

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

MARCH 14, 2017

<u>PAGE</u>	<u>ITEM</u>	
14	3C-12	<p>REVISED SUMMARY: Staff recommends motion to approve: A) an Annual Traffic Signal Contract, Project No. 2017051, with Gerelco Traffic Controls, Inc. (Gerelco), in an amount not to exceed the total value of \$3,000,000 for task orders; and B)...</p> <p>SUMMARY: Approval of these contracts will facilitate, on a task order basis, the furnishing and installing of signals, furnishing of signal products, removal and disposal of “old” signals, and/or the resetting of existing signals. The Palm Beach County Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation committed by Gerelco is 37.6% <u>23.1%</u> overall, and for Valiant is 0.79% overall. Valiant failed to meet the SBE goal with a proposed 0.79% participation. The next lowest bidder, Horsepower Electric, Inc., met the SBE requirement, but fell outside the limit of ranking of responsive bidder consideration. In order to be considered within the limit of ranking, the next lowest bidder cannot have a bid that is more than \$100,000 plus 3% higher than the second lowest bid. This ranking is applicable when the contract amount is more than \$1,000,000, and is in accordance with page SBE-1 of the contract documents. Both Gerelco and Valiant are Palm Beach County companies. These contracts are for 12 months, with the possibility of an extension for up to a total of 36 months. <u>Countywide</u> (MJ) (Engineering)</p>

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**

MARCH 14, 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 9)
- 3. CONSENT AGENDA (Pages 10 - 54)**
- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 55)**
- 5. REGULAR AGENDA (Pages 56 - 63)**
- 6. BOARD APPOINTMENTS (Page 64)**
- 7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE CHILD CARE FACILITIES BOARD (Page 65)**
- 8. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 66)**
- 9. STAFF COMMENTS (Page 67)**
- 10. COMMISSIONER COMMENTS (Page 68)**
- 11. ADJOURNMENT (Page 68)**

TABLE OF CONTENTS

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 9

- 2C-1 2016 United Way Campaign
- 2C-2 Women's History Month
- 2C-3 Florida Bicycle Month
- 2C-4 Equal Pay Week
- 2C-5 Child Abuse Prevention Month
- 2C-6 National Crime Victims' Rights Week
- 2C-7 Sexual Assault Awareness Month
- 2C-8 Ethics Awareness Month
- 2C-9 24th Asian Trade, Food Fair & Cultural Show
- 2C-10 Presentation by Ms. Betty Wells

CONSENT AGENDA

A. ADMINISTRATION

Page 10

- 3A-1 Resolution amending requirements of new hires for positions of County Commission Administrative Assistant and County Commission Secretary

B. CLERK & COMPTROLLER

Page 10

- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 Change orders, work task orders, minor contracts, final payments, etc.
- 3B-5 List of Finance Department records scheduled for destruction

C. ENGINEERING & PUBLIC WORKS

Page 11

- 3C-1 Blanket approval for appraisal and acquisition of lands, rights-of-way, and easements for all FY 2017 projects identified in the Five Year Road Program
- 3C-2 Contract with AE Engineering, Inc. associated with bridge rehabilitation of Camino Real Road/Boca Club Bridge
- 3C-3 Contract with Ferreira Construction Southern Division Co., Inc. for construction of Gun Club Road over the Lake Worth Drainage District E-3 canal

Page 12

- 3C-4 Release of a declaration of restrictive covenants made by Jane C. Kreuzler
- 3C-5 Resolution transferring jurisdictional control, maintenance responsibility and right-of-way ownership of 68th Terrace North, boat ramp parcel abutting 174th Street North, and parcel interest along 174th Street North to the Town of Jupiter
- 3C-6 Permission to Enter Property Agreement with the Florida Department of Environmental Protection and Creative Environmental Contractors to access environmental monitoring wells

Page 13

- 3C-7 Resolution transferring jurisdictional control, maintenance responsibility and right-of-way ownership of Canal Road (Kirk Road to Davis Road) to the Village of Palm Springs
- 3C-8 Contract with Ferreira Construction Southern Division Co., Inc. for construction of Summit Boulevard over Lake Worth Drainage District E-3 Canal
- 3C-9 Release of flowage easement through a portion of Boca Dunes Golf and Country Club

Page 14

- 3C-10 Annual Traffic Loops Contract with AUM Construction, Inc.
- 3C-11 Annual Guardrail Contract with Southeast Highway Guardrail and Attenuators, LLC
- 3C-12 Annual Traffic Signal Contracts with Gerelco Traffic Controls, Inc. and Valiant Power South, LLC
- 3C-13 Subordination of utility interests for future facility relocations with FPL on a parcel of land located at the southeast corner of Belvedere Road and Australian Avenue

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

C. ENGINEERING & PUBLIC WORKS (Cont'd)

Page 15

- 3C-14 Work Order 2015055-55 with Wynn & Sons Environmental Construction Co., Inc. for construction of a concrete and asphalt pathway on Haverhill Road
- 3C-15 Contract with Weekley Asphalt Paving, Inc. for construction of Southwest 18th Street and Military Trail intersection improvements project
- 3C-16 Proportionate Share Agreement with Hypoluxo & I-95 Holdings, LLC associated with project located at the northwest corner of Hypoluxo Road and High Ridge Road
- 3C-17 Proportionate Share Agreement with The Devine Savior Lutheran Academy – Delray Incorporated associated with project located at the southwest corner of Lyons Road and 158th Road South

Page 16

- 3C-18 Proportionate Share Agreement with Salvatore J. Balsamo associated with project located on the north side of Northlake Boulevard
- 3C-19 Proportionate Share Agreement with Palm Beach West Associates I, LLLP associated with project located west of 180th Avenue North
- 3C-20 County Incentive Grant Program Agreement with the Florida Department of Transportation related to intersection improvements for Military Trail and Forest Hill Boulevard

D. COUNTY ATTORNEY

Page 17

- 3D-1 IRS Form 8038 in relation to County's Variable Rate Demand Revenue Bonds for The Community Foundation of Palm Beach and Martin Counties, Inc. project
- 3D-2 IRS Form 8328 in relation to the proposed issuance of Industrial Development Revenue Bonds for Tuscan Gardens of Delray Beach project
- 3D-3 Settlement related to personal injury claims of Patricia Brown and Thomas Brown

E. COMMUNITY SERVICES

Page 17

- 3E-1 Seat Change for member on the HIV Comprehensive AIDS Resources Emergency (CARE) Council

Page 18

- 3E-2 Contracts for Provision of Ryan White Part A HIV Health Support Services with three agencies

Page 19

- 3E-3 2016 Department of Children and Families Homeless Prevention – TANF Grant Agreement to provide rent and utility assistance to needy families
- 3E-4 Renewal Agreement with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. under the Older Americans Act Program

Page 20

- 3E-5 Ratify the Mayor's signature on the 2016 Department of Children and Families Challenge Grant Contract to provide homeless prevention services
- 3E-6 Community Action Advisory Board appointments

Page 21

- 3E-7 Data Provision and Confidentiality Agreement with the City of West Palm Beach to share access to client data

F. AIRPORTS

Page 21

- 3F-1 Non-Signatory Airline Agreement with Bradley Air Services Limited related to leased facilities at PBI
- 3F-2 First Amendment to the Signatory Airline Agreement with American Airlines for relocation of gate areas at PBI

Page 22

- 3F-3 Termination Agreement with the Florida Department of Transportation for land acquisition at Palm Beach County Glades Airport
- 3F-4 Receive and file three Extension of Time documents

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

F. AIRPORTS (Cont'd)

Page 23

- 3F-5 Change Order No. 1 with The Whiting-Turner Contracting Company related to the Baggage Claim improvements project at PBI
- 3F-6 Change Order No. 3 with Community Asphalt Corp. for the miscellaneous pavement rehabilitation and reconstruction project at Palm Beach County Park (Lantana) Airport
- 3F-7 License Agreement with Jet Aviation Associates, Ltd. for overflow parking at PBI

Page 24

- 3F-8 License Agreement with Atlantic Aviation – West Palm Beach, LLC for overflow parking at PBI
- 3F-9 Renewal Letter for Rewards Program Administration Agreement with Thanks Again, LLC for specialized loyalty program
- 3F-10 Change Order No. 4 with Ranger Construction Industries, Inc. related to Golfview infrastructure at PBI
- 3F-11 Non-Signatory Airline Agreement with TEM Enterprises, Inc.

Page 25

- 3F-12 Change Order No. 2 with The Morganti Group, Inc. for air handler replacement at PBI
- 3F-13 Second Amendment to Lease Agreement with Aventura Construction Corp. for office space, warehouse space and paved parking areas at 3323 Belvedere Road, Building 506 at PBI
- 3F-14 Deleted

Page 26

- 3F-15 Joint Participation Agreement with Florida Department of Transportation for the Runway pavement rehabilitation and repair at North Palm Beach County General Aviation Airport
- 3F-16 Joint Participation Agreement with Florida Department of Transportation for the new parking revenue center at PBI
- 3F-17 Joint Participation Agreement with Florida Department of Transportation for the Runway 3-21 rehabilitation at Palm Beach County Park Airport

Page 27

- 3F-18 Joint Participation Agreement with Florida Department of Transportation for the cargo facilities access improvements project at PBI
- 3F-19 Deleted
- 3F-20 Fixed Base Operator Lease Agreement with Jet Aviation Associates, Ltd. for lease of property at PBI

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 28

- 3G-1 Write-off of 70 uncollected non-sufficient funds checks

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 28

- 3H-1 Receive and file six standard agreements

Page 29

- 3H-2 Receive and file four First Amendments with Guardians Credit Union for ATMs
- 3H-3 Amendment No. 4 with The BG Group, LLC for demolition of selected structures
- 3H-4 Second option to extend two Sublease Agreements relating to the State's 800 MHz Communication towers

Page 30

- 3H-5 Easement Agreement in favor of Florida Department of Health associated with an air monitoring station at Seminole Palms Park
- 3H-6 First option to extend License Agreement with the School Board of Palm Beach County for continued use of property for a temporary customer service and maintenance facility for WUD

Page 31

- 3H-7 Second Amendment to Concessionaire Service Agreement with Loggerhead Marinelife Center, Inc. for management and operation of the Juno Beach Pier and concession building
- 3H-8 Restated and Amended Signage and Landscape Easement Agreement in favor of Sannlor Properties, LLC

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

Page 32

- 3H-9 Annual contracts for general building minor construction services with nine firms
- 3H-10 Second Amendment to Lease Agreement with Wallace and Theresa Lutz for lease of office space in Belle Glade for the Community Action Program

Page 33

- 3H-11 Amendment No. 1 with Robling Architecture Construction, Inc. for improvements to the Water Utilities Central Regional Operations Center
- 3H-12 Deleted
- 3H-13 Amendment No. 1 with Trillium Construction, Inc. for the Water Utilities Water Treatment Plant No. 11, Membrane Building addition/renovations project

Page 34

- 3H-14 Consultant Services Authorization No. 5 2ith Leo A. Daly Company to provide design and construction administration services for the PBSO Detention Facilities renewal/replacement project
- 3H-15 Purchase Order to Berwin, Inc. for office furniture for Tourist Development Council offices

I. ECONOMIC SUSTAINABILITY

Page 35

- 3I-1 Budget Amendment to recognize funding increase to the FY 2016-2017 State Housing Initiative Partnership program
- 3I-2 Amendment No. 1 with the City of Lake Worth associated with installation of water lines, sewer lines and road reconstruction along Barton Road and Tropical Drive
- 3I-3 Amendment No. 1 with Gulfstream Goodwill Industries, Inc. for lease of a customized box truck for delivery of meal and laundry services to homeless clients at the Lewis Center

Page 36

- 3I-4 Consent for Colesha K. Sherrod to receive State Housing Initiative Partnership funds for purchase of a home
- 3I-5 Consent for Keshler N. Myers to receive State Housing Initiative Partnership funds for purchase of a home

J. PLANNING, ZONING & BUILDING - None

K. WATER UTILITIES

Page 37

- 3K-1 Receive and file three standard documents
- 3K-2 Contract with Florida Design Drilling Corporation for the Water Treatment Plant No. 3 Wellfield improvements project

Page 38

- 3K-3 Work Authorization No. 7 with Hinterland Group, Inc. for Sanitary Sewer Lining Project Wellfield System 8
- 3K-4 Contract with Aquifer Maintenance and Performance Systems, Inc. for the System-wide Wellfield maintenance project
- 3K-5 Consultant Services Authorization No. 14 with JLA Geosciences, Inc. for the Water Treatment Plant No. 3 Wellfield improvements project

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 39

- 3L-1 Resolution supporting an exchange of land for preservation of a 5.07-acre parcel of environmentally sensitive submerged land off Singer Island
- 3L-2 Arthropod Control Budget Amendment No. 4 with the Florida Department of Agriculture and Consumer Services for mosquito control services
- 3L-3 Amendment No. 1 with the Florida Department of Economic Opportunity associated with Pahokee Marina project

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

- Page 40
- 3L-4 Amendment No. 3 and No. 4 with the Florida Department of Environmental Protection associated with the Lake worth Lagoon Monastery Artificial Reef project
 - 3L-5 Management Plan for the Winding Waters Natural Area
 - 3L-6 Change Order No. 2 with the Florida Department of Environmental Protection associated with the South Lake Worth Inlet Management Plan
 - 3L-7 Deleted
- Page 41
- 3L-8 Work Order No. 0650-5 with Coston Marine Services, Inc. for a living shoreline project along Bryant Park

M. PARKS & RECREATION

- Page 41
- 3M-1 Receive and file one Sponsorship Agreement
- Page 42
- 3M-2 Receive and file two Entertainment Contractor Agreements
 - 3M-3 Receive and file four Amphitheater Rental Agreements
- Page 43
- 3M-4 Receive and file two Sound and Light Production Services Contractor Agreements
 - 3M-5 Interlocal Agreement with the School Board of Palm Beach County for coordination of art education programs for students with disabilities
 - 3M-6 Receive and file two Independent Contractor Agreements

N. LIBRARY - None

P. COOPERATIVE EXTENSION SERVICE

- Page 44
- 3P-1 Donation from the Weinig Foundation for the Read a Recipe for Literacy Program
 - 3P-2 Grant Agreement with the Western Palm Beach County Farm Bureau, Inc. for the 2017 Palm Beach County Sweet Corn Fiesta

Q. CRIMINAL JUSTICE COMMISSION

- Page 44
- 3Q-1 Award Letter from the Florida Department of Law Enforcement to fund the Adult Reentry Program

R. HUMAN RESOURCES - None

S. FIRE RESCUE

- Page 45
- 3S-1 License Agreement relating to Fire Rescue Training and Structure Burn with KidSanctuary Campus, Inc.

T. HEALTH DEPARTMENT - None

U. INFORMATION SYSTEMS SERVICES

- Page 45
- 3U-1 Third Amendment with The Raymond F. Kravis Center for the Performing Arts, Inc. for network services
 - 3U-2 Agreement with the U.S. Sugar Corporation, Inc. relating to a fiber optic cable pathway
- Page 46
- 3U-3 Budget Amendment/Transfers related to the County's Enterprise Data Center

V. METROPOLITAN PLANNING ORGANIZATION - None

W. PUBLIC AFFAIRS - None

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

X. PUBLIC SAFETY

Page 46

3X-1 Emergency Medical Services County Grant Award Letter from the Florida Department of Health to improve and expand the EMS system

3X-2 First Amendment with the City of Riviera Beach for the Civil Drug Court Program

Page 47

3X-3 Amendment No. 3 with the Florida Department of Health associated with the Green Dot Strategy Program

3X-4 Modification No. 1 with the Florida Division of Emergency Management relating to the FY 2016-2017 Emergency Management Preparedness and Assistance Grant

Page 48

3X-5 Grant Adjustment Notice No. 25 with the U.S. Department of Justice associated with the Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program

3X-6 Second Amendment with Drug Testing and Counseling Services, Inc. for drug treatment and testing services

Y. PURCHASING - None

Z. RISK MANAGEMENT

Page 48

3Z-1 Renewal of the County's excess property, liability, and workers' compensation insurance

AA. PALM TRAN

Page 49

3AA-1 Resolution approving submission of a Section 5311 Grant Application to the Florida Department of Transportation for operating and/or capital assistance

3AA-2 Resolution affirming the Board of County Commissioners (Palm Tran) as the Community Transportation Coordinator

Page 50

3AA-3 Submittal of the FY 2017 Certifications and Assurances, and FTA Master Agreement in order to apply for Federal Transit Administration funding

3AA-4 Resolution regarding the sale, conveyance and transfer of two buses to the Lakeland Area Mass Transit District

BB. YOUTH SERVICES

Page 51

3BB-1 Cooperative Agreement with Bay Area Youth Services, Inc. to provide behavioral health to youth and their family

3BB-2 Contract for Provision of Services with Friends of Community Services, Inc. for Summer Camp Scholarships

CC. INTERNAL AUDITOR

Page 52

3CC-1 Ratify the Internal Auditor's signature on an Agreement with the Association of Local Government Auditors to conduct a peer review

DD. SHERIFF

Page 52

3DD-1 SubRecipient Agreement for Paul Coverdell Forensic Sciences Improvement Act Formula Grant

Page 53

3DD-2 Budget Transfer in the Law Enforcement Trust Fund

Page 54

3DD-3 High Intensity Drug Trafficking Area Program Grant from Office of National Drug Control Policy

3DD-4 Letter of Donation from the Palm Beach County Policy Athletic League, Inc.

TABLE OF CONTENTS

PUBLIC HEARINGS – 9:30 A.M.

Page 55

4A-1 Budget amendments and transfers to adjust the FY 2017 budget

REGULAR AGENDA

ADMINISTRATION

Page 56

5A-1 Property Assessed Clean Energy (PACE) Program Ordinance

5A-2 Paid Parental Leave Benefit

COUNTY ATTORNEY

Page 57

5B-1 Equal Employment Ordinance

5B-2 Resolution amending the County Investment Policy

COMMUNITY SERVICES

Page 58

5C-1 Budget Transfer for provision of emergency services to homeless families and individuals

ECONOMIC SUSTAINABILITY

Page 59

5D-1 Economic Development Incentive Agreement with 3D Medical Manufacturing, Inc.

