

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JUNE 6, 2017

<u>PAGE</u>	<u>ITEM</u>	
23	3M-5	<u>REVISED MOTION AND SUMMARY:</u> Staff recommends motion to: A) approve revised Agreement with The Morikami, Inc., a Florida not-for profit corporation, defining and clarifying roles pertaining to the funding, management, operation and use of the Morikami Museum and Japanese Gardens (“Museum”); and B) authorize staff to prepare and issue a request for proposal (RFP) to construct and operate an authentic Japanese Inn (Ryokan) at the Museum in accordance with the approved Master Plan. SUMMARY: The Museum is owned by the County and is operated by the Parks and Recreation Department in cooperation with The Morikami, Inc. (“Corporation”), whose purpose is to support the overall mission and operations of the Museum. The Museum includes a theater, café, exhibit space, library, offices, gift shop, and 16 acres of Japanese Gardens and is accredited by the American Alliance of Museums. Annual admissions at the Museum in FY 2016 were 116,974, with annual revenue of \$1.4M. On January 12, 1999, Palm Beach County (“County”) and the Corporation entered into a revised Agreement (R99-78D), superseding Agreement R88-1675D. Since then, the complexity, size and scope of the Museum’s operation has changed significantly. (Parks)
26	3U-4	DELETED
29	4B-4	<u>REVISED MOTION:</u> Staff recommends motion to approve: Second Amendment to the Palm Beach County Disparity Study Contract amending Article 3 – Schedule to retroactively extend the termination of the contract from April 1, 2017 to December 31, 2017. <u>Article 4 – Payments to Consultant, paragraph B is amended to bring contract language into compliance with current standard language.</u> All other provisions of the contract shall remain in full force and effect. (Administration)

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the preliminary 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**

JUNE 6, 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
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- 4. REGULAR AGENDA (Pages 28-31)**
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- 5. BOARD APPOINTMENTS (Page 32)**

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- 2C-5 Honor Guard Day
- 2C-6 Amateur Radio Week
- 2C-7 LGBT Pride Month
- 2C-8 HIV Testing Day

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2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Certificates of Congratulations Presented to Kolton Paxson and Gracie Leon for earning medals at the Florida State Rowing Association’s Scholastic Regatta and the Youth Southeast Regional Regatta (Sponsored by Commissioner Valeche)
2. Proclamation declaring June 2017 as “Summer Reading Month” in Palm Beach County (Sponsored by Mayor Burdick)
3. Proclamation declaring June 22, 2017, as “World Refugee Day” in Palm Beach County (Sponsored by Mayor Burdick)
4. Certificate of Congratulations Presented to the Greenacres C.A.R.E.S. Junior Garden Club for earning two first place awards from National Garden Clubs, Inc. for the projects “Protecting Our Pollinators” and “BEE a Wildlife Action Hero” (Sponsored by Mayor Burdick)
5. Proclamation declaring July 1, 2017 as “Honor Guard Day” in Palm Beach County (Sponsored by Commissioner Kerner)
6. Proclamation declaring the week of June 19-25, 2017, as “Amateur Radio Week” in Palm Beach County (Sponsored by Commissioner Berger)
7. Proclamation declaring June 2017 as “LGBT Pride Month” in Palm Beach County (Sponsored by Vice Mayor McKinlay)
8. Proclamation declaring June 6, 2017 as “National HIV Testing Day” in Palm Beach County (Sponsored by Commissioner Bernard)

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** Appointment of Ashley Tripp to the CareerSource Palm Beach County, Inc. Board of Directors (Board) for the period June 6, 2017 through June 5, 2020.

Nominee/ Appointment	Seat No.	Term	Area of Representation	Nominated By
Ashley Tripp	7	6/6/17-6/5/20	Private Sector	Business Development Board of Palm Beach County, Inc.

SUMMARY: On November 18, 2014, the Board of County Commissioners (BCC) approved the Third Amendment to Interlocal Agreement (R2014-1650) creating the Palm Beach Workforce Development Consortium (R2007-1220) which establishes the current Board composition. The Agreement states that 14 private sector members are appointed by the BCC. The Workforce Innovation and Opportunity Act requests that an emphasis be placed on Chief Executive Officers or highest level of management positions for both community and business sector appointments. The CareerSource Palm Beach County, Inc. Board of Directors is comprised of a minimum of 19 members with representation established in Attachment 3 to the agenda item. The Board has 35 seats, 23 currently filled and diversity count of Caucasian: 18 (78%), African-American: 4 (17%) and Hispanic: 1 (4%). The gender ratio (female:male) is: 14:9. This nominee is a Caucasian female. Countywide (HH)

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

Meeting Type	Meeting Date
Budget Retreat	February 21, 2017
Zoning	March 23, 2017

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:** 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; Water Utilities Department; Environmental Resources Department; and the Department of Airports during June 2016.
5. **Staff recommends motion to receive and file:** list of Clerk & Comptroller Finance Department records which have been converted to an electronic format. **SUMMARY:** These records have been converted from paper to an electronic format. The electronic records will be maintained according to their required retention schedule under the State of Florida’s General Records Schedule GSI-SL for State and Local Government Agencies. (Ch. 119, Ch. 257)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Contract with Rosso Site Development, Inc. (Rosso) in the amount of \$743,903.10 for the construction of Wallis Road Pathway, E-3 Canal to Haverhill Road. **SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Rosso, a Palm Beach County based company, to begin construction of a 6' wide concrete pathway on the north side of Wallis Road between the LWDD E-3 Canal and Haverhill Road and extend the existing storm water discharge to the E-3 Canal. The work includes mobilization, clearing and grubbing, maintenance of traffic, asphalt pavement, earthwork, drainage, NPDES compliance, and other work as described in the Contract and on the plans. The Small Business Enterprise (SBE) goal for all contracts is 15%. The lowest responsive, responsible bidder, Rosso met the SBE goal with a proposed 42.6% participation. District 2 (LBH)
2. **Staff recommends motion to adopt:** Resolution authorizing execution of a tri-party railroad reimbursement agreement with the Florida Department of Transportation (FDOT) and the South Florida Regional Transportation Authority (SFRTA) for the installation and maintenance of upgraded railroad grade crossing traffic control devices at the SFRTA crossing on Belvedere Road, DOT/AAR Crossing Number 628135U. **SUMMARY:** The SFRTA will be responsible for installing the traffic control devices and the FDOT will reimburse the SFRTA for all installation costs. Palm Beach County holds the license agreement for this crossing and will continue to pay 50 percent of the annual signal maintenance fee which is currently \$4,465 for this Class VI crossing. District 2 (LBH)
3. **Staff recommends motion to adopt:** Resolution authorizing execution of a tri-party railroad reimbursement agreement with the Florida Department of Transportation (FDOT) and the South Florida Regional Transportation Authority (SFRTA) for the installation and maintenance of upgraded railroad grade crossing traffic control devices at the SFRTA crossing on Palmetto Park Road, DOT/AAR Crossing Number 628165L. **SUMMARY:** The SFRTA will be responsible for installing the traffic control devices and the FDOT will reimburse the SFRTA for all installation costs. Palm Beach County holds the license agreement for this crossing and will continue to pay 50 percent of the annual signal maintenance fee which is currently \$2,260 for this Class IV crossing. District 4 (LBH)
4. **Staff recommends motion to approve:** Task order to the annual structural contract R2017-0027 with R.J. Behar & Company, Inc. (RJB), in the amount of \$114,982.89, for professional services for the Florida Mango Road over PBC L-2 Canal Bridge Replacement (Project). **SUMMARY:** Approval of this task order will provide the professional services necessary for the preparation of design plans and construction bid documents for the project. The Engineering Department's Road and Bridge Division will be replacing the existing bridge on Florida Mango Road, which crosses the PBC L-2 Canal, with a standard multiple reinforced concrete pipe culvert connected to standard straight endwalls. The Small Business Enterprise (SBE) goal for all contracts is 15%. RJB committed to 17% SBE participation for this annual contract and they have proposed 27.11% SBE participation for this task. RJB has an office in Palm Beach County. District 2 (LBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

