

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JANUARY 10, 2017

<u>PAGE</u>	<u>ITEM</u>	
7	2C-7	<u>ADD-ON:</u> Proclamation declaring January 12, 2017 as “Haitian Earthquake Memorial Day” in Palm Beach County. (Sponsored by Commissioner Bernard)
16	3H-2	<u>REVISED SUMMARY:</u> Staff recommends motion to approve: Amendment No. 2 to the contract with Robling Architecture Construction, Inc. (R2016-0762) in the amount of \$406, 252 for the temporary Golf Learning Center at Osprey Point Golf Course project in Boca Raton establishing a Guaranteed Maximum Price (GMP). SUMMARY: This Amendment authorizes the procurement of a modular building and the installation of water, sanitary and electric infrastructure to support this temporary modular golf learning center as well as a future, permanent golf learning center. This work is necessary to provide utility service to the public restroom in the temporary golf learning center. The duration of construction is 60 days. The Small Business Enterprise (SBE) goal for this contract is 15%. Robling Architecture Construction, Inc.’s SBE participation for this Amendment is 38% <u>31%</u> . This project is fully funded from the golf course revenue. Robling Architecture Construction, Inc. is a Palm Beach County business and it is anticipated that 100% of the work will be performed by Palm Beach County contractors. (Capital Improvements Division) <u>District 5</u> (LDC) (FDO)
44	9G	<u>ADD-ON:</u> Request approval to present off-site, a Proclamation declaring January 16, 2017 as “Martin Luther King, Jr. Coordinating Committee Day” in Palm Beach County. (Sponsored by Commissioner Bernard)

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**

JANUARY 10, 2017

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

**COMMISSION
CHAMBERS**

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

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

- 3. CONSENT AGENDA (Pages 8 - 37)**

- 4. PUBLIC HEARINGS - 9:30 A.M. – NONE (Page 38)**

- 5. REGULAR AGENDA (Pages 39 - 40)**

- 6. BOARD APPOINTMENTS (Page 41)**

- 7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD (Page 42)**

- 8. STAFF COMMENTS (Page 43)**

- 9. COMMISSIONER COMMENTS (Page 44)**

- 10. ADJOURNMENT (Page 44)**

TABLE OF CONTENTS

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 7

- 2C-1 Mentoring Month
- 2C-2 Wynnebrook Elementary School Day
- 2C-3 15th Judicial Circuit Take Your Child to Work Day
- 2C-4 Human Trafficking Awareness Month
- 2C-5 Certificates of Appreciation to Dr. Pierre Dorsainvil and Dr. Serge Alexandre
- 2C-6 SuperCar Week

CONSENT AGENDA

A. ADMINISTRATION - None

B. CLERK & COMPTROLLER

Page 8

- 3B-1 Warrant list
- 3B-2 Minutes: None
- 3B-3 Contracts and claims settlements list
- 3B-4 Report of County Officials Bonds
- 3B-5 Blanket Bond for Deputy Sheriffs and Bonds of re-elected constitutional officers
- 3B-6 Annual financial reports, excess fees and unexpended budget for FY 2015-2016

C. ENGINEERING & PUBLIC WORKS

Page 9

- 3C-1 First Amendments to two annual asphalt milling and resurfacing contracts
- 3C-2 First Amendment to annual roadway pathway and minor construction contract with Wynn & Sons Environmental Construction Company
- 3C-3 First Amendment to annual roadway pathway and minor construction contract (Federalized) with Wynn & Sons Environmental Construction Company

Page 10

- 3C-4 First Amendment to annual landscaping contract with Arazoza Brothers Corporation
- 3C-5 Deleted
- 3C-6 Resolution approving County Incentive Grant Program Agreement with the Florida Department of Transportation for construction of Military Trail and Northlake Boulevard intersection improvements
- 3C-7 Contracts with two firms to provide structural engineering on a task order basis

Page 11

- 3C-8 Interlocal Agreement with City of West Palm Beach regarding open cuts on County maintained thoroughfare and non-thoroughfare roads

D. COUNTY ATTORNEY

Page 11

- 3D-1 Official transcript for the closing of Revenue Bonds (Caron of Florida, Inc. project)

E. COMMUNITY SERVICES

Page 11

- 3E-1 Palm Beach County HIV Comprehensive AIDS Resources Emergency (CARE) Council appointment

Page 12

- 3E-2 Contract for Provision of Financial Assistance with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. for services to seniors
- 3E-3 2016 Department of Housing & Urban Development Youth Homelessness Demonstration Grant Application for prevention/ending youth homelessness

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

E. COMMUNITY SERVICES (Cont'd)

Page 13

3E-4 Federal Fiscal Year 2017 Florida CSBG Bridge Funding Subgrant Agreement with the Florida Department of Economic Opportunity to provide employment skills training, emergency and self-sufficiency services

Page 14

3E-5 Subaward Amendment No. 1 with the RAND Corporation to improve health outcomes for persons living with HIV Spectrum Disease

3E-6 Renewal Agreement with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. regarding delivery of nutritious meals to older individuals

F. AIRPORTS

Page 15

3F-1 Third Amendment to Non-Signatory Agreement with Air Canada to revise leasehold at PBI

3F-2 Declaration of Easement on property located at 2050 Belvedere Road at the Airport Travel Plaza for water utility and sanitary sewer improvements

3F-3 Off-Airport Parking Lot Operator Ground Transportation Permit with Phillips Palm Beach, Inc.

3F-4 License Agreement with Enterprise Leasing Company of Florida, LLC for parking of vehicles in connection with car rental operations at PBI

Page 16

3F-5 License Agreement with Avis Rent A Car System, LLC for parking of vehicles in connection with car rental operations at PBI

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET - None

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 16

3H-1 Standard License Agreement in favor of Thalle Construction Company, Inc. for placement of temporary storm water discharge pipes/staging area associated with Paul Rardin Park improvements

3H-2 Amendment No. 2 with Robling Architecture Construction, Inc. for temporary Golf Learning Center at Osprey Point Golf Course project

Page 17

3H-3 Amendment No. 3 to eight annual minor construction contracts

Page 18

3H-4 Property Review Committee reappointment/appointment

I. ECONOMIC SUSTAINABILITY

Page 19

3I-1 Deleted

3I-2 Amendment No. 1 to the Financial Assistance Award with the U.S. Economic Development Administration for improvements at the Lake Worth Park of Commerce

3I-3 Amendment No. 2 with the U.S. Economic Development Administration and City of Lake Worth for improvements at the Lake Worth Park of Commerce

Page 20

3I-4 Final reimbursement to the City of Belle Glade for the Lake Shore Civic Center project

3I-5 Agreement with the City of Greenacres for drainage improvements on 1st Street (Swain Blvd. to Jackson Ave.)

3I-6 Agreement with the City of Riviera Beach for roadway improvements

3I-7 Agreement with the City of Lake Worth for roadway improvements

Page 21

3I-8 Amendment No. 1 with the Village of Palm Springs regarding the pedestrian bridge project

3I-9 Amendment No. 1 with the Town of Lake Park for improvements at Lake Shore Park and Kelsey Park

3I-10 Agreement with the City of Pahokee for demolition services

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

I. ECONOMIC SUSTAINABILITY (Cont'd)

Page 22

- 3I-11 Agreement with the City of South Bay for demolition services
- 3I-12 Agreement with the City of Riviera Beach for demolition services

Page 23

- 3I-13 Issuance of an Impact Fee Affordable Housing Assistance Program Certificate of Award to Royal Palm Place, Ltd. related to construction of the Royal Palm Place affordable housing project

J. PLANNING, ZONING & BUILDING

Page 24

- 3J-1 Cost Reimbursement Agreement with the Florida Department of Economic Opportunity for a Westgate Avenue Corridor Streetscape Plan

K. WATER UTILITIES

Page 24

- 3K-1 Unit Price Contract with Hinterland Group, Inc. for the Water Utilities Department Pipeline Continuing Construction Contract

Page 25

- 3K-2 Partial Release of Utility Easement over property owned by RREEF America REIT II Corp. J
- 3K-3 Consultant Services Authorization No. 15 for the WTP No. 2 Expansion Study with Kimley-Horn and Associates, Inc.
- 3K-4 Contract with Southern Underground Industries, Inc. for the Water Main Extension connecting SR 15 to SR 80 project

Page 26

- 3K-5 Amendment No. 1 to the Water Utilities Department Pipe Wet Tapping and Line Stops Continuing Construction Contract with Rangeline Tapping Services, Inc.
- 3K-6 Work Authorization No. 7 for the Force Main improvements project on Lyons Road with Johnson-Davis Incorporated
- 3K-7 Work Authorization No. 10 for the East Central Water Reclamation Facility improvements project with Globaltech, Inc.

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 27

- 3L-1 Annual Certified Budget for Mosquito Control with the Florida Department of Agriculture and Consumer Services
- 3L-2 Amendment No. 2 with the Florida Department of Environmental Protection relating to the Ocean Ridge Beach Nourishment project

Page 28

- 3L-3 DEP Agreement No. LP50202 with the Florida Department of Environmental Protection for projects located in the Lake Worth Lagoon

M. PARKS & RECREATION

Page 28

- 3M-1 Receive and file three Amphitheater Rental Agreements

Page 29

- 3M-2 Receive and file one Sponsorship Agreement
- 3M-3 Receive and file one Amphitheater Rental Agreement

Page 30

- 3M-4 Receive and file six Sound and Light Production Services Contractor Agreements

Page 31

- 3M-5 Receive and file four Entertainment Contractor Agreements

Page 32

- 3M-6 Receive and file four Entertainment Contractor Agreements
- 3M-7 Resolution approving a revised standard Sponsorship Agreement form
- 3M-8 Non-Standard Amphitheater Rental Agreement with JM Family Enterprises, Inc. for a company picnic at Sunset Cove Amphitheater

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

N. LIBRARY - None

P. COOPERATIVE EXTENSION SERVICE

Page 33

3P-1 Agricultural Enhancement Council appointment

Q. CRIMINAL JUSTICE COMMISSION - None

R. HUMAN RESOURCES

Page 33

3R-1 Palm Beach County 2016 – 2017 Affirmative Action Plan

S. FIRE RESCUE

Page 33

3S-1 Emergency Services Agreement for Mutual Assistance, Automatic Aid and Dispatch Services with the City of West Palm Beach

Page 34

3S-2 Medicare Enrollment Application and associated forms related to fire rescue emergency transport claims

T. HEALTH DEPARTMENT - None

U. INFORMATION SYSTEMS SERVICES

Page 35

3U-1 Seventh Amendment with Health Care District of Palm Beach County regarding colocation services

V. METROPOLITAN PLANNING ORGANIZATION - None

W. PUBLIC AFFAIRS - None

X. PUBLIC SAFETY

Page 35

3X-1 Agreement with the Florida Department of Corrections regarding advocacy services to incarcerated victims of sexual assault

3X-2 Federally Funded Public Assistance State Agreement with the Florida Department of Emergency Management related to Hurricane Matthew

Y. PURCHASING - None

Z. RISK MANAGEMENT - None

AA. PALM TRAN - None

BB. YOUTH SERVICES

Page 36

3BB-1 Agency Affiliation Agreement with Barry University, Inc. for clinical experience at various Youth Services Department facilities

CC. SHERIFF

Page 36

3CC-1 Letter of Agreement and Contract with the Center for Urban Transportation Research for a Pedestrian and Bicycle Safety High Visibility Enforcement project

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

CC. SHERIFF (Cont'd)

Page 37

3CC-2 Letter of Agreement and Contract with the Florida Department of Transportation for the Drug Recognition Expert project

3CC-3 First Amendment with the Early Learning Coalition of Palm Beach County to support personnel and equipment costs associated investigative services

PUBLIC HEARINGS – 9:30 A.M.