Page 60

5D-2 Resolution recommending approval of Project Orchid for an economic development incentive

OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 61

5E-1 Refund of payments made by municipalities regarding funding the Inspector General's Office

AIRPORTS

Page 62

5F-1 Hotel Development Site Lease Agreement with CVH PBI, LLC for lease of unimproved ground for development of a hotel on PBI

Page 63

5F-2 Fifth Amendment to Lease Agreement with MSP Partners Realty, LLC related to the Airport Center Hilton Hotel

BOARD APPOINTMENTS (Page 64)

BOARD OF COUNTY COMMISSIONERS SITTING AS THE CHILD CARE FACILITIES BOARD (Page 65)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 66)

STAFF COMMENTS (Page 67)

COMMISSIONER COMMENTS (Page 68)

ADJOURNMENT (Page 68)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Recognition of County Employee 2016 United Way Campaign
2. Proclamation declaring March 2017 as “Women’s History Month” in Palm Beach County. (Sponsored by Commissioner Valeche)
3. Proclamation declaring March 2017 as “Florida Bicycle Month” in Palm Beach County. (Sponsored by Commissioner Valeche)
4. Proclamation declaring March 19 – 26 as “Equal Pay Week” in Palm Beach County. (Sponsored by Commissioner Berger)
5. Proclamation declaring April 2017 as “Child Abuse Prevention Month” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
6. Proclamation declaring April 2 – 8, 2017 as “National Crime Victims’ Rights Week” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
7. Proclamation declaring April 2017 as “Sexual Assault Awareness Month” in Palm Beach County. (Sponsored by Vice Mayor McKinlay)
8. Proclamation declaring April 2017 as “Ethics Awareness Month” in Palm Beach County. (Sponsored by Commissioner Bernard)
9. Proclamation declaring March 18, 2017 as “the 24th Asian Trade, Food Fair & Cultural Show” in Palm Beach County. (Sponsored by Commissioner Bernard)
10. Special Presentation by Ms. Betty Wells. (Sponsored by Commissioner Bernard)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending Resolution No. R2013-0324, amending the requirements of new hires for the positions of County Commission Administrative Assistant and County Commission Secretary, providing for an effective date. **SUMMARY:** On September 10, 2013, the Board approved a change in pay policy for County Commission staff which created a progression plan and allowed all employees that held the position of County Commission Administrative Assistant to be eligible, upon approval by the Commissioner, for a promotion to an E01 pay grade. The Resolution also required all newly hired staff to start at the base of the entry level pay grade, regardless of education or experience, and made no special provision for re-hired staff with previous experience in the same role. The proposed amended resolution would provide for the recognition of the value of the services of former Palm Beach County Commission employees seeking re-employment with the County and, at a Commissioner's discretion, may be re-hired after a break in service to the minimum salary of the pay grade of their former job classification. Countywide (DO)

B. CLERK & COMPTROLLER

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

<u>Meeting Type</u>	<u>Meeting Date</u>
Regular	November 1, 2016
Final Meeting	November 22, 2016
Reorganizational Meeting	November 22, 2016
Regular	November 22, 2016
Child Care Facilities Board	November 22, 2016
Workshop	November 29, 2016
Regular	December 6, 2016
Zoning	December 7, 2016
Regular	December 20, 2016

3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide
4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during May 2016. Countywide
5. **Staff recommends motion to receive and file:** a list of Clerk & Comptroller (Clerk) Finance Department records which have met the revised required State retention schedule and are scheduled for destruction. **SUMMARY:** These records have met the required retention schedule of the Florida Division of Library and Information Services (§28.30, §28.31, §257.36 (6)) Countywide (PFK)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve:

A) a blanket approval for appraisal and acquisition of the lands, rights-of-way, and easements for all Fiscal Year 2017 projects as identified in the Five Year Road Program annual update adopted on December 20, 2016; and

B) the employment of all experts, including but not limited to real estate appraisers, engineers, certified public accountants, business damage experts, and other experts deemed necessary to appraise and acquire the before mentioned lands, rights-of-way and easements.

SUMMARY: These approvals will provide for the acquisitions necessary to accomplish the road goals as adopted in the annual update of the Five Year Road Program for Fiscal Year 2017 through Fiscal Year 2021. Each year since 1987, the Board of County Commissioners has granted blanket approval to appraise and acquire the lands, rights-of-way, and easements for projects on the adopted Five Year Road Program during each fiscal year. Countywide (PK)

2. Staff recommends motion to receive and file: a Contract with AE Engineering, Inc. (AEE) in the amount of \$23,732.18 to provide professional services for construction engineering and inspection (CEI) for the bridge rehabilitation of Camino Real Road/Boca Club Bridge over the Intracoastal Waterway (Project). **SUMMARY:** This Contract is being submitted to the Clerk and Comptroller of Palm Beach County's Office in accordance with Countywide PPM CW-0-051. The contract was approved on December 15, 2016, by the County Engineer, as a delegated authority in accordance with the Purchasing Code. The Small Business Enterprise (SBE) participation for Phase 1 was 0%; however, AEE anticipates achieving their 3% SBE participation commitment. District 4 (HF)

3. Staff recommends motion to approve:

A) a Contract with Ferreira Construction Southern Division Co., Inc. (Ferreira) in the amount of \$791,834.15 for the construction of Gun Club Road over the Lake Worth Drainage District (LWDD) E-3 Canal (Project); and

B) a Budget Amendment of \$8,056 in the Transportation Improvement Fund to recognize reimbursement funding from AT&T and appropriate it to the Project.

SUMMARY: Approval of this Contract and Budget Amendment will allow Palm Beach County to issue a notice to proceed to Ferreira, a New Jersey based company, with an office in Stuart, Florida, to begin construction of the Project. The proposed work consists of bridge and roadway improvements. The existing bridge will have its barrier wall, barrier wall transitions, sidewalk and wearing surface replaced. The existing roadway will be milled and resurfaced, curb will be added, and the existing corrugated metal drainage pipe and sidewalk will be replaced. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15%. The lowest bidder, Ferreira, failed to meet the SBE goal with a proposed 2.2% participation. The second lowest responsive bidder, J. W. Cheatham, LLC, met the SBE requirement, but fell outside the limit of ranking of responsive bidders. In order to be considered within the limit of ranking, the second lowest responsive bidder cannot have a bid that is more than 10% higher than the low bid. This ranking is in accordance with page SBE-1 of the contract documents. District 2 (LDC)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to approve: the release of a declaration of restrictive covenants made by Jane C. Kreuzler, et al., recorded in Official Record Book 4002, page 686, at the request of Palm Beach County (County) in 1983. **SUMMARY:** Approval of this release will allow CVS 3269 FL, L.L.C. (current owner) to clear the declaration's encumbrance from their title. The current owner has complied with a current development condition to convey to the County, right-of-way on Northlake Boulevard for a westbound right turn lane at Military Trail and has requested that the declaration be released as the County no longer requires it. This action will have no fiscal impact. District 1 (HF)

5. Staff recommends motion to:
 - A) adopt** a Resolution to transfer jurisdictional control, maintenance responsibility, and all right-of-way ownership to the Town of Jupiter (Town) for 68th Terrace North (Booker Boulevard north to Indiantown Road), the boat ramp parcel abutting 174th Street North, and all Palm Beach County (County) right-of-way parcel interest along 174th Street North and Palm Avenue; and

 - B) approve** a County Deed to convey to the Town, ownership of 68th Terrace North (Booker Boulevard north to Indiantown Road), the boat ramp parcel abutting 174th Street North and all County right-of-way parcel interest along 174th Street North and Palm Avenue, as shown on Exhibit "A". The County will reserve a portion of the County interest in petroleum and mineral rights.

SUMMARY: Adoption of the Resolution and approval of the County Deed will give the Town jurisdictional control, maintenance responsibility (except for current and future traffic signals) and ownership of the right-of-way for 68th Terrace North (Booker Boulevard north to Indiantown Road), the boat ramp parcel abutting 174th Street North, and all County right-of-way parcel interest in 174th Street North and Palm Avenue. In the 1980s, the County acquired various parcels along 174th Street North and Palm Avenue for right-of-way purposes. Although the County does not own the entire right-of-way for 174th Street North and Palm Avenue, this resolution will convey any County right-of-way interest. District 1 (HF)

6. Staff recommends motion to receive and file: a Permission to Enter Property Agreement (Entry Agreement) with State of Florida Department of Environmental Protection (FDEP), Creative Environmental Contractors, JV LLC (FDEP's contractor) and Palm Beach County (County) to access environmental monitoring wells located at a location referred to as the Step Saver along Indiantown Road county road right-of-way, pursuant to the FDEP Petroleum Restoration Program. **SUMMARY:** Delegation of authority to the County Administrator or his or her designee for execution of a standard County Permission to Enter Property Agreement was approved by the Board of County Commissioners (BCC) in Resolution R2015-1613. The County Administrator delegated authority to the County Engineer and Deputy County Engineer on September 14, 2016. District 1 (HF)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

7. Staff recommends motion to:

A) adopt a Resolution to approve the recordation and filing of a maintenance map with the Clerk and Comptroller (Clerk) of Palm Beach County (County), Florida, certifying that Canal Road (also known as Canal 11 Road) from Kirk Road to Davis Road in Section 19, Township 44 South, Range 43 East, has been maintained or repaired, continuously and uninterrupted, by the County for more than seven years; and all rights, title, easement appurtenances in and to the road are therefore vested in the County; and

B) adopt a Resolution transferring jurisdictional control, maintenance responsibility, and ownership of any and all right-of-way for Canal Road from Kirk Road to Davis Road to the Village of Palm Springs (Village).

SUMMARY: Adoption of these resolutions will establish the maintenance boundary and authorize the jurisdictional transfer of Canal Road to the Village. The maintenance map will confirm title of Canal Road from Kirk Road to Davis Road in Section 19, Township 44 South, Range 43 East, to the County in accordance with Section 95.361, Florida Statutes, which provides that upon seven years of continuous and uninterrupted maintenance or repair of the road by the County and upon filing of a maintenance map with the Clerk, the title to the road becomes vested in the County for the extent in width that has been actually maintained. The Road and Bridge Division Director has certified the limits of maintenance by the County. The transfer resolution will authorize the transfer of jurisdictional control, maintenance responsibility, and ownership of any and all County right-of-way for Canal Road upon recordation of the maintenance map. District 3 (PFK)

8. Staff recommends motion to approve: a Contract with Ferreira Construction Southern Division Co., Inc. (Ferreira) in the amount of \$297,391 for the construction of Summit Boulevard over Lake Worth Drainage District (LWDD) E-3 Canal. **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Ferreira, a New Jersey based company with an office in Stuart, Florida, to begin construction of the Summit Boulevard Bridge over LWDD E-3 Canal. The proposed work consists of restoring and stabilizing the embankment north of the Summit Boulevard Bridge over the LWDD E-3 Canal and bridge modifications to improve canal bank access. The Palm Beach County Small Business Enterprise (SBE) goal for all contracts is 15%. Ferreira, the sole responsive, responsible bidder proposed a 2.1% SBE participation. District 2 (LDC)

9. Staff recommends motion to approve: the release of a flowage easement through a portion of the Boca Dunes Golf and Country Club golf course and a portion of the future plat of Boca Dunes planned unit development (PUD). **SUMMARY:** Approval will release a Palm Beach County (County) flowage easement recorded on February 10, 1978, in Official Record Book 3131, Page 1169. Cove Club Investors, Ltd. (Cove Club), the owners of the golf course, and Boca Dunes - Boca Raton, L.P. (Developer), the owners of Boca Dunes PUD, have each provided a replacement drainage easement to the County to satisfy a condition for the development of the PUD. District 5 (HF)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

10. **Staff recommends motion to approve:** an Annual Traffic Loops Contract, Project No. 2017050, with AUM Construction, Inc. (AUM), in an amount not to exceed the total value of \$1,000,000 for task orders. **SUMMARY:** Approval of this Contract will facilitate the furnishing and installation of traffic signal loops. The Palm Beach County Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation committed for the project by AUM is 100%. AUM is a Palm Beach County based company. This Contract is for 12 months, with the possibility of an extension for up to a total of 36 months. Countywide (JB)

11. **Staff recommends motion to approve:** an Annual Guardrail Contract, Project No. 2017052, with Southeast Highway Guardrail and Attenuators, LLC (Southeast), in an amount not to exceed the total value of \$300,000 for task orders. **SUMMARY:** Approval of this Contract will facilitate the furnishing and installation of guardrail, furnishing of guardrail products, removal and disposal of "old" guardrail, and/or resetting of existing guardrail. The Palm Beach County Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation committed for the project by Southeast, the sole responsive, responsible bidder is 0%. This Contract is for 12 months, with the possibility of an extension for up to a total of 36 months. Countywide (MJ)

12. **REVISED SUMMARY: Staff recommends motion to approve:**
 - A) an Annual Traffic Signal Contract, Project No. 2017051, with Gerelco Traffic Controls, Inc. (Gerelco), in an amount not to exceed the total value of \$3,000,000 for task orders; and

 - B) an Annual Traffic Signal Contract, Project No. 2017051, with Valiant Power South, LLC (Valiant), in an amount not to exceed the total value of \$3,000,000 for task orders.

SUMMARY: Approval of these contracts will facilitate, on a task order basis, the furnishing and installing of signals, furnishing of signal products, removal and disposal of "old" signals, and/or the resetting of existing signals. The ~~Palm Beach County~~ Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation committed by Gerelco is ~~37.6%~~ 23.1% overall, and for Valiant is 0.79% overall. Valiant failed to meet the SBE goal with a proposed 0.79% participation. The next lowest bidder, Horsepower Electric, Inc., met the SBE requirement, but fell outside the limit of ranking of responsive bidder consideration. In order to be considered within the limit of ranking, the next lowest bidder cannot have a bid that is more than \$100,000 plus 3% higher than the second lowest bid. This ranking is applicable when the contract amount is more than \$1,000,000, and is in accordance with page SBE-1 of the contract documents. Both Gerelco and Valiant are Palm Beach County companies. These contracts are for 12 months, with the possibility of an extension for up to a total of 36 months. Countywide (MJ)

13. **Staff recommends motion to approve:** a Subordination of Utility Interests and Agreement for reimbursement for future facility relocations with Florida Power & Light Company (FPL) on a parcel of land located at the southeast corner of Belvedere Road and Australian Avenue. **SUMMARY:** Approval of the subordination agreement will subordinate an FPL utility easement interest and allow Palm Beach County (County) to accept a warranty deed for additional right-of-way. As part of the development conditions associated with a convenience store and gas station, the property owners are required to provide the County with right-of-way for an eastbound right turn lane on Belvedere Road. The County requires that this right-of-way be free and clear of all encumbrances. District 2 (HF)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

14. **Staff recommends motion to approve:** Work Order 2015055-55 (Work Order) in the amount of \$355,918.50 for the construction of a concrete and asphalt pathway on Haverhill Road from north of Caribbean Boulevard to the north entrance of Dyer Park (Project) utilizing Palm Beach County's (County) annual pathway and minor construction contract R2016-0230 (Contract) with Wynn & Sons Environmental Construction Co. Inc. (Wynn). **SUMMARY:** Approval of this Work Order will allow the contractual services necessary to construct the Project. The proposed work consists of a new pathway in advance of a forthcoming road widening project and will be funded from the road construction budget. Per County PPM CW-F-050, this Work Order exceeds the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners (BCC). This Work Order will be charged against Wynn's \$7 million annual pathway and minor construction contract. The Small Business Enterprise (SBE) participation proposed by Wynn for this Work Order is 100%. Wynn is a Palm Beach County based company and an SBE company. District 7 (JB)

15. **Staff recommends motion to approve:** a Contract with Weekley Asphalt Paving, Inc. (Weekley) in the amount of \$1,225,347.98 for the construction of Southwest 18th Street & Military Trail intersection improvements. **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Weekley, a Broward County based company, to begin construction of the project. The proposed work consists of widening Southwest 18th Street to provide dual left turn lanes, one right turn lane, and one through lane on the west leg; a right turn lane, a left turn lane, and two through lanes on the east leg and construction of a mast arm traffic signal. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15%. Weekley has proposed 15.9% SBE participation. District 4 (JB)

16. **Staff recommends motion to receive and file:** a Proportionate Share Agreement for \$665,279.85, Project Control Number 2008-243, with Hypoluxo & I-95 Holdings LLC, dated October 19, 2016, for their proposed project located at the northeast corner of Hypoluxo Road and High Ridge Road. **SUMMARY:** This Agreement is being submitted to the Clerk and Comptroller of Palm Beach County's Office in accordance with Countywide PPM ED-O-051. It was executed by the County Administrator on October 19, 2016. Resolution R2016-0125 delegates authority to the County Administrator or designee to enter into certain proportionate share agreements on behalf of the Board of County Commissioners. District 3 (LB)

17. **Staff recommends motion to receive and file:** a Proportionate Share Agreement for \$115,889, Project Control Number 2013-168, with The Devine Savior Lutheran Academy – Delray Incorporated, dated August 10, 2016, for their proposed project located at the southwest corner of Lyons Road and 158th Road South. **SUMMARY:** This Agreement is being submitted to the Clerk and Comptroller of Palm Beach County's Office in accordance with Countywide PPM ED-O-051. It was executed by the County Administrator on August 10, 2016. Resolution R2016-0125 delegates authority to the County Administrator, or designee, to enter into certain proportionate share agreements on behalf of the Board of County Commissioners. District 5 (LB)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