5. **Staff recommends motion to approve:** Supplement No. 1 (Supplement) with AE Engineering, Inc. (AEE) to Project Contract in the amount of \$1,587,922.22 for construction engineering and inspection (CEI) services for the bridge rehabilitation of Camino Real Road/Boca Club Bridge over the Intracoastal Waterway (Project). **SUMMARY:** On September 7, 2016, AEE was selected through the consultant selection process to provide CEI services for the Camino Real Bridge over the Intracoastal Waterway project. It was then decided that it would be advantageous to divide the CEI services contract into two phases due to the complexities of the project. Phase 1, the original contract, was for a constructability/bidability review of the plans to identify any potential problems prior to bidding the project for construction. Under the County's Purchasing Code and Countywide PPM CWF-050, the County Engineer had the authority to execute the original contract due to the value. The contract was later received and filed by the Board in R2017-0222. The amount expended for Phase 1 was \$23,732.18. No problems with the design plans were identified. Under PPM CWF-050, the Board needs to approve this supplement, since it exceeds the authority of the County Engineer and the Contract Review Committee. Approval of this supplement for Phase 2 will allow AEE to provide the remaining CEI services needed for the project. These services include contractor oversight and project administration throughout the duration of the construction phase. The Small Business Enterprise (SBE) goal for all contracts is 15%. AEE has committed to 3% SBE participation and has proposed 3.09% SBE participation for this supplement. No firms committed to Palm Beach County's SBE goal. The SBE participation for Phase 1 was 0%. AEE is a Palm Beach County based company. District 4 (LBH)

6. **Staff recommends motion to approve:** Second amendment to the annual roadway pathway and minor construction contract R2016-0230, Project No. 2015055, dated March 1, 2016, with Wynn & Sons Environmental Construction Company, Inc. (Wynn & Sons) to increase the amount of the contract by \$3,500,000. **SUMMARY:** Approval of this second amendment will increase Wynn & Sons' contract from \$7,365,000 to \$10,865,000. The increased contract amount is based on updated estimates that exceed the current contract amounts to be expended throughout Palm Beach County by the user departments. The increase is needed for miscellaneous minor roadway projects not anticipated in the original projections (these are generally smaller projects in nature that may need to be expedited) and additional work funded through the infrastructure sales tax for the Parks Department. To date, Wynn & Sons has performed \$5,492,073 in task orders. The Small Business Enterprise (SBE) goal for all contracts is 15%. Wynn & Sons committed to 95% and has achieved that to date for the Engineering related projects. Wynn & Sons is an SBE company and a Palm Beach County based company. Countywide (LBH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to:

A) approve Host Agency Agreement with American Association of Retired Persons (AARP) Foundation Senior Community Service Employment Agency, for the period July 1, 2017, through June 30, 2018, to place seniors with work assignments based on their skills, experience, knowledge and abilities; and

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

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

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. Staff recommends motion to approve: Appointments to the Homeless Advisory Board (HAB) effective June 6, 2017.

<u>Seat No.</u>	<u>Appointment</u>	<u>Member Category</u>	<u>Nominated By</u>	<u>Term Ending</u>
6	Donna Katen-Bahensky	Veterans Administration Medical Center Representative	Veterans Administration Medical Center	9/30/20
8	Uwe K. Naujak	Homeless Services Provider Representative	Executive Committee of the Homeless and Housing Alliance	9/30/20
10	Sophia Eccleston	Business Community Representative	Economic Development Council	9/30/20
11	Joshua Butler	Formerly Homeless Individuals/Families Representative	Homeless and Housing Alliance	9/30/21

SUMMARY: On May 1, 2007, the Board of County Commissioners (BBC) established the Homeless Advisory Board to update a Ten-Year Plan to End Homelessness in Palm Beach County (Ten-Year Plan). The total membership for the Homeless Advisory Board (HAB) shall be no more than 14 at-large members, per Resolution No. R2016-0038, comprised of members representing government, business providers, law enforcement, advocates, education, faith-based and the formerly homeless. Members representing the Palm Beach County Continuum of Care and the homeless community are essential to the work of this board. Mr. Uwe K. Naujak has disclosed that he is employed by The Homeless Coalition of Palm Beach County, Inc., which contracts with the County for services. Mr. Joshua Butler has disclosed that he is employed by Gulfstream Goodwill Industries, Inc., which contracts with the County for services. The HAB provides no regulation, oversight, management, or policy setting recommendations regarding contracts. Ms. Donna Katen-Bahensky will complete a term left vacant by Charleen R. Szabo, which expires on September 30, 2017, and will serve an additional three-year term, which will expire on September 30, 2020. Mr. Uwe K. Naujak will complete a term left vacant by Maite Reyes-Coles, which expires on September 30, 2017, and will serve an additional three-year term, which will expire on September 30, 2020. Mr. Joshua Butler will complete a term left vacant by Alan Bernstein, which expires on September 20, 2018, and will serve an additional three-year term, which will expire on September 30, 2021. The Board has 14 seats; 8 are currently filled with a diversity count of Caucasian: 5 (62.5%), African-American: 3 (37.5%). The gender ratio (female: male) is 3:5. The nominees are two African-Americans, each a male and female, and two Caucasians, each a male and female. (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. **Staff recommends motion to approve:** First Amendment (Amendment) to Automated Teller Machine Concession Agreement with Communitel, Inc. (R2014-1289) (Agreement) for the operation of automated teller machines (ATMs) at the Palm Beach International Airport (PBIA), exercising the option to renew the Agreement for two additional years with a minimum annual guarantee (MAG) of \$25,000. **SUMMARY:** Communitel operates five ATMs at PBIA pursuant to the Agreement. Communitel is a Florida corporation with its principal place of business in Miami and is an Airport Concession Disadvantaged Business Enterprise. The initial term of the Agreement commenced on October 1, 2014, and expires on September 30, 2017. The Agreement provides for one two-year renewal at the County's option. The Amendment exercises the County's renewal option, extending the term of the Agreement to September 30, 2019. This Amendment also modifies the provision for MAG adjustments to provide that it shall not be less than \$25,000, and updates standard County non-discrimination language. Countywide (AH)
2. **Staff recommends motion to receive and file:** General Aviation Airport Aeronautical Activities Permit with John Di Chiara commencing May 1, 2017, expiring on April 30, 2018, and automatically renewing on a May 1st to April 30th annual basis until canceled, for paramotor activities at Palm Beach County Glades Airport in Pahokee. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2010-0323. Countywide (AH)
3. **Staff recommends motion to receive and file:** First Amendment to Non-Signatory Airline Agreement with MN Airlines LLC, d/b/a Sun Country Airlines (R2016-1128), replacing Exhibit "B" increasing their leasehold at the Palm Beach International Airport effective April 17, 2017. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2014-1575. Countywide (AH)
4. **Staff recommends motion to:**
 - A) adopt** resolution approving a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$800,000 to Construct a Fuel Farm and Wash Rack at Palm Beach County Park Airport. This JPA will become effective upon final execution by the FDOT with an expiration date of December 31, 2019; and
 - B) approve** Budget Amendment of \$800,000 in the Airport's Improvement and Development Fund to recognize the receipt of a grant from the FDOT, and budget project cost of \$1,000,000; which includes a transfer from Reserves in the amount of \$200,000.

