater than 80% of Area Median Income. Encumbrances will be placed on title to the properties to ensure continued use as affordable housing for no less than 30 years. **These are federal HOME funds whose matching requirement is met from State funds allocated under the State Housing Initiatives Partnership Program.** District 2 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

3. Staff recommends motion to:

A) approve the State Housing Initiative Partnership (SHIP) Annual Report and Local Housing Incentive Certification for Grant Years 2014/2015 and 2015/2016 (AR); and

B) authorize the County Administrator, or designee, to execute the Annual Report and Local Housing Incentive Certification form.

SUMMARY: The Florida Housing Finance Corporation (FHFC) administers the SHIP Program and requires, by September 15 of each year in accordance with F.S. 420.9075, the submittal of a report of its affordable housing programs and accomplishments through June 30. The AR encompasses two fiscal years of funding. The SHIP AR for Grant Years 2014/2015 and 2015/2016 shows the number of households funded under each affordable housing strategy by funding year, the amount expended to assist such households, and the amount encumbered for each grant year respectively. Grant expenditures totaled \$1,566,907, with homeownership strategies expending \$1,159,284 and assisting 52 households, and rental strategies expending \$407,623 and assisting 149 households. Grant encumbrances totaled \$9,885,149 with homeownership strategies encumbering \$9,141,149, and rental strategies encumbering \$744,000. **These are State Funds which require no local match.** Countywide (JB)

4. Staff recommends motion to approve: Amendment No. 001 to an Agreement with the City of Pahokee to add an additional \$1,791.19 in CDBG funding to the City's code enforcement project. **SUMMARY:** On November 19, 2013, the County entered into an Agreement (R2013-1651) with the City of Pahokee to provide \$48,132 in Community Development Block Grant (CDBG) funds for code enforcement activities and on October 7, 2014, the County entered into a second Agreement (R2014-1465) with the City to provide \$48,132 in CDBG funds for code enforcement activities. Both Agreements have expired and funds remain available in the amount of \$294.21 and \$1,496.98, respectively. The City has requested that these funds be added to their current Agreement (R2015-1477) for the continuation of code enforcement activities. This Amendment will add \$1,791.19 in CDBG funding to the project. **These are Federal CDBG funds which require no local match.** District 6 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

5. Staff recommends motion to receive and file: two Amendments to Agreements as follows:

A) Amendment No. 001 to the Agreement (R2016-0626) with Habitat for Humanity of Palm Beach County, Inc. and Habitat Housing Solutions, Inc. under the Home Investment Partnership Program (HOME) (Districts 3, 6 & 7); and

B) Amended Agreement to an Agreement (R2015-1708) with the Florida Atlantic Research and Development Authority (FARDA) under the Regional Innovation Strategies Program of the U.S. Department of Commerce Economic Development Administration (EDA) (District 1).

SUMMARY: In accordance with County PPM CW-0-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The documents have been executed on behalf of the Board of County Commissioners (BCC) by the County Administrator, or designee, in accordance with Resolution(s)/Agenda Item(s) 3I-3 and 3I-6 as approved by the BCC on December 1, 2015, and November 18, 2014. These executed documents are now being submitted to the BCC to receive and file. **HOME Program matching requirement is met from State SHIP funds and grant funds received from EDA do not require a local match.** (JB)

6. Staff recommends motion to approve: an Agreement with the City of Lake Worth in the amount of \$34,813 for the period of September 13, 2016, through July 1, 2017. **SUMMARY:** On July 16, 2013, the County entered into an Agreement (R2013-0909), as amended, with the City of Lake Worth to provide \$255,000 in Community Development Block Grant (CDBG) funds for street improvements on 10th Avenue South. On October 22, 2013, the County entered into an Agreement (R2013-1423), as amended, with the City of Lake Worth to provide \$100,000 in CDBG funds for street improvements on 5th Avenue North. On February 4, 2014, the County entered into an Agreement (R2014-0140), as amended, with the City of Lake Worth to provide \$177,396 in CDBG funds for street improvements on 9th Avenue South. All three projects have been completed and their Agreements have expired with surplus funds remaining available in the amount of \$16,923.40, \$7,128 and \$10,761.60 respectively. The City has requested that these surplus funds be used for the installation of a pavilion and related site improvements and amenities at the City's Domino Park. This Agreement will provide \$34,813 in CDBG funds for the Domino Park project. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to receive and file: executed Agreements received during the months of May and June 2016:

A) Utility Concurrency Reservation Agreement with EIP Boynton, LLC, No. 05-01116-000 (District 5) (OR BK 28340 PG 1968-1971);

B) Standard Potable Water and Wastewater Development Agreement with Duke Realty Limited Partnership, No. 01-01244-000 (District 2) (OR BK 28321 PG 1179-1186);

C) Utility Work by Highway Contractor Agreement with the Florida Department of Transportation in the amount of \$26,684 (District 5).

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)

2. Staff recommends motion to accept: two Utility Easements (Easements) granted by City of Belle Glade (City) to Palm Beach County (County) on property located on Torry Island. **SUMMARY:** The proposed Easements will allow the Water Utilities Department (WUD) to access, rehabilitate and maintain existing Lift Station Nos. 8130 and 8135. The Easements require approval by the Board of County Commissioners (Board) due to the inclusion of a Non-Standard provision requested by the City, to include limitations on fencing to be constructed within the Easements. (WUD Project No. 15-023) District 6 (MJ)

3. Staff recommends motion to approve: Work Authorization (WA) No. 3 for Water Treatment Plant (WTP) No. 3 Membrane Cleaning, Clearwell and Sand Strainer Improvements Project (Project) with Cardinal Contractors, Inc., in the amount of \$1,986,241. **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 Cardinal Contractors, Inc. (R2015-0316). WA No. 3 is necessary to replace temporary repairs that were previously undertaken at WTP No. 3 and provides for the replacement of temporary piping repairs under the membrane cleaning building, modifications to the membrane cleaning systems to optimize cleaning options at WTP No. 3. In addition, WA No. 3 includes the application of protective coatings to Clearwell Nos. 1 and 2 and the installation of individual blower housings at Clearwell No. 2 to eliminate a known single point of failure. WA No. 3 also includes the installation of a second sand strainer that will increase the treatment reliability 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 26%. WA No. 3 includes 9.41% overall SBE participation. The cumulative SBE participation including WA No. 3 is 35.32% overall. Cardinal Contractors, Inc. is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 14-072) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 9 for the Water Treatment Plant (WTP) Nos. 3 and 9 Wellfield Improvements Project (Project) with JLA Geosciences, Inc. in the amount not to exceed \$297,727.70. **SUMMARY:** On June 3, 2014, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Consulting/Professional Services (Contract) with JLA Geosciences, Inc. (R2014-0822). CSA No. 9 provides for hydrogeologic consulting and project management services related to the construction of the Project. The Project provides for the rehabilitation of ten wells at WTP Nos. 3 and 9. The rehabilitation work will include the replacement of control panels, replacement of well pumps and motors, replacement of the screen and gravel pack at WTP 9 and modification or replacement of the wellhead flange. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 66% overall. CSA No. 9 includes 84.06% overall participation. The cumulative SBE participation, including this CSA is 78.82% overall. JLA Geosciences, Inc. is a Palm Beach County company. (WUD Project No. 15-035) District 5 (MJ)

5. **Staff recommends motion to approve:** Contract with Florida Design Drilling Corporation (Contract) for the Water Treatment Plants (WTP) Nos. 3 and 9 Wellfield Improvements Project (Project) in the amount of \$1,890,000. **SUMMARY:** On June 22, 2016, three bids were received to rehabilitate four production wells for WTP No. 3 and six production wells for WTP No. 9. Work for the WTP 3 wells will replace the control panels, replace the well pump and motor, and modify or replace the wellhead flange. Work for the WTP 9 wells will replace the screen and gravel pack, and modify or replace the wellhead flange. Rehabilitation of production wells is necessary in order to restore capacity and ensure a reliable water supply to the WTPs. Florida Design Drilling Corporation was determined to be the lowest responsive and responsible bidder in the amount of \$1,890,000. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 96.6% overall. Florida Design Drilling Corporation is a Palm Beach County company. (WUD Project No. 15-035) District 5 (MJ)