18. Staff recommends motion to receive and file: a Proportionate Share Agreement for \$595,590, Project Control Number 2016-0610, with Salvatore J. Balsamo, not individually, but as Trustee of the Salvatore J. Balsamo Living Trust, dated December 7, 2016, for their proposed project located on the north side of Northlake Boulevard approximately three-quarter miles east of Coconut Boulevard. **SUMMARY:** This agreement is being submitted to the Clerk and Comptroller of Palm Beach County's Office in accordance with Countywide PPM ED-O-051. It was executed by the County Administrator on December 7, 2016. Resolution R2016-0125 delegates authority to the County Administrator, or designee, to enter into certain proportionate share agreements on behalf of the Board of County Commissioners. District 1 (LB)
19. Staff recommends motion to receive and file: a Proportionate Share Agreement for \$41,741,147, Project Control Number 2002-90045, with Palm Beach West Associates I LLLP, dated October 19, 2016, for their proposed project located west of 180th Avenue North, between 60th Street North and Hamlin Boulevard and south of 60th Street North, west of the City of Westlake. **SUMMARY:** This Agreement is being submitted to the Clerk and Comptroller of Palm Beach County's Office in accordance with Countywide PPM ED-O-051. It was executed by the County Administrator on October 19, 2016. Resolution R2016-0125 delegates authority to the County Administrator or designee to enter into certain proportionate share agreements on behalf of the Board of County Commissioners. District 6 (LB)
20. Staff recommends motion to:
- A) adopt** a Resolution to approve the County Incentive Grant Program (CIGP) Agreement in the amount of up to \$150,000 with the State of Florida Department of Transportation (FDOT) for the design of Military Trail and Forest Hill Boulevard intersection improvements (Project); and
- B) approve** a three party Escrow Agreement (Escrow Agreement) with FDOT, and the Florida Department of Financial Services, Division of Treasury to establish an escrow account for the project.
- SUMMARY:** Approval of this CIGP Agreement will allow Palm Beach County (County) to receive a grant of up to \$150,000 (50/50 matching funds) for the design of the project, which has a current estimated design cost of \$300,000. The County will be responsible for all costs above this grant amount. The project will add a second left turn lane on the north and south approaches of Military Trail, right turn lanes on all approaches of the intersection, reconstruct sidewalks, and replace all traffic signals at the intersection. FDOT will perform the entire design of the intersection improvements, and the County will provide FDOT with its share of the design cost after the CIGP Agreement is executed. Approval of the Escrow Agreement will allow County funds to be deposited into an escrow account that has been established for the project. Funding exists in the Five Year Road Program (FY 2017) for the County's portion of the project. Districts 2 & 3 (HF PK)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** IRS Form 8038, executed by the County Administrator, in relation to the change in use of the proceeds of the County’s Variable Rate Demand Revenue Bonds, Series 2004 (The Community Foundation for Palm Beach and Martin Counties, Inc. Project) (the “Bonds”). **SUMMARY:** On September 27, 2016, the Board approved execution of this IRS Form 8038 in Resolution R2016-1416. This executed Form 8038 for the Bonds should now be received and filed in the Minutes Department. District 7 (PFK)

2. **Staff recommends motion to receive and file:** IRS Form 8328, executed by the County Administrator, in relation to the proposed issuance of the Industrial Development Revenue Bonds (Tuscan Gardens of Delray Beach Project, Series 2016) (the “Bonds”). **SUMMARY:** On December 20, 2016, the Board approved execution of this IRS Form 8328 in Resolution R2016-1907. This executed Form 8328 for the Bonds should now be received and filed in the Minutes Department. District 7 (PFK)

3. **Staff recommends motion to approve:** Full and final settlement and release of all claims related to the personal injury claims of Patricia Brown and Thomas Brown for the sum of \$200,000. **SUMMARY:** On July 28, 2014, a Palm Tran bus operator failed to stop at a red light in Palm Beach Gardens and struck a vehicle owned and occupied by Patricia Brown causing serious injuries. After much negotiation, Risk Management and their adjusters agreed to a settlement, which is reasonable and serves the best interest of Palm Beach County. Countywide (HH)

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** a proposed seat change of one current member of the Palm Beach County HIV Comprehensive AIDS Resources Emergency (CARE) Council, effective March 14, 2017:

<u>Current Seat No.</u>	<u>Proposed Seat No.</u>	<u>Appointment</u>	<u>Proposed Seat Requirement</u>	<u>Current Term Expires</u>
6	1	Lilia Perez	Health Care Provider, including Federally Qualified Health Centers	10/06/2017

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. Due to an effort to most accurately reflect mandatory requirements, a seat change for Ms. Perez is being recommended. Ms. Perez is currently in Seat No. 6 – Social Service Providers, but will be moved to vacant Seat No. 1 – Health Care Provider, including Federally Qualified Health Centers. Ms. Perez has disclosed that she is an employee of FoundCare, Inc., which contracts with the County for services. The HIV CARE Council provides no regulation, oversight, management, or policy setting recommendations regarding contracts. Disclosure of this contractual relationship is being provided in accordance with the provisions of Section 2-443, of the Palm Beach Code of Ethics. The Board has 33 seats; 21 seats are currently filled with a diversity count of African-American: 10 (48%), Caucasian: 8 (38%), and Hispanic: 3 (14%). The gender ratio (female:male) is 11:10. The Ryan White Program Manager and staff conduct targeted outreach in an effort to proffer candidates for appointments that will maintain a diverse composition of the Board. (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. **Staff recommends motion to approve:** Contracts for Provision of Ryan White Part A HIV Health Support Services with the below listed agencies, for the period March 1, 2017, through February 28, 2018, totaling \$1,579,506:

A) Legal Aid Society of Palm Beach County, Inc., for the provision of legal services to persons living with HIV Spectrum Disease, in an amount not to exceed \$314,245;

B) Treasure Coast Health Council, Inc. d/b/a Health Council of Southeast Florida, for the provision of improving health outcomes for persons with HIV Spectrum Disease, in an amount not to exceed \$399,353; and

C) Compass, Inc., for the provision of providing certain services for the health and support of persons with HIV Spectrum Disease, in an amount not to exceed \$865,908.

SUMMARY: These contracts are being funded based on level funding from the prior grant year. The contracts will be amended and the budget will be aligned once the final notice of award has been received. These agencies are selected and recommended for contracting through the Request for Proposal (RFP) process. These contracts cover services for HIV affected clients which include medical case management, medical care, pharmacy, oral health care, and substance abuse treatment. Kimberly Rommel-Enright and Vicki Krusel, employees of Legal Aid Society of Palm Beach County, Inc., and Patrice Huntley employee of Compass, Inc., are members of the HIV CARE Council. Marcia Hayden, employee of Treasure Coast Health Council, Inc. d/b/a Health Council of Southeast Florida is a member of the Planning Commission. These boards provide no regulation, oversight, management, or policy-setting recommendations regarding the agency contracts listed above. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. **No County funds are required.** (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to:

A) receive and file 2016 Department of Children and Families (DCF) Homeless Prevention - Temporary Assistance for Needy families (TANF) Grant Agreement No. IPZ06, for the period December 19, 2016, through June 30, 2017, in the amount of \$42,000 to provide rent and utility assistance to needy families;

B) receive and file Contract for Provision of Services with Farmworker Coordinating Council of Palm Beach County, Inc., for the period February 1, 2017, through June 30, 2017, in the amount of \$42,000, to provide rent and utility assistance to needy families; and

C) approve a downward Budget Amendment of \$16,118 in the General Fund, Human Services Division, to align the budget to the actual grant award.

SUMMARY: In 2013, the Florida Legislature created the Homeless Prevention Grant Program to provide emergency financial assistance to families facing the loss of their housing due to a financial crisis. In accordance with Section 420.624, Florida Statutes, the grant application must be submitted by the Lead Agency for the Continuum of Care. The Division of Human and Veteran Services (DHS) serves in this capacity for Palm Beach County. Annie L. Monroe, an employee of Farmworker Coordinating Council of Palm Beach County, Inc. is a member of the Farmworker Program Advisory Board. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. These items were executed by the County Administrator in accordance with Agenda Item 3E-7, dated August 16, 2016, which delegated signature authority to the County Administrator, or designee. These items are being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk's office to receive and file these items. All funds must be expended no later than June 30, 2017. Follow up services must be continued through June 30, 2018. **No County match funds are required.** (Division of Human and Veteran Services) Countywide (HH)

4. Staff recommends motion to approve:

A) Renewal Agreement No. IA016-9500 to Standard Agreement No. IA016-9500 (R2016-0321) for Older Americans Act (OAA) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period January 1, 2017, through December 31, 2017, to revise, amend, and replace portions of the standard agreement and outline funding allocations for the FY 2017 agreement period, to provide in-home and community based services; and

B) Budget Amendment of \$517,639 in the Division of Senior Services Administration Fund to align the budget to the actual grant awards.

SUMMARY: Grant adjustments are made during the contract year to align services with need. The purpose of this renewal agreement is to make changes to the standard agreement and outline funding allocations for the FY 2017 agreement period. The OAA renewal agreement is funded with \$1,892,346 in federal funds, \$30,471 in program income funds, \$210,261 in County required match, \$285,274 in Nutrition Services Incentive Program funds, and \$1,354,322 in additional County funds. Sufficient funding is included in the current budget to meet County obligations. (Division of Senior Services) Countywide, except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

5. Staff recommends motion to:

A) ratify the signature of the Mayor on the 2016 Department of Children and Families (DCF) Challenge Grant Contract No. IPZ07, for the period January 25, 2017, through June 30, 2017, in an amount not to exceed \$158,500; and

B) approve Budget Amendment of \$78,572 in the General Fund, Human Services Division, to align the budget to the actual grant award.

SUMMARY: As the Lead Entity for the Homeless Continuum of Care, the Division of Human Services received Challenge Grant funding through a Florida Department of Children and Families grant to provide homeless prevention services and performance measures evaluation. These funds will be subcontracted with The Homeless Coalition of Palm Beach County and Catholic Charities of the Diocese of Palm Beach, Inc. The Homeless Coalition of Palm Beach County, Inc. contracts with a consultant who will analyze the homeless service delivery system relative to access, performance and project costs. Catholic Charities of the Diocese of Palm Beach, Inc. will provide homeless prevention services for up to 45 households by assisting with rental or mortgage payments. All funds must be expended no later than June 30, 2017. The emergency process was utilized because there was insufficient time to submit this grant contract through the regular agenda process. A County match in the amount of \$162,084 supports all Continuum of Care (CoC) activities and is included in the FY 2017 budget. (Division of Human and Veteran Services) Countywide (HH)

6. Staff recommends motion to approve: appointments to the Community Action Advisory Board, effective March 14, 2017:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Term Ending</u>	<u>Nominated By</u>
11	Allie H. Biggs	Representative of the Low-Income Sector	09/30/2018	Democratically selected in Belle Glade
13	Michelle Davis	Representative of the Low-Income Sector	09/30/2018	Democratically selected in Boynton Beach

SUMMARY: The total membership for the Community Action Advisory Board (CAAB) shall be no more than 15 at-large members, per Resolution No. R2014-0588, comprised of one-third elected public officials or their representatives, one-third private sector members recommended by the CAAB and one-third low-income representatives selected by a democratic process in the target neighborhoods served. Members will fully participate in the planning, implementation and evaluation of the Community Services Block Grant program to serve low-income communities. The appointments meet all applicable guidelines and requirements outlined in the Resolution adopted by the Board of County Commissioners (BCC) on May 6, 2014. Ms. Davis will complete a term left vacant by Theresa Jackson, which expires on September 30, 2017, and will serve an additional one and half (1½) year term, which will expire on September 30, 2018. The Board has 15 seats; 12 seats are currently filled with a diversity count of African-American: 10 (83.3%), Hispanic: 1 (8.3%) and Caucasian: 1 (8.3%). The gender ratio (female:male) is 7:5. Both nominees are African-American females. The Community Action Program Coordinator and staff conduct targeted outreach in an effort to proffer candidates for appointments that maintain a diverse composition of the Board. (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

7. **Staff recommends motion to approve:** Data Provision and Confidentiality Agreement with the City of West Palm Beach, for the period March 14, 2017, through March 13, 2020, to share access to confidential client level data for clients who receive both Ryan White Part A and Housing Opportunities for Persons with AIDS (HOPWA) services. **SUMMARY:** On March 1, 2016, the Board of County Commissioners (BCC) ratified the Ryan White Part A, Data Integration Grant with the RAND Corporation (R2016-0239). The grant supports the integration of data systems and services planning between the Community Services Department's Ryan White program and the City of West Palm Beach's (City) Housing Opportunities for Persons with AIDS (HOPWA) program. The City maintains client level data for individuals receiving housing services under the HOPWA program, Department of Housing and Community Development. This Agreement allows for both the City and the County to coordinate services and share confidential health data for clients receiving HOPWA and Ryan White Part A services. This collaboration improves health outcomes for persons living with HIV/AIDS through service delivery and quality management by improving the data infrastructure. **No County funds are required.** (Ryan White Program) Countywide (HH)

F. AIRPORTS

1. **Staff recommends motion to receive and file:**
 - A) Non-Signatory Airline Agreement with Bradley Air Services Limited d/b/a First Air, a Canadian corporation, commencing January 1, 2017, and terminating September 30, 2017, with automatic October 1st to September 30th annual term renewals unless canceled; and
 - B) Addendum To Airline Agreement with Bradley Air Services Limited d/b/a First Air, a Canadian corporation, commencing January 1, 2017, and terminating on the date the Non-Signatory Airline Agreement with Bradley Air Services Limited d/b/a First Air 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 Non-Signatory Airline Agreement was approved by the Board of County Commissioners (BCC) in R2014-1575. Delegation of authority for execution of the standard County Addendum agreement above was approved by the BCC in R2016-0976. Countywide (AH)
2. **Staff recommends motion to receive and file:** First Amendment to the Signatory Airline Agreement with American Airlines, Inc. (R2016-0974), providing for the relocation of gate areas at the Palm Beach International Airport effective January 17, 2017. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2014-1033. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

3. Staff recommends motion to:

A) adopt a Resolution approving a Termination Agreement with the Florida Department of Transportation (FDOT) in the amount of \$91,847 for land acquisition at Palm Beach County Glades Airport (Pahokee); and

B) approve a Budget Amendment of \$91,847 in the Airports' Improvement and Development Fund to terminate a grant from the FDOT, reduce project cost by \$114,808, and add \$22,961 to Reserves.

SUMMARY: On April 5, 2016, the Board adopted a resolution (R2016-0426 and R2016-0427) approving a Joint Participation Agreement (JPA) with the FDOT in the amount of \$91,847 for Land Acquisition at Pahokee. The grant expiration date is May 31, 2018. It has been determined that this JPA is no longer needed for this project, therefore, the FDOT has provided a Termination Agreement relieving both parties of any obligations under this agreement. Countywide (AH)

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

A) Southside Pavement and Infrastructure Improvements (including access and landside improvements) at Palm Beach County Park Airport, Financial Project Number 422467-1-94-01 approved by the Board on August 16, 2011 (R2011-1158) and amended January 26, 2016 (R2016-0044 and R2016-0045), is hereby extended until March 31, 2018;

B) Fuel Farm Improvements at Palm Beach County Glades Airport, Financial Project Number 427892-1-94-01 approved by the Board on February 3, 2015 (R2015-0149 and R2015-0150), is hereby extended until March 31, 2018; and

C) Miscellaneous Taxiway Rehabilitation (Taxiways F, G, H and M) at Palm Beach International Airport, Financial Project Number 436216-1-94-01 approved by the Board on February 3, 2015 (R2015-0145 and R2015-0146), is hereby extended until March 31, 2018.