SUMMARY: The FDOT has issued a JPA reflecting their commitment of funding to the above referenced project in the amount of \$800,000, or 80% of the eligible project costs, whichever is less. Countywide (AH)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** Pre-Qualified Bond Underwriters pool of qualified investment banking firms to serve as senior managers and co-managers for the County's negotiated sale of tax-exempt and taxable municipal bonds and other financing transactions on a non-exclusive and as needed basis selected in accordance with RFP NO. 17-055R/MB. Pre-Qualification of Bond Underwriter Services are as follows: 1) Citigroup Global Markets, Inc., 2) Bank of America – Merrill Lynch, 3) Wells Fargo Securities, 4) Morgan Stanley, 5) J.P. Morgan Securities, L.L.C., 6) Raymond James & Associates, 7) RBC Capital Markets, L.L.C., 8) Goldman, Sachs & Company, 9) Stifel, Nicolaus & Company, Inc., and 10) PNC Capital Markets, LLC. **SUMMARY:** The Selection Committee, comprised of the County Finance Committee, reviewed the RFP responses for the Pre-Qualified Bond Underwriters on April 20, 2017. None of the proposers were certified as County Small Business Enterprises or qualified for Local Preference. These Pre-Qualified Bond Underwriters pool members will be used for negotiated bond sales. A negotiated sale may be considered, for example, when the complexity of the issue requires special expertise, when the negotiated sale would result in substantial savings of time and money, or when market conditions are unusually volatile. In the past few years, the County has issued nine bond issues of which three were negotiated sales. Countywide (PFK)
2. **Staff recommends motion to approve:** Recording of the FY 2016 retirements of tangible personal property (equipment, vehicles, publications) in the official minutes of the Board of County Commissioners' meeting as prescribed by Florida Statutes, Chapter 274. **SUMMARY:** Florida Statutes, Chapter 274 and the Palm Beach County "Surplus Property Ordinance" require the recording of the disposal (retirement) of tangible personal property from the official records of Palm Beach County at historical value. Disposal, retirement, and adjustments total \$27,487,594.77. Countywide (PFK)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to approve:** Interlocal Agreement among the Town of Lake Park (Town) and the Palm Beach County Sheriff's Office (Sheriff) for the County to provide fuel services, including maintenance of a fuel control reader and allowing the Sheriff and County to purchase fuel from the Town. **SUMMARY:** The Agreement establishes the mechanisms by which the County will: 1) provide fuel management services to the Town, and 2) manage, maintain and repair the fuel pump control reader purchased and installed by the Town, including the amount and schedule of payment to the County for such services. The County has provided these services via a prior agreement since 2007. In addition, the Agreement sets forth the terms under which the Town shall allow Sheriff and County employees access to its fuel pump and invoice for fuel usage monthly. The County does not require any additional staffing and/or equipment to implement this Agreement, and as such, this Agreement will result in increased revenues to Fleet Management. The term of the Agreement is five years and retroactively commences on January 9, 2017. There is one renewal option for a period of five years. The Agreement may be terminated by either party for any reason upon 60-day notice. Upon termination or expiration of this Agreement, the fuel control reader shall remain the property of the Town. (FD&O Admin) District 1 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. **Staff recommends motion to approve:** Third Amendment to the Agreement R2007-2247, as amended by R2010-0890 and R2013-1566 (collectively referred to as Agreement), with Medics Emergency Services of Palm Beach County, Inc. (Agency), to retroactively extend the term of the Agreement for interoperable radio communications through the countywide and EMS common talk groups of the County's 800 MHz Radio System to December 17, 2019. **SUMMARY:** The Agreement, which provides the terms and conditions under which the Agency can program into its radios and utilize the countywide and EMS common talk groups for certain inter-agency communications is retroactively extended to December 17, 2016. The Agreement provides for three renewal options, each for a period of three years. The Agency has approved a renewal to retroactively extend the term of the Agreement to December 17, 2019, and the renewal now requires Board approval. The terms of the Agreement are standard and have been offered to all municipalities and local branches of State/Federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no changes associated with this Agreement. The Agency is required to pay all costs associated with Agency's subscriber units and to comply with the established operating procedures for the System. The Agreement may be terminated by either party, with or without cause. This Third Amendment renews the term, updates the insurance provision and adds standard County non-discrimination provisions. Other than the changes set forth herein, all other terms and conditions remain the same. (ESS) Countywide (LDC)
3. **Staff recommends motion to approve:** Interlocal Agreement (Agreement) with the Town of Lake Clarke Shores (Town) for radio maintenance services. **SUMMARY:** The Agreement provides for the provision of radio equipment maintenance services to the Town, by FDO/Electronic Services & Security Division. The services are to be charged on an hourly basis at a cost of \$65/hr/person and \$97.50/hr/person for overtime work. In the event that the County must out-source the labor, a separate labor rate is provided. The rates may be adjusted annually with notification by June 1 (effective that following October 1) at the County's sole discretion, but in no event shall the Town's fee schedule exceed the fee schedule applied to County departments. The Agreement retroactively commences on January 31, 2017, at the expiration of the previous Agreement (R2011-0116), for a term of three years. There is one renewal option for a period of three years. The Agreement may be terminated by either party, with or without cause with a minimum of three months' notice. The County has been providing radio equipment maintenance services to the Town since February 1, 2005. (ESS) Countywide (LDC)
4. **Staff recommends motion to approve:** Declaration of Easement for an underground communication line that services PBSO's motorpool operations garage within the County's South County Administrative Complex located in Delray Beach. **SUMMARY:** PBSO's motorpool operations garage is located within the South County Administrative Complex at 345 South Congress Avenue in the City of Delray Beach, Florida. An underground communications line was recently installed to service the garage. The easement area is approximately 10' wide by approximately 203' long and covers an area of 2,127 square feet (.0488 acre). The Declaration of Easement will be recorded in the public records to document its existence and location. (PREM) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. **Staff recommends motion to approve:** Declaration of Easement for an underground cable television and communication line that services the Airport Center Hilton Hotel (Hotel) located in West Palm Beach. **SUMMARY:** The Hotel is located within the County owned Airport Center Complex at 150 Australian Avenue, West Palm Beach, FL 33406, pursuant to a lease with MSP Partners Realty. An underground cable television and communications line was recently installed to provide additional bandwidth service to the Hotel. The easement area is approximately 10' wide by approximately 624.95' long and covers an area of 6,250 square feet (.1434 acre). The Declaration of Easement will be recorded in the public records to document its existence and location. (PREM) District 2 (HJF)

6. **Staff recommends motion to approve:** Contract with All-Site Construction, Inc. in the amount of \$1,084,602 to construct boat launch and restroom improvements at Okeeheelee Park South, located at 7500 Forest Hill Boulevard. **SUMMARY:** Planned improvements for the 769-acre southern portion of the regional park include the construction of a non-motorized boat launching facility, 64 car and 20 boat trailer parking spaces, restroom building and associated landscaping and site/utility improvements. This work was competitively bid with All-Site Construction, Inc. (All-Site) submitting the lowest responsive, responsible bid. Funding for this project is from the 2005 \$50 Million Waterfront Access Bond Referendum and Park Impact Fees Zone 02. The total construction duration is 270 calendar days. The goal for Small Business Enterprise (SBE) participation is 15% and All-Site's SBE participation for this contract is 43.1%. All-Site is a Palm Beach County business. All-Site became the lowest responsive, responsible bidder after the apparent low bidder's bid was deemed non-responsive. (Capital Improvements Division) District 2 (LDC)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to conceptually approve: For Glades Plaza Enterprises, LLC (Company):

A) a Section 108 Loan in the amount of \$460,300 contingent upon approval of the U.S. Department of Housing and Urban Development (HUD); and

B) a U.S. Department of Agriculture Intermediary Relending Program (IRP) loan in the amount of \$150,000 contingent upon approval of the U.S. Department of Agriculture (USDA).