Page 38

NONE

REGULAR AGENDA

ENVIRONMENTAL RESOURCES MANAGEMENT

Page 39

5A-1 Contract for Sinking of Retired Naval Submarine *USS CLAMAGORE* with CRB Geological and Environmental Services, Inc.

ECONOMIC SUSTAINABILITY

Page 39

5B-1 Revised Impact Fee Affordable Housing Assistance Program Guidelines

ADMINISTRATION

Page 40

5C-1 Ocean Rescue Lifeguards

BOARD APPOINTMENTS (Page 41)

BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD (Page 42)

STAFF COMMENTS (Page 43)

COMMISSIONER COMMENTS (Page 44)

ADJOURNMENT (Page 44)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring January 2017 as “Mentoring Month” in Palm Beach County. (Sponsored by Mayor Burdick)
2. Proclamation declaring February 4, 2017 as “Wynnebrook Elementary School Day” in Palm Beach County. (Sponsored by Mayor Burdick)
3. Proclamation declaring February 2, 2017 as the “15th Judicial Circuit Take Your Child to Work Day” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
4. Proclamation declaring January 2017 as “Human Trafficking Awareness Month” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
5. Certificates of Appreciation presented to Dr. Pierre Dorsainvil and Dr. Serge Alexandre for serving as leaders in the Palm Beach County medical/health industry for more than 20 years. (Sponsored by Commissioner Bernard)
6. Proclamation declaring the second week of January 2017 as “SuperCar Week” in Palm Beach County. (Sponsored by Commissioner Bernard)
7. **ADD-ON:** Proclamation declaring January 12, 2017 as “Haitian Earthquake Memorial Day” in Palm Beach County. (Sponsored by Commissioner Bernard)

* * * * *

3. CONSENT AGENDA APPROVAL

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: NONE
3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide
4. **Staff recommends motion to review for sufficiency and to receive and file:** the Report of County Officials Bonds dated January 2017. **SUMMARY:** Ordinance No. 98-51 sets the various bond amounts for specified county officers and provides for examination of the sufficiency of all the bonds at the regular meeting of the Board of County Commissioners in January and June of each year. Countywide (PFK)
5. **Staff recommends motion to approve:** the Blanket Bond for Deputy Sheriffs and the Bonds of re-elected Sheriff Ric L. Bradshaw; Clerk & Comptroller Sharon R. Bock; Supervisor of Elections Susan Bucher; Tax Collector Anne M. Gannon and newly elected Property Appraiser Dorothy Jacks. **SUMMARY:** Following the election, newly elected or re-elected officials must secure bonding for presentation to the Board of County Commissioners for approval pursuant to Ordinance No. 98-51. Payment for the costs of bond premiums is disbursed from the County’s General Revenue Fund pursuant to Chapter 113.07(4), F.S. Countywide (PFK)
6. **Staff recommends motion to receive and file:** Annual financial reports, excess fees and unexpended budget for Fiscal Year 2015-2016, for the Clerk & Comptroller, Tax Collector, and Property Appraiser. **SUMMARY:** The financial reports of these Constitutional Officers were submitted to the Office of the Clerk & Comptroller on or before October 31, 2016, in accordance with F.S. 218.36. The amounts shown for the Tax Collector and the Property Appraiser represent the total payment to the County. A portion of these revenues are budgeted in the Library, Fire-Rescue, and various other special revenue funds. The amounts shown as additional/decrease in excess fees will be included in the adjustment for additional balances brought forward, which will be brought to the Board of County Commissioners in March 2017. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve:

A) a First Amendment to the annual asphalt milling and resurfacing contract R2016-0143 with Ranger Construction Industries, Incorporated (Ranger), dated February 9, 2016, to increase the amount of the contract in a not to exceed amount from \$11,000,000 to \$14,000,000, and to extend the contract expiration date from February 8, 2017, to February 8, 2018; and

B) a First Amendment to the annual asphalt milling and resurfacing contract R2016-0144 with Community Asphalt Corporation (Community), dated February 9, 2016, to extend the contract expiration date from February 8, 2017, to February 8, 2018.

SUMMARY: Approval of the increase to the not to exceed amount will authorize increased funding for the annual asphalt milling and resurfacing contracts. Approval of these amendments will increase Ranger's contract amount from \$11,000,000 to \$14,000,000 and will extend the contract's expiration date from February 8, 2017, to February 8, 2018. To date, Ranger has performed \$5,234,801 in task orders. The approvals will also extend the expiration date of Community's contract from February 8, 2017, to February 8, 2018. No increase in contract dollars is required for Community as they have not received any task orders relating to their contract. Funding for these contracts will come from gas taxes and ad-valorem capital funds. Countywide (PM)

2. Staff recommends motion to approve: a First Amendment to the annual roadway pathway & minor construction contract R2016-0230, Project No. 2015055, dated March 1, 2016, with Wynn & Sons Environmental Construction Company, Incorporated (Wynn & Sons) to increase the amount of the contract by \$1,600,000 and to extend the expiration date from February 28, 2017, to February 28, 2018. **SUMMARY:** Approval of this First Amendment will increase Wynn & Sons' contract from \$5,765,000 to \$7,365,000 and extend the expiration date from February 28, 2017, to February 28, 2018. The increased contract amount is based on estimated amounts that exceed the current contract amounts to be expended throughout Palm Beach County (County) by the user departments. To date, Wynn & Sons has performed \$2,964,234 in task orders. Countywide (PM)

3. Staff recommends motion to approve: a First Amendment to the annual roadway pathway & minor construction contract R2016-0231, Project No. 2015056 (Federalized), dated March 1, 2016, with Wynn & Sons Environmental Construction Company, Incorporated (Wynn & Sons) to increase the amount of the contract by \$260,000 and to extend the expiration date from February 28, 2017, to February 28, 2018. **SUMMARY:** Approval of this First Amendment will increase Wynn & Sons' contract from \$1,250,000 to \$1,510,000 and extend the expiration date from February 28, 2017, to February 28, 2018. The increased contract amount is based on estimated amounts that exceed the current contract amounts to be expended throughout Palm Beach County by the user departments. The tasks issued under this contract will be partially or fully funded with Federal funds. To date, Wynn & Sons has performed \$435,533 in task orders. Countywide (PM)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to approve: a First Amendment to the annual landscaping contract R2016-0142, Project No. 2015054, dated February 9, 2016, with Arazoza Brothers Corporation (ABC) to extend the expiration date from February 8, 2017, to February 8, 2018. **SUMMARY:** Approval of this First Amendment will extend the contract's expiration date from February 8, 2017, to February 8, 2018. The original contract amount is \$1,210,000 and to date, ABC has performed \$75,738 in task orders. Countywide (PM)

5. **DELETED**

6. Staff recommends motion to:

A) adopt a Resolution to approve the County Incentive Grant Program (CIGP) Agreement with the State of Florida Department of Transportation (FDOT) in the amount of \$758,358 for the construction of Military Trail and Northlake Boulevard intersection improvements (Project); and

B) approve a Budget Amendment of \$758,358 in the Road Impact Fee Fund – Zone 1 to recognize the CIGP Agreement with FDOT and appropriate the funds to the Project.

SUMMARY: Approval of this CIGP Agreement will allow Palm Beach County (County) to receive a grant of up to \$758,358 (50/50 matching funds) for the Project which has a current estimated construction cost of \$1,516,716. The County will be responsible for all costs above this grant amount. The Project consists of constructing a new westbound right turn lane and a mast arm signal. Funding exists in the Five Year Program (FY 2017) for the County's portion of the project. District 1 (PM)

7. Staff recommends motion to approve:

A) a Contract with Alan Gerwig & Associates, Inc. (AGA), to provide the necessary professional services for structural engineering on a task order basis, for Palm Beach County (County) projects, as required; and

B) a Contract with R.J. Behar & Company, Inc. (RJB), to provide the necessary professional services for structural engineering on a task order basis, for County projects, as required.

SUMMARY: Approval of these contracts will provide the necessary professional services for structural engineering throughout the County for all user departments. At the option of the County, these contracts may be renewed annually for a period of one year, with a maximum of two renewals. AGA and RJB are Palm Beach County companies. AGA is a certified Small Business Enterprise company. The Small Business Enterprise (SBE) goal for the contracts is 15%. The SBE participation committed for this contract by AGA is 100% and for RJB, it is 17%. Anne Gerwig, owner of 1% of AGA, is a member of the Citizen's Advisory Committee on Health and Human Services. Simon Coleman, employee of AGA, serves on the Environmental Appeals Board. These boards provide no regulation, oversight, management, or policy-setting recommendations regarding the necessary professional services for structural engineering described above. Disclosure of these contractual relationships at a noticed public meeting are being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. Countywide (PM)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

8. **Staff recommends motion to approve:** an Interlocal Agreement (Agreement) with the City of West Palm Beach (City) regarding open cuts on Palm Beach County (County) maintained thoroughfare and non-thoroughfare roads. **SUMMARY:** The City has agreed to follow the policies and procedures set forth by the County regarding open cuts on County roads. However, the City is requesting that it not be required to provide surety for the open cuts, as required by Land Development Division PPM EL-O-3605 and PPM EL-O-3606, but instead be bound by the terms and conditions of this Agreement requiring them to make any required repairs upon request by the County. Similar agreements have been executed with several other municipalities and special districts. Districts 1, 2, 6 & 7 (PM)

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** the official transcript for the closing of the Palm Beach County, Florida, \$6,983,000 Revenue Bonds (Caron of Florida, Inc. Project), Series 2016 (the "Bonds"). **SUMMARY:** The official transcript for the Bonds has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** appointment to the Palm Beach County HIV Comprehensive AIDS Resources Emergency (CARE) Council, effective January 10, 2017:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Term Ending</u>
17	Yen Leopold Vassell	Affected Community Representative	05/05/2020

SUMMARY: The total membership shall be no more than 33 at-large members, per Resolution No. 2011-1560. The HIV CARE Council nominations process is an open process with publicized criteria and legislatively defined conflict of interest standards. Mr. Vassell has successfully completed the HIV CARE Council's nomination process and the HIV CARE Council recommends his appointment. Mr. Vassell will complete a term left vacant by Randall Rich, which expires on May 5, 2017 and will serve an additional three year term, which will expire on May 5, 2020. The Board has 33 seats; 19 seats are currently filled with a diversity count of African-American: 9 (47%), Caucasian: 8 (42%), and Hispanic: 2 (11%). The gender ratio (female:male) is 10:9. This appointment is an African-American male. The Ryan White Program Manager and staff will conduct targeted outreach in an effort to proffer candidates for appointments that will improve the diversity composition of the Board. (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. Staff recommends motion to approve: Contract for Provision of Financial Assistance with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period October 1, 2016, through September 30, 2017, to provide matching funds for the Older Americans Act grants that provide services to seniors, in an amount not to exceed \$272,875. **SUMMARY:** On August 16, 2016, the Board of County Commissioners (BCC) approved funding allocations for the Financially Assisted Agencies (FAA) Program. The contract recommended for approval with AAA reflects the dollar amount approved in the FY 2017 budget. These funds are needed for the agency to match their Federal funding requirement in order to continue to provide services to senior residents in need. This contract represents \$272,875 of the total FAA funding allocation of \$12,132,220. Other agreements under these programs will be forthcoming upon receipt of all the required information. (Financially Assisted Agencies) Countywide (HH)

3. Staff recommends motion to:

A) ratify the signature of the Mayor on the 2016 Department of Housing and Urban Development (HUD) Youth Homelessness Demonstration Grant Application in the amount of \$300,000 for preventing and ending youth homelessness for a grant period of two years upon receipt of funding; and

B) delegate signature authority to the County Administrator, or designee, to sign the 2016 HUD Youth Homelessness Demonstration Grant Agreement, any grant amendments or required forms for preventing and ending youth homelessness for an amount up to \$300,000.