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

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. **Staff recommends motion to approve:** Change Order No. 1 to Amendment No. 3 of the Construction Manager (CM) at Risk Contract with The Whiting-Turner Contracting Company (WT) for a time extension of 69 calendar days with no increase in cost for Task Order No. 8: Baggage Claim Improvements for the Baggage Handling System (BHS) Improvements at Palm Beach International Airport (PBIA). **SUMMARY:** The CM at Risk Contract with WT for CM at Risk Services for BHS Improvements at PBIA was approved by the Board on October 16, 2012 (R2012-1519). Amendment No. 1 for the Guaranteed Maximum Price (GMP) in the amount of \$41,983,731 and 616 calendar days was approved by the Board on October 21, 2014 (R2014-1637). Amendment No. 2 in the amount of \$1,758,721 and 31 calendar days was approved by the Board on October 20, 2015 (R2015-1454). Amendment No. 3 in the amount of \$4,313,449 and 260 calendar days was approved by the Board on March 1, 2016 (R2016-0241). Task orders and change orders including preconstruction tasks related to the BHS construction project were approved in accordance with PPM CW-F-050. The total contract amount approved to date is \$48,792,271. Approval of Change Order No. 1 to Amendment No. 3 will extend the construction time by 69 calendar days with no increase in cost, to complete Task Order No. 8: Baggage Claim Improvements at PBIA. WT is a Baltimore, Maryland based firm; however, the work will be directly managed by the local South Florida office in Broward County. The Disadvantaged Business Enterprise (DBE) goal for this contract was established at 12%. The total to date participation for this contract is 12.01%. Countywide (AH)

6. **Staff recommends motion to approve:** Change Order No. 3 to the Contract with Community Asphalt Corp. in the amount of \$22,558.20 and 36 calendar days for the Miscellaneous Pavement Rehabilitation and Reconstruction project at Palm Beach County Park (Lantana) Airport. **SUMMARY:** The Contract with Community Asphalt Corp. was approved by the Board on May 5, 2015 (R2015-0549) in the amount of \$3,894,047. Change Orders 1 and 2 were approved in the amount of \$19,583 and 47 calendar days in accordance with PPM CW-F-50. Change Order No. 3 in the amount of \$22,558.20 and 36 calendar days is being brought to the Board for approval pursuant to PPM CW-F-50 due to the theoretical value of the time extension based on liquidated damages. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 14%. The total to date participation for this Contract is 13.66%. Countywide (AH)

7. **Staff recommends motion to receive and file:** License Agreement with Jet Aviation Associates Ltd. (Jet) commencing December 13, 2016, expiring February 28, 2018, and automatically renewing for one year intervals but not beyond February 28, 2021, for overflow parking of vehicles in connection with the annual La Bella Macchina charity event hosted by Jet at the Palm Beach International Airport (PBIA) without charge. **SUMMARY:** Delegation of authority for execution of the standard license agreement was approved by the Board in R2007-2070. This License Agreement provides for the use of a portion of the parking area adjacent to the PBIA Air Cargo Building No. 1475 for use solely for the parking of vehicles in connection with Jet's charity event. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

8. **Staff recommends motion to receive and file:** License Agreement with Atlantic Aviation – West Palm Beach, LLC (Atlantic), commencing January 18, 2017, terminating February 28, 2017, and automatically renewing on an annual basis thereafter but not beyond February 28, 2021, for overflow parking of vehicles in connection with the National Business Aviation Association (NBAA) event hosted by Atlantic at the Palm Beach International Airport and the payment of an annual license fee in the amount of \$7,500. **SUMMARY:** Delegation of authority for execution of the standard license agreement was approved by the Board of County Commissioners in R2007-2070. This License Agreement provides for the use of a portion of the PBIA economy parking lot during the NBAA event hosted by Atlantic. Countywide (AH)

9. **Staff recommends motion to receive and file:** Renewal Letter for Rewards Program Administration Agreement (Agreement) with Thanks Again, LLC for a period of one year beginning on August 1, 2016, and expiring July 31, 2017. **SUMMARY:** Delegation of authority for execution of the Agreement was approved by the Board pursuant to R2013-0868. Thanks Again, LLC is a specialized loyalty program that operates in airports and allows customers to earn points on purchases. Countywide (AH)

10. **Staff recommends motion to approve:** Change Order No. 4 to the contract with Ranger Construction Industries, Inc. in the amount of \$180,749.50 and 62 calendar days to construct Golfview Infrastructure, Phase 1 at Palm Beach International Airport (PBIA). **SUMMARY:** The Contract with Ranger Construction Industries, Inc. to construct Golfview Infrastructure Phase 1 at PBIA in the amount of \$5,170,912.85 and 240 calendar days was approved by the Board on June 7, 2016 (R2016-0715). Approval of Change Orders 1-3 in the amount of \$119,148.93 and 3 calendar days were approved under the delegated authorities detailed in PPM CW-O-51. Approval of Change Order No. 4 in the amount of \$180,749.50 and 62 calendar days will increase the Contract amount to \$5,470,811.28 and 305 calendar days. The Disadvantaged Business Enterprise (DBE) goal for this project was established at 12%. The total to date participation for this contract is 10%; however, the contractor is expected to meet 14.5% DBE participation. Countywide (AH)

11. **Staff recommends motion to receive and file:** Non-Signatory Airline Agreement with TEM Enterprises, Inc. d/b/a XTRA Airways commencing October 1, 2016, and terminating September 30, 2017, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Non-Signatory Airline Agreement was approved by the Board of County Commissioners in R2014-1575. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

12. Staff recommends motion to approve:

A) Change Order No. 2 to Amendment No. 8 (Task M-18) to the Construction Manager (CM) at Risk Contract with The Morganti Group, Inc. for air handler replacement at Palm Beach International Airport (PBI) in the amount of \$259,828.87 and 6 calendar days; and

B) A Budget Transfer of \$259,829 in the Airport's Improvement and Development Fund to provide budget for Change Order No. 2 to Amendment No. 8 of The Morganti Group, Inc. contract. This includes a transfer from Reserves of \$259,829.

SUMMARY: The Contract with The Morganti Group, Inc. for CM at Risk Services for Terminal Improvements at PBI was approved by the Board on June 4, 2013 (R-2013-0663). The Contract is for two years with three one-year renewal options and is a task order based contract for CM at Risk Services at PBI. The Morganti Group, Inc. is a Danbury, Connecticut, based firm; however, the work will be directly managed by their southeast regional office in Palm Beach County. Amendment No. 8 (Task M-18) in the amount of \$8,250,000 and 680 calendar days was approved by the Board on December 15, 2015 (R2015-1765). Approval of Change Order No. 1 in the amount of \$425,294 and 21 calendar days was approved by the Board on May 3, 2016 (R2016-0556). Approval of Change Order No. 2 in the amount of \$259,828.87 will provide additional compensation to the contractor to complete the air handler replacement at PBI. The Disadvantaged Business Enterprise (DBE) goal for this contract is 13%. The total to date participation for this contract is 10.07%; however, it is estimated that the contractor will meet 17.8% DBE participation. Countywide (AH)

13. Staff recommends motion to approve: Second Amendment to Lease Agreement (Amendment) with Aventura Construction Corp., f/k/a Delta Aventura Construction Corp. (Aventura) (R2013-0136) (Lease), for office space, warehouse storage and paved parking areas at 3323 Belvedere Road, Building 506, at the Palm Beach International Airport (PBI). **SUMMARY:** Aventura has exercised its final renewal option and the term will expire February 4, 2018. The Lease includes a provision allowing either party to terminate for convenience upon six months' notice. The Amendment reduces the termination notice to thirty days, which Aventura requested in order to terminate the Lease upon completion of operations in the area. The Department of Airports has no objection to reducing the termination notice provision, as earlier termination will facilitate earlier demolition of the building. The Amendment also updates the standard non-discrimination provision. Countywide (HF)

14. **DELETED**

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

15. Staff recommends motion to:

A) adopt a Resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$1,072,188 for the Runway Pavement Rehabilitation and Repair (8R-26L & 13-31) at North Palm Beach County General Aviation Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of April 30, 2019; and

B) approve a Budget Amendment of \$1,072,188 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$2,444,376; which includes a transfer from Reserves in the amount of \$1,372,188.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$1,072,188 or 43.86% of the eligible project costs, whichever is less. Countywide (AH)

16. Staff recommends motion to:

A) adopt a Resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$1,304,773 for the New Parking Revenue Center at Palm Beach International Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of April 30, 2019; and

B) approve a Budget Amendment of \$1,304,773 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$2,609,546; which includes a transfer from Reserves in the amount of \$1,304,773.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$1,304,773 or 50% of the eligible project costs, whichever is less. Countywide (AH)

17. Staff recommends motion to:

A) adopt a Resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$720,000 for the Runway 3-21 Rehabilitation at Palm Beach County Park Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of April 30, 2019; and

B) approve a Budget Amendment of \$720,000 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$900,000; which includes a transfer from Reserves in the amount of \$180,000.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$720,000 or 80% of the eligible project costs, whichever is less. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

18. Staff recommends motion to:

B) adopt a Resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$1,135,000 for the Cargo Facilities Access Improvements at Palm Beach International Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of April 30, 2019; and

B) approve a Budget Amendment of \$1,135,000 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$2,270,000; which includes a transfer from Reserves in the amount of \$1,135,000.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$1,135,000 or 50% of the eligible project costs, whichever is less. Countywide (AH)

19. **DELETED**

20. Staff recommends motion to approve: a Fixed Base Operator (FBO) Lease Agreement (Lease) with Jet Aviation Associates, Ltd. (Jet), a Florida Limited Partnership, for the lease of approximately 707,345 square feet (16.24± acres) of unimproved ground at the Palm Beach International Airport (PBIA), commencing July 12, 2017, and expiring 20 years from the date of beneficial occupancy, with two five-year options to renew and an initial annual ground rental \$495,141.50 for the development of aviation facilities, and providing for the lease of an additional 251,535 square feet (5.77± acres) of unimproved ground at the then current rental rate applicable to its adjacent leasehold property. **SUMMARY:** The Lease provides for the lease of approximately 16.24± acres of land on PBIA for the development of aviation facilities consisting of no less than 50,000 square feet of hangar space and associated aircraft apron in connection with its operations as a FBO. Jet has committed to a minimum capital expenditure of no less than \$9,500,000 and to complete construction of the improvements by no later than December 31, 2019. Rental over the initial 20-year term will exceed \$9,900,000. In the event Jet exercises its option to renew, Jet will be obligated to pay building rental at the then current fair market rental rate in addition to ground rental during each of the renewal terms. Jet desires to lease an additional 5.77± acres of adjacent unimproved ground; however, the area is bisected by the E-3½ canal. The Lease provides that the County will seek grant funding for the modification of the E-3½ Canal to provide airfield access to the property. Jet has agreed to lease the property at then current ground rental rate applicable to its adjacent leasehold property if airfield access is made available on or before December 31, 2021. The Lease of the additional area will not extend the term of the Lease and does not commit the County to spend any County funds for the modification of the E-3½ Canal. Countywide (HF)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve: the write-off of 70 uncollected non-sufficient funds checks with a total face value of \$6,594.98, plus County added service fees of \$1,890 for a cumulative total of \$8,484.98. **SUMMARY:** The Office of Financial Management and Budget's Collections Coordinator has reviewed the listing of uncollected non-sufficient funds (NSF) checks prepared by the Clerk & Comptroller's Finance Department and has concluded that they should be written off the active accounts receivable ledger. All collections efforts to recover these funds have been exhausted. The write-off of these receivables to an uncollectible receivables database is not a forgiveness of the debt and if the opportunity to collect on any of these accounts should arise, the appropriate action will be taken to collect on the amount due. The approval of this item will allow the accounts to be removed from the accounts receivable ledger and transfer them to an uncollectible debts database. Countywide (PFK)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file:
 - A) Standard Equipment Use Agreement dated November 1, 2016, with the Palm Beach County Sports Commission, Inc. (NAIA Men's Soccer Championship);
 - B) Standard Equipment Use Agreement dated November 16, 2016, with Ric L. Bradshaw, Sheriff of Palm Beach County;
 - C) Standard License Agreement for Use of County Owned Property dated December 1, 2016, with Wellington Chamber of Commerce, Inc. (Parking lot at Wellington Library);
 - D) Standard License Agreement for Use of County-Owned Property dated December 8, 2016, with Elizabeth L. Dennis (North County Senior Center);
 - E) Standard License Agreement for Use of County-Owned Property dated January 3, 2017, with AARP (North and Mid County Senior Center); and
 - F) Standard License Agreement for Use of County-Owned Property dated January 18, 2017, with Gloria Raya (Mid County Senior Center).

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The standard Agreements, dated from November 1, 2016, to January 18, 2017, have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator, or designee. The Standard License Agreements were approved in accordance with R2010-0333, as amended and approved by the Board on October 1, 2013 (the "Resolution"). These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. **Staff recommends motion to receive and file:** First Amendment to the Agreement with Guardians Credit Union dated February 18, 2014, to extend the term of the Agreement through February 17, 2018 for the following locations:

A) PBC Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406;

B) PBC Courthouse, 205 North Dixie Highway, West Palm Beach, FL 33401;

C) South County Courthouse, 200 West Atlantic Avenue, Delray Beach, FL 33444; and

D) Vista Center, 2300 North Jog Road, West Palm Beach, FL 33411.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The First Amendments dated January 31, 2017, has been fully executed on behalf of the Board of County Commissioners (Board) by the Director, Facilities Development and Operations in accordance to the delegation of authority approved by the Board on June 5, 2012. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Districts 2 & 7 (LDC)

3. **Staff recommends motion to approve:** Amendment No. 4 to the Annual Demolition Contract (R2013-0140) with The BG Group, LLC, in the not-to-exceed amount of \$500,000 for the demolition of selected structures. **SUMMARY:** Amendment No. 4 is a renewal to the Annual Demolition Contract which was awarded to The BG Group, LLC on February 5, 2013. This Amendment is a renewal to the contract. The Annual Demolition Contract is an indefinite-quantity unit price contract and this renewal has a maximum value of \$500,000. The contract provides for up to four one-year renewals each for a not-to-exceed amount of \$500,000 at the sole option of the County. This is the fourth and final renewal for this contract. During the third term of this contract, the County awarded \$171,483.60 in work orders. There is a 15% goal for Small Business Enterprise (SBE) participation in this contract. The BG Group's SBE participation-to-date is 100%. The BG Group, LLC. is a Palm Beach County business and is a certified SBE contractor. (Capital Improvements Division) Countywide (LDC)

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

A) the second option to extend the Sublease Agreement (R97-355-D) with the State of Florida Department of Management Services (DMS) and the Department of Transportation (DOT) for the continued use of the State's 800MHz Communications Tower at 5393 W. Indiantown Road, Jupiter; and

B) the second option to extend the Sublease Agreement (R97-356-D) with DMS and DOT for the continued use of the State's 800 MHz Communications Tower at 7951 Glades Road, Boca Raton.

SUMMARY: Palm Beach County currently subleases a portion of two communications tower sites from DMS and DOT. The towers are located at 5393 West Indiantown Road, Jupiter and at 7951 Glades Road, Boca Raton. On April 10, 2007 (R2007-0505) and (R2007-0506), the Board exercised the first extension option for each tower. The term of the Sublease Agreements expires April 13, 2017. Exercise of the extension options will extend the term of the Sublease Agreements from April 14, 2017, through April 13, 2027. All other terms of the Sublease Agreements remain unchanged. Facilities Development & Operations will continue administrative responsibilities for these Sublease Agreements. (PREM) Districts 1 & 5 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. **Staff recommends motion to approve:** an Easement Agreement in favor of Florida Department of Health (DOH) for the purpose of installing an air monitoring station within the County's Seminole Palms Park property located in Royal Palm Beach. **SUMMARY:** Seminole Palms Park is located at 151 Lamstein Lane in Royal Palm Beach. DOH is being forced to relocate its existing air monitoring station as a result of the sale of the property it is currently using. This new easement will allow DOH to continue its air quality monitoring operations within Royal Palm Beach. The easement area is approximately 20' x 24', containing 480 square feet (0.01 acres). The County may cancel this Easement Agreement for any reason upon ninety days' prior written notice to DOH at any time after the 5th anniversary of this Easement Agreement. DOH's access to the easement premises is restricted to normal park operating hours, except in the case of an emergency. This non-exclusive easement is being granted at no charge as DOH provides general air quality information for the area. (PREM) District 6 (HJF)

6. **Staff recommends motion to:**

A) approve the exercise of the first option to extend the term of the License Agreement (R2016-0183) dated February 9, 2016, with the School Board of Palm Beach County (School Board) for the continued use of School Board property for a temporary customer service and maintenance facility for the County's Water Utilities Department (WUD) operations and maintenance crews in West County for \$9,500; and

B) delegate signature authority to the County Administrator, or designee, to execute the second and final option to extend the term of the License Agreement at a rate of \$9,500.

SUMMARY: Since 2006, the County's Water Utilities Department (WUD) and the former Glades Utility Authority have continuously used 3.8 acres of property owned by the School Board which is adjacent to the Glades Regional Water Treatment facility and the School Board's West Tech campus in Belle Glade for WUD's customer service operations, fuel storage, and a lay down area for storage of utility materials and equipment. The initial term of the License Agreement was for one year ending on December 31, 2016, with two extension options, each for a period of six months. WUD is in the process of constructing a new facility which is projected to be completed in the fall of 2017. Exercise of this option will extend the term of the License Agreement for six months, from January 1, 2017, through June 30, 2017, at a rate of \$9,500. It is anticipated that WUD will require the second and final option period to complete the construction of the new facility and to properly vacate the School Board's property. Staff is requesting that the Board delegate authorization to the County Administrator, or designee, to exercise the second option for the period from July 1, 2017, through December 31, 2017. WUD will continue to have administrative responsibility for this License Agreement. (PREM) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to approve: a Second Amendment to Concessionaire Service Agreement (R2014-0359) with Loggerhead Marinelife Center, Inc. (LMC) for the continued management and operation of the Juno Beach Pier and concession building at an annual rate of \$44,994.56/year (\$3,749.55/month). **SUMMARY:** LMC has managed and operated the Juno Beach Pier and its concession building under the current Concessionaire Service Agreement (CSA) since April 1, 2014. The initial term of the CSA was for two years expiring on March 31, 2016, with three one-year extension options. This Second Amendment will extend the term of the CSA for one year from April 1, 2017, through March 31, 2018, and will update and add various standard County provisions. The annual rent will increase by four percent (4%) from \$43,264.00 (\$3,605.33/month) to \$44,994.56 (\$3,749.55/month). The Board has no discretionary authority to deny the exercise of the renewal option; however, the Board may terminate the CSA upon ninety days' written notice to LMC. All other terms and conditions of the CSA shall remain in full force and effect. Parks will continue to have administrative responsibility for this CSA. (PREM) District 1 (HJF)

8. Staff recommends motion to approve: a Restated and Amended Signage and Landscape Easement Agreement in favor of Sannlor Properties II, LLC (Sannlor). **SUMMARY:** Morikami Park is located on Jog Road in western Delray Beach between Linton Boulevard and Clint Moore Road. On October 7, 2014, the Board of County Commissioners approved a Signage and Landscape Easement (Easement) in favor of Sannlor Properties II, LLC (R2014-1459), owner of The Slomin Family Center School adjacent to Morikami Park. The Easement is located on Park property at the southwest corner of Morikami Park Road and Jog Road and provides the Slomin Center with directional signage for parents, students and guests. The County recently completed the rezoning of Morikami Park, and as a condition of approval the County's Land Development Division is requiring a roadway corner clip in the same area as the Signage and Landscape Easement. The Easement is being amended to remove the easement footprint from the corner clip area. The amended Easement footprint covers a total of 656 square feet. The Restated and Amended Signage Easement will be recorded to provide public notice of its existence. (PREM) District 5 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. **Staff recommends motion to approve:** Annual contracts for general building minor construction services on an “as-needed” basis for projects typically under \$100,000 each:

- A) Carrick Contracting Corporation;
- B) Cooper Construction Management & Consulting, Inc. (SBE);
- C) Green Building Construction Corp. (SBE);
- D) Gulf Building, LLC;
- E) McTeague Construction Co.;
- F) One Call Property Services, Inc.;
- G) Onicx, LLC;
- H) RJS Construction Group, Inc. (SBE); and
- I) Thermal Concepts, Inc.