SUMMARY: The Company, which was founded in 2007, owns and operates Glades Plaza, a 118,000 square-foot shopping center, located at 1504 SW 16th Street in Belle Glade. This location is in Census Tract 80.02, and has a poverty rate of 59%. The shopping center houses two discount department stores, a furniture rental company, a restaurant, a physical therapy center, a daycare center and other retail establishments. The project is located in an economically distressed area and has provided employment opportunities and needed goods and services for nearly 50 years. A HUD Section 108 Loan of \$460,300 and a USDA IRP loan of \$150,000 for a total loan of \$610,300 are recommended for this project. The total project cost is \$1,278,300 and the Company has committed \$668,000 which is 52% of owner equity towards the total project cost. The funds will assist in the construction and renovation of the existing shopping center and provide working capital. This project will meet HUD's national objective by creating 16 full-time jobs. The project was approved by the Loan Review Committee on April 27, 2017. Upon conceptual approval by the Board of County Commissioners, the loan package will then be submitted to HUD and USDA for approval and funding. District 6 (JB)

2. Staff recommends motion to approve: Agreement with the Town of Lantana for street improvements and construction of basketball courts in the amount of \$363,328 for the period of June 6, 2017, through July 31, 2018. **SUMMARY:** This Agreement provides \$363,328 in Community Development Block Grant (CDBG) funding to the Town of Lantana for the construction of sidewalk improvements along North 8th Street, traffic calming measures in the immediate area and the installation of two basketball courts at 901 North 8th Street. On July 12, 2016, the Board of County Commissioners approved the Fiscal Year 2016-2017 Action Plan (R2016-0929), which allocated \$363,328 for the construction of these improvements. **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 (R2017-0062) with the City of Riviera Beach to revise the scope of work of the street improvement project on West 15th Street, West 16th Street and West 17th Street and on Avenue S. **SUMMARY:** On January 10, 2017, the County entered into an Agreement (R2017-0062) with the City of Riviera Beach to provide \$154,063 in Community Development Block Grant (CDBG) funds for roadway improvements including roadway reconstruction, resurfacing and sidewalks on West 15th Street, West 16th Street and West 17th Street between Avenue U and Avenue R and on Avenue S between Blue Heron Boulevard and West 15th Street in Riviera Beach. The City has requested a revision to the scope of work to delete a portion of the work that will be undertaken by the Florida Department of Transportation (FDOT). FDOT will be improving 100 feet of roadway south of Blue Heron Boulevard on Avenue S. This Amendment will revise the scope of work to delete this portion of the project area. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. **Staff recommends motion to receive and file:** Executed Agreements received during the month of March 2017:

A) Standard Potable Water and Wastewater Development Agreement with MPC 3, LLC, #01-01250-000 (District 2), Recorded in OR BK 28941 PG 1815-1822;

B) Standard Reclaimed Water Development Agreement with Palm Beach Properties Development Company, LLC, #03-90011-000 (District 5), Recorded in OR BK 28941 PG 1830-1837; and

C) Standard Reclaimed Water Development Agreement with Boynton Beach Associates XXII, LLLP, #03-90010-000 (District 5), Recorded in OR BK 28941 PG 1823-1829A

SUMMARY: In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants/procurement items must be submitted by the initiating Department as a receive and file agenda item and are attached unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Water Utilities Department 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 TLC Diversified, Inc. (Contract) for the Glades Priority 1 Lift Station Rehabilitation Project (Project) in the amount of \$879,700. **SUMMARY:** On March 15, 2017, five bids were received for the rehabilitation of lift stations in the Belle Glade area. The advertisement included a solicitation for a base bid for the rehabilitation of four lift stations as well as an alternate bid for the inclusion of one additional lift station. The Contract award is based on the base bid. TLC Diversified, Inc. was determined to be the lowest responsive and responsible bidder for the base bid in the amount of \$879,700. The Project will provide for the lift station upgrades required to meet current Water Utilities Department (WUD) standards. The required work involves upgrading the mechanical, electrical, and civil components including discharge piping, pumps, control panel, slabs, wet well, valve vaults, and putting all stations on the WUD Supervisory Control and Data Acquisition system. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall and the Contract provides for SBE participation of 15.34% overall. TLC Diversified, Inc. is a Palm Beach County company. The Project is included in the FY 17 Capital Improvement Plan adopted by the Board of County Commissioners. (WUD Project No. 15-023) District 6 (MJ)
3. **Staff recommends motion to approve:** Continuing Contract for Professional Consultation/Surveying and Mapping Services with Dennis J. Leavy & Associates, Inc. **SUMMARY:** The Continuing Contract for Professional Consultation/Surveying and Mapping Services (Contract) was procured under the provisions of Section 287.055, F.S. (Consultant Competitive Negotiation Act). The Contract will be used to obtain Surveying and Mapping Services for utility related projects and will be available for utilization by other County Departments as needed. The establishment of a task scope and fee negotiation will be undertaken on a task by task basis. Assignment of tasks to Dennis J. Leavy & Associates, Inc. under the Contract will be at the sole discretion of the County through the negotiation of Consultant Service Authorizations (CSA) and the County may choose to select another firm or use in-house staff to perform any task. The Contract has a term of one year with the option of two one-year renewals subject to annual performance review. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. Dennis J. Leavy & Associates, Inc. is a Palm Beach County company and has committed to 100% SBE participation. (WUD Project No. 16-082) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. **Staff recommends motion to approve:** Work Authorization (WA) No. 5 with Cardinal Contractors, Inc., for the TR01 – Water Treatment Plant (WTP) No. 2 Improvements Project (Project) in the amount of \$1,911,309. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Optimization and Improvements Design-Build Contract (Contract) with Cardinal Contractors, Inc. (R2015-0316). WA No. 5 is necessary to increase the high service pumping capacity, upgrade aging lime feed equipment and replace the WTP No. 2 main electrical breaker. Two 350 HP high service pumps with variable frequency drives will be installed to improve fire flow and pumping capacity during hurricanes. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with Cardinal Contractors, Inc. provides for SBE participation of 26% overall. WA No. 5 includes 31.48% overall participation. The cumulative SBE participation, including WA No. 5, is 28.73% overall. Cardinal Contractors, Inc. is a Palm Beach County company. The Project is included in the FY17 Capital Improvement Plan adopted by the BCC. (WUD Project No. 17-020) District 2 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to:**
 - A) approve** Amendment Number One to Agreement (R2015-0721) with the Andrew “Red” Harris Foundation, Inc. (ARHF) increasing the number of donated artificial reef modules in an amount not to exceed \$162,252 in transportation and deployment costs beginning upon execution and ending June 30, 2017;
 - B) approve** Agreement with the Andrew “Red” Harris Foundation, Inc. (ARHF) providing donated artificial reef material in exchange for placing the material within permitted artificial reef sites offshore of northern Palm Beach County for an amount not exceed \$300,000 beginning January 1, 2018, until December 31, 2020;
 - C) authorize** the County Administrator, or designee, to sign all future time extensions, task assignments, and other forms associated with this Agreement, and any necessary minor amendments that do not significantly change the scope of work, terms or conditions;
 - D) adopt** Resolution authorizing the Clerk of the Board to disburse \$300,000 from the Vessel Registration Fee Trust Fund to provide the necessary funding for the placement of artificial reef material; and
 - E) approve** Budget Transfer of \$300,000 from the reserves in the Environmental Enhancement Non-Specific Fund to the Andrew “Red” Harris Foundation reef project.