SUMMARY: Palm Beach County is eligible for federal funding to develop and execute a coordinated community approach to preventing and ending youth homelessness over a two year period. The Division of Human Services (DHS), serving as the Lead Agency must apply for this federal funding. The grant application has two phases for submission and award. For Phase I, DHS is requesting \$300,000 in federal funding to support the development of a Youth Needs Assessment Plan. Phase I funding will include the distribution of stipends to youth who will assist in the collection of data and analysis related to ending youth homelessness. A \$75,000 (25%) match is required. DHS anticipates receiving \$44,000 in community support towards the match, leaving \$31,000 as in-kind (staffing cost included in FY 2017 budget). Phase II funding is contingent upon the approval and award of Phase I. If Palm Beach County is awarded Phase I funding, an application for Phase II funding will be submitted to HUD to request the fully designated funding allocation as determined by HUD. The start date of Phase I funding will be based upon receipt of funding by HUD. 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. (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to:

A) ratify the signature of the Mayor on the Federal Fiscal Year (FFY) 2017 Florida CSBG Bridge Funding Subgrant Agreement No. 17SB-0D-10-60-01-021/E1891, in an amount not to exceed \$180,663 to provide access to funding in anticipation of execution of the FFY 2017 CSBG Subgrant Agreement;

B) receive and file FFY 2017 Florida CSBG Bridge Funding Subgrant Agreement No. 17SB-0D-10-60-01-021/E1891, in an amount not to exceed \$180,663 to provide access to funding anticipation of execution of the FFY 2017 CSBG Subgrant Agreement; and

C) receive and file:

1. Modification No. 1 to the Florida Department of Economic Opportunity Community Services Block Grant Program (CSBG) Federally Funded Subgrant Agreement No. 16SB-0D-10-60-01-021 (R2015-1762), for the period October 1, 2015, through December 31, 2016, for a total grant award amount not to exceed \$1,438,739 to provide self-sufficiency services to low-income individuals and families;
2. Contract for Provision of Financial Assistance with Credit Card Management Services, Inc.(CCMS), for the period October 1, 2016, through February 28, 2017, in an amount totaling \$49,500 to provide a variety of financial literacy trainings to low-income individuals;
3. Amendment No. 1 to the Contract for Provision of Financial Assistance with CareerSource Palm Beach County, Inc. (CareerSource) (R2016-1116), for the period July 1, 2016, through December 31, 2016 to extend the contract period from September 30, 2016, to December 31, 2016; and
4. Amendment No. 1 to the Contract for Provision of Financial Assistance with Gulfstream Goodwill Industries, Inc. (Goodwill) (R2016-0966), for the period June 1, 2016, through December 31, 2016 to extend the contract period from September 30, 2016, to December 31, 2016.

SUMMARY: The FFY 2017 CSBG Bridge Funding Subgrant Agreement with the Florida Department of Economic Opportunity (FDEO) will provide access to funding in anticipation of the execution of the FFY 2017 CSBG Agreement and will ensure that funds are available in order to avoid any disruption of services. The FFY 2017 CSBG budget was submitted to the FDEO on October 28, 2016 for preliminary approval. The expected date for the FFY 2017 CSBG Agreement to be returned to the Community Action Program (CAP) for signature is January 2017. The emergency signature process was used to ensure the continuation of services related to the FFY 2017 CSBG Agreement. On October 18, 2016, the Board of County Commissioners (BCC) ratified Modification No. 1 to the Florida Department of Economic Opportunity CSBG Federally Funded Subgrant Agreement No. 16SB-0D-10-60-01-021 (R2016-1473).The funding enables CAP to provide employment skills training, emergency, and self-sufficiency services to additional low-income families. On April 2, 2013, the BCC approved a list of 19 pre-qualified public and non-profit agencies to provide various training services for the Community Services Department and authorized the County Administrator, or designee, to execute contracts and amendments for this purpose (Agenda Item 3.E.6). CCMS, CareerSource and Goodwill are three of the agencies selected to provide financial literacy training, employment skills training and job placement services to qualified clients. The contract and amendments were executed by delegated authority. The training funds are provided by the CSBG. Qualified clients must be residents of Palm Beach County and meet the Federal Poverty Guidelines. These items are being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's office to receive and file the executed items. **No County funds are required.** (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

5. Staff recommends motion to:

A) approve Subaward Amendment. 1, No. 9920160083 with the RAND Corporation, for the period May 13, 2016, through August 31, 2017, in an amount not to exceed \$117,461, to continue improving health outcomes for persons living with HIV Spectrum Disease; and

B) approve Budget Amendment of \$117,461, in the Ryan White Care Program Fund to establish new FY 2017 budget for grant award.

SUMMARY: On March 1, 2016, the Board of County Commissioners (BCC) ratified the Ryan White Part A, Data Integration Grant Application (R2016-0239) with the RAND Corporation for the maximum cumulative amount of \$317,365. On August 16, 2016, the BCC ratified the first of three Subaward Agreements. This is the second of the agreements which represents an accumulative amount of \$200,411. The Addressing HIV Care Project is a collaboration between Palm Beach County Community Services Department and the City of West Palm Beach's Department of Housing and Community Development. The funding integrates data management systems between the Ryan White Part A and Housing Opportunities for Persons with AIDS (HOPWA) programs. The funds improve the delivery of medical and housing services, improve health outcomes, coordinate service delivery, and quality management through improved data infrastructure for homeless HIV-positive clients. **No County funds are required.** (Ryan White Program) Countywide (HH)

6. Staff recommends motion to approve:

A) Renewal Agreement No. IU016-9500 to Standard Agreement No. IU016-9500 (R2015-1608) for Nutrition Services Incentive Program (NSIP) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period October 1, 2015, through December 31, 2016, to revise and replace portions of the standard agreement, amend the FY 2015 - 2016 funding period to December 31, 2016 and decrease the total funding amount by \$31,252.73, and to outline the FY 2017 allocation amount of \$285,274 for the period of January 1, 2017, through December 31, 2017, to provide effective delivery of nutritious meals to older individuals;

B) Memorandum of Agreement to Furnish Food Service (MOA) with the Florida Department of Elder Affairs (DoEA)/Adult Care Food Program (ACFP), for the period October 1, 2016, through September 30, 2017, in an amount of \$6,000, to support the provision of nutritious snacks to community-based adults attending adult day care centers; and

C) Downward Budget Amendment of \$13,526 in the FY 2017 DOSS Administration Fund to align the budget to the actual grant awards.

SUMMARY: NSIP grant adjustments are made during the contract year to align services with need. This amendment is necessary to incorporate changes made to the standard agreement. The Division of Senior Services (DOSS) has an ACFP Vendor Contract (R2015-1607) with the DoEA. This MOA, for \$6,000, will allow DOSS to be reimbursed for snacks served to eligible adult daycare clients. A different funding source is being used to provide breakfast and lunch to adult daycare clients. This modification does not impact services to the clients. ACFP supports the provision of nutritious meals served to community-based seniors attending adult day care centers. Palm Beach County's two adult day care centers participate in the ACFP. DoEA determines Center's eligibility for ACFP participation. ACFP reimbursement is based on the number of enrolled participants who qualify for free or reduced-priced snacks according to USDA income eligibility. Sufficient funding is included in the current budget to meet County obligations. **No additional County funds are required.** (Division of Senior Services) Countywide except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to receive and file:

A) Third Amendment to Non-Signatory Airline Agreement with Air Canada, a Canadian Corporation (R2016-0156), replacing Exhibit “B” revising their leasehold at the Palm Beach International Airport, effective October 1, 2016; and

B) Addendum To Airline Agreement with Air Canada, a Canadian Corporation, commencing October 1, 2016, and terminating on the date the Non-Signatory Airline Agreement with Air Canada (R2016-0156) either expires or is canceled, providing for changes in leased facilities on a short-term basis due to seasonal demands at the Palm Beach International Airport.