SUMMARY: These continuing contracts have an initial term until February 2, 2018, and are indefinite-quantity contracts with a cumulative maximum value of \$3,000,000 across all the minor contractors. These nine contractors now join the list of eight already prequalified contractors for a total of seventeen. The work consists of general construction services associated with repairs, improvements and renovations to County properties. Work is to be awarded as work orders on a lump-sum, competitively quoted basis among the pool of pre-qualified general contractors. Contracts will terminate when a total of \$3,000,000 in work orders is issued to any combination of all contractors or when the time frame has expired, whichever occurs first. These contracts provide for up to four one-year renewals, at the sole option of the County. Four of the nine contractors are Palm Beach County companies or have Palm Beach County offices. The remaining five are Gulf Building, LLC (Broward), One Call Property Services, Inc. (Martin), Onicx, LLC (Hillsborough), McTeague Construction Co. (Martin), Thermal Concepts, Inc. (Broward). The goal for Small Business Enterprise (SBE) participation is 15%. When bids are received from the pre-qualified firms under this contract, local (if applicable) and SBE preferences will be evaluated and applied at that time. (Capital Improvements) Countywide (LDC)

10. **Staff recommends motion to approve:** a Second Amendment to Lease Agreement (R2013-0325) with Wallace K. Lutz, Sr. and Theresa C. Lutz, as co-Trustees of the Wallace K. Lutz, Sr. Revocable Living Trust dated October 8, 1991. **SUMMARY:** The County, on behalf of the Department of Community Services’ Community Action Program, currently leases 1,050 SF office space at 607 South Main Street, Unit 102, in Belle Glade for services needed in the western communities. This Second Amendment will extend the term of the Lease Agreement for one year from April 1, 2017, through March 31, 2018, and updates the County’s standard Inspector General provision. The annual rent for this extension period will increase one percent (1%) from \$10,605.00 (10.10/SF) to \$10,711.05 (\$10.20/SF). The Lease Agreement will be managed by Property & Real Estate Management. (PREM) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. **Staff recommends motion to approve:** Amendment No. 1 to the contract with Robling Architecture Construction, Inc. (R2016-0762) in the amount of \$1,219,255 for improvements to the Water Utilities Central Regional Operations Center (WUD CROC) Building 10 (Administration), Building 1 (Operations & Maintenance), Building 2 (Meter Shop) and Building 6 (Storage) in West Palm Beach establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** This Amendment authorizes the Construction Manager (CM) to provide HVAC modifications to the Administration Building and Operations and Maintenance Building including chillers and modifications to the heating, ventilation and air conditioning (HVAC) system, replace worn and outdated carpet at the Administration Building, provide epoxy flooring in Meter Shop and Storage Building, and repaint the entire interior. The duration of construction is 282 days. The Small Business Enterprise (SBE) goal for this contract is 15%. Robling Architecture Construction, Inc.'s SBE participation for this Amendment is 47%. This project will be funded from Water Utilities Department User Fees. 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 2 (LDC)

12. **DELETED**

13. **Staff recommends motion to approve:** Amendment No. 1 to the contract with Trillium Construction, Inc. (R2016-0764) in the amount of \$2,153,000 for the Water Utilities Department Water Treatment Plant (WUD WTP) No. 11, in Belle Glade, Membrane Building Addition/Renovations project establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** Approval of Amendment No. 1 will allow for the expansion of the existing membrane building of approximately 2,300 square feet consisting of new offices, a conference room, break room, women's and men's locker rooms and interior renovations to the existing spaces. Amendment No. 1 establishes a Guaranteed Maximum Price (GMP) of \$2,153,000 and 310 days for completion. The GMP includes the cost of the work, the construction manager's fee and contractor contingency. The Small Business Enterprise (SBE) goal for this contract is 15%. Trillium Construction, Inc.'s SBE participation for this Amendment is 45%. Funding for this work is from the Water Utilities Department Capital Improvement Fund. Trillium Construction, Inc. is a Palm Beach County business and is using local subcontractors for 93% of the work. (Capital Improvements Division) District 6 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

14. Staff recommends motion to approve:

A) a Budget Transfer of \$180,460 in the 176.5 M NAV 08 CTF, Jail Expansion/Public Building Fund from reserves to the project budget line; and

B) Consultant Services Authorization (CSA) No. 5 with Leo A. Daly Company (R2015-1459) to provide design and construction administration services for PBSO Detention Facilities Renewal/Replacement (R/R) Phase 2A in the amount of \$578,496.

SUMMARY: Palm Beach County Sheriff's Office Detention Facilities Renewal/Replacement Phase 2A consists of design, permitting, and construction administration of the West Detention Center (WDC) A and B Pods Renewal/Replacement Project. This phase consists of renewal/replacement, renovations, modifications, and/or additions for infrastructure and various facilities systems such as HVAC, mechanical, fire protection, plumbing, boilers, electrical, structural, roofing and weatherproofing. The WDC A and B Pods have been in operation on a 24/7 basis for over 20 years without any renewal/replacement projects having been completed. In addition, the work includes a backup generator for WDC and electrical connections/transfer switch for West County Courthouse. Leo A. Daly is a national business with a Palm Beach County office and will be using Palm Beach County subconsultants for a majority of the work. This contract includes a Small Business Enterprise (SBE) goal of 15%. SBE participation under this CSA is 31.5%. Overall SBE participation on this contract is 19.9%. Funding for this project is from the 176.5 M NAV 08 CTF, Jail Expansion/Public Building Fund. (Capital Improvements Division) District 6 (LDC)

15. Staff recommend motion to approve: purchase order to Berwin, Inc., dba J.C. White Architectural Interior Products, in an amount of \$600,536.30 for the purchase of furniture on behalf of Tourist Development Council (TDC) and their occupancy of Airport Center No. 2. **SUMMARY:** In July 2017, the TDC, including Discover of the Palm Beaches, Florida, Film and Television Commission, and Sports Commission, will occupy Airport Center No. 2. This approval will authorize a purchase order for new modular and casework furniture items in the amount of \$600,536.30, which are in excess of the Facilities Development & Operation's authorization limit, and are required to complete the needs identified on the occupancy plan. All of the modular and casework furniture to be purchased is required solely for this building. After taking into account any relocation and re-use, much of the existing furniture currently utilized is old or cannot be reconfigured for use at Airport Center No. 2. The furniture is being purchased as a piggyback off State contract 425-001-12-1 and this Purchase Order contains no SBE participation. Berwin, Inc., dba J.C. White Architectural Interior Products, is a Broward County business with a Palm Beach County office. The source of funds for this purchase is Bed Tax. (Capital Improvements Division) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: a Budget Amendment of \$148,988 to the Affordable Housing Trust Fund 2016-2017 Budget to recognize a funding increase to the Fiscal Year 2016-2017 State Housing Initiative Partnership (SHIP) grant award. **SUMMARY:** Palm Beach County received an allocation of \$6,630,106 from the Florida Housing Finance Corporation (FHFC) for SHIP Fiscal Year 2016-2017 which began on July 1, 2016. Additional funding of \$148,988 has been allocated for the Fiscal Year 2016-2017 award increasing the award from \$6,630,106 to \$6,779,094. These SHIP funds were provided from FHFC to supplement current funds to provide first time homebuyer counseling, foreclosure prevention counseling and financing coaching to eligible applicants. On April 19, 2016, the Board of County Commissioners (BCC) approved the SHIP Local Housing Assistance Plan for Fiscal Years 2016-2017, 2017-2018 and 2018-2019 (R2016-0535). **These are State SHIP funds which require no local match.** Countywide (JB)

2. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2016-0067) with the City of Lake Worth to extend the Agreement expiration date from April 1, 2017, through August 1, 2017. **SUMMARY:** On January 26, 2016, the County entered into an Agreement (R2016-0067) with the City of Lake Worth to provide \$513,343 in Community Development Block Grant (CDBG) funding for the installation of water lines, sewer lines and road reconstruction along Barton Road and Tropical Drive in Lake Worth. The project which is presently under construction has experienced delays. Approval of this agenda item will provide the City an additional 120 days to complete the project. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. Staff recommends motion to approve: Amendment No. 001 to an Agreement (R2015-0425) with Gulfstream Goodwill Industries, Inc. to extend the Agreement expiration date from August 30, 2018 to March 31, 2019. **SUMMARY:** On April 7, 2015, the County entered into an Agreement (R2015-0425) with Gulfstream Goodwill Industries, Inc. (GGI) to provide \$70,000 in Community Development Block Grant (CDBG) funds to fund the lease of a customized box truck for a period of 36-months. The truck is utilized for the delivery of meal and laundry services to homeless clients sheltered at the Philip D. Lewis Center (Center). The vehicle was competitively procured from Ryder Trucking via an Invitation to Bid, but was not delivered until March 2016, as Ryder Trucking experienced abnormal delays in customizing the truck, which included installing a motorized lift gate. The vehicle lease agreement between Ryder Trucking and GGI commenced in March 2016 and will expire in March 2019. Approval of this agenda item will amend the Agreement to coincide with the end date of the vehicle lease agreement. Any funds remaining unexpended after expiration of this Agreement will be reprogrammed to fund other eligible CDBG activities. **These are Federal CDBG funds which require no local match.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

4. **Staff recommends motion to approve:** Consent for Colesha K. Sherrod, a Palm Beach County Facilities Development & Operations (FD&O) employee, to receive State Housing Initiative Partnership (SHIP) funds under the Purchase Assistance HOME Match Program as administered by the Department of Economic Sustainability (DES). **SUMMARY:** Colesha K. Sherrod is an income eligible applicant who is seeking to receive \$65,000 in a forgivable second mortgage under the Purchase Assistance Program. Funding availability for the program was posted on the DES website and advertised in the Palm Beach Post on February 21 and 24, 2016. Applicants are funded on a first qualified, first approved basis as long as funds are available. Ms. Sherrod, who applied for assistance on April 6, 2016, has been employed by the Palm Beach County FD&O as a Security Officer since May 2016. She is seeking to purchase a home at 305 Steele Circle in South Bay. The purchase price of the home is \$136,900 and it has appraised at \$137,000. It contains 1,475 square feet with three bedrooms and two bathrooms. The total project cost is \$148,523. Ms. Sherrod's contribution will be \$4,791.50 which meets her minimum required contribution of three and one-half percent (3.5%) of the purchase price. The first mortgage of \$78,457, to be provided by US Mortgage Corporation, will be for 30 years at a 4.625% interest. The County's second mortgage of \$65,000 will be a deferred loan that is forgiven at the end of 30 years as long as the home remains the homeowner's principal place of residence. If the homeowner rents, sells, or otherwise conveys the home during the 30 years, the entire principal amount will become due and payable. It is DES policy to seek the consent of the Board of County Commissioners (BCC) whenever County employees are receiving assistance through DES Programs. **These are State SHIP funds which require no local match.** District 6 (JB)

5. **Staff recommends motion to approve:** Consent for Keshler N. Myers, a Palm Beach County Library System employee, to receive State Housing Initiative Partnership (SHIP) funds under the Purchase Assistance Program as administered by the Department of Economic Sustainability (DES). **SUMMARY:** Keshler N. Myers is an income eligible applicant who is seeking to receive \$65,000 in a forgivable second mortgage under the Purchase Assistance Program. Funding availability for the Program was posted on the DES website and advertised in the Palm Beach Post on February 21 and 24, 2016. Applicants are funded on a first qualified, first approved basis as long as funds are available. Ms. Myers, who applied for assistance on April 5, 2016, has been employed by the Palm Beach County Library System as a Library Associate I since June 2014. She is seeking to purchase a home at 5916 Basil Drive in West Palm Beach. The purchase price of the home is \$180,000 and it has appraised at \$180,000. It contains 1143 square feet with two bedrooms and one and one-half bathrooms. The total project cost is \$189,635. Ms. Myers' contribution will be \$6,300 which meets the \$6,300 minimum required contribution of three and one-half percent (3.5%) of the purchase price. The first mortgage of \$120,000, to be provided by Iberia Mortgage, will be for 30 years at a 4.25% interest. The County's second mortgage of \$65,000 will be a deferred loan that is forgiven at the end of 30 years as long as the home remains the homeowner's principal place of residence. If the homeowner rents, sells, or otherwise conveys the home during the 30 years, the entire principal amount will become due and payable. It is DES policy to seek the consent of the Board of County Commissioners (BCC) whenever County employees are receiving assistance through DES Programs. **These are State SHIP funds which require no local match.** District 2 (JB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to receive and file: executed Agreements received during the month of November and December 2016, as well as January 2017:

A) Standard Potable Water and Wastewater Development Agreement with DiVosta Homes, L.P., No. 02-01146-001 (District 6) (OR BK 28708 PG 0967-975);

B) Potable Water and Wastewater Development Agreement with Off Lease Only Inc., No. 01-01249-000 (District 2) (OR BK 28744 PG 1383-1394); and

C) Change Order No. 3 for Water Treatment Plant No. 9 Emergency Generator Replacement with TLD Diversified, Inc. (District 5).

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

2. Staff recommends motion to approve: Contract with Florida Design Drilling Corporation for the Water Treatment Plant (WTP) No. 3 Wellfield Improvements Project (Project) in the amount of \$1,396,875. **SUMMARY:** On November 9, 2016, four bids were received to rehabilitate seven production wells for WTP No. 3. Work will include the replacement of the screen and gravel pack, modification or replacement of the wellhead flange and replacement of valves. Rehabilitation of production wells is necessary in order to restore capacity and ensure a reliable water supply to the WTPs. The Invitation to Bid, included Bid Alternate No. 1, which provided for rehabilitation of an additional well as part of the required work. Florida Design Drilling Corporation was determined to be the lowest responsive and responsible bidder in the amount of \$1,188,400 and additionally provided the lowest bid for the combined Base Bid plus Bid Alternate No. 1 in the total amount of \$1,396,875. Awarding the Base Bid plus Bid Alternate No. 1 will allow the Water Utilities Department (WUD) to maximize the number of wells to be rehabilitated under the allotted budget. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with Florida Design Drilling Corporation provides for SBE participation of 95% overall. Florida Design Drilling Corporation is a Palm Beach County company. (WUD Project No. 16-042) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. **Staff recommends motion to approve:** Work Authorization No. 7 to Hinterland Group, Inc. for Sanitary Sewer Lining Project Wellfield System 8 (Project) in the amount of \$1,040,134. **SUMMARY:** On April 15, 2014, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Wastewater Gravity Lines and Manhole Rehabilitation Continuing Construction Contract (R2014-0520) to Hinterland Group, Inc. Work Authorization No. 7 provides for the rehabilitation of approximately 30,000 linear feet of existing wastewater gravity pipes in the Water Treatment Plant No. 8 Wellfield and at other locations within Palm Beach County. The required work will include the cleaning of the lines, video inspection and lining of the lines where necessary. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with Hinterland Group, Inc. provides for SBE participation of 15%. Work Authorization No. 7 includes 100% overall participation. The cumulative SBE participation to date, including Work Authorization No. 7, is 100% overall. Hinterland Group, Inc. is a Palm Beach County company. This project is included in the FY17 Capital Improvement plan adopted by the BCC. (WUD Project No. 17-016) Districts 2, 3, 5 & 6 (MJ)

4. **Staff recommends motion to approve:** Contract with Aquifer Maintenance and Performance Systems, Inc. (AMPS) for the System-wide Wellfield Maintenance for Palm Beach County Water Utilities Department (Contract) over a 12-month term in an amount not to exceed \$1,189,076 with an option to renew for four additional 12-month terms. **SUMMARY:** On December 1, 2016, two bids were received for the System-wide Wellfield Maintenance Project, with Aquifer Maintenance and Performance Systems, Inc. (AMPS) being the lowest, responsive, responsible bidder in the amount of \$1,189,076. The Contract will be used for system-wide wellfield maintenance to maintain adequate raw water supply to the Water Utilities Department's (WUD) water treatment plants. The Contract award is for a 12-month term with an option to renew for four additional 12-month terms. The Contract is for a not to exceed amount of \$1,189,076, based on the anticipated work required within the initial 12-month term, and projects will be ordered on a priority basis. Work will be assigned by the issuance of formal Delivery Orders (DOs), with the project cost identified in each DO. The unit prices contained in the Contract will be used in determining the cost of these DOs. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with AMPS provides for SBE participation of 0% overall. During the evaluation process, Office of Small Business Assistance determined that AMPS is not certified to provide all of the services outlined in the bid document, therefore did not meet the SBE goal. AMPS will perform all of the work as specified, and is committed to making a good faith effort to obtain the SBE participation goal for the duration of the contract period. AMPS is a local Palm Beach County Company. (WUD Project No. 16-001/VMG) Districts 2, 3, 5 & 6 (MJ)

5. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 14 for the Water Treatment Plant 3 Wellfield Improvements Project with JLA Geosciences, Inc. in the amount of \$402,798.48. **SUMMARY:** On June 3, 2014, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Consulting/Professional Services with JLA Geosciences, Inc. (R2014-0822). CSA No. 14 will provide for hydrogeologic consulting and overall project management services related to the Water Treatment Plant 3 Wellfield Improvements Project. This CSA also provides for vibration monitoring in the amount of \$118,170. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The contract with JLA Geosciences, Inc. provides for SBE participation of 66% overall. This CSA includes 85.61% overall participation. The cumulative SBE participation, including this CSA is 79.28% overall. JLA Geosciences, Inc. is a Palm Beach County company. (WUD Project No. 16-042) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to adopt:** a Resolution supporting an exchange of land between JAMCO, Inc. and the State of Florida (State) resulting in the preservation of a 5.07-acre parcel containing environmentally sensitive submerged land located in the Lake Worth Lagoon off of Singer Island. **SUMMARY:** JAMCO, Inc. currently operates a marina that includes 1.14 acres of submerged land leased from the State. JAMCO Inc. proposes to swap 5.07 acres of submerged land it owns off of Singer Island for the 1.14 acres of state-owned land. This 5.07-acre parcel contains important seagrass and mangrove habitat located in close proximity to John D. MacArthur Beach State Park. JAMCO, Inc. requests support from the Board of County Commission (BCC) for its pending application for the exchange of sovereignty submerged land. The result of the transaction will preserve the 5.07 acres which is important to the health of the Lake Worth Lagoon. The adoption of this Resolution has no fiscal impact to the County. District 1 (AH)