SUMMARY: Amendment Number One to the ARHF Agreement increases the donation of reef modules to over 100 for placement this summer and utilizes the remaining funds of \$162,252 for transportation/deployment costs. The new Agreement with ARHF provides for the donation of artificial reef material and up to \$300,000 in transport/deployment costs for the Agreement beginning in 2018. District 1 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to receive and file:

A) Arthropod Control Budget Amendment No. 1 to Agreement No. 023779 (R2017-0079,0080) with the Florida Department of Agriculture and Consumer Services (FDACS) for Fiscal Year 2016-2017 revises the Mosquito Control Local-reported budget for October 2016 by increasing Personal Services by \$36,493.55, Chemicals by \$17,855.10, and Capital Outlay by \$31,861.15 to account for \$86,209.80 in funding received from the Department of Health (DOH);

B) Arthropod Control Budget Amendment No. 2 to Agreement No. 023779 (R2017-0079,0080) with the Florida Department of Agriculture and Consumer Services (FDACS) for Fiscal Year 2016-2017 revises the Mosquito Control Local-reported budget for November 2016 by increasing Personal Services by \$32,819.10, Chemicals by \$30,562.10, Misc. Supplies by \$1,764.00, and Capital Outlay by \$21,064.60 to account for \$86,209.80 in funding received from the Department of Health (DOH);

C) Arthropod Control Budget Amendment No. 3 to Agreement No. 023779 (R2017-0079,0080) with the Florida Department of Agriculture and Consumer Services (FDACS) for Fiscal Year 2016-2017 revises the Mosquito Control Local-reported budget for December 2016 by increasing Personal Services by \$26,671.05, Office Supplies by \$1,067.79, Chemicals by \$43,869.60, Misc. Supplies by \$4,069.06, and Capital Outlay by \$10,532.30 to account for \$86,209.80 in funding received from the Department of Health (DOH); and

D) Arthropod Control Budget Amendment No. 4 to Agreement No. 023779 (R2017-0079,0080) with the Florida Department of Agriculture and Consumer Services (FDACS) for Fiscal Year 2016-2017 revises the Mosquito Control Local-reported budget for January 2017 by increasing Personal Services by \$19,862.70, Office Supplies by \$762.82, Chemicals by \$29,092.80, Misc. Supplies by \$2,141.48, and Capital Outlay by \$34,350.00 to account for \$86,209.80 in funding received from the Department of Health (DOH).

SUMMARY: On January 10, 2017, the Board of County Commissioners approved Contractual Services Agreement No. 0023779 (R2017-0079,0080) with FDACS. Delegated authority to sign all future time extensions, task assignments, certifications and other forms associated with this Agreement was approved at that time. The FDACS budget amendments are necessary to account for additional State funding received during the contract year for mosquito control activities from October 2016, through January 2017. Countywide (AH)

3. Staff recommends motion to approve: Amendment No. 3 to Agreement No. 15PB3 with the Florida Department of Environmental Protection correcting the commencement date for reimbursable work from January 1, 2013, to January 1, 2012, for the Ocean Ridge Beach Nourishment Project. **SUMMARY:** Amendment No. 3 corrects the commencement date for reimbursable work from January 1, 2013, to January 1, 2012, to allow for the reimbursement of \$4,415 in eligible costs. Approved work may be eligible for reimbursement retroactive to January 1, 2012. There is no cost to the County. District 4 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

4. Staff recommends motion to:

A) approve Agreement with the Palm Beach County Fishing Foundation, Inc. (PBCFF) providing donated artificial reef units in exchange for placing the material within permitted artificial reef sites for an amount not to exceed \$200,000 beginning upon execution and ending December 31, 2019;

B) adopt Resolution authorizing the Clerk of the Board to disburse \$200,000 from the Vessel Registration Fee Trust Fund to provide the necessary funding for the placement of artificial reef material;

C) approve Budget Transfer of \$200,000 from the reserves in the Environmental Enhancement Non-Specific Fund to the Palm Beach County Fishing Foundation Reef Project; and

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

SUMMARY: The Agreement with the PBCFF provides for the donation of artificial reef units beginning in 2017. The County will transport and deploy the units at permitted artificial reef sites with funding of \$200,000 from the Vessel Registration Fee Trust Fund and potential future grant opportunities. Countywide (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

5. Staff recommends motion to approve:

A) Easement Agreement for Shore Protection with La Pensee Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

B) Easement Agreement for Shore Protection with Dune Deck Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

C) Easement Agreement for Shore Protection with 3600 South Ocean Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

D) Easement Agreement for Shore Protection with 3550 Palm Beach Holdings, LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

E) Easement Agreement for Shore Protection with The Tuscany of Palm Beach Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

F) Easement Agreement for Shore Protection with The Barclay, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

G) Easement Agreement for Shore Protection with Le Chateau Royal Condominium Association, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

H) Easement Agreement for Shore Protection with Palmsea Condominium, Inc. for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

I) Easement Agreement for Shore Protection with Rahat M. Faderani for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years;

J) Easement Agreement for Shore Protection with 3498 South Ocean, LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years; and

K) Easement Agreement for Shore Protection with 3492 South Ocean LLC for construction of the Southern Palm Beach Island Comprehensive Shoreline Stabilization Project effective upon execution for a period of 50 years.

SUMMARY: The Agreements are necessary for the future construction of seven low-profile groins plus a moderate beach fill within a 0.68 mile length of shoreline designated as critically eroded by the Florida Department of Environmental Protection and to facilitate construction within the Project limits. The Agreements also establish public use of the recreational beach within the easement premises. Staff is working to secure two additional Agreements for subsequent Board of County Commissioners (BCC) approval and execution. An Interlocal Agreement with the Town of Lantana is forthcoming. An Easement Agreement with The 3560 Condominium Association, Inc. is still under negotiation. District 4 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

6. **Staff recommends motion to approve:** Contract for Professional Consultant Services with Coastal Systems International, Inc. (CSI) providing professional coastal and marine engineering services, effective for two years from execution through June 5, 2019. **SUMMARY:** CSI, a Palm Beach County company, will provide professional coastal and marine engineering services on a task order basis for various projects within the Department of Environmental Resources Management and other county departments. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. CSI agreed to 10% SBE participation and 15% WBE participation. The Contract contains an option to renew for one additional year. Countywide (DC)

M. PARKS & RECREATION

1. **Staff recommends motion to receive and file:** the following original executed Entertainment Contractor Agreement:

Frank Loverso, Whitestone Band concert, Canyon Amphitheater, on April 22, 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 one concert in April. This event was attended by an estimated 200 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of this concert. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. This Entertainment Contractor Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644 and 2014-0168, and is now being submitted to the Board to receive and file. District 5 (AH)

2. **Staff recommends motion to receive and file:** the following original executed Independent Contractor Agreement:

Palm Beach County Officials Association, Inc., Summer 2017 Youth Basketball League, West Boynton Recreation Center, for the period of April 29, 2017, through June 10, 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. District 3 (AH)

3. **Staff recommends motion to approve:** Budget Transfer of \$32,000 within Park Impact Fees Zone 2 from Reserves to the John Prince Park Custard Apple Natural Area Expansion project. **SUMMARY:** This budget transfer will provide funding necessary to begin the improvements of the Custard Apple Natural Area within John Prince Park which will involve the removal of exotic vegetation and trail development. Funding for this budget transfer is from the Park Impact Fees Zone 2 reserves. District 3 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

4. Staff recommends motion to approve: Amendment No. 01 to Agreement with South Florida Water Management District (SFWMD) Indian River Lagoon License Plate (IRLP) for an environmental restoration project at DuBois Park to modify the source of the required matching funds. This grant contract runs from November 7, 2016, through November 7, 2017. **SUMMARY:** On July 12, 2016, the Board authorized submission of an Indian River Lagoon License Plate grant application to SFWMD, R2016-0908, for shoreline stabilization and environmental restoration at DuBois Park. The grant was awarded and the SFWMD Agreement No. 4600003522 was presented to the Board on December 20, 2016, R2016-1886 to receive and file. The Funding Agreement is now being modified to 1) revise Exhibit "A-1" in order to combine project elements into a single pay application for accounting purposes, and 2) modify the source of the required matching funds. The County originally proposed providing \$33,333 in matching funds using staff time, however, \$10,000 for an ADA compliant pathway has been included in the scope of the project and staff charges are being reduced from \$33,333 to \$23,333. District 1 (AH)

5. Staff recommends motion to:

A) approve agreement with The Morikami, Inc., a Florida not-for-profit corporation, defining and clarifying roles pertaining to the funding, management, operation and use of the Morikami Museum and Japanese Gardens ("Museum"); and

B) authorize staff to prepare and issue a request for proposal (RFP) to construct and operate an authentic Japanese Inn (Ryokan) at the Museum in accordance with the approved Master Plan.