6. **Staff recommends motion to approve:** Work Authorization (WA) No. 7 for Water Treatment Plant (WTP) No. 11 Phase II Improvements Project (Project) with Globaltech, Inc. in the amount of \$1,965,625. **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. 7 is necessary to improve the treated water quality at WTP No. 11. Additionally, it provides for work that will automate the disinfection chemical systems to improve the finished water quality, reduce distribution system flushing to conserve water and provides for the replacement of aging treatment infrastructure that is reaching the end of its serviceable life. 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. 7 includes 96.88% overall SBE participation. The cumulative SBE participation including WA No. 7 is 96.63%. 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. 16-058) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

7. **Staff recommends motion to approve:** Contract with Hinterland Group, Inc. (Contract) for the 2016 Telemetry Information Management Systems (TIMS) Upgrade Project (Project) in the amount of \$1,572,132. **SUMMARY:** On May 2, 2016, three bids were received to provide and install new Remote Telemetry Units (RTUs) at 50 lift stations and replace electrical panels at 17 stations. The Project is necessary to provide remote monitoring of lift stations to increase wastewater facility productivity and reduce response time in emergency situations. Hinterland Group, Inc. was the lowest responsive and responsible bidder in the amount of \$1,572,132. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 15% overall. Hinterland Group Inc. is a Palm Beach County company. The Project is included in the FY 16-17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 15-072) Districts 2, 3, 5, 6 & 7 (MJ)

8. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 12 for the Water Treatment Plant (WTP) Nos. 2, 3, 8, 9 and 11 Lead and Copper Study Project (Project) with Kimley-Horn and Associates, Inc. in the amount of \$122,331.50. **SUMMARY:** On June 3, 2014, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Engineering/Professional Services Contract (Contract) with Kimley-Horn and Associates, Inc. (R2014-0829). CSA No. 12 provides for a lead and copper study that will be used as a baseline for treatment optimization and to evaluate the impact of future changes in the water treatment processes. Data collection equipment will be installed at the WTPs and in the distribution system and plant staff will be trained in their operation. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 20%. CSA No. 12 includes 19.8% overall participation. The cumulative SBE participation is 19.64% overall. Kimley-Horn and Associates, Inc. is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 16-072) Districts 2, 3, 5 & 6 (MJ)

9. **Staff recommends motion to approve:** Contract with Rohl Networks, LP (Contract) for the South West Belle Glade Water Services Replacement Project, Zone 2 East in the amount of \$3,297,869.53. **SUMMARY:** On June 8, 2016, two bids were received for the South West Belle Glade Water Services Replacement Project, Zone 2 East (Project). The Project provides for the replacement, removal or abandonment of old and substandard water main pipes and water services with approximately 9,000 linear feet of new pipes and the relocation of approximately 225 existing water services from the back to the front of the properties. These improvements are necessary as part of the continued restoration and repair of water infrastructure in the Glades Region and will improve water quality to residents and business. Rohl Networks, LP was the lowest responsive responsible bidder in the amount of \$3,297,869.53. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Rohl Networks, LP provides for SBE participation of 14.05% overall. The Office of Small Business Assistance determined that the second lowest bidder met the 15% SBE requirement, however, the second low bid was outside the range established by the SBE Ordinance and therefore not eligible for consideration. Rohl Networks, LP is a Palm Beach County company. The Project is included in the FY16 Capital Improvement plan adopted by the Board of County Commissioners. (WUD Project No. 14-015) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

10. Staff recommends motion to:

A) approve an Interlocal Agreement (ILA) between Palm Beach County (County) and the City of Pahokee (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) owns and operates the public water distribution system and wastewater collection system located within the limits of the City, which can be impacted by City's road improvement projects. The proposed ILA 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 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)

11. Staff recommends motion to:

A) approve State Financial Assistance Agreement with the Florida Department of Environmental Protection (FDEP) for \$1,500,000 towards the restoration and repair of the water infrastructure of the Glades Region;

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

C) approve a Budget Amendment of \$1,500,000 in the Water Utilities Department Capital Improvement Fund (Fund 4011) to recognize the \$1,500,000 grant revenue from the agreement and reallocate \$1,500,000 from the Glades Region Water Distribution Rehabilitation project to the Lake Region Infrastructure Improvement Project.

SUMMARY: Line Item 1600A of the 2016-2017 General Appropriations Act included an appropriation of \$1,500,000 for the Lake Region Infrastructure Improvement Projects being undertaken by the Water Utilities Department in the Glades Region. This Agreement will reimburse the County up to \$1,500,000 towards the implementation of water infrastructure improvement projects that are required in order to repair and restore the water infrastructure of the Glades Region. The grant amount will be utilized to upgrade and replace the existing potable water infrastructure located in Zone 2E in the Southwest area of Belle Glade, which includes the area west of South Main Street, south of West Canal Street, north of Martin Luther King Boulevard, and east of Southwest 6th Street. The Project to be funded was chosen based on the ability to meet time and expenditure deadlines contained within the Agreement. The Project will improve the service level, system reliability and fire flow in the area. The FDEP Agreement requires no funding match from the County, however, the overall project cost will exceed \$3 million to meet the requirements of Section 255.0991, F.S. and allow WUD to utilize local preference in procuring construction services. District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

12. Staff recommends motion to approve: a Contract for Professional Consultation/Engineering Services (Contract) with Keshavarz & Associates, Inc. for the Water Distribution System Improvements Project (Project) in the amount of \$2,211,961.70. **SUMMARY:** The Contract will provide for engineering design services that are required during design and construction for the abandonment and replacement of approximately 72,000 linear feet of water mains and the relocation and replacement of approximately 1,000 water service meters throughout the Water Utilities Department (WUD) service area, excluding the Cities of Belle Glade, Pahokee, and South Bay. Parts of the existing water distribution system are past their expected service life, undersized, located within private property and require replacement. 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 90%. Keshavarz & Associates, Inc. is a Palm Beach County company. (WUD Project No. 15-102) Countywide (MJ)

13. Staff recommends motion to approve: a Non-Standard Indemnity Agreement between Toll FL I, LLC, a Florida limited liability company (Property Owner), the Royal Palm Polo Property Owner's Association, Inc. (Association), and Palm Beach County (County). **SUMMARY:** The Property Owner owns a parcel of real property known as Royal Palm Polo located off Jog Road and Clint Moore Road. The Property Owner has installed sprinkler lines, trees, shrubbery, grass and other landscaping materials over and across a portion of the Palm Beach County Water Utilities Easement located within Royal Palm Polo. The Indemnity Agreement requires the Property Owner and the Association to indemnify, defend, and hold the County harmless from any and all liabilities, damages, penalties, claims, costs and expenses that may be imposed or asserted against the County as a result of or in any way connected to the installation, removal, repair, replacement and or relocation of the encroachment within the easement. The Property Owner has requested changes to the standard County Indemnity Agreement, including the joinder of the Association, the addition of a 10-day notice period for the Association to remove encroachments prior to the County's removal of the encroachment in non-emergency situations, and other minor changes. District 5 (MJ)

14. Staff recommends motion to approve: a Contract for Professional Consultation/Engineering Services (Contract) with Mock, Roos & Associates, Inc. for the Lift Station Rehabilitation Project B (Project) in the amount of \$1,599,149.77. **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. The Project will identify 60 lift stations in need of immediate rehabilitation and will provide for the professional services necessary for 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 96%. Mock, Roos & Associates, Inc. is a Palm Beach County company. (WUD Project No. 15-096B) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