2. **Staff recommends motion to receive and file:** Arthropod Control Budget Amendment No. 4 to Agreement No. 022266 with the Florida Department of Agriculture and Consumer Services (FDACS) for fiscal year 2015-2016 which revises the Mosquito Control State-reported budget for August 2016 by increasing Personal Services by \$44,450.59, Misc. Supplies by \$3,077.67, and Capital Outlay by \$38,681.54 to account for \$86,209.80 in funding received from the Department of Health (DOH). **SUMMARY:** On October 20, 2015, the Board of County Commissioners (BCC) approved Contractual Services Agreement No. 022266 with FDACS (R2015-1498). On July 12, 2016, the BCC accepted Purchase Order No. AF5E7B related to Executive Order Number 16-29 with the DOH providing for domestic mosquito control services related to the Zika virus health emergency. On September 13, 2016, the BCC approved Amendment No. 1 (R2016-1175) and Amendment No. 2 (R2016-1176) adjusting various budget line items to balance the Mosquito Control Monthly Report. On October 18, 2016, the BCC approved Amendment No. 3 (R2016-1521) adjusting various budget line items to balance the Mosquito Control Monthly Report. Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement was approved on October 20, 2015. Countywide (AH)

3. **Staff recommends motion to receive and file:** Amendment One to Grant Agreement No. HL056 (Agreement) with the Florida Department of Economic Opportunity (DEO) revises the costs associated with Deliverable 1 and 2 to align with the contractor's bid. Agreement Deliverable1 will be reduced by \$124,970 and Deliverable 2 will increase by \$124,970. **SUMMARY:** On August 16, 2016, the Board of County Commissioners (BCC) approved the DEO Grant Agreement No. HL056 (R2016-1000) reimbursing the County up to \$1,000,000 for construction of the Pahokee Marina Project, which includes the removal of a section of an existing pier and the installation of a wave attenuation system. Total construction cost is \$1,000,000 and does not require a local match. Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement was approved at that time. Amendment One reallocates the contractor's construction costs between Agreement Deliverable 1 with a reduction of (\$124,970) and increasing Agreement Deliverable 2 by \$124,970. District 6 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

4. Staff recommends motion to receive and file:

A) Amendment No. 2 to Agreement No. 14PB6 (R2014-0531) with the Florida Department of Environmental Protection (DEP) provides for an extension in term through March 31, 2017, extends the final Disbursement Request Package submittal time to March 31, 2017, and deletes Attachment A-1, Grant Work Plan and replaces it with Attachment A-2, Revised Grant Work Plan which includes a new Deliverable "A" due February 28, 2017; and

B) Amendment No. 3 to Agreement No. 14PB6 (R2014-0531) with DEP which provides for an extension in term through June 30, 2017, extends the final Disbursement Request Package submittal time to July 30, 2017, changes to the Grantee's duty to provide access to public records, added Paragraph 26 "Termination False Certification, Scrutinized Companies, Boycotting" and deletes Attachment A-2 Revised Grant Work Plan and replaces it with Attachment A-3, Revised Grant Work Plan which includes a new Deliverable "A" due May 30, 2017.

SUMMARY: On April 15, 2014, the Board of County Commissioners (BCC) approved DEP Agreement No. 14PB6 (R2014-0531) providing \$150,000 in funding assistance for the Lake Worth Lagoon Monastery Artificial Reef Project (Project) with a completion date of January 31, 2016. These funds require no match from the County. Delegated authority to sign all future time extensions, certifications and other forms associated with this Agreement was approved at that time. On May 3, 2016, the BCC approved Amendment No. 1 (R2016-0574) time extension through January 31, 2017 due to Project location change. Amendment No. 2 and Amendment No. 3 time extensions allow for the use of recently donated reef modules. Districts 1&7 (AH)

5. Staff recommends motion to approve: a Management Plan (Plan) for the Winding Waters Natural Area. **SUMMARY:** The Plan identifies natural resources present on the site and provides for the preservation, restoration, management and passive recreational uses of those resources. The first update to the Plan will be due in 2027. District 7 (AH)

6. Staff recommends motion to receive and file: Change Order No. 2 to Grant Agreement No. 11PB1 (Agreement) (R2011-0930) with the Florida Department of Environmental Protection (FDEP) for the South Lake Worth Inlet Management Plan Implementation (SLWIMP), which revises Attachment A-4, Grant Work Plan with Attachment A-5, Revised Grant Work Plan. This revision added Deliverable C-1 and Deliverable D-1 for the submittal of outstanding invoices eligible for reimbursement for Turtle Nesting Surveys in 2013 and 2014, respectively. **SUMMARY:** Change Order No. 2 replaces Attachment A-4, Grant Work Plan with Attachment A-5, Revised Grant Work Plan for reimbursement of Turtle Nesting Survey invoices from 2013 and 2014. The Agreement was approved by the Board of County Commissioners (BCC) on June 21, 2011 (R2011-0930) at which time delegation to sign all future time extensions and other necessary minor amendments that do not significantly change the scope of work or terms and conditions of the Agreement was authorized. Districts 1 & 4 (AH)

7. **DELETED**

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

8. Staff recommends motion to approve: Work Order No. 0650-5 to the Palm Beach County Artificial Reef & Breakwater Annual Contract (R2015-0650), Project No. 2015ERM01 with Coston Marine Services, Inc. for an amount not-to-exceed \$338,259.81 providing for a living shoreline project along Bryant Park in Lake Worth for a period of 120 calendar days. **SUMMARY:** On May 19, 2015, the Board of County Commissioners approved an annual construction contract with Coston Marine Services, Inc. (Coston), a Palm Beach County Small Business Enterprise (SBE) Company, for the Palm Beach County Artificial Reef & Breakwater Annual Contract (R2015-0650), Project No. 2015ERM01 (Contract). Work Order No. 0650-5 provides for a living shoreline project to include the placement of 2,895 tons of stone and 426 tons of sand along approximately 1,000 linear feet of the bulkheaded shoreline at Bryant Park in the City of Lake Worth. The placement of rock and sand will create four intertidal planters along the seawall, creating important wetland habitat and providing shoreline resilience against sea level rise. The SBE participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. Coston committed to an overall 86.28% SBE participation in the Contract and will achieve 88.17% on the Contract, including this Work Order. There is 99.05% SBE participation on this Work Order. The total cost of \$338,259.81 will be shared by Florida Department of Environmental Protection (R2014-1946) at 49.99% and the County at 50.01%. District 7 (DC)

M. PARKS & RECREATION

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

Boynton Beach Associates XVIII, LLLP, cash sponsorship of a series of nine concerts and eighteen movie nights, Canyon Town Center Amphitheater, for the period January 6, 2017, through December 30, 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. The Sponsorship Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director of the Parks and Recreation Department in accordance with Resolution 2008-0442, amended by Resolution 2017-0102, and is now being submitted to the Board to receive and file. These sponsored events help offer a balanced schedule of events which promote the quality of life in the communities we serve. District 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

2. Staff recommends motion to receive and file: the following original executed Entertainment Contractor Agreements:

A) The Long Run Band Inc., Sunset Cove Amphitheater, on January 7, 2017; an

B) Blackwood Productions LLC, The Fabulous Fleetwoods, Canyon Amphitheater, on January 21, 2017.

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 two successful Concerts in January. These events were attended by an estimated 1,200 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of the concert at the Canyon Amphitheater and a donation from the West Boca Community Council offset a portion of the entertainment costs at Sunset Cove 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. These 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. District 5 (AH)

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

A) The Leukemia & Lymphoma Society, Inc., Light the Night, Sunset Cove Amphitheater, on November 19, 2016;

B) Teach the Beach Foundation, Inc., Beers and Bands Craft Beer Festival, Seabreeze Amphitheater, on November 19, 2016;

C) Pancreatic Cancer Action Network, Inc., Purple Stride Broward/Palm Beach 5K, Sunset Cove Amphitheater, on November 20, 2016; and

D) People's Trust Holdings, LLC, Employee Appreciation Picnic, Sunset Cove Amphitheater, on December 17, 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 of the Parks and Recreation Department in accordance with Resolution 2009-0335, amended by Resolutions 2009-1807, 2012-1715, and 2014-0166 and are now being submitted to the Board to receive and file. These events help to offer a balanced schedule of events which promote the quality of life in the communities we serve. An estimated 1,500 people attended the events produced under these Amphitheater Rental Agreements. Districts 1 & 5 (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, Light the Night, Sunset Cove Amphitheater, on November 19, 2016; and

B) Blackwood Productions, LLC, The Long Run, Sunset Cove Amphitheater, on January 7, 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. The Sound and Light Production Services 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 are now being submitted to the Board to receive and file. District 5 (AH)

5. Staff recommends motion to approve: Interlocal Agreement with the School Board of Palm Beach County for the coordination of art education programs for students with disabilities. The term of the Agreement is for one-year effective March 14, 2017, through March 13, 2018. **SUMMARY:** This Agreement enables the School Board and the Parks and Recreation Department to utilize each other's personnel, expertise and services, and provide for Art Education to the Palm Beach County School District's students with disabilities. The Parks and Recreation Department and School Board recognize the benefits to be derived by utilizing each other's personnel, expertise and services thereby minimizing the duplication of services for students with disabilities. The term of this Interlocal Agreement is for one year and shall be automatically renewed up to nine additional consecutive one year terms. There are no costs to or payments required of either the School Board or the Parks and Recreation Department in fulfilling the provisions of this Agreement. The School Board approved the new Agreement at its January 18, 2017 meeting. Countywide (AH)

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

A) Palm Beach County Officials Association, Inc., Fall 2016 Junior Volleyball Officials, West Boynton Recreation Center, for the period of November 8, 2016, through December 28, 2016; and

B) Connie Mullen, Winter 2017 Fitness Instructor, West Jupiter Recreation Center, for the period of January 10, 2017, through May 23, 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. These Independent Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 2002-2103, 2007-0409, and 2012-0168, and is now being submitted by the Board to receive and file. Districts 1 & 3 (AH)

3. CONSENT AGENDA APPROVAL

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to:

A) accept the donation of \$5,000 from the Weinig Foundation for the Read a Recipe for Literacy Program; and

B) approve a Budget Amendment of \$5,000 in the Special Revenue Fund to recognize the donation and appropriate it to the Read a Recipe Program.

SUMMARY: The Parks and Recreation Department operated the Read a Recipe for Literacy Program from 2008 to 2015 and has transferred operation of the program to the Cooperative Extension Service Department. This donation of \$5,000 will continue to fund the program. District 7 (AH)

2. Staff recommends motion to approve: Grant Agreement with the Western Palm Beach County Farm Bureau, Inc. in an amount not to exceed \$20,000 from Agricultural Economic Development Program funds to assist in conducting the 2017 Palm Beach County Sweet Corn Fiesta. **SUMMARY:** The 2017 Palm Beach County Sweet Corn Fiesta will be held on April 30, 2017, with expenses incurred after April 1, 2017 being eligible for reimbursement. This event will increase public awareness of local agriculture on a regional and statewide basis. It provides an opportunity for a local agricultural organization, the Western Palm Beach County Farm Bureau, to stage an event that will make our residents more aware of the economic significance of our largest vegetable row crop in our County's billion-dollar agricultural industry while bringing in people from surrounding counties. This is the 17th year for the event. The Palm Beach County Agricultural Enhancement Council has reviewed the request and met with representatives of the Western Palm Beach County Farm Bureau. Countywide (AH)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

A) receive and file an Award Letter from the Florida Department of Law Enforcement (FDLE), Edward Byrne Memorial Justice Assistance Grant (JAG) Program, Contract Number 2017-JAGC-PALM-1-F9-015 in the amount of \$233,395 for the period of October 1, 2016, through September 30, 2017, to fund the Adult Reentry Program;

B) approve a Budget Amendment of \$38,212 in the Criminal Justice Grant Fund to adjust the budget to the actual grant award and increase the transfer to the Justice Service Grant Fund; and

C) approve a Budget Amendment of \$38,212 in the Justice Service Grant Fund to recognize the transfer from the Criminal Justice Grant Fund.

SUMMARY: Palm Beach County was allocated \$233,395 in federal funds as part of the U.S. Department of Justice, Edward Byrne Memorial JAG Countywide Solicitation Formula Grant Program. On May 23, 2016, the Criminal Justice Commission (CJC) approved recommendations made by the CJC's Finance Committee to allocate these funds to the existing Adult Reentry Program operating under the County's Public Safety Department. This program provides transitional services to adults reentering society from jail and prison. At the August 16, 2016, Board Meeting, the Mayor's signature was ratified on the Grant Application (R2016-1027). Grant 2017-JAGC-PALM-1-F9-015 was awarded on October 19, 2016 and accepted on November 10, 2016 by Kristina Henson, Executive Director of the CJC, in accordance with R2016-1027. Countywide (JB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to receive and file: a License Agreement Relating to Fire Rescue Training and Structure Burn with KidSanctuary Campus, Inc. for the period December 15, 2016, through December 31, 2017. **SUMMARY:** On February 5, 2013, the Board adopted Resolution Number R2013-0175 authorizing the County Administrator, or designee (the Fire Rescue Administrator) to execute standard agreements with property owners relating to fire rescue training, including live structure burns. This License Agreement, grants Palm Beach County Fire Rescue, the authority to conduct fire rescue training exercises on the parcels of property identified in the agreement. This standard License Agreement has been fully executed by the Fire Rescue Administrator and the property owner of 7926 Pioneer Road (parcel control number 00-42-43-27-05-012-0244) and 7940 Pioneer Road (parcel control number 00-42-43-27-05-012-0243), and is now being submitted to the Board as a Receive and File agenda item in accordance with Countywide PPM CW-O-051 for the Clerk and Comptroller's Office to receive and file. District 2 (SB)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: the Third Amendment to Agreement R2014-1071, as amended, for network services with The Raymond F. Kravis Center for the Performing Arts, Inc. (Kravis Center), to increase network service fees and expand their wireless network. **SUMMARY:** The Kravis Center has an existing network services Agreement, as amended, with Palm Beach County (R2014-1071) for an initial term of one year with automatic one-year renewals unless notice is given by either party. This Third Amendment increases bandwidth network service fees, provides fiber optic cabling to their roof, and revises the wireless network service by adding two nodes within the ballroom. In addition, it includes a one-time installation estimate of \$125 for the wireless nodes and a fiber installation fee not-to-exceed \$5,000. Both rate changes are effective February 1, 2017. Fees for network handover service remain the same. The revised total annual service revenue is \$23,220 for FY 2017, a net increase of \$2,880. The Florida LambdaRail LLC has approved connection of the Kravis Center to the Florida LambdaRail network. District 7 (PFK)
2. Staff recommends motion to approve: an Agreement with United States Sugar Corporation, Inc. (Railroad) to allow Palm Beach County to construct, use and maintain a fiber optic cable pathway under the tracks and property owned by Railroad along State Road 80 near Belle Glade, FL. for a one-time cost of \$1,250 and an annual, recurring cost of \$550. **SUMMARY:** Information Systems Services is in the process of extending the County-owned fiber optic telecommunications network to the western communities of Palm Beach County. This network extension will allow the County to provide an enhanced level of telecommunication services to County facilities in this region and will enable the disconnection of leased telecommunications circuits resulting in an annual operating savings to the County of \$973,800. District 6 (PFK)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) a Budget Amendment in the amount of \$95,149 in the Public Building Improvement Fund to recognize interfund transfers from the Fire Rescue MSTU Fund and Court Information Technology Fund, and to recognize revenue from the Clerk & Comptroller's Office;

B) a Budget Transfer of \$4,604 in the Fire Rescue MSTU Fund to establish an interfund transfer to the Public Building Improvement Fund; and

C) a Budget Transfer of \$9,208 in the Court Information Technology Fund to establish an interfund transfer to the Public Building Improvement Fund.

SUMMARY: Information Systems Services has operated the County's Enterprise Data Center located at the Vista Center complex since March 2016 and has received requests for additional rack space in the facility from other County agencies, including the Clerk & Comptroller's Office, the Public Defender's Office, Court Administration and Fire Rescue. These newest tenants have agreed to pay for the additional equipment to be allocated solely for their use, and are contributing the cost of that equipment to the Capital Project Fund through this Budget Amendment totaling \$95,149. District 2 (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: the Emergency Medical Services (EMS) County Grant ID Code C5050 Award Letter from the State of Florida Department of Health, Bureau of EMS to improve and expand the EMS system for the period December 23, 2016, through December 15, 2017, in the amount of \$193,474.

SUMMARY: The EMS County Grant is an annual grant provided to Palm Beach County from the Florida Bureau of EMS, to improve and expand the EMS system. The funds are used to purchase EMS equipment which is distributed to EMS providers and other agencies that are eligible for EMS grant funding. **No County matching funds are required for this grant.** Countywide (LDC)

2. Staff recommends motion to receive and file: First Amendment to the Interlocal Agreement for Civil Drug Court with the City of Riviera Beach (R2016-0280) to revise the budget for FY2017 without changing the total funding amounts. **SUMMARY:** The original Interlocal Agreement with the City of Riviera Beach was approved by the Board of County Commissioners on March 1, 2016 for the period October 1, 2015, through September 30, 2018, in the amount of \$401,700 to provide support to the Civil Drug Court program and substance abuse treatment services. The Civil Drug Court program, located in the City of Riviera Beach, provides case management services and contracts for residential and outpatient substance abuse services arising from court ordered treatment for indigent clients throughout the County. The First Amendment to the Interlocal Agreement revises the budget exhibit to move \$2,000 from maintenance/equipment and reallocate \$500 to operating supplies, \$500 to promotional, and \$1,000 to training without changing the total funding amounts. On March 1, 2016, the County Administrator or designee was authorized to execute minor amendments and administrative documents associated with this agreement on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. Staff recommends motion to:

A) approve Amendment No. 003 to Contract No. COHJ3 (R2016-0203) with the State of Florida, Department of Health (FL DOH) to revise program tasks, performance measures and financial consequences to align with current Green Dot Strategy instruction; and

B) authorize the County Administrator, or designee, to execute future amendments thereto with the FL DOH for the Green Dot program on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.