SUMMARY: Delegation of authority for execution of the standard County Third Amendment agreement above was approved by the Board of County Commissioners in R2014-1575. Delegation of authority for execution of the standard County Addendum agreement above was approved by the Board of County Commissioners in R2016-0976. Countywide (AH)

2. Staff recommends motion to approve: a Declaration of Easement (Declaration) on County-owned property located at 2050 Belvedere Road at the Airport Travel Plaza at the Palm Beach International Airport (PBIA) for water utility and sanitary sewer improvements. **SUMMARY:** The Water Utilities Department is requesting a Declaration for water utility and sanitary sewer improvements at the Airport Travel Plaza at PBIA. The Declaration provides for the installation, operation and maintenance of water and sanitary sewer facilities on the County’s property. Countywide (HJF)

3. Staff recommends motion to receive and file: Off-Airport Parking Lot Operator Ground Transportation Permit with Phillips Palm Beach, Inc., d/b/a Holiday Inn Palm Beach Int’l. Airport, commencing December 5, 2016, terminating September 30, 2017, and automatically renewing on an October 1st to September 30th annual basis until canceled, providing for off-airport parking and the payment of a Permit Fee in the amount of ten percent (10%) of all gross revenues. **SUMMARY:** The City of West Palm Beach has approved Phillips Palm Beach, Inc., d/b/a Holiday Inn Palm Beach Int’l. Airport for twenty two off-airport parking spaces. Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2014-1142. Countywide (AH)

4. Staff recommends motion to receive and file: License Agreement with Enterprise Leasing Company of Florida, LLC, commencing November 28, 2016, terminating December 12, 2016, and automatically renewing on a week-to-week basis thereafter but not beyond January 16, 2017, providing for the use of 47,450 square feet of paved parking located east of 1475 Perimeter Road for the parking of vehicles in connection with Enterprise’s car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$750 per week. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. Staff recommends motion to receive and file: License Agreement with Avis Rent A Car System, LLC, commencing December 1, 2016, terminating January 31, 2017, and automatically renewing on a week-to-week basis thereafter but not beyond May 31, 2017, providing for the use of 149,257 square feet of paved parking at 2401 Turnage Boulevard for the parking of vehicles in connection with Avis' car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$19,900 for the Initial Term. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: a Standard License Agreement in favor of Thalle Construction Company, Inc. (Thalle) for the placement of temporary storm water discharge pipes and a staging area for construction materials within the County's Paul Rardin Park. **SUMMARY:** Paul Rardin Park is located at 460 State Road 715 in Pahokee. The U.S. Army Corps of Engineers (USACE) is replacing a water control structure adjacent to the park as part of the restoration of the Herbert Hoover Dike. Thalle was awarded the construction project. On July 22, 2014 (R2014-1040), the Board approved a License Agreement allowing Thalle to use part of the Park for the placement of temporary above ground storm water discharge pipes and the staging of construction materials for the project. The existing License Agreement expired on December 20, 2016. Thalle's project has been extended by the USACE and on November 14, 2016, Thalle requested the continued use of the Park for an additional 12 months until December 20, 2017. The license area is 34,000 square feet or .78 of an acre. The County may terminate the License Agreement at any time. The restoration of the Herbert Hoover Dike is in the best interest of the community's safety and welfare. The construction project is federally funded and any charge for the license would be passed through to the USACE. Therefore, this License Agreement is being granted at no charge. (PREM) District 6 (HJF)
2. **REVISED SUMMARY:** Staff recommends motion to approve: Amendment No. 2 to the contract with Robling Architecture Construction, Inc. (R2016-0762) in the amount of \$406, 252 for the temporary Golf Learning Center at Osprey Point Golf Course project in Boca Raton establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** This Amendment authorizes the procurement of a modular building and the installation of water, sanitary and electric infrastructure to support this temporary modular golf learning center as well as a future, permanent golf learning center. This work is necessary to provide utility service to the public restroom in the temporary golf learning center. The duration of construction is 60 days. The Small Business Enterprise (SBE) goal for this contract is 15%. Robling Architecture Construction, Inc.'s SBE participation for this Amendment is ~~38%~~ 31%. This project is fully funded from the golf course revenue. Robling Architecture Construction, Inc. is a Palm Beach County business and it is anticipated that 100% of the work will be performed by Palm Beach County contractors. (Capital Improvements Division) District 5 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

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

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>Status</u>	<u>Total Dollar in Work Orders to Date</u>	<u>Total SBE Participation to Date</u>
A) All-Site Construction, Inc.	R2015-0155	SBE/Local	\$346,970.75	39.87%
B) Andrea Construction, Inc.	R2015-0157	SBE/Local	\$832,396.76	48.67%
C) ANZCO, Inc.	R2105-0158	Non-SBE/Local	\$665,647.44	39.62%
D) DCOTA Contracting, Inc.	R2015-0161	SBE/Local	\$21,375.00	0%
E) Joe Schmidt Construction, Inc.	R2015-0164	SBE/Local	\$452,800.44	38.47%
F) J. Rawn Enterprises, Inc.	R2015-0165	SBE/Local	\$42,972.00	35.12%
G) Ralph Della-Pietra, Inc.	R2015-0167	SBE/Local	\$394,369.00	22.10%
H) Robling Architecture Construction, Inc.	R2015-0168	SBE/Local	\$137,500.00	100%

SUMMARY: These annual Minor Construction contracts are indefinite-quantity contracts with a maximum cumulative value per year. Projects are bid among the pre-qualified participants. These amendments are renewals to the contracts. The original contracts provided for an initial one year term with four one-year renewal options. During the term of the original contract and the first renewal, the County awarded \$2,941,573 in work orders. In addition, staff is requesting the cumulative limit be increased by \$3,000,000 and the contracts be extended for one year or when the contract value is reached, whichever comes first. All contractors are Palm Beach County businesses. The Small Business Enterprise (SBE) participation goal for the minor construction contracts is 15%. The cumulative SBE participation for all work orders to date is 42.24%. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to approve:

A) Reappointment of Keith Williams, Esq., and

B) Appointment of Angela Usher, AICP to the Property Review Committee (PRC) for a term of three years commencing January 10, 2017:

<u>Reappointment Member</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Term</u>	<u>Nominated By:</u>
Keith L. Williams	5	Eminent Domain Attorney employed by a governmental agency with offices in PBC or in a private practice with an office in PBC.	January 10, 2017 – September 30, 2019	Vice Mayor McKinlay Comm. Valeche Comm. Abrams
<u>Appointment Member</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Term</u>	<u>Nominated By:</u>
Angela Usher, AICP	4	A Representative with expertise in land planning employed by a governmental agency with an office in PBC or recommended by the PBC Planning Congress	January 10, 2017 – September 30, 2019	Mayor Burdick Vice Mayor McKinlay Comm Valeche Comm. Abrams

SUMMARY: On October 22, 2013, the Board of County Commissioners (BCC) adopted Resolution No. R2013-1421, which re-established the PRC consisting of five members appointed at-large by the BCC and the term limits. Each member is appointed to serve a term of three years with a limit of three consecutive terms served. Mr. Williams has served on the PRC for the duration of a three year term for Seat No. 5, which expired on September 30, 2016. Mr. Williams has agreed, if reappointed, to continue to serve as the Seat No. 5 representative on the PRC. Kristin Garrison, AICP, CPF, has served on the PRC for the duration of a three year term for Seat No. 4, which expired on September 30, 2016. Ms. Usher was nominated by Commissioner Burdick in substitution for Ms. Garrison and Ms. Garrison retracted her offer to serve on the PRC. Ms. Usher has agreed, if appointed, to serve as the Seat No. 4 representative on the PRC. Both seats are for a term commencing January 10, 2017, through September 30, 2019. The PRC has three seats that are currently filled. When the reappointment and new appointments are made, all five seats will be filled with a diversity breakdown of: African-American: 1 (20%); Caucasian: 3 (60%) and Hispanic: 1 (20%). The gender ratio (female:male) is 3:2. Mr. Williams is an African-American male and Ms. Usher is an Hispanic female. (PREM) Countywide (HJF)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. DELETED

2. Staff recommends motion to receive and file: Amendment No. 1 to the Financial Assistance Award (R2016-0568) with the U.S. Economic Development Administration (EDA) for infrastructure improvements at the Lake Worth Park of Commerce. The grant provides funding to upgrade Boutwell Road from 10th Avenue North to Joyce Avenue, and to extend water and sewer lines along Boutwell Road from Joyce Avenue to 4th Avenue North. **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 document has been executed on behalf of the Board of County Commissioners (BCC) by the Mayor, in accordance with Resolution(s)/Agenda Item(s) 5E-1 as approved by the BCC on August 18, 2015. This Amendment provided a time extension for the acquisition of easements and rights-of-way necessary for the implementation of infrastructure improvements at the Lake Worth Park of Commerce. This executed document is now being submitted to the BCC to receive and file. These are Federal EDA funds which require a local match to be provided by the City of Lake Worth as the Lead Applicant. **No County local match is required.** District 3 (JB)

3. Staff recommends motion to approve:

A) Amendment No. 2 to the Financial Assistance Award (R2016-0568) with the U.S. Economic Development Administration (EDA) and the City of Lake Worth providing a reverter-related reimbursement provision for two of the twelve properties; and

B) an Interlocal Agreement with the City of Lake Worth providing for indemnification of the County by the City as it relates to Amendment No. 2 to the Financial Assistance Award.

SUMMARY: On February 12, 2016, the City and County received an EDA grant and subsequently executed a Financial Assistance Award (R2016-0568) for the receipt of \$1,389,100 for infrastructure improvements to the Lake Worth Park of Commerce. The grant provides funding to upgrade Boutwell Road from 10th Avenue North to Joyce Avenue, and to extend water and sewer lines along Boutwell Road from Joyce Avenue to 4th Avenue North. Standard right-of-way deeds, settlement agreements, or warranty deeds were needed to transfer property from private owners to the City in order to make infrastructure improvements. On June 29, 2016, the parties executed Amendment No. 1 to the Financial Assistance Award to extend the acquisition deadline of necessary property transfers from August 1, 2016, to October 12, 2016. Two of the properties obtained by the City through standard right-of-way deeds contained language allowing for the reverter of the property back to the transferring property owners if the property was not used for right-of-way purposes. Required by the EDA, Amendment No. 2 to the Financial Assistance Award allows EDA to seek reimbursement of grant funds from the City and County if either of the two properties reverts back to the transferring owner at any time over the next 20 years. The reimbursement provision in Amendment No. 2 only applies to the properties obtained by right-of-way deeds which include a reverter clause and their respective proportionate share of grant funds. The Interlocal Agreement indemnifies the County in the unlikely event the City does not use the property for roadway purposes, the property reverts back to the transferring owners, and EDA seeks reimbursement of the related proportionate share of grant funds. **No County local match is required.** District 3 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

4. **Staff recommends motion to approve:** Final reimbursement to the City of Belle Glade for the Lake Shore Civic Center Project in the amount of \$32,398.60. **SUMMARY:** On March 20, 2012, the County entered into an Agreement (R2012-0438) with the City of Belle Glade to provide \$336,000 in Community Development Block Grant (CDBG) funding for the renovation of the Lake Shore Civic Center in the City of Belle Glade. The final audit of the project resulted in outstanding Davis-Bacon issues that have since been resolved. During this time, the Agreement expired preventing the Department from processing a reimbursement to the City. Approval of this Agenda Item will allow the City of Belle Glade to be reimbursed for their final payment on the project. **These are Federal CDBG funds which require no local match.** District 6 (JB)

5. **Staff recommends motion to approve:** an Agreement with the City of Greenacres for drainage improvements in the amount of \$126,019 for the period of January 10, 2017, through March 1, 2018. **SUMMARY:** This Agreement provides \$126,019 in Community Development Block Grant (CDBG) funding for the installation of drainage improvements on 1st Street between Swain Boulevard and Jackson Avenue in Greenacres. On July 12, 2016, the Board of County Commissioners approved the Fiscal Year 2016-2017 Action Plan (R2016-0929) which allocated \$126,019 for these drainage improvements. **These are Federal CDBG funds which require no local match.** District 2 (JB)

6. **Staff recommends motion to approve:** an Agreement with the City of Riviera Beach for roadway improvements in the amount of \$154,063 for the period of January 10, 2017, to March 1, 2018. **SUMMARY:** This Agreement provides \$154,063 in Community Development Block Grant (CDBG) funding for roadway improvements including roadway reconstruction and resurfacing and sidewalks on West 15th Street, West 16th Street and West 17th Street between Avenue U and Avenue R and on Avenue S between Blue Heron Boulevard and West 15th Street in Riviera Beach. On July 12, 2016, the Board of County Commissioners approved the Fiscal Year 2016-2017 Action Plan (R2016-0929) which allocated \$154,063 for these drainage improvements. **These are Federal CDBG funds which require no local match.** District 7 (JB)