15. **Staff recommends motion to approve:** Work Authorization (WA) No. 8 for East Central Regional Water Reclamation Facility (ECRWRF) Phase I Improvements Project (Project) with Globaltech, Inc., in the amount of \$1,490,603. **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). On March 22, 2016, the BCC approved an Interlocal Agreement (Agreement) between the East Central Regional (ECR) Wastewater Treatment Facilities Operation Board (ECR Board), the City of West Palm Beach (WPB), and Palm Beach County (County) for the Enhancement of the ECR Reclaimed Water Facility (R2016-0374). WA No. 8 provides for the first phase of the enhancements including safety improvements, construction of a 48" diameter bypass pipeline for the 3 million gallon reclaimed water storage tank, replacement of the deteriorated chlorine contact baffle curtains inside the tank, providing temporary reclaimed water flow during tank shutdowns and replacement of chlorine valves. 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. 8 includes 93.59% overall SBE participation. The cumulative SBE participation including WA No. 8 is 95.83%. 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. 16-056) District 7 (MJ)

16. **Staff recommends motion to approve:** Change Order (CO) No. 3 to the Contract with TLC Diversified, Inc. (R2015-0196) for the Conversion of Dry Can Lift Stations decreasing the contract price by \$312,879.29 and adding a 27 calendar day time extension. **SUMMARY:** On February 3, 2015, the Board of County Commissioners approved the Water Utilities Department (WUD) Construction Contract (Contract) with TLC Diversified, Inc. (TLC) for the conversion of dry can lift stations to submersible pump stations. CO No. 3 provides for the removal of work at two lift stations from the Contract. Removal of the work will result in a credit of \$419,389.12 and 40 days to the Contract. CO No 3 additionally provides for supplementary work at four lift stations that is necessary to provide for parts and labor to cut off wastewater flow and install a new valve, additional labor to locate and connect to a wastewater force main, electrical work and additional asphalt work. The cost of the additional work will be \$106,509.83 and was necessitated due to unforeseen conditions that were encountered in the field, an additional 67 days is necessary to accomplish the work. In total, CO No. 3 provides for a decrease in the Contract price of \$312,879.29 and an addition of 27 days to the overall Contract time. The Small Business Enterprises (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with TLC provides for 15.56% SBE participation overall. The cumulative SBA participation, including CO No. 3 is 15.59%. TLC is a Palm Beach County company. This project is included in the FY 16 Capital Improvement Plan adopted by the Board of County Commissioners. (WUD Project No. 13-034) Districts 2 & 5 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. 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)

2. Staff recommends motion to receive and file:
 - A) Arthropod Control Budget Amendment No. 1 with the Florida Department of Agriculture and Consumer Services (FDACS) for fiscal year 2015-2016 amends local funds by decreasing Other Charges and increasing Travel & Per Diem by \$200, Freight Services by \$50, Misc. Supplies by \$10,000, and Capital Outlay by \$10,300 to balance the Mosquito Control Monthly Report; and

 - B) Arthropod Control Budget Amendment No. 2 with the Florida Department of Agriculture and Consumer Services for fiscal year 2015-2016 amends State funds from Interest Earnings to Chemicals in the amount of \$450 to balance the Mosquito Control Monthly Report.

SUMMARY: On October 20, 2015 the Board of County Commissioners approved Contractual Services Agreement No. 022266 with FDACS (R2015-1498). Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement was approved at that time. Countywide (AH)

3. Staff recommends motion to receive and file: Task Assignment No. 11 to Contract No. GC680 (R2007-0882) with the Florida Department of Environmental Protection (FDEP) providing for routine compliance inspections at 836 petroleum storage facilities located in Palm Beach, Martin and St. Lucie Counties and funding in the amount of \$503,111.49 with a performance period of July 1, 2016, through June 30, 2017. **SUMMARY:** On June 5, 2007, the Board of County Commissioners approved Contract No. GC680 (R2007-0882) for the Pollutant Storage Tank Compliance Verification Program. Delegation of authority to sign all future time extensions, task assignments, certification and other forms associated with the Contract was approved at that time. Countywide (AH)

4. Staff recommends motion to receive and file: Task Assignment Number IP5 to Contract No. FWC11357 (R2012-0573) with the Florida Fish and Wildlife Conservation Commission (FWC) providing for aquatic vegetation control services for water bodies within Palm Beach County and a cost reimbursement of \$50,000 for a term beginning upon execution to June 30, 2017. **SUMMARY:** On April 17, 2012, the Board of County Commissioners approved FWC Contract No. FWC11357 (R2012-0573) for aquatic vegetation control services in Lakes Clarke, Ida, Osborne, and Pine. Delegated authority to execute all future time extensions, task assignments, certification, and any other forms associated with this Contract was approved at that time. Countywide (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

5. **REVISED TITLE: Staff recommends motion to receive and file:**

A) a Sponsorship Agreement with The West Palm Beach Fishing Club, Inc. providing for a platinum level sponsorship in the amount of \$2,460 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until July 14, 2016;

B) a Sponsorship Agreement with The Snook and Gamefish Foundation, Inc. providing for a platinum level sponsorship in the amount of \$5,000 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until July 14, 2016; and

C) a Sponsorship Agreement with Go Fish! Publications, LLC providing for a silver level sponsorship in the amount of \$714 in services or goods for The Lake Worth Lagoon Fishing Challenge on June 1 - 30, 2016, for the term of execution until ~~July 14~~ June 30, 2016.

SUMMARY: On December 18, 2012, the Board of County Commissioners approved Resolution 2012-1905 authorizing the County Administrator or designee to execute a Standard Sponsorship Agreement. The Standard Sponsorship Agreement allows the sponsor access to commercial and/or marketing potential associated with specific environmental programs or special events hosted by ERM. The Lake Worth Lagoon Fishing Challenge was designed as a citizen-science fishing event for the public to participate in the collection of valuable fisheries information while working alongside partners in the Lake Worth Lagoon Initiative and other community partners. Countywide (AH)

6. **Staff recommends motion to:**

A) approve a Law Enforcement Service Agreement for Conservation Lands and Natural Areas of Palm Beach County (Agreement) with the Palm Beach County Sheriff's Office (PBSO) for a three year term beginning October 1, 2016, and ending September 30, 2019, at a cost of \$474,270 for the first year; and

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

SUMMARY: The Agreement, providing for four full-time PBSO Deputies to patrol the County's Conservation Lands and Natural Areas, is funded by the Agricultural Reserve Land Management Fund, a non-ad valorem source. Annual increases are not to exceed 5% per year and a provision in Agreement provides for the addition or deletion of a deputy based on funding allocations. Countywide (AH)

7. **Staff recommends motion to approve:** a Sovereignty Submerged Lands Easement Renewal (Easement Renewal) granted by the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, for the period of December 18, 2001, through December 18, 2051. **SUMMARY:** The 1997 Ocean Inlet Park Shoreline Stabilization/Environmental Enhancement Project (Project) included the construction of a lime rock breakwater on sovereignty submerged lands in the Intracoastal Waterway adjacent to the South Lake Worth Inlet to control shoreline erosion in the park. This Easement Renewal provides extended use of the sovereignty submerged lands. District 4 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

8. Staff recommends motion to approve: two reappointments of members to the Artificial Reef and Estuarine Enhancement Committee (AREEC). Seats No. 3 and No. 7 are for a term of three years beginning October 1, 2016, through September 30, 2019:

| <u>Nominees</u> | <u>Seat No.</u> | <u>Representing</u> | <u>Term</u> | <u>Nominated By</u> |
|-----------------|-----------------|---------------------------|-------------|---|
| James Barry III | 3 | Other Governmental Entity | 3yrs | Comm. McKinlay Comm. Abrams Comm. Burdick Vice Mayor Valeche |
| Tom Twyford | 7 | Recreational Fishing | 3yrs | Comm. Taylor Comm. McKinlay Comm. Abrams Comm. Burdick Vice Mayor Valeche |