SUMMARY: The Division of Victim Services has a five-year contract (COHJ3) with FL DOH to receive grant funds to implement the Green Dot Strategy for sexual violence prevention. This is the third contract amendment in the first 12 months. This Amendment revises program tasks, performance measures, and financial consequences as follows: increases face-to-face meetings from six annually to four monthly and Overview Speeches from four to ten annually, revises Bystander trained requirements from 13.5% of the target population to 150 individuals, allows for Booster Sessions to be conducted electronically and for the social media campaign to be completed anytime during the year, requires quarterly completion of Fidelity Review Checklist (FRC), and adds language for instructors to obtain proficiency with presentation delivery. This Amendment reduces the financial penalties for failure to provide practice Overview Speeches and Bystander Trainings from five to one percent, Bystander Training from ten to two percent, and Booster Sessions from five to two percent. Countywide (LDC)

4. Staff recommends motion to receive and file:

A) executed Modification No. 1 to Subgrant Agreement 17-BG-83-10-60-01-057 (R2016-1403) for FY 2016-2017 Emergency Management Preparedness and Assistance (EMPA) grant with the State of Florida, Division of Emergency Management (FDEM) to receive an additional \$10,000 in grant funding for the period July 1, 2016 through June 30, 2017, to improve and enhance emergency management plans and programs and provide operational support to maintain state required programs; and

B) approve a Budget Amendment of \$10,000 in the EMPA Fund to recognize the additional grant funds.

SUMMARY: The EMPA grant is a state funded grant which recurs annually, with the funds being distributed to the Public Safety Department's Division of Emergency Management. These funds are used to enhance and improve emergency management plans and programs and provide operational support to maintain state required programs consistent with the state's Comprehensive Emergency Management Plan. On October 14, 2016, the Division of Emergency Management received their Emergency Management Accreditation Program Award. Because of this achievement, FDEM awarded the County an additional \$10,000 in grant funding bringing the total award to \$115,806. R2012-1731 dated November 20, 2012 gave authority to the County Administrator, or designee, to execute these agreements on behalf of the Board of County Commissioners. **The EMPA grant requires a match equal to the lesser of the average of the previous three years or the last fiscal year level of the County general revenue funding. Match requirement is included in the County budget.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

5. **Staff recommends motion to receive and file:** Grant Adjustment Notice (GAN) numbered 25, with the U.S. Department of Justice (DOJ), Office on Violence Against Women (OVW), Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program (GTEA) (2014-WE-AX-0011), which facilitated administrative filing and approvals through January 30, 2017. **SUMMARY:** As per grant guidelines, certain expenditures and work product require approval from the OVW GTEA grant manager. The approval process is facilitated by drafting a GAN and submitting it through the OVW's Grant Management web portal. This GAN facilitated approval of grant funds for one victim advocate to attend the Attorney General Crime Victim Practitioner designation training. The approved grant budget, total grant, and scope of work remained the same. R2014-1633 authorized the County Administrator or designee to execute future awards, contract, sub-recipient agreements and sub contracts and amendments/modifications utilizing funding from the DOJ, OVW on behalf of the Board of County Commissioners. Countywide (LDC)

6. **Staff recommends motion to receive and file:** Second Amendment to Contract for Professional Services (R2015-1661), with Drug Testing and Counseling Services, Inc. increasing the scope of services for drug treatment and testing services for individuals referred by the Adult Drug Court, Delinquency Drug Court, and Family Drug Court for the period October 1, 2015, through September 30, 2018. **SUMMARY:** This Amendment will allow for a change in the scope of services in an area of the Drug Court program that is in need of additional drug testing services, specifically for opiate use. Expanded opioid tests will test for specific opioid/opiate activity such as codeine, morphine, 6-acetylmorphine, hydrocodone, hydromorphone, oxycodone, and oxymorphone as the abuse of these drugs have become more prevalent in the past year. The first contract amendment (R2016-1042) with Drug Testing and Counseling Services, Inc. was approved by the Board of County Commissioners on August 16, 2016 that reduced the contract for a not to exceed amount of \$872,175. This Amendment expands the types of drug testing services that can be provided without changing the total contract amount. The Amendment for Drug Testing and Counseling Services, Inc. was executed in accordance with R2015-1661, which authorized the County Administrator or designee to execute minor amendments and administrative documents associated with these contracts on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (LDC)

Z. RISK MANAGEMENT

1. **Staff recommends motion to approve:** Renewal of the County's excess property, liability, and workers' compensation insurance program for the period April 1, 2017, through March 31, 2018, purchased through the County's contracted broker, Arthur J. Gallagher Risk Management Services, Inc., under Contract No. 15-050/LJ, for a total cost not-to-exceed \$9,431,991.10. **SUMMARY:** The projected 2017-2018 excess insurance program renewal premiums reflect a total cost not-to-exceed \$9,431,991.10, representing no overall premium increase over the expiring program cost. The "flat" renewal indicates a stable insurance market for the County's property, liability, and workers' compensation exposures. The projected cost reflects an accurate current quotation of the final program renewal premiums; however, the broker will continue to negotiate with the excess carriers until the March 31st program expiration to potentially reduce windstorm risk through a lower deductible, higher coverage limits, or a combination thereof. The County's total insurable value of its buildings currently stands at \$2.55 billion. The amount of property insurance purchased contemplates probable maximum loss modeling of various possible loss scenarios and includes a \$1 million self-insured retention (SIR) and a 5% windstorm deductible per insured location. The program also includes excess liability insurance covering \$5 million excess of a \$500,000 SIR per occurrence, and excess workers' compensation insurance covering all costs excess of a \$2 million SIR per occurrence. All state mandated surcharges and assessments are contained within the estimated cost. Sufficient funds are budgeted in FY 2017/2018 for this coverage. Countywide (HH)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, approving the submission of a Section 5311 Grant Application, total project cost of \$625,756 for operating and/or capital assistance under U.S.C. Section 5311(f), Intercity Bus Service Program, as administered by the Florida Department of Transportation (FDOT). **SUMMARY:** FDOT has been designated by Florida's Governor to administer the Section 5311(f) Program. One objective of the funding for intercity bus service under Section 5311 is to support the connection between rural areas and the larger regional or national system of intercity bus service. FDOT has notified Palm Tran that an allocation of Section 5311 funds in the amount of \$312,878 is available for non-urbanized areas for mass transit operating assistance, for the period of October 1, 2017, through September 30, 2018. If the Grant application is approved, it is staff's recommendation to partially offset the operating costs of Palm Tran's fixed route service in the Lake Region of Palm Beach County (Routes 40, 47, and 48). The Grant Application is for a total project cost of \$625,756, which requires a 50% local match of (\$312,878 Local Funds, \$312,878 FDOT Funds). Palm Beach County will provide the local match funding from the local option gas tax. The Grant match will be included in Palm Tran's proposed FY 2018 Budget. District 6 (DR)

2. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida affirming the BCC's desire to continue as the Community Transportation Coordinator (CTC) for Palm Beach County; requesting the Palm Beach Metropolitan Planning Organization (MPO) adopt a Resolution officially recommending the BCC as the CTC for Palm Beach County; and requesting the MPO to notify the Florida Commission for the Transportation Disadvantaged (CTD) accordingly. **SUMMARY:** Since 1999, the BCC, acting through Palm Tran, has been the designated CTC for Palm Beach County. Palm Tran, on behalf of the BCC, has fulfilled all CTD requirements to coordinate transportation services for the transportation disadvantaged with the most cost effective and efficient service. The Agreement between the BCC and CTD to provide services as the designated CTC for Palm Beach County expires June 30, 2017. Chapter 427, Florida Statutes requires the MPO to recommend a CTC to the CTD for approval. The BCC's notification to the MPO-by letter and resolution-of its desire to continue as the CTC for Palm Beach County is necessary prior to the MPO's supportive recommendation. Countywide (DR)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

3. Staff recommends motion to:

A) approve the submittal of the Fiscal Year 2017 Certifications and Assurances (Assurances) to the Federal Transit Administration (FTA);

B) approve the FTA Master Agreement FTA MA (23) dated October 1, 2016; and

C) authorize Palm Tran's Executive Director, or his designee, through the County Administrator, to electronically execute and file the required Certifications & Assurances on behalf of the Board of County Commissioners (BCC) and to bind the BCC's compliance with the Certifications & Assurances.

SUMMARY: On December 20, 2016, the FTA published in the Federal Register the FY 2017 list of Certifications and Assurances and the FY 2017 Master Agreement. The annual list of Assurances covers 23 topics such as Lobbying, Alcohol and Controlled Substances Testing, Seniors and Individuals with Disabilities Programs, Non-Discrimination, DBEs and Hiring Preferences. FTA requires grantees to submit Certifications and Assurances within 90 days of publication. Submitting the assurances to the FTA, signifies the County's commitment to comply with the pre-award requirements that apply to any award the County pursues during FY2017. The FTA also requires an affirmation from the applicant's attorney that the applicant has authority to make and comply with the Assurances. The FTA Master Agreement MA (23) contains the standard terms and conditions for an award of federal assistance administered by the FTA and supersedes the previous MA (22) dated October 1, 2015. These documents do not allocate any funding or pledge any county funds. Countywide (DR)

4. Staff recommends motion to:

A) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida, finding that certain County-owned buses are not needed for the County's transit system or any other County purpose; Authorizing the sale, conveyance and transfer of two buses to Lakeland Area Mass Transit District; approving an Agreement regarding the sale, conveyance and transfer of buses; establishing an effective date; and

B) approve an Agreement regarding the sale, conveyance and transfer of two buses to Lakeland Area Mass Transit District.

SUMMARY: Palm Tran needs to dispose of two 2003 Gillig 29 ft. buses that have reached their useful life and may be sold or transferred with the FTA's approval. Lakeland Area Mass Transit District has approached Palm Tran and expressed a desire to acquire the buses. Further, they have affirmed that they are an entity qualified and eligible to receive a conveyance of personal property from Palm Beach County in accordance with the requirements of Section 125.38, F.S., and that they desire to use the buses for the public or community interest and welfare. Palm Tran will submit the Board's Resolution to the FTA and request written approval to transfer the buses for the agreed sum of \$2. These buses were purchased using 100% Federal funds. Countywide (DR)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to:

A) approve Cooperative Agreement with Bay Area Youth Services, Inc., d/b/a BAYS Florida, (BAYS) to provide behavioral therapy services to youth and their families as part of the State of Florida's Juvenile Diversion Alternative Program to become effective upon execution by the parties for a period of two years, with an automatic two-year renewal, at no cost to the County; and

B) authorize the County Administrator, or designee, to execute any future agreements/minor amendments with BAYS to provide behavioral therapy services.

SUMMARY: BAYS coordinates various services under the Juvenile Diversion Alternative Program (JDAP). When appropriate, BAYS desires to coordinate with the Youth Services Department (YSD) and the wide range of therapeutic services provided to youth and their families. Only youth referred by the Department of Juvenile Justice and approved by the State Attorney's Office shall be admitted into the JDAP program. BAYS accepts the JDAP youth referrals within the 15th Judicial Circuit, and other Florida locations. BAYS, a Florida not-for-profit organization, provides youth and family services, and assigns a case manager for each JDAP referred youth. The targeted age group to be served is 17 years and under. Countywide (HH)

2. Staff recommends motion to approve:

A) Contract for Provision of Services with Friends of Community Services, Inc. (Contract) for the period April 3, 2017, through September 30, 2017, in an amount not to exceed \$452,436 for Summer Camp Scholarships; and

B) Budget Transfer of \$9,457 in the General Fund from the Youth Violence Initiative (Unit 7678) to the Summer Camp Scholarships program (Unit 2514) to fund the cost of the Contract.

SUMMARY: The Summer Camp Scholarship Program pays full tuition and associated fees for eligible children to attend day camp during the summer months. The Board of County Commissioners has allocated \$442,979 to fund summer camp scholarships for eligible children in FY 2017. This allocation includes an administrative fee not to exceed \$8,750. Staff is recommending \$9,457, currently budgeted for the Youth Violence Prevention program, be reallocated to cover additional funded scholarships limited to youth involved in the juvenile justice system that may not otherwise be eligible for summer camp. Since 1995, Friends of Community Services, Inc. (Friends) has provided support for the Summer Camp Scholarship Program. Friends also develops and implements marketing strategies to raise additional funding for the Summer Camp Scholarship Program. Friends receives these funds, which are matched by Children's Services Council of Palm Beach County, in addition to other grants and private donations resulting in the ability to provide approximately 2,400 scholarships to Palm Beach County youth to attend more than 90 camps. Countywide (HH)

3. CONSENT AGENDA APPROVAL

CC. INTERNAL AUDITOR

1. Staff recommends motion to ratify: the County Internal Auditor's signature on an Agreement with the Association of Local Government Auditors to conduct a peer review of the County Internal Auditor's Office at an estimated cost of \$4,500. **SUMMARY:** Government Auditing Standards require a triennial peer review of each audit organization conducting audits in accordance with Government Auditing Standards. This requirement applies to the County Internal Auditor's Office. The review will be conducted by the Association of Local Government Auditors (ALGA). The only cost to Palm Beach County for the peer review is the travel costs for the three-person team conducting the review. The Agreement specifies that meal and incidental travel expenses will be reimbursed based on the United States Federal Government GSA Schedule for the respective region. Countywide (PFK)

DD. SHERIFF

1. Staff recommends motion to:
 - A) **accept** on behalf of the Palm Beach County Sheriff's Office, a SubRecipient Agreement for Federal Grant Funding Assistance between the Florida Department of Law Enforcement and the Palm Beach County Sheriff's Office through a FY16 Paul Coverdell Forensic Sciences Improvement Act Formula Grant in the amount of \$37,588, for the period of January 1, 2017, through December 31, 2017; and
 - B) **approve** a Budget Amendment of \$37,588 in the Sheriff's Grants Fund.

SUMMARY: The National Institute of Justice awarded these funds to the Florida Department of Law Enforcement for the "FY16 Paul Coverdell National Forensic Sciences Improvement Grant". On February 1, 2017, the Palm Beach County Sheriff's Office was awarded funds to improve the quality of forensic services. Funds provided will be used for overtime, travel, and training costs. There is **no match requirement** associated with this award. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

DD. SHERIFF (Cont'd)

2. [Staff recommends motion to approve:](#) a Budget Transfer of \$213,000 from the Law Enforcement Trust Fund (LETF) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 25% of the LETF's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2017 donation requirement is \$293,779. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$625,501. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETF requires approval by the Board, upon request of the Sheriff. The current State LETF balance is \$2,163,471. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$1,950,471. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (DC)

ORGANIZATION	AMOUNT
Child Protection Team of Palm Beach, Inc.	\$10,000
College Path, Inc.	\$25,000
Drug Abuse Foundation of Palm Beach County, Inc.	\$120,000
Gratitude House, Inc.	\$10,000
Horses Healing Hearts, Inc.	\$10,000
NOPE Task Force, Inc.	\$10,000
Palm Beach County PAL, Inc.	\$10,000
Palm Beach County Substance Abuse Coalition, Inc.	\$3,000
Sunset House, Inc.	\$15,000
Total Amount	\$213,000

3. CONSENT AGENDA APPROVAL

DD. SHERIFF (Cont'd)

3. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a High Intensity Drug Trafficking Area (HIDTA) Program grant in the amount of \$90,354 for the Palm Beach Narcotics Task Force, for the period of January 1, 2017, through December 31, 2018; and

B) approve a Budget Amendment of \$90,354 in the Sheriff's Grants Fund.

SUMMARY: On February 6, 2017, the Palm Beach County Sheriff's Office received an award from the Office of National Drug Control Policy. The funds will be used for overtime reimbursement and other expenses associated with the Palm Beach Narcotics Task Force. There is **no match requirement** associated with this award. Countywide (LDC)

4. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Letter of Donation from the Palm Beach County Police Athletic League, Inc., for a donation in the amount of \$44,000 for a one-year period; and

B) approve a Budget Amendment in the amount of \$44,000 in the Sheriff's Grants Fund.

SUMMARY: On December 22, 2016, the Palm Beach County Police Athletic League, Inc. (PAL) provided a Letter of Donation to the Palm Beach County Sheriff's Office to fund the first year salary of a Recreation Specialist who will be assigned to the Westgate Community Center where PAL will be collaborating with Palm Beach County Parks and Recreation to provide recreational and educational programming at the Westgate Gymnasium. **There is no match requirement associated with this award.** Countywide (LDC)

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

A. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** Budget amendments and transfers in various funds reflecting adjustments for balances brought forward, other revenues, reserves and operating expenses. The total of the adjustments is an increase of \$93,635,523 in 186 funds. **SUMMARY:** These budget amendments and transfers are necessary to adjust FY 2017 budgets to reflect differences between actual and estimated revenues and expenditures of FY 2016. These amendments adjust the balances brought forward, various revenue, expenditure, and reserve accounts to their audited balances. The proposed adjustments include \$17,106,523 additional reserves in the General Fund. This amount is within 1% of the prior year’s adjustment. The adjustment is a result of:

- (\$556,750) net reduction in revenues, excess fees and commission refunds from Constitutional Officers and Judicial: Sheriff’s Office (\$2,786,184), Clerk and Comptroller \$526,388, Supervisor of Elections \$363,296, Tax Collector \$291,326, Property Appraiser \$403,972, Judicial \$644,752 and
- \$12,460,348 BCC department expenditures less than and revenues greater than originally estimated, and
- \$659,006 in other agencies (i.e. Commission on Ethics, Health Department, General Government, etc.) expenditures less than and revenues greater than originally estimated, and
- \$5,449,621 in major and other revenues greater than estimated.