SUMMARY: The Museum is owned by the County and is operated by the Parks and Recreation Department in cooperation with The Morikami, Inc. (Corporation), whose purpose is to support the overall mission and operations of the Museum. The Museum includes a theater, café, exhibit space, library, offices, gift shop, and 16 acres of Japanese Gardens and is accredited by the American Alliance of Museums. Annual admissions at the Museum in FY 2016 were 116,974, with annual revenue of \$1.4M. On January 12, 1999, Palm Beach County (County) and the Corporation entered into an Agreement (R99-78D), superseding Agreement R88-1675D. Since then, the complexity, size and scope of the Museum's operation has changed significantly. As a result, the agreement between the County and the Corporation must be updated to address the complexity of the operation, to ensure continued accreditation of the Museum, and to ensure that best practices are followed by the County and the Corporation in their partnership at the Museum. While some of the changes are ministerial in nature, other changes are related to: clearly defining the scope of services so that the County and Corporation understand the roles of their respective organizations, the Museum's permanent collection and artifacts custody and policy, and the duties and responsibilities of the Museum Director. The Corporation has partnered with the County for over 25 years and has provided financial, operational, and advisory support to the Museum. This agreement builds on the historic partnership between the County and the Corporation. In May of 2013, the Board initially authorized staff to prepare and issue an RFP to determine if there are groups interested in development of a Japanese Inn and Spa (Ryokan) and to obtain further information regarding development concepts. Prior to issuing the RFP, the Board approved the long standing Morikami Park Master Plan inclusive of a Ryokan in 2014 and a zoning change and comprehensive plan amendment to permit a Ryokan in 2015. The issuance of an RFP was postponed due to other priorities during 2016. Staff now feels it is the appropriate time to prepare and issue the RFP for the development and operation of a Ryokan at the Morikami Museum and Gardens. District 5 (AH)

3. CONSENT AGENDA APPROVAL

N. LIBRARY

1. **Staff recommends motion to approve:** Downward budget amendment of \$64,302 in the County Library Fund to reconcile the State Aid to Libraries Grant Budget to the actual award amount. **SUMMARY:** The State Aid to Libraries Grant Agreement was approved by the Board of County Commissioners and executed on September 13, 2016 (R2016-1187). Notification by the State of the Grant Award in the amount of \$1,163,494 was issued to the County Library on March 28, 2017, to begin on that date and end when funds are fully expended, which is anticipated to be on or before September 30, 2017. The State provides an annual operating grant to eligible libraries based upon their annual operating expenditures from local funds. There are no matching funds for this grant. Estimated State Aid revenue was included in the County Library's FY 2017 budget. Countywide (AH)

2. **Staff recommends motion to approve:** Appointment of the following at-large member of the Library Advisory Board to complete an unexpired term from June 6, 2017 to September 30, 2019.

<u>Nominee</u>	<u>Seat No.</u>	<u>Requirement</u>	<u>Nominated by</u>
Linda Knox	15	Resident of PBC Library District At-Large	Mayor Burdick Commissioner Abrams Commissioner Berger Commissioner Kerner Vice Mayor McKinlay

SUMMARY: Chapter 2000-405, Laws of Florida establishes a requirement for a Library Advisory Board consisting of 15 members; one at-large and 14 district appointees. Ms. Knox is eligible to serve the remainder of the unexpired term and has expressed a desire to be appointed. She is a graduate of Palm Beach Atlantic University, served in the United States Army and is retired from a career with the United States Postal Service. She is active in her community including mentorship to young people. Ms. Knox will add to the ethnic diversity of the Library Advisory Board. A memo was distributed to the Board of County Commissioners on April 14, 2017, requesting nominations. No other nominations were received. The Board currently has 12 members and a diversity count of: 9 Caucasian (75%), 1 African American (8.33%), 2 Hispanics (16.67%). The gender ratio (female:male) is 8:4. The nominee is an African American Female. Countywide (AH)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. **Staff recommends motion to approve:** Eighth Amendment to Interlocal Agreement R2014-0171, as amended, with the Health Care District (HCD) of Palm Beach County for network services provided by Palm Beach County (County). **SUMMARY:** The Health Care District of Palm Beach County has an existing network services Interlocal Agreement (R2014-0171), as amended, for an initial term of one year with automatic one-year renewals unless notice is given by either party. The Eighth Amendment adds new HCD clinic locations in Jupiter and Boca Raton and a new location for HCD's main office in West Palm Beach. This Amendment increases annual revenues by \$8,196, and provides for \$46,349 in reimbursement of one-time capital costs for fiber optic network construction. The revised fee structure for network services will take effect May 1, 2017, for the Jupiter location and June 1, 2017, for the Boca Raton location. The Florida LambdaRail LLC has approved connection of HCD to the Florida LambdaRail network. Countywide (PFK)

2. **Staff recommends motion to approve:** Second Amendment to Agreement R2014-0851 with Florida LambdaRail, LLC, (FLR) for access to FLR's high-speed, fiber optic network, effective retroactively to June 1, 2017, to classify Palm Beach County as an Associate Participant with FLR, and to increase certain network services from FLR at a revised annual cost of \$417,100. **SUMMARY:** This Second Amendment changes Palm Beach County's relationship with FLR from Affiliate Participant to Associate Participant. This change will allow the County to provide network services to external customers at network speeds exceeding 99Mbps and eliminates the \$10,000 fee previously required for this class of "downstream subscribers" accessing the FLR network via the County's network. Additionally, increased levels of commodity internet and network bandwidth will be provided to meet the constantly growing network capacity needs of the County. Countywide (PFK)

3. **Staff recommends motion to:**
 - A) approve** Contract for Consulting/Professional Services with Surdex Corporation for digital orthophotography and planimetric mapping beginning May 15, 2017, to May 15, 2019, with the option for up to three one-year renewals;

 - B) approve** Contract for Consulting/Professional Services with BAE Systems Inc. for digital orthophotography and planimetric mapping beginning May 15, 2017, to May 15, 2019, with the option for up to three one-year renewals;

 - C) approve** Contract for Consulting/Professional Services with Woolpert Inc. for digital orthophotography and planimetric mapping beginning May 15, 2017, to May 15, 2019, with the option for up to three one-year renewals; and

 - D) authorize** the County Administrator, or designee, to negotiate and execute a series of Task Orders of less than \$100,000.

SUMMARY: On April 25, 2017, the Surdex Corporation, BAE Systems Inc., and Woolpert, Inc. were selected as the contractors to perform the required professional services for upcoming GeoSpatial projects. These three contractors will provide the professional services required to provide GeoSpatial Services such as planimetric mapping, digital orthophotography, LiDAR processing, and GPS Survey in support of the County's Geographic Information System (GIS). This project is part of the Information Systems Services Countywide GIS Capital Project. Woolpert, Inc., BAE Systems Inc., and Surdex Corporation were selected in accordance with the Consultant Competitive Negotiations Act (CCNA) process. The contract with Surdex Corporation provides for SBE participation of 10% overall. The contract with BAE Systems, Inc. provides for SBE participation of 15% overall. The contract with Woolpert, Inc. provides for SBE participation of 15% overall. These contracts are continuing in nature, and the pricing will be determined on a task-by-task basis within funded project amounts. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (Cont'd)

4. DELETED

BB. YOUTH SERVICES

1. Staff recommends motion to adopt: Resolution of the Board of County Commissioners of Palm Beach County, Florida, conveying certain data processing equipment to the City of Belle Glade, pursuant to Section 125.38, Florida Statutes; providing for an effective date. **SUMMARY:** The City of Belle Glade (City) provides a Youth Empowerment Center (YEC) as part of the Countywide Youth Violence Prevention Project in partnership with Palm Beach County (R2016-1206). The program provides a safe and secure environment for youth to participate in organized educational and recreational programming. On January 3, 2017, the City requested the County's consideration of the donation of up to 12 desktop computers to include the monitor, keyboard and mouse with each unit. The YEC program computers were on loan from another agency and had recently been removed without notice creating difficulty for participants who rely on the computer equipment to complete homework assignments, vocational and technical training. In accordance with Countywide Policy (CW-O-067), the County Administrator approved the donation of five desktop computers, along with the related accessories, each having an estimated fair market value of \$200, and were accepted by the City on February 27, 2017. These computers are not currently used by Palm Beach County Youth Services and would otherwise be sent to surplus. Approval of this item will authorize the donation of the remaining seven desktop computers requested by the City to the YEC program. District 6 (HH)

2. Staff recommends motion to approve:

A) Contract for Consulting/Professional Services with United Way of Palm Beach County, Inc., (United Way) for the period of June 6, 2017, through September 30, 2017, in an amount of \$50,700, for mini-grants to non-profit agencies with mentoring programs in order to increase mentor/mentee matches for youth, and Racial Equity and Trauma Informed Care training for mentor agency staff and mentors; and

B) Budget transfer of \$50,700 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the United Way mini-grant program (Unit 1501) to fund the cost associated with this Contract.