SUMMARY: Resolution No. R2014-0286 provides for an eleven-member AREEC. Membership consists of one representative of the County Commission, one representative of commercial SCUBA diving, one representative of recreational SCUBA diving, one representative of marine industry, one representative of recreational fishing, one representative of commercial fishing, one representative of an environmental organization, two representatives from other government entities and two general members. The current diversity breakdown of AREEC membership is two Caucasian females and nine Caucasian males. On July 27, 2016, a memo was circulated advising the Board that two seats were vacant and need to be filled. Staff is working with the AREEC and supporting organizations to identify future members that will add diversity of the committee. Countywide (HF)

9. Staff recommends motion to:

A) adopt a Resolution authorizing the transfer of \$23,850 from the Pollution Recovery Trust Fund (PRTF) to advance the County’s Green Local Government Certification and provide for a three year membership to the Florida Green Building Coalition (FGBC) and the International Council for Local Environmental Initiatives (ICLEI); and

B) approve a Budget Transfer of \$23,850 from the Pollution Recovery Trust Fund Reserves to the Environmental Sustainability Initiative.

SUMMARY: This Resolution authorizes the transfer of \$23,850 from the Pollution Recovery Trust Fund to continue support of the Department of Environmental Resources Management’s environmental sustainability initiatives for a period of three years, including advancement of the County’s Green Local Government Certification from Silver to Gold and annual membership with FGBC and ICLEI to maintain the certification and County’s Greenhouse Gas Emissions Inventory. Countywide (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to:

A) receive and file a fully executed State of Florida Coastal Zone Management Program Grant Agreement for upland improvements at Jupiter Beach and DuBois Parks for the period July 1, 2016, to June 30, 2017;

B) approve Budget Amendment of \$30,000 within the Park Improvement Fund to establish budget for the approved grant; and

C) approve Budget Transfer of \$30,000 within the Park Improvement Fund from ADA Compliance Measures to Jupiter Beach/DuBois Park Improvements.

SUMMARY: On December 15, 2015, the Board authorized submission of a Florida Coastal Partnership Initiative grant application (R2015-1808) requesting \$30,000 for upland improvements at Jupiter Beach and DuBois Parks. The Board also authorized the County Administrator or designee to execute the Project Agreement (DEP Agreement No. CM510) and other standard state and/or federal grant forms related to this project if the grant was approved. This grant was approved, the Grant Agreement has been fully executed by the Director of Parks and Recreation, and it is being submitted to the Board to receive and file. Project elements include construction of a new multi-purpose ADA accessible path, installation of picnic tables, removal of exotic vegetation, and replanting of disturbed areas with native species. The grant contract requires all construction to be completed by July 1, 2017. District 1 (AH)

2. Staff recommends motion to receive and file: the following original executed Tee Time Advertising and Sales Agreement:

Can-Am Golf Group, LLC, for the period July 11, 2016, through July 10, 2017.

SUMMARY: In accordance with County PPM CW-O-051, all delegated agreements must be submitted by the initiating department as a Receive and File agenda item. This Tee Time Advertising and Sales Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of Parks and Recreation in accordance with Resolution 2013-1607, and is now being submitted to the Board to receive and file. This Agreement helps to sell tee times at non-peak times that would otherwise not be sold. This agreement is for 12 months. Countywide (AH)

N. LIBRARY

1. Staff recommends motion to:

A) approve submittal of an Application to the Florida Department of State, Division of Library and Information Services, for State Aid to Libraries in an estimated amount of \$1,172,663 for FY 2017;

B) approve the associated State Aid to Libraries Grant Agreement with The State of Florida, Department of State; and

C) authorize the County Administrator or designee to execute any other necessary agreements, amendments, forms and certifications.

SUMMARY: The State provides an annual operating grant to eligible libraries based upon their annual operating expenditures from local funds. Estimated State Aid revenue has been included in the County Library's FY 2017 proposed budget. The term of the agreement is The State of Florida's FY 2016-2017. There is no match requirement for this grant. Countywide (AH)

3. CONSENT AGENDA APPROVAL

N. LIBRARY (Cont'd)

2. **Staff recommends motion to receive and file:** a Cooperative Agreement with Literacy AmeriCorps Palm Beach County through the Literacy Coalition of Palm Beach County. **SUMMARY:** On June 21, 2016, the Board approved a site application (R2016-0801) for the County Library's participation in the Literacy AmeriCorps PBC Program for the period of August 15, 2016, through July 14, 2017, and authorized the County Administrator to execute the Agreement. This Agreement will provide the County Library with one full-time Literacy AmeriCorps member. This member will offer conversational English classes and outreach activities marketing the program. The Library will pay a service fee of \$6,000 to the Literacy Coalition of Palm Beach County and business-related mileage to the member up to \$3,500. Literacy AmeriCorps PBC, with supplemental funds from the Coalition, will cover all other expenses including Workers' Compensation, liability, and health care coverage. Countywide (AH)

3. **Staff recommends motion to approve:** The County Library's Long-Range Plan for FY 2017 through FY 2019. **SUMMARY:** This Plan represents the Library's mission statement, goals and objectives, and strategic plan for FY 2017 through FY 2019. This process of strategic planning is done in conjunction with the State's requirements for libraries receiving State Aid funds and with the County's budget process. The Library anticipates receipt of \$1,172,663 in State Aid to Public Libraries during FY 2017. The Library Advisory Board has endorsed this Plan with Resolution 16-01, dated July 11, 2016. Highlights of the Plan for FY 2017 include:
 - Lending of books and other materials will increase by 1% to 9,444,993;
 - Continued improvement and promotion of self-service lending/borrowing options for library members;
 - Research questions will increase by 2% to 2,129,642;
 - Continued emphasis in children's classes and activities and on family reading skills development;
 - Increased offering of classes on how to use electronic resources. Countywide (AH)

4. **Staff recommends motion to approve:** reappointment of the following at-large member of the Library Advisory Board for a term of three years, effective October 1, 2016, to September 30, 2019:

| <u>Nominee</u> | <u>Seat No.</u> | <u>Requirement</u> | <u>Nominated by</u> |
|----------------|-----------------|---|---|
| Benjamin Hom | 15 | Resident of PBC At Large Library District | Vice Mayor Hal Valeche Commissioner Abrams Commissioner Vana Commissioner Burdick Commissioner McKinlay |

SUMMARY: Chapter 2000-405, Laws of Florida establishes a requirement for a Library Advisory Board consisting of 15 members; one at large and 14 district appointees. Mr. Hom is eligible to serve another three year term and has expressed a desire to be reappointed. He is a recent graduate of Leadership Palm Beach County, Class of 2016, and is a member of several boards including Lydia Homes, a foster care association. Mr. Hom will add to the ethnic diversity of the Library Advisory Board. A memo was distributed to the Board of County Commissioners on July 15, 2016 requesting nominations. No other nominations were received. The Board currently has 14 members and a diversity count of: 7 Caucasian Females (50%), 3 Caucasian Males (21.4%), 1 African American Female (7.15%), 1 Hispanic Female (7.15%), 1 Hispanic Male, (7.15%) and 1 Asian American Male (7.15%). Countywide (AH)