FY 2018 budget projections currently assume these additional reserves will be carried forward to balance the annual budget. Countywide (PFK)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to approve on preliminary reading and advertise for public hearing on April 4, 2017 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, establishing the Property Assessed Clean Energy (PACE) Program Ordinance; providing for a title; providing for authority; providing for applicability; providing for definitions; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for enforcement; providing for penalties; providing for captions; and providing for an effective date. **SUMMARY:** At the July 12, 2016 Board of County Commission (Board) meeting, staff was directed by the Board to develop a Property Assessed Clean Energy (PACE) ordinance to implement a Countywide PACE program, provide for both residential and commercial availability of the program, and provide for participation in one or more established PACE programs. PACE programs provide financing for qualified energy efficiency, renewable energy, and wind resistant improvements. PACE financing is repaid as an assessment on the property's regular tax bill. This Ordinance reflects those directions establishing requirements for the PACE programs, including consumer protection requirements, and incorporates best practice standards to ensure high quality PACE providers and programs. Countywide (JB)

2. Staff requests Board direction: regarding the implementation of a paid parental leave benefit, for the birth, adoption, or placement of a foster child for certain eligible County employees. **SUMMARY:** At the November 1, 2016 regular meeting of the Board of County Commissioners, staff was directed to explore the feasibility and economic/fiscal impact of implementing a paid parental leave benefit for County employees for the birth, adoption, or placement of a foster child. Six neighboring Florida cities and one county currently offer paid parental leave benefits. All of these employers have begun offering this benefit within the past two years, and most within the past few months. The most common duration of paid parental leave offered by these employers is six weeks, and it is most commonly offered to full-time employees with at least one year of service, concurrent with Family Medical Leave (FMLA), at 100% of the employee's base salary. Miami-Dade County offers the benefit with a six-week duration but at 100% of base salary for the first two weeks only, followed by 75% and 50% respectively for each of the remaining two-week periods. If the Board were to direct staff to implement a paid parental leave policy, it must consider the differing extended leave policies offered to bargaining employees vs. non-bargaining employees. Currently, bargaining employees in the IAFF and CWA receive some level of pay for extended leave, while general, non-bargaining employees and Palm Tran employees do not, beyond their accumulated sick and vacation time. The Board offers a voluntary short-term disability policy which provides 67% of the employee's salary for six to eight (6-8) weeks following the birth, adoption, or foster placement of a child. The direct cost of a six-week paid parental leave benefit, based on the average weekly wage of eligible non-bargaining employees and the typical number of births per year, is estimated to be in the range of \$146,588 - \$195,450 per year depending on the percentage of pay offered; however, this figure could vary from year to year, based on the number of births that occur. Additional costs would include temporary replacements for the subject employee and overtime. Countywide (DO)

5. REGULAR AGENDA

B. COUNTY ATTORNEY

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on April 4, 2017 at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, repealing Palm Beach County Code, Chapter 2, Article VI, and adopting a new Palm Beach County Equal Employment Ordinance; providing for short title; providing for purpose; providing for definitions; providing for duties and powers of the Office of Equal Opportunity; providing for powers and duties of the Director; providing for the Equal Employment Board; providing for filing of complaints; providing for notice of complaint; providing for processing complaint; providing for withdrawal of complaint; providing for preservation of records; providing for dismissal of complaint; providing for investigation procedures; providing for determination of reasonable cause; providing for administrative remedies; providing for enforcement by private persons; providing for unlawful employment practices; providing for limitations and exceptions, providing for repeal of laws in conflict; providing for savings clause; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date. **SUMMARY:** The current Equal Employment Ordinance was last amended in 2007. Due to the procedural and substantive changes made to the ordinance with the purpose of bringing it into substantial compliance with the Federal and State Laws governing equal employment and the County's policy concerning Advisory Boards such as the Equal Employment Board, repealing and replacing the Equal Employment Ordinance in its entirety is more efficient than amending it piecemeal. The League of Cities has no opposition to the proposed amendment to the ordinance. The Equal Employment Board supports the proposed ordinance in its present form. Countywide (DRO)

2. [Staff recommends motion to adopt:](#) a Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending Resolution No. R2009-0472, as amended by Resolution No. R2009-2171, Resolution No. R2011-1101, Resolution No. R2012-1034 and Resolution No. R2015-0359, approving revisions to the Investment Policy and providing for an effective date. **SUMMARY:** On January 25, 2017, the County Investment Policy Committee recommended the following revisions to the County Investment Policy, attached as Exhibit "A" to the Resolution:
 - a) On page 4, correcting references listed at the bottom of the page;
 - b) On page 8, correcting statutory reference; adding language, "of the market value of the total portfolio at the time of purchase" – due to fluctuations of the portfolio size over time and the resulting changes to percentage of asset allocations;
 - c) On page 9, No. 5, to make language compliant with the statute;
 - d) On page 9, deleting unnecessary references at the bottom of the page;
 - e) On page 10, No. 7, recommending an increase in the maximum allowable investment in commercial paper from 15% to 25%, and the maximum per issuer be raised from 2% to 3%. For the past decade, commercial paper has not been an attractive short-term liquidity option as compared other allowable investment alternatives. With money market reform in September of 2016, this has changed. The demand for commercial paper, heavily used by prime money market funds, dramatically fell and thus the yields offered increased significantly. Prime funds are now subject to a floating N.A.V. The recommended percentage maximums are more in line with peer counties;
 - f) On page 13, deleting unnecessary references at the bottom of the page;
 - g) On page 18, clarifying necessary actions in the event an issuer fails to maintain necessary qualifications;
 - h) On pages 22 and 23, adding an alternative to trust receipts to identify and document ownership of securities and deleting duplicate language; and
 - i) On page 24, aligning language with actual practice. Countywide (PFK)

5. REGULAR AGENDA

C. COMMUNITY SERVICES

1. [Staff recommends motion to approve:](#) a Budget Transfer in the amount of \$41,845 from the General Fund, Contingency Reserves to the Division of Human and Veteran Services (DHS), for the provision of emergency services provided to 28 homeless families and individuals in Belle Glade that were displaced as a result of condemnation during the months of December 2016 and January 2017. **SUMMARY:** On December 15, 2016, DHS was notified that 14 Belle Glade families were being displaced as a result of condemnation due to unsafe conditions at their residence. Emergency shelter services were needed immediately and DHS secured 14 hotel rooms in Belle Glade and initiated case management services. On December 22, 2016, an additional 14 families were displaced under the same circumstances. Fourteen additional hotel rooms were secured in South Bay and case management services were provided. The maximum length of placement for each family, due to funding restrictions, is 30 days. DHS accessed Federal Emergency Food and Shelter Program (EFSP) funding and expended \$41,845 for the purpose of sheltering these families. This has resulted in the unanticipated expenditure of 48% of the 2017 EFSP funding. (Division of Human and Veteran Services) Countywide (HH)

5. REGULAR AGENDA

D. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to:

A) approve an Economic Development Incentive Agreement with 3D Medical Manufacturing, Inc., d/b/a TECOMET (Company), for a local match cash incentive of \$89,000 paid according to the State's schedule for the Qualified Target Industry Program;

B) approve a Budget Transfer of \$89,000 from the General Fund Contingency Reserves to the Department of Economic Sustainability Fund Economic Incentive Growth Program;

C) approve a Budget Amendment of \$89,000 in the Department of Economic Sustainability Fund to recognize the funds from the General Fund; and

D) adopt a Resolution amending Resolution No. R2016-1423.

SUMMARY: On September 27, 2016, the Board of County Commissioners (BCC) conceptually approved (R2016-1423) an Economic Development Incentive for the Company totaling \$89,000. This Agreement discloses the name of the Company, 3D Medical Manufacturing, Inc., d/b/a TECOMET, previously referred to as Project Cranium. The Agreement requires the Company to make a minimum \$11.9 Million capital investment to expand its current operations in Riviera Beach, to relocate its Regional Headquarters, and to create 178 new full-time jobs over a five-year period. These full-time jobs must have an annualized average wage of \$50,675 excluding benefits and a have median wage of \$41,695. On September 27, 2016, the BCC conceptually approved Project Cranium at an annualized average salary of \$53,484. The Company has confirmed that the annualized average wage as approved by the State totals \$50,675. The Agreement and the amended resolution reflect the adjusted annual average wage. The Company will maintain the new jobs for a period of five years following the job creation period. The Company will retain 255 existing Palm Beach County jobs and the new and retained jobs must be retained for an additional five years from the date of the Agreement. The five-year economic impact is estimated to be \$342.2 Million. The Company is being offered an incentive in the form of a Qualified Target Industry (QTI) Tax Refund in the amount of a \$890,000. Of this amount, \$712,000 is from the State of Florida and \$178,000 is from local government entities. The local share will be split equally between Palm Beach County and the City of Riviera Beach in the form of cash grants in the amount of \$89,000 each. The incentive will be provided over a period of eight years provided the project meets the requirements under State of Florida. The grant will be paid according to the State's QTI Refund Schedule, and will be secured by a letter of credit or bond. District 7 (JB)

5. REGULAR AGENDA

D. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to:

A) adopt a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Orchid, a company authorized to do business in the State of Florida, as a Qualified Target Industry (QTI) business pursuant to s.288.106, Florida Statutes; providing for local financial support for the Qualified Target Industry Tax Refund Program not to exceed \$70,000; and providing for an effective date; and

B) conceptually approve an Economic Development Incentive for Project Orchid in the form of a cash incentive not to exceed \$70,000 over five years.

SUMMARY: Project Orchid is considering maintaining its Boca Raton-based corporate headquarters and expanding operations in anticipation of substantial growth. We understand the project will invest \$6.1 Million to lease, renovate, and equip a 39,000 square foot facility and create 100 new jobs over a two-year period at an annualized average wage of \$100,000 and a median wage of \$90,000. The company will retain 92 existing jobs. The five-year local economic impact is estimated to be \$165.3 Million. The Company is being offered a \$700,000 incentive in the form of a QTI Tax Refund. Of this amount, \$560,000 is from the State of Florida and \$140,000 is from local government entities. The local share will be split equally between Palm Beach County and the City of Boca Raton in the form of cash grants in the amount of \$70,000 each. The incentive will be provided over a period of five years provided the project meets the State's requirements. The County's grant will be paid according to the State's QTI Refund Schedule and will be secured by a letter of credit or bond. The company will be required to enter into a formal agreement memorializing their commitments and establishing terms under which the local match will be provided. At such time the company's name will be disclosed. Other states under consideration by the company include California, New Jersey and Georgia. District 4 (JB)

5. REGULAR AGENDA

E. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve:

A) Refund of payments made by municipalities prior to Inspector General law-suit in the amount of \$223,588;

B) a transfer from the General Fund Contingency Reserve to fund these refunds in the amount of \$223,588;

C) a Budget Amendment in the Office of Inspector General Fund (1483) to recognize transfer from General Fund and appropriate budget for refunds; and

D) Elimination of account receivable for invoices recorded after initiation of law suit for the current balance of \$442,740 due to the court ruling.

SUMMARY: In November 2010, the voters of Palm Beach County approved a referendum amending the County Charter to establish an OIG applicable to both the County and all municipalities approving the amendment. The referendum stated the program would be funded by the County Commission and all other governmental entities subject to the authority of the Inspector General. The County implemented the program and sought payment from all municipalities for their share of the funding. After the receipt of partial payments (\$223,588), some municipalities refused to pay the invoices from the County on the grounds that the demand for payment violated sovereign immunity and sued the County. The Courts initially ruled in favor of the County. However, upon appeal, the Courts ruled in favor of the municipalities. The case is now final. As a result, some municipalities have requested a refund. This item will establish the necessary budget to refund any monies paid prior to the law suit. Due to the court ruling, this item also authorizes the elimination of invoices recorded, but not paid, after initiation of the law suit. Countywide (LB)

5. REGULAR AGENDA

F. AIRPORTS

1. Staff recommends motion to approve:

A) Hotel Development Site Lease Agreement (Lease) with CVH PBI, LLC, a Florida Limited Liability Company, for the lease of approximately 130,680 square feet of unimproved ground for the development of a hotel on the Palm Beach International Airport (PBI), commencing on March 14, 2017, and expiring 50 years from the date of beneficial occupancy, for an initial annual rental in the amount of \$156,816 or 3.5% of annual hotel revenues, whichever is greater; and

B) A Budget Transfer of \$1,500,000 in the Airport's Improvement and Development Fund to provide budget for necessary infrastructure improvements to access roadways and utility corridors. This includes a Transfer from Reserves of \$1,500,000.

SUMMARY: The Lease provides for the development of a 120 room hotel on approximately three acres of vacant land west of the lake on the northeast corner of the PBI. The hotel brand is a Home2 Suites by Hilton, which is a limited service, upper/midscale all-suite hotel. CVH PBI will pay the greater of initial annual rental of \$156,816 or 3.5% of annual hotel revenues and make a minimum capital investment of no less than \$10,000,000. The minimum rental guaranteed to the County over the term of the Lease is \$7,840,800, which does not take into consideration rental escalation or percentage rent. Construction of the hotel pursuant to the Lease must be completed in no more than 24 months. Infrastructure improvements are necessary due to increased traffic demands on PBI's access roadways and for the development of the northeast corner of PBI. The Department is pursuing grant funding for a portion of the infrastructure improvements. The Lease confirms the County's commitment to complete the necessary infrastructure improvements located outside the leased property. The lease of the property in the northeast corner of the PBI, including the hotel property, is anticipated to generate more than \$1,000,000 in annual rental revenues. CVH PBI has agreed to a minimum of 8% Airport Concession Disadvantaged Business Enterprise participation over the term of the Lease. Countywide (HF)

5. REGULAR AGENDA

F. AIRPORTS (Cont'd)

2. Staff recommends motion to:

A) adopt a Resolution finding the Fifth Amendment to Lease Agreement with MSP Partners Realty, LLC (MSP Partners) (R92-471D) (Lease) to be in the County's best interests; and providing for an effective date; and

B) approve a Fifth Amendment (Amendment) to the Lease for the Airport Center Hilton Hotel (Hotel), acknowledging approval of operation of Home2 Suites by Hilton on the Palm Beach International Airport (PBIA); modifying provisions related to temporary reduction in percentage rent based on demonstration of revenue losses; and updating non-discrimination language.

SUMMARY: The Lease requires MSP Partners' consent prior to the operation of a Hilton brand hotel on PBIA. A Home2 Suites by Hilton hotel has been proposed to be developed on PBIA. MSP Partners has agreed to provide the necessary consent subject to the County agreeing to make certain modifications to the Lease addressing concerns regarding potential revenue declines resulting from the operation of a Hilton hotel on PBIA. The Lease currently provides for a reduction of 1% in percentage rent for a period of up to five years in the event MSP Partners is able to demonstrate a loss in gross revenues of 15% for three consecutive months after the opening of a new hotel on PBIA. MSP Partners has requested to reduce the percentage from 15% to 10%, which equates to a loss of an average of more than \$68,000 per month in order to claim a temporary reduction in percentage rent based on gross revenues reported for the prior lease year. The Amendment also extends the timeframe for MSP Partners to claim a reduction from 18 to 36 months from the opening of a new hotel and updates County and federal non-discrimination language. The Department recommends approval of MSP Partners' requested changes because it is uncertain that the Hotel will experience a significant decline in revenues, the provision does not modify the minimum annual guaranteed rental to the County, the requested revisions are reasonable in light of the revenue loss that must be demonstrated prior to a reduction in percentage rent and any temporary reduction in rent will be offset by revenues from the new hotel. Countywide (HF)

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MARCH 14, 2017

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE CHILD CARE FACILITIES BOARD

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

A. HEALTH DEPARTMENT

- 1. Staff recommends motion to approve: the reappointment of one member to the Child Care Advisory Council to fill the position that requires representation by a family day care provider for the term March 14, 2017, to September 30, 2019:

<u>NOMINEE:</u>	<u>SEAT No.:</u>	<u>REQUIREMENT:</u>	<u>NOMINATED BY:</u>
Mary L. Morris	2	Represents and operates a family child care home as a private enterprise	Mayor Burdick Comm. Valeche Comm. Abrams

SUMMARY: The Child Care Advisory Council is comprised of seven members who serve at the pleasure of the Board of County Commissioners. Members must consist of two members who represent and operate private child care facilities in Palm Beach County one of whom operates a family day care home or large family child care home; one member who represents and operates a parochial child care facility in Palm Beach County; one consumer protection enforcement official; one member for fire protection, engineering or technology; and one member who, at the time of appointment, was the parent of a child attending a child care facility in Palm Beach County; and one representative from applicant, Mary L. Morris, has been a licensed family child care operator in Palm Beach County for the past 14 years and has served on the Child Care Advisory Council since January 2013. With this approval the Council will consist of six members: 1 African-American male (17%); 4 Caucasian female (66%); and 1 African-American female (17%). Countywide (HH)

ADJOURN AS THE CHILD CARE FACILITIES BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

MARCH 14, 2017

8. MATTERS BY THE PUBLIC – 2:00 P.M.

MARCH 14, 2017

9. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

MARCH 14, 2017

10. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, MAYOR

C. District 3 – COMMISSIONER DAVE KERNER

Request approval to present off-site, a Certificate of Appreciation to Samuel J. Ferreri.

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

Request approval to present off-site, a Proclamation declaring March 22, 2017 as “All People’s Day” in Palm Beach County.

F. District 6 - COMMISSIONER MELISSA MCKINLAY, VICE MAYOR

G. District 7 – COMMISSIONER MACK BERNARD

11. 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."