SUMMARY: United Way is offering a program to increase the number of at-risk youth ages 6-17 to be involved in a mentoring program. The County will contribute up to \$35,000 toward the mini-grants, in amounts up to \$5,000 individually. In addition, United Way will provide Racial Equity Institute (REI) training to 30 mentor agency staff and mentors, and Trauma Informed Care training to 15 mentor agency staff and mentors. United Way has an established Mentor Center Network which provides funding to 14 mentor programs serving over 2,000 youth. There is a waiting list for approximately another 1,400 youth seeking mentors. The collaborative funding will allow United Way to issue an RFP for mentoring agencies seeking grants to strengthen their mentoring programs. Countywide (HH)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) Community Based Agency Contract with South Florida Hunger Coalition, Inc. for the period June 6, 2017, through September 30, 2017, in an amount not to exceed \$14,228 for the Palm Beach County Youth Weekend Fill-The-Gap Feeding Program; and

B) Budget transfer of \$14,228 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to fund the cost associated with this Contract.

SUMMARY: The South Florida Hunger Coalition, Inc.'s Palm Beach County Youth Weekend Fill-The-Gap Feeding Program will supply, on a weekly basis, 100 teens at Palm Beach County's three Youth Empowerment Center (YEC) sites (Riviera Beach, Lake Worth and Belle Glade) with a weekend healthy teen pack to meet calorie needs according to the USDA benchmark. Districts 6 & 7 (HH)

CC. SHERIFF

1. Staff recommends motion to:

A) receive and file State of Florida Drug Recognition Expert Call-Out Overtime Reimbursement Agreement, dated April 20, 2017, with the Florida Department of Transportation for the Drug Recognition Expert Project to provide an additional \$2,500 in grant funds for the period of April 21, 2017, through August 31, 2017; and

B) approve Budget amendment of \$2,500 in the Sheriff's Grant Fund.

SUMMARY: The Board of County Commissioners accepted this grant award for \$2,500 on January 10, 2017(R2017-0111). This Overtime Reimbursement Agreement will provide an additional \$2,500 in reimbursable funding to support FDOT's efforts to reduce Driving Under the Influence (DUI) traffic offenses. There is **no match requirement** associated with this award. Countywide (LDC)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office a Memorandum of Agreement with the City of Miami for a FY16 Urban Area Security Initiative (UASI) Grant in the amount of \$622,675, for the period of April 24, 2017, through June 30, 2018; and

B) approve Budget amendment of \$622,675 in the Sheriff's Grant Fund.

SUMMARY: The 2016 UASI grant supports various domestic security initiatives within the County and South Florida Region 7, including our intelligence operations, training and exercises, and specialty teams. The UASI is a federally-funded homeland security grant program, pass-through the State of Florida to the City of Miami, as the UASI's fiscal agent. There is **no match requirement** associated with this award. Countywide (LDC)

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4. REGULAR AGENDA

A. ENGINEERING & PUBLIC WORKS

1. TIME CERTAIN 10:15 A.M.

Staff requests the Board affirm: the recent staff initiative to preserve adjacent “good” trees (oaks, native trees, i.e. tamarind, buttonwood, gumbo limbo, etc.) when repairing and replacing sidewalks and pathways due to tree root damage, but continue to allow the removal of adjacent “nuisance” trees (ficus, earleaf acacia, carrotwood, Australian pines, etc.) during the repair process. **SUMMARY:** The new initiative staff has implemented is the use of physical root barriers (not previously used) during the sidewalk repair in an attempt to prevent a recurrence of the root(s) lifting the sidewalk. Palm Beach County has an obligation to construct, maintain, repair and replace asphalt and concrete sidewalks/pathways within the rights-of-way that the County maintains. Over 1200 miles of concrete sidewalk and 200 miles of asphalt sidewalk are currently maintained. A major problem occurs when tree roots damage the adjacent sidewalk and road pavement, typically buckling or raising up a section of sidewalk or road and causing a potential tripping hazard. This is starting to occur more and more as trees within the rights-of-way mature. The practice in past years was to allow developments to plant “canopy” trees (oaks, black olives, etc.) within close proximity of the pavement, many times between the road and the adjacent sidewalk. Long-term maintenance associated with the issue has been, and will be, expensive and will continue to consume a large amount of staff time. The Engineering Department expends over \$1 million per year addressing sidewalk repairs. The maintenance crews (4 crews/20 staff members) currently spend about 50% of their time on this issue. While repair of the sidewalk alone addresses the short-term problem, removal of the adjacent tree(s) in conjunction with the repair addresses it long-term. Staff has removed over 175 trees over the past three years. The removal of the trees decreases the long-term total repair costs and staff time, but often the removal of trees is not a popular option; particularly within communities represented by homeowner associations (HOA) (the support appears to be tied to the number of trees we might be looking to remove). Over the past few years, staff has worked with individual homeowners (when there is not an HOA) to determine their support for removing individual trees. A large majority of the time, the homeowners were supportive of the removal, and the trees were removed. “Good” trees are not cut down, and staff believes installation of root barriers will keep the problem away for the next 10-15 years. Staff recommends this process be used when the adjacent tree is not on the list of (controlled/prohibited) nuisance trees contained in the Unified Land Development Code (ULDC). Staff believes this will be a cost savings, at least in the next few years, as removing a tree is expected to cost almost double the cost of installing a root barrier. Staff is requesting concurrence from the Board of County Commissioners as the number of identified locations continues to increase and we have a current backlog of over 250 locations involving trees damaging sidewalks. Over 100 of those locations are on public roads within the Lake Charleston community and that is the first area we will be implementing this new approach. Countywide (LBH)

B. ADMINISTRATION

1. TIME CERTAIN 11:00 A.M.

Staff recommends motion to receive and file: presentation on property values and the Property Appraiser’s FY 2018 budget proposal. **SUMMARY:** The Property Appraiser will provide a presentation on property values and the Property Appraiser’s FY 2018 budget proposal. (Time: 15 Minutes) Countywide (PFK)

4. REGULAR AGENDA

B. ADMINISTRATION (Cont'd)

2. **Staff recommends motion to approve:** Collectively bargained side agreement entitled “Management Proposal for the Board of County Commissioners Ocean Lifeguards and Lieutenants” (Side Agreement) with the Communication Workers of America Local 3181 (CWA), providing for the upgrade of certain job classifications, certain salary increases, and an increase in certification pay for certain personnel with active EMT certifications, effective retroactively to March 1, 2017, at a total estimated first full year cost of \$348,882. **SUMMARY:** The Side Agreement was collectively bargained with the CWA and ratified by the bargaining unit employees on May 11, 2017. It includes a two-paygrade upgrade to the Ocean Lifeguard and Ocean Rescue Lieutenant job classifications, an 11.5% pay increase retroactive to March 1, 2017, and an increase to EMT certification pay from \$65 per pay period to \$75 per pay period. Staff recommends Board approval of the Side Agreement, which represents a mutually acceptable compromise between the CWA and management, and serves to end the declared impasse and Special Magistrate process while providing Ocean Rescue Lifeguards and Lieutenants a salary and certification pay increase that will serve to make the County a more competitive employer among its peer Counties for these employee classifications. The projected first year cost of the proposal is \$348,882, and is subject to annual across the board increases approved by the Board. Countywide (DO)