3. CONSENT AGENDA APPROVAL

P. COOPERATIVE EXENSION SERVICE

1. **Staff recommends motion to approve:** First Amendment to the Agreement (R2015-0802) with the Friends of Mounts Botanical Garden, Inc. (FMBG) for continued funding of a horticulturist position to assist in the care and maintenance of the Mounts Botanical Garden of Palm Beach County (Garden). **SUMMARY:** FMBG will continue to provide funding to the County in amount not to exceed \$46,045 (\$32,439 for salary and \$13,606 for fringe benefits) to support 65.5% of an existing horticulturist position beginning October 1, 2016 and ending on September 30, 2017. Palm Beach County will be funding the remaining \$24,253 (\$17,086 for salary and \$7,167 for fringe benefits) at a funding level of 34.5% for a total of \$70,298. The position will continue to support the Garden. District 6 (AH)

2. **Staff recommends motion to approve:** an Agreement with the Friends of Mounts Botanical Garden, Inc. (FMBG) from October 1, 2016, through September 30, 2017 for continued funding of a gardener position to assist in the care and maintenance of The Mounts Botanical Garden of Palm Beach County (Garden). **SUMMARY:** FMBG will continue to provide funding to the County in an amount not to exceed \$33,060 (\$20,945 for salary and \$12,115 for fringe benefits) to support 60% of an existing gardener position beginning October 1, 2016 and ending on September 30, 2017. Palm Beach County will be funding the remaining \$22,039 (\$13,963 for salary and \$8,076 for fringe benefits) at a funding level of 40% for a total of \$55,099. The position will continue to support the Garden. District 6 (AH)

3. **Staff recommends motion to approve:** an Agreement with the Palm Beach Soil and Water Conservation District in an amount not to exceed \$79,000 to provide soil and water resource conservation services for FY 2017. **SUMMARY:** This Agreement provides funding for the Palm Beach Soil and Water Conservation District's (District) Resource Conservation Activities. The District provides resource conservation services to rural, agricultural, and urban communities to facilitate soil and water conservation in Palm Beach County. Services include agricultural technical assistance, Best Management Practices implementation assistance and education to conserve water through irrigation, improve water quality and quantity in Palm Beach County. Countywide (AH)

T. HEALTH DEPARTMENT

1. **REVISED SUMMARY:** **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, adopting the FY 2015/2016 Budget Amendment for the Air Pollution Control Program. **SUMMARY:** This Resolution is required by the August 21, 1984, Agreement between the Board of County Commissioners and the Department of Health Palm Beach County (DOHPBC) to establish the annual budget for the expenditure of fees deposited into the Air Pollution Control Trust Fund. This program is solely supported by motor vehicle license registration fees collected by the Florida Department of Environmental Protection (FDEP). The proposed FY 2015/2016 budget Amendment for the Air Pollution Control Program from this funding source is \$60,000. In August 2015, the County approved the 2015/16 budget for the Air Pollution Control Program for ~~\$960,000~~ \$966,000. This additional \$60,000 is requested support the expenses associated with the vehicle purchase (\$22,000) and the air monitoring station relocation (\$38,000). The budget for the air monitoring station is increased due to the modifications required by the US Environmental Protection Agency. This budget can be accommodated by future revenues and a surplus in the Air Pollution Control Trust Fund. This is a state funding source. The amount is specifically designated by statute for this program and is currently available. Countywide (HH)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: Amendment No. 23 to the Professional/Maintenance Services and Proprietary Software License Agreement with CGI Group, Inc. (CGI) dated September 30, 2002 (R2002-1782) to obtain software maintenance and support services for the period October 1, 2016, through September 30, 2021 at a total cost of \$3,402,144.38. **SUMMARY:** Amendment No. 23 renews the annual software and technical update maintenance contract for the Countywide Advantage Financial system for the five year period October 1, 2016, through September 30, 2021. This maintenance agreement provides baseline system upgrades (e.g., Version 3.9 to 3.10), strategic enhancements, help desk support, software defect correction, and membership in the Advantage Financial System User Group. The Advantage Financial System is the County's enterprise financial system used for the accounting, budgeting, procurement, grant and fixed asset functions for all agencies serving under the Board of County Commissioners. Countywide (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to:
 - A) receive and file** the executed State-Funded Subgrant Agreement for Hazardous Materials Contingency Planning (17-CP-11-10-60-01-202) with the State of Florida, Division of Emergency Management (FDEM) in the amount of \$22,866 for the period July 27, 2016, through June 30, 2017; and
 - B) approve** a Budget Amendment of \$22,866 in the Emergency Management Grant Fund to recognize the grant award.

SUMMARY: This is an annual grant from FDEM to conduct on-site visits and hazardous materials analyses at facilities within Palm Beach County known to have extremely hazardous substances designated by the U.S. Environmental Protection Agency. These assessments are required for compliance with the Emergency Planning and Community Right-To-Know Act (EPCRA), also known as the Superfund Amendments and Reauthorization Act (SARA). R2012-1731 authorized the County Administrator, or designee, to execute these agreements on behalf of the Board of County Commissioners. **No matching funds are required.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

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

A) receive and file the executed Contract with the Florida Council Against Sexual Violence (FCASV) (Contract No. 16TFGR26) for the period of July 1, 2016, through June 30, ~~2017~~ 2021, to receive grant funding in the amount of \$157,472 to provide sexual battery recovery services;

B) receive and file the executed Amendment 1 for Contract No. 16TFGR26 with FCASV to revise staffing requirements allowing greater flexibility;

C) receive and file the executed Contract with FCASV (Contract No. 16OAG26) for the period of July 1, 2016, through June 30, 2017, to receive grant funding in the amount of \$19,756 to provide sexual battery recovery services; and

D) approve a Budget Amendment of \$135,527 in the Public Safety Grants Fund to adjust the budget to the actual grant awards.

SUMMARY: These are annual grants that are awarded to the Division of Victim Services. The funds are used to support and provide sexual assault recovery services to primary and secondary victims. Amendment 1 to Contract No. 16TFGR26 revises staffing requirements to allow more flexibility related to the leadership position and direct service staff requirements for the sexual assault program established by the updated rape crisis certification standards. R2006-0095 authorizes the County Administrator or designee to execute FCASV grant contracts on behalf of the County. **No County matching funds are required.** Countywide (LDC)

3. **Staff recommends motion to receive and file:**

A) Donation Agreement with Petey's Playhouse, LLC (d.b.a. Darbster Dog DayCare), and

B) Donation Agreement with Scenthound Holdings, LLC.

SUMMARY: On April 5, 2016, the County adopted Resolution R2016-0458 approving a standard donation agreement for the provision of free or discounted goods and services for each individual who adopts an animal from Palm Beach County Division of Animal Care and Control. These executed donation agreements are now being submitted to the Board to receive and file. Countywide (SF)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

4. Staff recommends motion to receive and file: Amendment to Interlocal Agreement with the Village of North Palm Beach for the reimbursement of Emergency Medical Services (EMS) grant equipment to correct a scrivener's error by replacing September 30, 2015 with September 30, 2016. **SUMMARY:** On April 20, 2016, the County and the Village of North Palm Beach executed an Interlocal Agreement, R2016-0651, for the reimbursement of EMS grant equipment. The parties identified a scrivener's error in Article 4 of the Grant Agreement and agreed to correct the error. The County and the Village of North Palm Beach agreed that the date in Article 4, paragraph B of the Grant Agreement would be deleted and replaced with language stating that the Village of North Palm Beach shall submit to the County on or before September 30, 2016 copies of paid receipts, invoices, or other documentation acceptable to the County Finance Department to establish that the purchase of the equipment was incurred by the Village of North Palm Beach. In all other respects the original Grant Agreement remains unchanged and is ratified and confirmed. 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

AA. PALM TRAN

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

A) waive the residency requirement of Resolution numbers R2015-0893 and R2013-0193 governing the Palm Tran Service Board for Mr. Dwight Mattingly; and