7. **Staff recommends motion to approve:** an Agreement with the City of Lake Worth for roadway improvements in the amount of \$258,118 for the period of January 10, 2017, through April 1, 2018. **SUMMARY:** This Agreement provides \$258,118 in Community Development Block Grant (CDBG) funding for roadway improvements including roadway reconstruction and resurfacing and sidewalks on 2nd Avenue South between South Dixie Highway and South Federal Highway in Lake Worth. On July 12, 2016, the Board of County Commissioners approved the Fiscal Year 2016-2017 Action Plan (R2016-0929) which allocated \$258,118 for these roadway improvements. **These are Federal CDBG funds which require no local match.** District 3 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

8. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2016-0065) with the Village of Palm Springs to extend the pedestrian bridge project completion date from January 31, 2017, to April 30, 2017. **SUMMARY:** On January 26, 2016, the County entered into an Agreement (R2016-0065) with the Village of Palm Springs to provide \$99,701 in Community Development Block Grant (CDBG) funding for the installation of a pedestrian bridge over the Lake Worth Drainage District L-2 Canal in Palm Springs. The project is underway with the bridge fabrication and the site work in progress. The Amendment will allow additional time for the required site work and project close out activities. **These are Federal CDBG funds which require no local match.** District 3 (JB)

9. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2016-0350) with the Town of Lake Park to provide additional funding for the improvements at Lake Shore Park and Kelsey Park and to extend the Agreement expiration date from July 31, 2017, to October 31, 2017. **SUMMARY:** On March 22, 2016, the County entered into an Agreement (R2016-0350) with the Town of Lake Park to provide \$437,555 in Community Development Block Grant (CDBG) funding for the design and installation of improvements to Lake Shore Park and Kelsey Park. Both parks are located on Lake Shore Drive across the street from each other. The work on both parks, which will be awarded under one contract, was bid by the Town and the bids were well in excess of the budget. This Amendment will provide \$197,132 in additional CDBG funding for these park improvements and will allow additional time for the completion of the work. The additional funding amount of \$197,132 consists of \$163,100 derived from Fiscal Year 2014-2015 CDBG funds recaptured from another project that did not move forward and the Town's \$34,032 CDBG allocation for Fiscal Year 2016-2017. **These are Federal CDBG funds which require no local match.** District 1 (JB)

10. Staff recommends motion to approve: an Agreement with the City of Pahokee for demolition services. **SUMMARY:** This Agreement establishes terms for the City of Pahokee's participation in the Department of Economic Sustainability's (DES) demolition program. DES utilizes Federal Community Development Block Grant (CDBG) and Neighborhood Stabilization Program (NSP) funds to undertake the demolition of structures which pose a threat to public health and safety or pose blighting conditions in the community. When the expenditure of Federal funds on the demolition of a property is \$25,000 or greater, United States Department of Housing and Urban Development (HUD) regulations (24 CFR 570.505) apply. These regulations require that for no less than five years following demolition, the property serve a CDBG/NSP eligible use such as affordable housing, a public facility, or a commercial facility which predominantly serves low and moderate income persons. This Agreement requires the municipality to place an encumbrance on the title to such properties in order to restrict their use, to secure the Federal funds, and to ensure compliance with HUD grant requirements. The Agreement will begin on the date of its approval by the Board of County Commissioners and will remain in effect until terminated. **These are CDBG and NSP Federal funds which require no local match.** District 6 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

11. Staff recommends motion to approve: an Agreement with the City of South Bay for demolition services. **SUMMARY:** This Agreement establishes terms for the City of South Bay's participation in the Department of Economic Sustainability's (DES) Demolition Program. DES utilizes Federal Community Development Block Grant (CDBG) and Neighborhood Stabilization Program (NSP) funds to undertake the demolition of structures, which pose a threat to public health and safety or pose blighting conditions in the community. When the expenditure of Federal funds on the demolition of a property is \$25,000 or greater, United States Department of Housing and Urban Development (HUD) regulations (24 CFR 570.505) apply. These regulations require that for no less than five years following demolition, the property serve a CDBG/NSP eligible use such as affordable housing, a public facility, or a commercial facility which predominantly serves low and moderate income persons. This Agreement requires the municipality to place an encumbrance on the title to such properties in order to restrict their use, to secure the Federal funds, and to ensure compliance with HUD grant requirements. The Agreement will begin on the date of its approval by the Board of County Commissioners and will remain in effect until terminated. **These are CDBG and NSP Federal funds which require no local match.** District 6 (JB)

12. Staff recommends motion to approve: an Agreement with the City of Riviera Beach for demolition services. **SUMMARY:** This Agreement establishes terms for the City of Riviera Beach's participation in the Department of Economic Sustainability's (DES) demolition program. DES utilizes Federal Community Development Block Grant (CDBG) and Neighborhood Stabilization Program (NSP) funds to undertake the demolition of structures which pose a threat to public health and safety or pose blighting conditions in the community. When the expenditure of Federal funds on the demolition of a property is \$25,000 or greater, United States Department of Housing and Urban Development (HUD) regulations (24 CFR 570.505) apply. These regulations require that for no less than five years following demolition, the property serve a CDBG/NSP eligible use such as affordable housing, a public facility, or a commercial facility which predominantly serves low and moderate income persons. This Agreement requires the municipality to place an encumbrance on the title to such properties in order to restrict their use, to secure the Federal funds, and to ensure compliance with HUD grant requirements. The Agreement will begin on the date of its approval by the Board of County Commissioners and will remain in effect until terminated. **These are CDBG and NSP Federal funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

13. Staff recommends motion to approve:

A) the issuance of an Impact Fee Affordable Housing Assistance Program Certificate of Award to Royal Palm Place, Ltd. (RPP), for a credit of \$219,358 towards the payment of Public Buildings Impact Fees, Zone 2 Parks Impact Fees and Zone 2 Road Impact Fees for the construction of the Royal Palm Place affordable housing project;

B) a Budget Transfer of \$6,744 in Public Buildings Impact Fees to appropriate funds for RPP;

C) a Budget Transfer of \$20,787 in Zone 2 Parks Impact Fees to appropriate funds for RPP; and

D) a Budget Transfer of \$191,827 in Zone 2 Road Impact Fees to appropriate funds for RPP.

SUMMARY: On November 17, 2009, the Board of County Commissioners (BCC) authorized the use of impact fee investment earnings from roads, parks, and public buildings for affordable housing projects. RPP submitted a request for assistance in response to a Notice of Funding Availability issued on August 23, 2015 by the Department of Economic Sustainability (DES). Staff is recommending \$219,358 in credits towards the payment of County Public Buildings Impact Fees (\$6,744), Zone 2 Parks Impact Fees (\$20,787) and Zone 2 Road Impact Fees (\$191,827) for RPP, which will have a total of 125 affordable rental housing units. The Royal Palm Place project will be located between North Tamarind Avenue and Division Avenue just north of 15th Street in West Palm Beach. All 125 units will be rented to persons of moderate income whose incomes are at or below 120% of the area median income. A Declaration of Restrictions will be recorded against the property to secure the funds and ensure a 15-year affordability period. RPP may at any time, prior to the expiration of the 15-year term of the Declaration of Restrictions, repay the County the entire \$219,358 secured by the Declaration of Restrictions without penalty. Upon the receipt of said amount, the County will provide RPP a Release of Restrictions thereby removing the restrictions encumbering their property. **These funds are from interest earned by the Impact Fee Fund.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve:

A) a Cost Reimbursement Agreement between Palm Beach County (as Grantee) and the State of Florida Department of Economic Opportunity (DEO) for a Community Planning Technical Assistance (CPTA) grant in the amount of Twenty-five Thousand Dollars (\$25,000), received on behalf of the Westgate/Belvedere Homes Community Redevelopment Agency (WCRA) to prepare a Westgate Avenue Corridor Streetscape Plan (Plan);

B) an Interlocal Agreement with the WCRA for the reimbursement of funds associated with the DEO grant agreement; and

C) a Budget Amendment of \$25,000 in the General Fund (Fund 001).

SUMMARY: In April 2016, the Department of Planning, Zoning and Building, on behalf of the WCRA, submitted a CPTA grant program request to the DEO for funding assistance to hire professional consultants to prepare a Plan. The Westgate Avenue Corridor Streetscape project was selected for funding in the amount of Twenty-five Thousand Dollars (\$25,000) in June 2016 following a statewide DEO selection process. The DEO CPTA grant program is offered pursuant to section 163.3168, Florida Statutes (F.S.), to provide direct and/or indirect technical assistance to help Florida communities find creative solutions to fostering vibrant and healthy communities. The purpose of the Westgate Avenue Corridor Streetscape Plan is to improve walkability and other multi-modal transportation opportunities; to beautify, enhance, and create an environment to attract new investment to foster economic vitality within the Westgate Avenue Corridor; and to eliminate persistent blighted conditions along the corridor pursuant to the WCRA's Community Redevelopment Plan. Districts 2 & 7 (RPB)

K. WATER UTILITIES

1. Staff recommends motion to approve: a unit price Contract with Hinterland Group, Inc. for the Water Utilities Department (WUD) Pipeline Continuing Construction Contract (Contract) for a 24-month term with the option of one 12-month renewal in the amount of \$22,637,321.63. **SUMMARY:** On September 7, 2016, three bids were received for the WUD Pipeline Continuing Construction Contract. Hinterland Group, Inc. was determined to be the lowest responsible and responsive bidder. The Contract will be used to expedite utility special assessment projects and other pipeline projects. The Contract provides for the provision of materials and construction and rehabilitation of raw water mains, potable water mains, reclaimed water mains, wastewater force mains, and water service lines. The Contract award is for the unit bid prices received, and the Contract does not guarantee nor authorize Hinterland Group, Inc. to perform any work. The overall bid dollar amount of \$22,637,321.63 for Hinterland Group, Inc. was utilized to establish the unit prices for the Contract. However, WUD does not anticipate approving additional work under the Contract above a cumulative amount of \$10,000,000. Work will be assigned during the 24-month contract period by formal work authorizations drawn against this Contract, with approvals pursuant to PPM CW-F-050. The unit prices contained in this Contract will be used in determining the cost of work authorizations. Supplements to work authorizations for changes that occur during construction will be subject to the change order limits for construction contracts as established under PPM CW-F-050 with each work authorization considered as an individual construction contract. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. This Contract with Hinterland Group, Inc. provides for SBE participation of 15%. Hinterland Group, Inc. is a Palm Beach County company. (WUD Project No. 16-077) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