3. **Staff recommends motion to approve:** Palm Beach County’s Behavioral Health Transportation Plan (Plan) to organize a centralized system of acute care services for persons in crisis pursuant to Senate Bill 12 passed in the 2016 Florida Legislative Session. **SUMMARY:** In the 2016 session, the Florida Legislature passed Senate Bill 12 with a broad scope of changes to the behavioral health system in Florida. Included in the bill are amendments to the Baker and Marchman Acts for involuntary commitment of persons in mental health and substance abuse crises. The Bill states in § 394.462, F.S. “A transportation plan shall be developed and implemented by each county by July 1, 2017, in collaboration with the managing entity in accordance with this section.” The proposed Plan was developed by the Southeast Florida Behavioral Health Network (SEFBHN) and reviewed by community stakeholders, the Department of Community Services, and the Palm Beach County Public Safety Coordinating Council. Corresponding programs funded through the County’s Financially Assisted Agencies program will be aligned with the Plan. The Plan requires approval by SEFBHN, the Board of County Commissioners, and the Florida Department of Children and Families. Countywide (LDC)

4. **Staff recommends motion to approve:** Second Amendment to the Palm Beach County Disparity Study Contract amending Article 3 – Schedule to retroactively extend the contract period of April 1, 2017, through December 31, 2017. Article 4 – Payments to Consultant, paragraph B is amended to bring contract language into compliance with current standard language. All other provisions of the contract shall remain in full force and effect. **SUMMARY:** Palm Beach County entered into contract with Mason Tillman Associates, Ltd. on October 21, 2014, for a Disparity Study to assess whether there is disparity in the utilization of Minority and Women-Owned Business Enterprises (M/WBE) in contracting in the areas of construction, professional services and goods and services. The consultant and staff require additional time to complete the study and submit the final report for review and consideration by the Board of County Commissioners. Countywide (HH)

4. REGULAR AGENDA

C. INTERNAL AUDITOR

1. [Staff recommends motion to approve on preliminary reading and advertise for a Public Hearing on June 20, 2017, at 9:30 a.m.:](#) An ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Ordinance 2012-011; providing for title; providing for the establishment, purpose, authority, composition, meetings and responsibilities of the Palm Beach County Internal Audit Committee; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Audit Committee conducted a review of its duties and responsibilities as established in Ordinance 2012-011, known as the Palm Beach County Internal Audit Committee Charter Ordinance, and has identified several revisions they believe are necessary. The revisions are recommended to more clearly reflect the Committee's advisory role relative to the County Internal Auditor's review of systems of internal controls, and to clarify the Committee's responsibilities for conducting self-assessments and reporting to the County Commission. Countywide (PFK)

2. [Staff recommends motion to approve on preliminary reading and advertise for a Public Hearing on June 20, 2017, at 9:30 a.m.:](#) An ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Ordinance 2012-012; providing for title; providing for general matters, duties, responsibilities and independence of the County Internal Auditor; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Audit Committee conducted a review of the duties and responsibilities of the County Internal Auditor as established in Ordinance 2012-012, known as the Palm Beach County Internal Auditor Ordinance, and has identified several revisions they believe are necessary. The revisions are recommended to align the professional qualifications of the County Internal Auditor with the requirements for the position in the County Charter; and to clearly establish the authority of the County Internal Auditor and the internal audit staff to have access to records, property and personnel of the County. Countywide (PFK)

D. PUBLIC SAFETY

1. [Staff recommends motion to:](#)
 - A) **adopt** Resolution of the Board of County Commissioners of Palm Beach County, Florida establishing the Palm Beach County Reentry Task Force; and

 - B) **approve** Budget transfer of \$1,000 in the General Fund to transfer expenditures associated with the Reentry Task Force from the Criminal Justice Commission (CJC) to the Public Safety Department.

SUMMARY: This Resolution reestablishes the Reentry Task Force under the auspices of the Board of County Commissioners in the Department of Public Safety to align staff, the Reentry Program, and the Reentry Task Force under the same department. In 2008, the CJC established the Palm Beach County Reentry Task Force to increase public safety, reduce victimization and recidivism rates, and create an improved quality of life for Palm Beach County residents. Subsequently, the County's Reentry Program was created under the CJC with Task Force oversight and three dedicated staff to manage the program. On October 1, 2015, the County's Reentry Program was transferred from the CJC to the Department of Public Safety, however the Reentry Task Force remained under the auspices of the CJC. The Resolution outlines the policies, procedures, and responsibilities of the Reentry Task Force and its continued relationship with the CJC, and includes adoption of the uniform requirements for boards and committees required pursuant to Resolution 2013-0193. Operating cost for the Reentry Task Force average \$2,700 per year. A transfer of \$1,000 will fund the operating cost for the remainder of FY 2017. Countywide (LDC)

4. REGULAR AGENDA

E. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to approve:** Contract with Jacobs Project Management Company (Jacobs) for Program Management Services for General Government Capital Program (GGCP). **SUMMARY:** This Contract is to provide program management services to assist the County and Facilities Development & Operations Department (FDO)/Capital Improvements Division (CID) in managing the GGCP, which includes the Infrastructure Sales Tax Program and traditional Five Year Capital Improvement Plan. Program Management Services by Jacobs include a Sr. Project Manager to administer compliance with the approved Infrastructure Surtax Program and to act as the liaison to the PBC Infrastructure Surtax Independent Citizens Oversight Committee, as well as Project Controls Manager to monitor overall budgets, schedules, and reporting through use of a customized project management software system that is approaching completion of development. Jacobs will also provide Project Management Services through Project Managers as necessary to supplement FDO/CID staff. The number of Project Managers is based on the additional man hours required to handle the additional workload from the Infrastructure Sale Tax Initiative. Jacob’s employees would act as an extension of FDO/CID staff, acting as an owner’s representative and managing projects strictly in accordance with County procurement and contract management laws, policies and procedures. Design professionals and contractors will not know the difference between a County employee and a Jacob employee acting as a Project Manager through the course of service delivery and routine operations. Use of Jacob’s personnel to supplement County staff is beneficial as it allows the County to readily expand (within the budget amount) and contract its work force based on need at any given time. This is a five-year contract with an option for five additional one-year terms at the discretion of the County. Unlike typical consultant contracts, a “Notice to Proceed” will need to be issued annually by October 1st for approval as part of the annual GGCP in the upcoming budget year. Such Notice to Proceed (NTP) will be issued administratively in an amount not to exceed the amount approved as part of the annual Capital Improvement Program. If the NTP is not received by October 1st of each fiscal year, then the contract can be terminated. A limited scope of services contract in the amount of \$199,800 was previously executed by the Director of FDO to allow the consultant team to participate in planned workshops with industry, conduct outreach and coordination related thereto, set up the project management software system, and begin to provide project management services. This Contract only sets forth the hourly rates for the various Jacob’s personnel and sub-consultant that will perform services during the term of the contract. The estimated five-year contract value is \$4,825,149, however this item only authorizes expenses for the remainder of FY 17 in the amount of \$451,733, which will be reflected in the NTP issued to Jacobs following the approval of this item. All Program Management costs (Project Executive, Sr. Project Manager, Program Controls Manager and project controls set-up) will be capitalized to the Infrastructure Sales Tax projects and the costs associated with the Project Managers and Field Inspectors will be charged to the applicable project. The goal for Small Business Enterprise (SBE) participation is 15% and Jacobs’ SBE participation for this contract is 15%. (Capital Improvements Division) Countywide (LDC)

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JUNE 6, 2017

5. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

JUNE 6, 2017

6. MATTERS BY THE PUBLIC – 2:00 P.M.

JUNE 6, 2017

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

JUNE 6, 2017

8. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, MAYOR

C. District 3 – COMMISSIONER DAVE KERNER

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

F. District 6 - COMMISSIONER MELISSA MCKINLAY, VICE MAYOR

G. District 7 – COMMISSIONER MACK BERNARD

9. 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."