B) approve the reappointments of five At-Large members to the Palm Tran Service Board (PTSB) for three year terms beginning October 1, 2016, through September 30, 2019:

| <u>Nominee</u> | <u>Category, Seat Number</u> | <u>Term to Expire</u> | <u>Nominated By</u> |
|------------------|--------------------------------------|-----------------------|---|
| Robert Weinroth | Elected Municipal Official Seat 4 | Sept. 30, 2019 | Mayor Berger Vice Mayor Valeche Comm. Burdick Comm. Vana Comm. Abrams Comm. McKinlay Comm. Taylor |
| Robert Templeton | Business Community Rep. Seat 5 | Sept. 30, 2019 | Mayor Berger Vice Mayor Valeche Comm. Burdick Comm. Vana Comm. McKinlay Comm. Taylor |
| Martin Rothman | Certified Paratransit User Seat 8 | Sept. 30, 2019 | Mayor Berger Vice Mayor Valeche Comm. Burdick Comm. Vana Comm. McKinlay Comm. Taylor |
| Dwight Mattingly | Fixed Route Bus Operator Seat 10 | Sept. 30, 2019 | Mayor Berger Vice Mayor Valeche Comm. Burdick Comm. Vana Comm. Abrams Comm. McKinlay Comm. Taylor |
| Beverly Scott | Resident of the Glades Seat 13 | Sept. 30, 2019 | Mayor Berger Vice Mayor Valeche Comm. Burdick Comm. Vana Comm. Abrams Comm. McKinlay Comm. Taylor |

SUMMARY: The Palm Tran Service Board is composed of 13 At-Large members with specific seat categories. There are currently three vacancies on the Board and five members are requesting reappointment. On July 18, 2016, staff circulated a memo to the Board of County Commissioners (BCC) requesting support of the members. The Resolutions currently governing the Palm Tran Service Board, state that all members shall be residents of Palm Beach County, and do not allow for exceptions. In March 2013, the BCC adopted new uniform policies and procedures governing advisory boards, and allowed for exemptions to the residency requirement when circumstances warrant outside technical/professional representation. In the case of Mr. Mattingly, staff is requesting the BCC waive the residency requirement since Seat 10 is assigned to a fixed route bus operator, and there are no residency requirements for Palm Tran’s fixed route bus operators. No additional nominations were received. The diversity composition, including the reappointments, would be Caucasian: 7 (70%), African-American: 2 (20%) and Multicultural: 1 (10%). The gender ratio (male: female) would be 8:2. For the three remaining vacancies, Palm Tran staff will conduct targeted outreach in an effort to proffer candidates for appointment that will improve the diversity composition of the Board. Countywide (DR)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to approve: five Contracts for Community Based Agencies for the term October 1, 2016, through September 30, 2017, with the following agencies and in the total not to exceed amounts:

- A) ASPIRA of Florida, Inc., for the Youth Violence Prevention and Leadership Program; \$128,750
- B) Communities in Schools of Palm Beach County, Inc. for the Charting for Success Program; \$ 71,707
- C) Gulfstream Goodwill Industries, Inc. for the Alternative to Secure Detention Program; \$127,470
- D) City of Pahokee for the Fresh Start Program; and \$135,305
- E) Urban Youth Impact, Inc. for The Leadership Afterschool Program \$ 86,675

SUMMARY: The Youth Violence Prevention agencies funded under the Community Service Department's Financially Assisted Agency (FAA) program were transferred to the Youth Services Department in 2015 and are now referred to as Community Based Agencies (CBA). These Agencies offer a variety of services to youth to enhance leadership skills and prevent interaction or further interaction with the juvenile justice system. Each Contract includes two one-year extension options, at the County's sole discretion. These Contract totals were approved during the FY17 budget process. Countywide (HH)

2. Staff recommends motion to approve:

A) Third Amendment to Interlocal Agreement for Youth Empowerment Center Services with the City of Belle Glade (R2014-1976), renewing the Agreement for the period October 1, 2016, through September 30, 2017, and increasing the funding by \$40,000, in order to add an additional staff member, for a total Agreement amount of \$180,000; and

B) Budget Transfer of \$40,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the Belle Glade YEC program (Unit 7686) to fund the cost associated with this Third Amendment.

SUMMARY: In 2014, the Board approved an Interlocal Agreement (Agreement) with the City of Belle Glade (City) to provide funding for the Youth Empowerment Center (YEC) located within the City. The YEC incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Third Amendment will extend the term of the Agreement for the remaining one year extension from October 1, 2016, through September 30, 2017, in the amount of \$180,000 (\$140,000 for existing programming and \$40,000 for new evidence-based/promising programming, which includes funding for a dedicated education specialist position). District 6 (HH)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) Third Amendment to Contract for Youth Empowerment Center Services with For the Children, Inc. (R2014-1978), renewing the Contract for the period October 1, 2016, through September 30, 2017, for a total Contract amount of \$155,000; and

B) Budget Transfer of \$15,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the Lake Worth YEC program (Unit 7683) to fund the cost associated with this Third Amendment.

SUMMARY: In 2014, the Board approved a Contract for Youth Empowerment Center Services with For the Children, Inc. (Contract) to provide funding to provide Youth Empowerment Center (YEC) services for the YEC located within the City of Lake Worth. The YEC incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Third Amendment will extend the term of the Contract for the remaining one year extension from October 1, 2016 through September 30, 2017, in the amount of \$155,000 (\$140,000 for existing programming and \$15,000 for new evidence-based/promising programming). District 7 (HH)

4. Staff recommends motion to approve:

A) Third Amendment to Interlocal Agreement for Youth Empowerment Center Services with the City of Riviera Beach (R2014-1977), renewing the Agreement for the period October 1, 2016, through September 30, 2017, for a total Agreement amount of \$180,000; and

B) Budget Transfer of \$80,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the City of Riviera Beach YEC (Unit 7682) program to fund the cost associated with this Amendment.

SUMMARY: In 2014, the Board approved an Interlocal Agreement (Agreement) with the City of Riviera Beach (City) to provide funding for the Youth Empowerment Center (YEC) located within the City. The YEC incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Third Amendment will extend the term of the Agreement for the remaining one year period from October 1, 2016, through September 30, 2017, in the amount of \$180,000 (\$100,000 for existing programming and \$80,000 for the new evidence-based/promising programming). District 7 (HH)

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4. REGULAR AGENDA

A. ADMINISTRATION

1. Staff presentation on Westlake Impacts. **SUMMARY:** On June 20, 2016, Minto West utilized unique provisions in Chapter 165.0615 Florida Statutes, created in 2012, that allowed it to incorporate as the City of Westlake. Beginning in mid-2013, County staff and Minto worked on a mixed-use residential and commercial development project within the Central Western Communities (CWC) portion of the County. The 3,800 acre project, then known as Minto West, obtained Comprehensive Plan amendments, Unified Land Development Code amendments, a Zoning Development Order and use approvals. In addition, Minto entered into a proportionate fair share agreement with the County, all to help achieve a long-standing County vision to help balance uses, provide for public benefits, and the requisite infrastructure within the CWC. Within the amendments, approvals, and agreements Minto West made numerous commitments to the County regarding public benefits, roads, drainage and other items. The County expects Westlake to adhere to the items within the development order. At the direction of the Board, staff reviewed the fiscal impacts of the municipal incorporation and provided the information via memorandum of August 24, 2016. The Board, at the Zoning Board meeting on August 25, 2016 directed staff to give a presentation of the information. District 6 (RB)