2. **Staff recommends motion to approve:** the Partial Release of a Utility Easement over property owned by RREEF America REIT II Corp. J. **SUMMARY:** The proposed Partial Release of Utility Easement will release the County's interest in a portion of a utility easement recorded in the official records of Palm Beach County, ORB 7724, PG 706-709, over property originally owned by Ezon Investment Company, later owned by AP Properties, L.P. and currently owned by RREEF America REIT II Corp. J. The Water Utilities Department has determined that the applicable portion of the easement is no longer needed due to the relocation of the existing water main and recommends its release. District 5 (MJ)

3. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 15 for the Water Treatment Plant (WTP) No. 2 Expansion Study (Project) with Kimley-Horn and Associates, Inc. in the amount of \$173,892.60. **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. 15 provides for a conceptual study to expand WTP No. 2 from 16.4 MGD to 30 MGD. The future expansion of WTP No. 2 is necessary to maintain adequate capacity for growth, satisfy increased bulk water customer demand, and accommodate the flushing of water mains to maintain water quality. The Project will determine the treatment technology, site layout, interim improvements, and projected capital and operating costs. The WTP No. 2 expansion design began in 2016 with construction to be completed in 2023. 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. 15 includes 13.69% overall participation. The cumulative SBE participation is currently 18.04% overall and will be 17.35% once CSA No.15 is signed. Kimley-Horn and Associates, Inc. is a Palm Beach County company. The Project is included in the FY17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 17-019) District 2 (MJ)

4. **Staff recommends motion to approve:** Contract with Southern Underground Industries, Inc. for the Water Main Extension connecting State Road 15 to State Road 80 Project in Belle Glade in the amount of \$687,900. **SUMMARY:** On September 21, 2016, six bids were received for the Water Main Extension connecting State Road 15 to State Road 80 in Belle Glade (Project). Southern Underground Industries, Inc. submitted the lowest, responsive bid and is being recommended for contract award. The Project will loop the existing water distribution system between State Road 15 (N. Main Street) and State Road 80 (Hooker Highway) to provide better water service and fire protection. These improvements are part of the continued expansion of water infrastructure in the Glades Region. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Southern Underground Industries, Inc. provides for SBE participation of 15% overall, as confirmed by the Office of Small Business Assistance. Southern Underground Industries, Inc. is not a local Palm Beach County company. This project is included in the FY17 Capital Improvement Plan adopted by the Board of County Commissioners. (WUD Project No. 15-083) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

5. **Staff recommends motion to approve:** Amendment No. 1 to the Water Utilities Department (WUD) Pipe Wet Tapping and Line Stops Continuing Construction Contract with Rangeline Tapping Services, Inc. reducing the Contract amount by \$270,000 for a new total Contract amount of \$4,493,649.10. **SUMMARY:** On July 12, 2016, the Board of County Commissioners (BCC) approved the WUD Pipe Wet Tapping and Line Stops Continuing Construction Contract (Contract) with Rangeline Tapping Services, Inc. (R2016-0894). The Contract provides materials and installation services for system-wide pipe wet tapping and line stops projects in the amount of \$4,763,649.10 over a 24-month term with the option to renew twice for a duration of 12 months for each renewal. Amendment No. 1 to the Contract will reduce the Labor Unit Price for Bid Item No.235 (Mobilization/Demobilization (4"-16" Pipe Size)) from \$5,000 to \$500 to correct an error in the original Labor Unit Price submittal. The error was detected as a result of the issuance of the initial work authorization under the Contract. This will reduce the Contract amount by \$270,000. No other items of the Contract are affected. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract provides for SBE participation of 100%, based on a finding by the Office of Small Business Assistance. Rangeline Tapping Services, Inc. is a Palm Beach County company. This project is included in the FY17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 14-022) Countywide (MJ)

6. **Staff recommends motion to approve:** Work Authorization (WA) No. 7 for the Force Main Improvements on Lyons Road from Norte Lago to north of Pine Springs Drive (Project) with Johnson-Davis Incorporated in the amount of \$813,782.69. **SUMMARY:** On July 12, 2016, the Board of County Commissioners (BCC) approved the Pipeline Continuing Construction Contract (Contract) with Johnson-Davis Incorporated (R2016-0902). WA No. 7 provides for the replacement of approximately 3,300 linear feet of an existing 12-inch asbestos cement (AC) force main with 16-inch polyvinyl chloride force main from Norte Lago to a location approximately 200 feet south of Glades Road. The existing AC force main shall be grouted in place. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Johnson-Davis Incorporated provides for SBE participation of 3.28%. WA No. 7 includes 16.45% overall participation. The cumulative SBE participation, including WA No. 7 is 11.79% overall. Johnson-Davis Incorporated is a Palm Beach County company. The Project is included in the FY17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 16-078) District 5 (MJ)

7. **Staff recommends motion to approve:** Work Authorization (WA) No. 10 for the East Central Water Reclamation Facility (ECRWF) Improvements – Phase 2 Project with Globaltech, Inc., in the amount of \$1,247,150.76. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Optimization and Improvements Design-Build with Globaltech, Inc. (R2015-0315). WA No. 10 will make improvements to the reclaimed water and chemical pumping systems to improve reliability and flexibility in operations of water delivery to the FPL West County Energy Center Generation Station for the purposes of process cooling. WA No. 10 also provides for the replacement of aging components that have reached the end of their useful life cycle. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The contract with Globaltech, Inc. provides for SBE participation of 75%. WA No. 10 includes 99.79% overall SBE participation. The cumulative SBE participation including this Work Authorization is 96% overall. Globaltech, Inc. is a Palm Beach County company. This project is included in the FY17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 17-011) District 7 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

A) ratify the Mayor's signature on the Annual Certified Budget for Mosquito Control with the Florida Department of Agriculture and Consumer Services (FDACS) for mosquito control activities performed during contract period October 1, 2016, through September 30, 2017, for an amount not to exceed \$43,009;

B) ratify the Director of the Department of Environmental Resources Management's (ERM) signature on the State Financial Assistance Recipient Agreement (Agreement) with FDACS which was required to meet the deadline imposed by FDACS for the period of October 1, 2016, through September 30, 2017; and

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

SUMMARY: The Agreement provides Arthropod Control State Aid of up to \$43,009 in quarterly installments with monthly reporting requirements regarding mosquito control activities. A 25% County match is required and included in the local Mosquito Control budget in the general fund. The FDACS Form 13617 Certified Budget and Agreement had to be signed and delivered to Tallahassee no later than October 1, 2016. Countywide (AH)

2. Staff recommends motion to approve:

A) Amendment No. 2 to Agreement No. 15PB3 (R2015-0792) with the Florida Department of Environmental Protection (FDEP) providing additional funding for post construction and monitoring for the Ocean Ridge Beach Nourishment Project (Project) in an amount not to exceed \$151,300 beginning upon execution and expiring July 1, 2018; and

B) Budget Amendment of \$151,300 in the Beach Improvement Fund for the revenue for Amendment No. 2 to Agreement No. 15PB3.

SUMMARY: Amendment No. 2 authorizes State funds for previously unfunded and underfunded design, construction, monitoring tasks and authorizes a 100% match resulting in a County share of \$151,300. The Amendment also includes additional statutory provisions, termination conditions, cooperation with FDEP Inspector General, lobbying restrictions, local preference restrictions, additional insurance requirements, and other minor administrative changes. Approved work may be eligible for reimbursement retroactive to January 1, 2013. District 4 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

3. Staff recommends motion to:

A) approve DEP Agreement No. LP50202 (Agreement) with the State of Florida, Department of Environmental Protection (DEP) for an amount not-to-exceed \$2,000,000 providing financial assistance for projects located in the Lake Worth Lagoon for a term beginning upon execution and expiring August 31, 2020;

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

C) approve Budget Amendment of \$2,000,000 to the FDEP Lake Worth Lagoon Ecosystem Fund (1229) to recognize revenues from Agreement.

SUMMARY: The Agreement reimburses \$2,000,000 of project costs and does not require match. The Work Plan includes the following projects: Lake Worth Lagoon Living Shorelines; Tarpon Cove Mangrove Islands; and Lake Worth Lagoon Monitoring. This funding is part of the State of Florida Legislature's General Appropriations Act. Countywide (AH)

M. PARKS & RECREATION

1. Staff recommends motion to receive and file: the following original executed Amphitheater Rental Agreements:

A) AEG Live SE, LLC, 311 concert, Sunset Cove Amphitheater, for the period July 27, 2016, through July 28, 2016;

B) AEG Live SE, LLC, Slightly Stoopid concert, Sunset Cove Amphitheater, for the period August 13, 2016, through August 14, 2016; and

C) AEG Live SE, LLC, Rebelution concert, Sunset Cove Amphitheater, for the period June 24, 2016, through June 25, 2016.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Amphitheater Rental Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director or Assistant Director of the Parks and Recreation Department in accordance with Resolution 2011-1960, and are now being submitted to the Board to receive and file. These events helped to offer a balanced schedule of events which promote the quality of life in the communities we serve. An estimated 7,800 people attended the events produced under these Amphitheater Rental Agreements. District 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

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

Food Truck Invasion Inc., cash sponsorship of a series of twenty-four Family Night with Food Truck Invasion events, Sunset Cove Amphitheater, for the period October 3, 2016, through September 21, 2017.

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

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

The Palm Beach Shakespeare Festival, Inc., Palm Beach Shakespeare Festival, Seabreeze Amphitheater, for the period June 27, 2016, through July 19, 2016.

SUMMARY: The Palm Beach Shakespeare Festival event is co-sponsored by the Department. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Amphitheater Rental Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2009-0335, amended by Resolutions 2009-1807, 2012-1715 and 2014-0166, and is now being submitted to the Board to receive and file. This event helps to offer a balanced schedule of events which promote the quality of life in the communities we serve. An estimated 6,000 persons attended the event produced under this Amphitheater Rental Agreement. District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

4. Staff recommends motion to receive and file: the following original executed Sound and Light Production Services Contractor Agreements:

A) Blackwood Productions, LLC, 311 concert, Sunset Cove Amphitheater, for the period July 27, 2016, through July 28, 2016;

B) Blackwood Productions, LLC, Slightly Stoopid concert, Sunset Cove Amphitheater, for the period August 13, 2016, through August 14, 2016;

C) Blackwood Productions, LLC, C3: Coastal Conservation & concert, Seabreeze Amphitheater, on September 24, 2016;

D) Blackwood Productions, LLC, Sy Schatzberg and the Gold Coast Band, Canyon Town Center Amphitheater, November 12, 2016;

E) Blackwood Productions, LLC, Rebelution concert, Sunset Cove Amphitheater, for the period June 24, 2016, through June 25, 2016; and

F) Blackwood Productions, LLC, Ninth Annual 4th of July Celebration, Sunset Cove Amphitheater, July 4, 2016.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Sound and Light Production Services Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director or Assistant Director of the Parks and Recreation Department in accordance with Resolution 2009-0592, amended by Resolutions 2010-0645 and 2014-0167, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

5. Staff recommends motion to receive and file: the following original executed Entertainment Contractor Agreements for the Ninth Annual Fourth of July Celebration:

A) Be the Show Events and Entertainment Inc., Ninth Annual Fourth of July Celebration, Sunset Cove Amphitheater, on July 4, 2016;

B) Dan Salmasian Music, Inc., Ninth Annual Fourth of July Celebration, Sunset Cove Amphitheater, on July 4, 2016;

C) Innovative Leisure, Inc., Ninth Annual Fourth of July Celebration, Sunset Cove Amphitheater, on July 4, 2016; and

D) Zambelli Fireworks Manufacturing Co., Ninth Annual Fourth of July Celebration, Sunset Cove Amphitheater, on July 4, 2016.

SUMMARY: The Parks and Recreation Department produces cultural activities to promote the quality of life in the communities it serves. The Parks and Recreation Department produced a successful July 4th celebration at Sunset Cove Amphitheater. This event was attended by an estimated 7,000 people and generated positive support and goodwill for the County. A sponsorship from the West Boca Community Council offset the expense of the July 4th fireworks and orchestra. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Entertainment Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department and County Administrator in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644 and 2014-0168, and are now being submitted to the Board to receive and file. District 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

6. Staff recommends motion to receive and file: the following original executed Entertainment Contractor Agreements for four community events:

A) Big Hit Entertainment Inc., GL Commercial Presents: Jimmy Williamson All Star Band concert, Canyon Town Center Amphitheater, on September 17, 2016;

B) Paul Saca, Coastal Conservation & Concert, Seabreeze Amphitheater, on September 24, 2016;

C) Chase Stites, GL Commercial Presents: The Last Word concert, Canyon Town Center Amphitheater, on October 15, 2016; and

D) Sy Schatzberg, GL Commercial Presents: Sy Schatzberg & The Gold Coast Band concert, Canyon Town Center Amphitheater, on November 12, 2016.

SUMMARY: The Parks and Recreation Department produces cultural activities to promote the quality of life in the communities it serves. The Parks and Recreation Department produced four popular cultural events at the Canyon Town Center and Seabreeze Amphitheaters. These events were attended by an estimated 900 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of the concerts at the Canyon Town Center Amphitheater. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Entertainment Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644 and 2014-0168, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

7. Staff recommends motion to adopt: a Resolution approving a revised standard Sponsorship Agreement form. **SUMMARY:** Parks and Recreation Department uses a standard Board of County Commissioners' approved Sponsorship Agreement to enable the solicitation of sponsorships as a means of generating funds for improving our programs and services offered to the public with the least amount of financial impact to its citizens. This Resolution amends Resolution 2008-0442, by revising the standard Sponsorship Agreement form to further clarify responsibilities of the sponsor, clarify signing authority, conform to County Code, and include updated exhibits. Countywide (AH)

8. Staff recommends motion to approve: a non-standard Amphitheater Rental Agreement with JM Family Enterprises, Inc., for a company picnic set up and event from February 3, 2017, through February 4, 2017, at Sunset Cove Amphitheater. **SUMMARY:** The Parks and Recreation Department (Department) utilizes a standard Amphitheater Rental Agreement which is executed at the Department level. However, non-standard Amphitheater Rental Agreements are sometimes required to satisfy the specific requirement terms of a given renter. JM Family Enterprises, Inc., has requested modifications to the approved standard Amphitheater Rental Agreement language. The modifications clarify the responsibilities and expectations of the County and JM Family Enterprises, Inc., for issues such as cancellation and postponement, minimum and maximum attendance, photography and recording rights, and compliance with public entity crimes certification. County net revenues generated from the company picnic event are estimated at \$3,369. District 5 (AH)

3. CONSENT AGENDA APPROVAL

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: appointment of Richard M. Faver to the Agricultural Enhancement Council to complete the term of Linda Elie, Seat No. 9, who has resigned, for the term of January 10, 2017, to September 30, 2018:

<u>Name</u>	<u>Category, Seat Number</u>	<u>Expires</u>
Richard M. Faver	Horse Industry, Seat 9	9/30/18

SUMMARY: Based on Resolution No. R2014-0303, nine agricultural related entities were requested to nominate one member each to the Agricultural Enhancement Council. One nomination is being submitted at this time. Staff is requesting appointment of one member. The Council currently consists of nine members with eight seats currently filled (five Caucasian males, one Caucasian female, two Hispanic males) with the proposal to recommend a 9th member (one Caucasian male). The current gender ratio (male:female) is 7:1. Countywide (AH)

R. HUMAN RESOURCES

1. Staff recommends motion to approve: the Palm Beach County Board of County Commissioners 2016 - 2017 Affirmative Action Plan, a voluntary effort to correct under-representation where it exists on the Board of County Commissioners' workforce. **SUMMARY:** The 2016 - 2017 Affirmative Action Plan presents a workforce analysis for the period of July 1, 2016, through June 30, 2017. Implementation of this year's Plan focuses on methods and procedures for achieving targeted work unit goals, enhancing special recruitment efforts, and continuing to develop systems to correct under-representation. The County workforce statistics are compared to labor force availability as determined by the U.S. Census. Overall minority representation in all job categories for 2015 - 2016 was 34.6% and females represented 32.0% of the County's workforce. According to U.S. Census figures, the available workforce for minorities is 28.6% and 47.8% for females. **There is no fiscal impact to the County.** Countywide (DO)

S. FIRE RESCUE

1. Staff recommends motion to approve: an Emergency Services Agreement for Mutual Assistance, Automatic Aid, and Dispatch Services with the City of West Palm Beach (City) effective March 14, 2016, through September 30, 2026. **SUMMARY:** In an effort to enhance the provision of fire-rescue services, the Board of County Commissioners authorized the Fire Rescue Department to provide countywide communications services effective June 1, 2005. The Agreement provides for a contractual commitment for dispatch services to the City as part of the Countywide Common Dispatch program along with providing the mechanism for implementing mutual assistance/automatic aid (closest unit response). The Agreement further authorizes the parties' respective Fire Chiefs to enter into Letter(s) of Understanding to develop automatic aid/closest unit response and Common Dispatch plans and procedures. The current Emergency Services Agreement for Mutual Assistance, Automatic Aid, and Dispatch Services expired on March 13, 2016. The retroactive effective date is a result of the City's delay in the delivery of the signed Agreement. The proposed Agreement is for a ten year period through September 30, 2026. Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (Cont'd)

2. Staff recommends motion to approve:

A) a Medicare Enrollment Application for Clinics/Group Practices and Certain Other Suppliers (Form CMS-855B), and an Electronic Funds Transfer (EFT) Authorization Agreement (Form CMS-588); and

B) the appointment of the Fire-Rescue Administrator as an Authorized Official to enroll the County (Fire Rescue) in the Medicare program, to make changes or updates to the County's status in the Medicare program, and to bind and commit the County to fully abide by the statutes, regulations, and program instructions of the Medicare program, including the authority to execute and submit on the County's behalf the Medicare Enrollment Application for Clinics/Group Practices and Certain Other Suppliers (Form CMS-855B), the Electronic Funds Transfer (EFT) Authorization Agreement (Form CMS-588), a letter attesting that the County will be legally and financially responsible for any outstanding debt owed to CMS (including any potential overpayments), and any other Medicare applications, contracts, certifications, attestations, and other related documents.

SUMMARY: In accordance with the Patient Protection and Affordable Care Act, all new and existing Medicare providers are required by the Centers for Medicare & Medicaid Services (CMS) to complete a Medicare Enrollment Application to revalidate the provider information on file with CMS. Approval of the revalidation enrollment application will prevent the deactivation of our Medicare enrollment allowing the County to continue to submit fire rescue emergency transport claims directly to Medicare for those patients with Medicare insurance. The enrollment package requires the County to directly appoint an Authorized Official to enroll the County (Fire Rescue) in the Medicare program, to make changes or updates to the County's status in the Medicare program, and to bind and commit the County to fully abide by the statutes, regulations, and program instructions of the Medicare program.

On December 1, 2016, Fire Rescue received a notice dated November 14, 2016, from First Coast Service Options, Inc. (a CMS - Contracted Medicare Administrative Contractor) advising that the revalidation of our Medicare enrollment record is required by January 31, 2017. Countywide (SB)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve:

A) the Seventh Amendment to Interlocal Agreement (R2014-0171), effective November 22, 2016 with the Health Care District (HCD) of Palm Beach County to add Colocation Roles, Responsibilities and Expectations;

B) Memorandum of Understanding (MOU) form for future Colocation Services Agreements between ISS and County departments/agencies requesting colocation services; and

C) Delegation of signature authority to the Director of Information Systems Services (ISS) for MOU Agreements pertaining to colocation services provided to County departments/agencies.

SUMMARY: ISS has deemed it necessary to amend the Interlocal Agreement with the HCD to clearly define the roles, responsibilities and expectations of ISS as the colocation service provider and HCD as a colocation tenant. Colocation is a common service where a business rents space in their data center to a tenant for their servers and other computing hardware. In addition, the Board's delegation of signatory authority is requested to allow the ISS Director to sign MOU forms for colocation services provided to County departments and agencies. Countywide (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to approve: Agreement with Florida Department of Corrections (DOC) to establish the general conditions and joint processes when providing advocacy services to incarcerated victims of sexual assault for a three year term beginning January 10, 2017 with no financial obligations. **SUMMARY:** DOC is a state agency that operates five correction facilities in Palm Beach County to include a prison, release center, and reentry sites. In order to comply with the Prison Rape Elimination Act (PREA) standards, DOC is seeking to execute an agreement with the Department of Public Safety Division of Victim Services for advocacy services to incarcerated victims of sexual assault. With the unique setting of correction facilities, the agreement is needed to outline the respective duties, responsibilities, policies, and procedures that will be undertaken by DOC and the County when providing advocacy services to incarcerated victims of sexual assault. The Agreement addresses notification, access procedures, provision of service, confidentiality, logistical, and security needs of the County. The Agreement aligns with the PREA standards established by the U.S. Department of Justice, best practices in the field of sexual violence victim services and is commensurate with sexual assault services available to the community at large. Countywide (LDC)

2. Staff recommends motion to approve: the Federally Funded Public Assistance State Agreement (17-PA-U5-10-60-02-119) (the "Agreement") with the State of Florida, Division of Emergency Management to authorize projects related to Hurricane Matthew and for reimbursement for eligible project expenses. **SUMMARY:** On October 8, 2016, the President of the United States issued a major disaster declaration designated "FEMA-4283-DR-FL" for the State of Florida as a result of Hurricane Matthew authorizing Public Assistance funding for eligible Florida counties. Public Assistance is a federal grant to aid state and local governments in returning a disaster area to pre-disaster conditions. The federal share of the eligible costs under this Agreement is 75% and the nonfederal share will be the remaining amount. Payment of a specified portion of the nonfederal share is contingent upon future State appropriations. Typically, the State of Florida will contribute a 12.5% share of the qualified actual expenditures incurred, leaving the County responsible for absorbing the remaining 12.5%. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to:

A) approve Agency Affiliation Agreement with Barry University, Inc. for the term January 1, 2017, through September 30, 2017, with three automatic one-year renewal options, for its students to complete Master's Degree required planned and supervised clinical experience at various Youth Services Department facilities, at no cost to the County; and

B) authorize the County Administrator, or designee, to execute any future agreements/minor amendments with Barry University, Inc. to provide clinical supervision to students seeking training and experience in graduate programs of psychology, social work or other related fields.