B. FACILITIES DEVELOPMENT & OPERATIONS

1. REVISED TITLE & SUMMARY: Staff recommends motion to approve: Contract with Stephen L. Boruff, AIA Architects + & Planners, Inc., to provide architectural/engineering design services associated with Fire-Rescue Station No. 22 Minto Westlake project in the amount of \$375,398. **SUMMARY:** Staff has prepared this item for Board consideration given the longstanding interest in this facility and the desire to expedite its delivery. This contract provides for the design, permitting and construction administration services for a 4 bay fire station, approximately 10,000 sq. ft., on Seminole Pratt Whitney Road in the City of Westlake. The estimated construction cost is \$3,800,000. The Small Business Enterprise (SBE) participation for this contract is ~~94.8~~ 96.1%. Stephen L. Boruff, AIA Architects + & Planners, Inc., is a local business and will be using all Palm Beach County sub-consultants. In fulfillment of County policy and land development regulations, a site for a permanent Station No. 22 was identified by County staff and committed by Minto Communities for approval of the Minto West Development Order granted by the Board on October 29, 2014 (R-2014-1646). Conveyance of that site to the County is due no later than May 31, 2017, which was intentionally timed to allow for design, permitting and construction within the term of the existing temporary Station 22 Lease Agreement. (Capital Improvements Division) District 6 (LDC)
2. Staff recommends motion to approve: an Offices Services Agreement with Symphony Workplaces of Palm Beach, LLC for use of one executive office suite for \$809 per month. **SUMMARY:** The lifeguards at Kreuzler Park do not have office, break room and changing area space meeting County Standards. Construction of a new restroom building with office space for the lifeguards has been delayed pending site plan approval by the Town of Palm Beach. In the interim, Parks and Recreation proposes to rent an office within the adjacent executive suites building owned by Symphony Workplaces for \$809 per month for use by the lifeguards. The term of this Agreement runs through January of 2017, and may be extended on a month to month basis. A refundable security deposit of \$1,618 will be paid upon execution of this Agreement. Once construction of the restroom building commences, currently projected to begin in January of 2017, the lifeguards will be relocated to the construction trailer. (PREM) District 7 (HJF)

4. REGULAR AGENDA

B. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve:

A) a First Amendment to Interlocal Agreement (R2015-1646) with the Village of Royal Palm Beach (Village) for use of Village fire stations;

B) a Purchase and Sale Agreement with the Village to acquire Village Station No. 1 for \$978,310.48;

C) a Purchase and Sale Agreement with the Village to acquire Village Station No. 2 for \$768,354;

D) a Budget Transfer of \$1,463,025 within the Fire/Rescue MSTU (Fund 1300) to establish funding in the Fire Rescue Capital Improvement Fund (Fund 3700) for the purchase of Village Station No. 1 and Village Station No. 2; and

E) a Budget Amendment of \$1,463,025 within the Fire Rescue Capital Improvement Fund (Fund 3700) to recognize revenue from the Fire/Rescue MSTU (Fund 1300), establish budget to fund the purchase of Village Station No. 1 and Village Station No. 2, and transfer \$283,640 from the Fire Rescue Capital Improvement Fund's contingency reserves to fully fund the purchase of both fire stations.

SUMMARY: The County currently provides fire-rescue services to the Village through the Village's participation in the Fire Rescue MSTU. The Village owns two fire stations: Village Station No. 1 (also known as County Station No. 28), located at 1040 Royal Palm Beach Boulevard; and Village Station No. 2 (also known as County Station No. 29), located at 10055 Belvedere Road. Pursuant to the Interlocal Agreement, the County uses both stations to provide fire-rescue services to the Village. The existing Interlocal Agreement requires monthly rental payments totaling \$225,000 per year to the Village for use of these two fire stations. As it is expected that Fire Rescue will provide service to the Village for at least the next 10 years, it is more cost effective for Fire Rescue to purchase the stations. These new Agreements provide for Fire Rescue to purchase the two stations at their assessed value totaling \$1,746,664.48, and rental payments will terminate at closing. The properties will be deed restricted principally for fire-rescue purposes. On June 13, 2016, the Property Review Committee reviewed the proposed transaction and concurred with using the assessed value of the fire stations as opposed to obtaining appraisals. Closing of Village Station No. 2 is expected to occur by September 30, 2016 and Village Station No. 1 is anticipated to close by April of 2017. **This purchase must be approved by a supermajority vote (5 Commissioners).** (PREM) District 6 (HJF)

4. REGULAR AGENDA

C. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida; approving the issuance of not exceeding \$18,600,000 Housing Finance Authority of Palm Beach County, Florida, Multifamily Housing Revenue Bonds (New South Bay Villas) within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended and Section 2-190, Palm Beach County Code of Ordinances; approving RBC Capital Markets, LLC, as the underwriter of said Bonds, within the meaning of Section 2-190, Palm Beach County Code of Ordinances; and providing an effective date. **SUMMARY:** On June 7, 2016, the Board of County Commissioners (BCC) adopted Resolution R2016-0719 in connection with the New South Bay Villas project located at 845 Palm Beach Road in South Bay. That Resolution approved the issuance of \$18,500,000 in multifamily housing revenue bonds and Deutsche Bank Securities Inc. as the purchaser of the Bonds. New South Bay Villas, Ltd. (Borrower) has advised the Housing Finance Authority of Palm Beach County (Authority) that it now desires to increase the not to exceed amount of the Bonds from \$18,500,000 to \$18,600,000 and to change the structure of the Bonds from a direct private placement with Deutsche Bank Securities Inc. to an underwritten bond issue with RBC Capital Markets, LLC, as the underwriter, thereby necessitating the adoption of this resolution. The Bonds will finance a portion of the project acquisition cost and the rehabilitation of a portion of the units and the demolition, reconstruction and equipping of new units resulting in 131 multifamily units which will be rented to persons and families at 60% of area median income for a period of 30 years. The County previously participated in this project by providing \$1,012,870 in Neighborhood Stabilization Program (NSP) funds to assist in the acquisition of a portion of this property and provided \$773,191 in NSP funds for the rehabilitation of 16 of the 131 units. The Co-Developers are McCurdy Senior Housing Corporation (49%) and the Palm Beach County Housing Authority (51%). Bryant Miller Olive is Bond Counsel to the Authority with respect to the Bonds. On August 12, 2016, the Authority held a public hearing with respect to the Bonds as required by Section 147(f) of the Internal Revenue Code. The Bonds will be payable solely from revenues derived from the Borrower and/or other collateral provided by or on behalf of the Borrower. **Neither the taxing power nor the faith and credit of the County nor any County funds are pledged to pay the principal, redemption premium, if any, of interest on the Bonds.** (HFA of PBC) District 6 (PFK)

4. REGULAR AGENDA

C. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida; approving the issuance of not exceeding \$38,000,000 Housing Finance Authority of Palm Beach County, Florida, Governmental Lender Notes (Lake Delray Apartments Project) within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended, and Section 2-190, Palm Beach County Code of Ordinances; approving Walker & Dunlop, Inc., as the purchaser of said notes, within the meaning of Section 2-190, Palm Beach County Code of Ordinances; and providing an effective date. **SUMMARY:** On June 7, 2016, the Board of County Commissioners (BCC) adopted Resolution R2016-0724 in connection with the Lake Delray Apartments project located at the 700 Lindell Boulevard in Delray Beach. The Resolution approved the issuance of \$34,000,000 in multifamily housing revenue bonds and Citibank, N.A., as the purchaser of said bonds. Lake Delray Apartments, LLLC (Borrower) has advised the Housing Finance Authority of Palm Beach County (Authority) that it now desires issuance of \$38,000,000 in Notes to be purchased by Walker & Dunlop, Inc., or an affiliate thereof, thereby necessitating the adoption of this resolution. The Notes will be issued by the Authority to finance the costs of acquiring, rehabilitating and equipping 404 units at Lake Delray Apartments which will be rented to elderly persons and families at 60% of area median income for a period of 30 years. The Developer is AHC-SHAG Development, LLC. Greenberg Traurig, P.A. is Bond Counsel to the Authority with respect to the Notes. On August 12, 2016, the Authority held a public hearing with respect to the Notes as required by Section 147(f) of the Internal Revenue Code. The Notes will be payable solely from revenues derived from the Borrower and/or other collateral provided by or on behalf of the Borrower. **Neither the taxing power nor the faith and credit of the County nor any County funds are pledged to pay the principal, redemption premium, if any, of interest on the Notes.** (HFA of PBC) District 4 (PFK)