SUMMARY: The Youth Services Department's Residential Treatment and Family Counseling Division continues to be an authorized counselor training facility for many state colleges and universities offering degrees in graduate programs of psychology, social work or other related fields of educational study. Master's Degree programs require field education experience in order to meet degree and licensing requirements. The County will continue to offer its services and programs as a means for the students to obtain the necessary training and experience to earn their respective degree. There are no costs associated with this Agreement. Approval of the delegated authority will allow the County Administrator, or designee, to execute any future agreement/minor amendments with Barry University, Inc., for supervised clinical and experience. Countywide (HH)

CC. SHERIFF

1. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Letter of Agreement and Contract between the Palm Beach County Sheriff's Office and the University of South Florida Board of Trustees for the University of South Florida's Center for Urban Transportation Research, for the Palm Beach County Sheriff's Office's Pedestrian and Bicycle Safety High Visibility Enforcement Project in the amount of \$96,000, for the period of November 28, 2016, through May 15, 2017; and

B) approve a Budget Amendment of \$96,000 increasing the Sheriff's Grants Fund.

SUMMARY: On November 18, 2016, the University of South Florida's Center for Urban Transportation Research awarded a Pedestrian and Bicycle Safety High Visibility Enforcement (HVE) grant to the Palm Beach County Sheriff's Office (PBSO) in the amount of \$96,000, to support the Florida Department of Transportation's Pedestrian and Bicycle Safety Enforcement Campaign. These funds will be used to pay for overtime costs associated with the HVE project. **There is no match requirement associated with this award.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Letter of Agreement and Contract between the Palm Beach County Sheriff's Office and the Florida Department of Transportation, for the Drug Recognition Expert (DRE) Project in the amount of \$2,500, for the period of November 29, 2016, through August 31, 2017; and

B) approve a Budget Amendment of \$2,500 in the Sheriff's Grants Fund.

SUMMARY: On November 29, 2016, the Florida Department of Transportation (FDOT) awarded a Drug Recognition Expert (DRE) grant to the Palm Beach County Sheriff's Office in the amount of \$2,500, to support FDOT's efforts to reduce Driving under the Influence (DUI) traffic offenses. These funds will be used to pay for overtime costs to conduct a DRE evaluation. **There is no match requirement associated with this award.** Countywide (LDC)

3. Staff recommends motion to:

A) receive and file on behalf of the Palm Beach County Sheriff's Office, a First Amendment to the Memorandum of Agreement between the Palm Beach County Sheriff's Office and the Early Learning Coalition of Palm Beach County in the amount of \$124,814, for the period of January 1, 2017, through December 31, 2017; and

B) approve a Budget Amendment of \$124,814 in the Sheriff's Grants Fund.

SUMMARY: The Board of County Commissioners accepted this award for \$81,609 on April 19, 2016 (R2016-0523). This First Amendment to the Memorandum of Agreement will provide an additional \$124,814 in reimbursable funding to support personnel and equipment costs associated investigative services provided at the Coalition. **There is no match requirement associated with this award.** Countywide (LDC)

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JANUARY 10, 2017

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

NONE

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5. REGULAR AGENDA

A. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

A) approve Contract for Sinking of Retired Naval Submarine *USS CLAMAGORE* to create an Artificial Reef (Contract) with CRB Geological and Environmental Services, Inc. (CRB-GES) d/b/a Artificial Reefs International *USS Clamagore*, a Miami based company, in an amount not to exceed \$1,000,000 for turnkey services that include: procurement, preparation, towing and scuttling of the 320' retired United States Naval Submarine *USS CLAMAGORE* in 90-100' of water at a County-permitted artificial reef location offshore of Jupiter/Juno Beach within 365 days of Contract execution;

B) adopt a Resolution authorizing the Clerk of the Board to disburse \$1,000,000 from the Vessel Registration Fee Trust Fund to cover the County's portion of the *USS CLAMAGORE* Reef Project (Project);

C) approve a Budget Transfer of \$1,000,000 from the Environmental Enhancement Non-Specific Funds (1225) Reserves to the *USS CLAMAGORE* Reef Project; and

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

SUMMARY: CRB-GES has secured exclusive rights with the submarine owner, Patriots Point Naval & Maritime Museum, for acquiring and reefing the *USS CLAMAGORE*, a 320' long Balao class submarine built in 1945 and retired to the museum in 1975. Total costs for the Project should not exceed \$4M, with CRB-GES raising the balance of the necessary funding through local sponsorships and other funding opportunities. The Resolution authorizes the Clerk to transfer \$1,000,000 from the Vessel Registration Fee Trust Fund into the Environmental Enhancement Non-Specific Fund to cover the County's portion of the costs for the procurement, preparation, towing and scuttling of the ship off Jupiter/Juno Beach. The County may only terminate this Contract with cause. District 1 (AH)

B. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: revised Impact Fee Affordable Housing Assistance Program (IFAHAP) Guidelines. **SUMMARY:** On November 17, 2009 (R2009-2013), the Board of County Commissioners (BCC) authorized the use of impact fee investment earnings from roads, parks, and public buildings for affordable housing projects. On September 14, 2010, the BCC approved the Impact Fee Affordable Housing Assistance Program Guidelines which established eligible uses of the funding; unit affordability standards and the funding request approval process. Staff has processed six projects under the Program for BCC approval. In order to improve how future projects are processed and to clarify the applicable Program requirements, staff is proposing major revisions to the IFAHAP Guidelines. The revisions include: an Introduction and Purpose, definitions of certain terms, expansion of the operating procedures for the Program, expansion of the rental housing requirements, expansion of the for-sale housing requirements and expansion of the individual homeowner requirements. The significant changes in each of the sections are listed in Attachment 1 to the Agenda Item and the updated IFAHAP Guidelines are provided in Attachment 2 to the Agenda Item. Some of the key recommended changes include raising the occupant household qualifying income level from 120% to 140% of area median income, instituting developers and homeowners repayment requirements in instances of defaults or voluntary withdrawals from the Program, requiring new affordability periods for successor homeowners and removing the Commission on Affordable Housing from the funding recommendation process. Countywide (JB)

5. REGULAR AGENDA

C. ADMINISTRATION

1. Staff requests Board action to ratify or reject: Side Agreement entitled “Management Proposal for the Board of County Commissioners Ocean Lifeguards and Lieutenants” (Side Agreement) with the Communication Workers of America Local 3181 (CWA), providing for the creation of certain new job classifications and minimum entrance requirements, certain salary increases, a change requiring EMT certifications, provisions for a defined period of time to obtain EMT certification for non-certified personnel, provisions for layoff of personnel if certifications are not obtained, provision for the County’s Human Resources Director to execute the Application for Special Risk Class Membership under the Florida Retirement System (FRS) (including Form 405) for subject personnel following the completion of all required training, purchase of necessary equipment, and upon performance of new duties associated with new job classifications, and staff support of legislation that includes subject personnel as a special risk occupation, as well as inclusion among those occupations protected as a First Responder. The total estimated cost for the first full year of implementation, if FRS approval of Special Risk Class is obtained for the subject personnel, is \$783,702, which will increase annually. **SUMMARY:** At the September 27, 2016 meeting of the Board of County Commissioners, staff was directed to evaluate and negotiate pay and job classifications for certain Ocean Rescue personnel, and bring back a comprehensive package for Board consideration and direction. The Side Agreement was collectively bargained with the CWA and ratified by the bargaining unit employees. Matters pertaining to changes in salary and/or job classifications are subject to collective bargaining. If the Board ratifies the Side Agreement and the FRS ultimately approves the subject personnel for the Special Risk Class of membership, the estimated cost for the first full year of implementation of the comprehensive total package will be approximately \$783,702. The projected cost for FY 2018 is \$856,580, and these costs will increase annually subject to Board approved salary increases, and FRS funding requirements. Countywide (DO)

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JANUARY 10, 2017

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE ENVIRONMENTAL CONTROL BOARD

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

A. HEALTH DEPARTMENT
(Environmental Control Hearing Board)

- 1. Staff recommends motion to approve: Appointment of the following individual to the Environmental Control Hearing Board (Board) for a term of three years beginning on February 1, 2017, to January 31, 2020:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Carla E. Erskine	4	Resident of PBC	Florida Dept. of Health, PBC

SUMMARY: The Board is comprised of five members. Membership must consist of one lawyer recommended by the Palm Beach County Bar Association, one medical doctor recommended by the Palm Beach County Medical Society, one engineer recommended by the Palm Beach County Chapter of the Florida Engineering Society, and two citizens-at-large not holding elective office. On November 23, 2016, the Florida Department of Health, Palm Beach County (DOH), distributed a memo to the Board of County Commissioners (BCC) requesting nominations. To date no nominations have been received by the BCC, but staff at the DOH was also actively seeking candidates, and is recommending the appointment of Carla Erskine. The Board has five seats, with three currently filled, and a diversity count of: Caucasian 2 (67%) and African-American 1 (33%). The gender ratio (female:male) is: 1:2. The above nominee is an African-American female. Countywide (HH)

- 2. Staff recommends motion to approve: appointment of the following individual to the Environmental Control Hearing Board (Board) for a term of three years beginning on January 14, 2017, to January 13, 2020:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Douglas H. MacLauglin	1	Attorney	PBC Bar Association

SUMMARY: The Board is comprised of five members. Membership must consist of one lawyer recommended by the Palm Beach County Bar Association, one medical doctor recommended by the Palm Beach County Medical Society, one engineer recommended by the Palm Beach County Chapter of the Florida Engineering Society, and two citizens-at-large not holding elective office. On December 15, 2016, the Palm Beach County Bar Association recommended Mr. Douglas H. MacLauglin to replace Alicia M. Phidd, who has decided not to seek reappointment. The Board has five seats, with three currently filled, and a diversity count of: Caucasian 2 (67%) and African-American 1 (33%). The gender ratio (female:male) is: 1:2. The above nominee is a Caucasian male. In a separate companion item, the Board is also appointing a citizen at-large who is an African-American female. With these actions, one vacancy still remains on the Board for a citizen at-large. Countywide (HH)

ADJOURN AS THE ENVIRONMENTAL CONTROL BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

JANUARY 10, 2017

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

9. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, MAYOR

C. District 3 – COMMISSIONER DAVE KERNER

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

Request approval to present off-site, a Proclamation declaring January 22 – 28, 2017 as “National School Choice Week” in Palm Beach County.

E. District 5 - COMMISSIONER MARY LOU BERGER

F. District 6 - COMMISSIONER MELISSA MCKINLAY, VICE MAYOR

G. District 7 – COMMISSIONER MACK BERNARD

ADD-ON: Request approval to present off-site, a Proclamation declaring January 16, 2017 as “Martin Luther King, Jr. Coordinating Committee Day” in Palm Beach County.

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."