4. REGULAR AGENDA

D. PUBLIC SAFETY

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on September 27, 2016 at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Chapter 19, article IX (Ordinance No. 2008-43) of the Palm Beach County Code, as amended, the Palm Beach County Vehicle for Hire Ordinance; amending Section 19-213 (definitions); amending Section 19-217 (reciprocity); providing for repeal of laws in conflict; providing for a savings clause; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing an effective date. **SUMMARY:** Previously, the Board of County Commissioners directed staff to work with nearby counties on the recommendation from the vehicle for hire industry to modify the language in the Vehicle for Hire Ordinance with regards to reciprocity. Currently, the majority of vehicle for hire companies licensed in Palm Beach County cannot operate in some nearby Counties due to restrictions set forth on the number of companies permitted to operate in those counties, specifically Broward and Miami-Dade. Palm Beach County does not restrict the number of companies permitted to operate. The Public Safety Department's Division of Consumer Affairs met with Broward and Miami-Dade County staff to review and discuss the proposed changes and agreed to provide reciprocity for vehicle for hire companies that are licensed in Broward, Miami-Dade, St. Lucie and/or Martin counties as long as those Counties have enacted a vehicle for hire ordinance with business permit reciprocity in substantially the same form as Palm Beach County's Vehicle for Hire Ordinance. The vehicle for hire companies applying for a Palm Beach County business permit reciprocity would still be subject to payment of all applicable fees and comply with all provisions of the Ordinance. Staff has determined that this change would be a minimal impact to Palm Beach County since most companies in nearby counties already hold a Palm Beach County business permit. If other counties do not enact similar changes to their reciprocity language, companies that hold a Palm Beach County business permit may still not be allowed to operate in those Counties and continue to be subject to restrictions set forth on the number of companies permitted to operate. This proposed amendment to the Vehicle for Hire Ordinance was presented to the League of Cities on August 24, 2016, and was unanimously approved. Countywide (LDC)

4. REGULAR AGENDA

D. PUBLIC SAFETY (Cont'd)

- 2. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on September 27, 2016 at 9:30 a.m.](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Palm Beach County Code, Chapter 4 (Ordinance 98-22, as amended by Ordinances 2001-065, 2003-27, 2005-44, 2008-004, 2009-019, 2011-005 and 2015-027) pertaining to animal care and control, amending Section 4-1 (short title); amending Section 4-2 (definitions); amending Section 4-23 (kennel, excess animal habitat, commercial breeder, pet dealer, pet shop, grooming parlor, and commercial stable permits); amending Section 4-26 (animal agencies); amending Section 4-27 (aggressive dogs, dangerous dogs and vicious dogs); amending Section 4-28 (sterilization program for dogs and cats); amending Section 4-29 (hobby breeder permits); amending Section 4-30 (animal care and control special master hearings); providing for repeal of laws in conflict; providing for savings clause; providing for severability; providing for inclusion in the code of laws and ordinances; providing for enforcement; providing for penalty; providing for captions; and providing for an effective date. **SUMMARY:** The Animal Care and Control Ordinance provides laws that govern the regulation and protection of animals in Palm Beach County. The first category of ordinance revisions reflect direction from the March 22, 2016 Board of County Commissioners meeting which was to strengthen regulations on the sale of dogs and cats and on the issuance of pet shop and pet dealer permits in Palm Beach County. To accomplish this request, the proposed changes were made: prohibit the issuance of new pet shop and pet dealer commercial operating licenses and grandfathering in of existing licensees that remain in good standing; require pet shops and pet dealers to obtain dogs and cats from USDA licensed breeders, dealers and transporters that have no record of animal cruelty or neglect and have not received certain USDA violations within the past two years; and exempt pet shops from certain regulations when rescue dogs are offered for adoption in the store. The next category of revisions support the Countdown to Zero mission to allow for better monitoring on adoptions and animals entering our County as well as supply critical data necessary to measure success of Countdown to Zero. Changes include: require Animal Agencies to provide adoption records to ACC monthly; and require that any animal adopted out unsterilized by an Animal Agency due to health concerns be brought back to the Animal Agency or veterinarian as soon as possible for sterilization. The final category includes minor revisions which are the following: amend regulations pertaining to dangerous and vicious dogs for consistency with Chapter 767, Florida Statutes; and prohibit the breeding of cats other than registered pedigreed cats. Staff determined that current resources are not sufficient to ensure compliance and provide enforcement for these proposed ordinance changes; therefore we will request a part-time Animal Control Officer II position at final adoption of the Ordinance on September 27, 2016. This proposed amendment to the Palm Beach County Animal Care and Control Ordinance was presented to the League of Cities on August 24, 2016, and was unanimously approved. In addition, the League of Cities made a motion to request the County to allocate additional resources to support these changes. Countywide (SF)

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RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE CHILD CARE FACILITIES BOARD

5. BOARD OF COUNTY COMMISSIONERS SITTING AS THE CHILD CARE FACILITIES BOARD

A. HEALTH DEPARTMENT

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on September 27, 2016 at 9:30 a.m.:](#) a Resolution of the Board of County Commissioners of Palm Beach County, Florida, sitting as the Child Care Facilities Board, titled the Palm Beach County Rules and Regulations Governing Family Child Care Homes and Large Family Child Care Homes: amending Articles I through XVIII and adding Article XIX of the Rules and Regulations Governing Family Child Care Facilities in Palm Beach County; providing for definitions; providing for rules of procedure for the child care advisory council; providing for license application procedures; providing for increase in annual license fees; providing for procedures for hearings, and denial and revocation of licenses; providing for family child care personnel training requirements; providing for background screening requirements; providing for supervision and staffing requirements; providing for daily program and discipline; providing for physical facilities requirements; providing for emergency procedures; providing for nutrition; providing for medicine, first-aid and emergency procedures; providing for communicable disease control; providing for admission, assessment and record keeping; providing for child care during nighttime hours; providing for transportation; providing requirements for field trips and swimming activities; providing for classification of violations; providing for enforcement procedures; providing for repeal of laws in conflict; providing for inclusion in the code; providing for severability; and providing for a savings clause; and providing for an effective date. **SUMMARY:** The Child Care Advisory Council and the Florida Department of Health in Palm Beach County are recommending a number of changes to the Rules and Regulations Governing Family Day Care Facilities. The Board of County Commissioners, pursuant to Chapter 2010-249, Laws of Florida, serves as the Child Care Facilities Board, and in this capacity, is required to promulgate rules and regulations as needed to protect the health and safety of children in child care facilities and family child care homes. The proposed changes will update County rules and provide greater consistency with State regulations which have been amended several times since the last rule update in 2006. The substantive proposed rules are attached in Attachment 2 to the agenda item. Countywide (HH)

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ADJOURN AS THE CHILD CARE FACILITIES BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 13, 2016

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

SEPTEMBER 13, 2016

7. MATTERS BY THE PUBLIC – 2:00 P.M.

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SEPTEMBER 13, 2016

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

9. COMMISSIONER COMMENTS

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

B. District 2 – COMMISSIONER PAULETTE BURDICK

Request approval to present off-site, a Proclamation declaring October 2016 as “Florida Native Plant Month” in Palm Beach County.

C. District 3 - COMMISSIONER SHELLEY VANA

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER, MAYOR

Request approval to present off-site, a Proclamation recognizing Patience Burns for many years of dedicated service to the Palm Beach County Bar Association

F. District 6 - COMMISSIONER MELISSA MCKINLAY

~~Request approval to present off-site, a Proclamation declaring September 17, 2016 as “Caribbean-American for Community Involvement Day” in Palm Beach County.~~

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."