

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

NOVEMBER 21, 2017

<u>PAGE</u>	<u>ITEM</u>	
17	3AA-4	DELETED/FURTHER STAFF REVIEW: Staff recommends motion to: A) approve Renewal Number 002 to Standard Agreement No. IA016-9635 (R2016-1535) for Older Americans Act Program Title III with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), in the amount of \$360,000 to provide transportation services to senior citizens who are clients of Division of Senior Services Senior Citizens Wellness Programs; and B) approve Sub-Recipient Agreement by and between Palm Beach County, Florida and the City of Pahokee. (Palm Tran)
22	5C-1	REVISED MOTION AND SUMMARY: Staff recommends motion to authorize: A) visitors to the State facilities on Government Hill to park in the County owned paved parking lots surrounding the 810 Datura Street Buildings providing that the cumulative parking impact of the employees and visitors to the State facilities does not have sustained impact on the availability of parking for County employees, programs and services; B) staff to: 1) initiate, if necessary, a capital project in the estimated amount of \$175,000, for the design and permitting necessary for the installation of access and operational controls to the County's paved parking lots surrounding the building at 810 Datura Street, and 2) request that the City initiate an abandonment of the alley that bisects the County property; and C) the Mayor to send a letter to the State expressing the County's disappointment in the State's overall parking plan on Government Hill which does not include any on-site public parking and may not be adequate for its employees in the long term, advising the State that the County will implement physical and operational controls to preclude non-County parkers from using the County's paved parking lots if County employees, services and programs come to be impacted, and the importance that the State commit to constructing further parking facilities on the State Block in the coming years rather than placing reliance on or expectation on the County property to satisfy its parking need. SUMMARY: At the City of West Palm Beach's urging and despite past joint planning initiatives between the County and the State, and the County's subsequent investment in Government Hill, the State requested and the City approved the 4th District Court of Appeals (4th DCA) development program which has substantially less intensity and parking supply than was ever envisioned for Government Hill and the State Block specifically. Further, the actual number of parking spaces delivered on the State Block provides no public parking for the State's visitors and is said to only accommodate the current complement of State employees. The parking demand left unfulfilled on the State Block may impact Community Services operations at 810 Datura St. due to the immediate adjacency and free parking on the County owned parking lots (see Background and Policy Issues for further information). However, due to the County's concern for the impacted public, which includes populations that are least able to afford to pay (to park) to access government services or have physical limitations which require closer parking, Staff is recommending that the public be accommodated on the County's 810 Datura Street property at no charge unless and until such time the impact of the State's employees and/or visitors creates a sustained impact on the availability of parking for County employees, programs and services. If County employees and services were to be impacted, Staff intends to proceed with the installation of physical and operational controls to limit the number of unintended parkers by collecting daily parking fees at the same rate as adjacent City on-street parking spaces. (FDO ADMIN) <u>District 7/Countywide (LDC)</u> A) staff to move forward with a project, in the estimated amount of \$175,000, for the design and permitting necessary for the installation of access controls to

~~the parking areas surrounding the 810 Datura Street paved parking lots which includes requesting that the City initiate an abandonment of the alley that bisects the County property; and B) the Mayor to send a letter to the State; 1) advising that the County will immediately implement operational controls, including towing of vehicles, that are not compliant with the requirements of the license agreement, the term of which will expire upon opening of the new Fourth District Court of Appeals Courthouse ("4th DCA"); and 2) requesting that an interlocal agreement be negotiated which holds the State responsible for the full cost of designing, permitting, procuring and installing parking management infrastructure on the County Block, in exchange for the use of the County excess parking spaces at no additional cost to the users.~~ **SUMMARY:** The County has operated governmental programs from 810 Datura Street since 1975. The County also owns several adjacent vacant parcels fronting Evernia Street to the south (together with the 810 Datura Street property known as the "County Block"), while the State owns the entirety of the block on the north side of Datura Street (known as the "State Block.") Together, these two blocks are known as Government Hill. At the urging of the City and concurrent with the City's establishment of Transit Oriented Development District, the State and County worked collaboratively to create a high intensity development plan for Government Hill. Despite the joint planning initiatives and County investment in Government Hill, a couple of years ago, the State requested and the City approved the 4th DCA development program which had substantially less intensity and parking supply than was ever envisioned. Further, budget constraints caused the size of the 4th DCA parking structure now under construction to be substantially reduced to the extent that approximately 100 State employees as well as all public patrons to the State facilities will not have on-site State Block parking. These unsatisfied parking demand impact Community Services operations at 810 Datura without some appropriate access controls to the County Block. The controls would enable the County to continue providing its employees and visitors with free (validated) parking without imposing any significant financial, management or other operational burden upon the County. County Staff suggested an interlocal agreement to the State prior to the start of construction but the concept was rejected by the State. Instead, the State and the City worked together to provide paid parking for construction crews and a portion of the State employees, the number of spaces was inadequate in terms of quantity and the adjacency to accommodate all State employees and visitors. Due to the immediate adjacency and uncontrolled nature of County owned parking lots, these County lots could easily be overrun to the detriment of the County programs. In lieu of that impact on County programs, a license agreement was granted to the Department of Health Palm Beach County (DOH) and Department of Children and Family Southeast Region (DCF) in June of 2016 allowing State employees to park upon designated areas of the County Block during the pending the completion of construction of the 4th DCA and parking structure. Now, the City is uncovering the meters for on-street parking before the 4th DCA parking garage and the surface lots are open, further exacerbating the parking problems. In order to protect the operations of County programs, Staff recommends that; 1) the installation of physical access controls be expedited in order to protect the County operations and act as a means for collecting daily parking fees from State employees and visitors choosing to park there, and 2) the Board not allow State Agencies any continued parking rights upon the County Block following completion of the pending 4th DCA construction without an Interlocal Agreement between the County and State of Florida Department of Management Services (DMS) which: a) holds the State responsible for the full cost of designing, permitting, procuring and installing parking management infrastructure on the County Block, b) requires State Agencies to vacate the premises upon reasonable notice in the event of a future need for County use or sale, and c) provides further protections for the operational integrity of the County Block. (FDO ADMIN) District 7/Countywide (LDC)

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**

NOVEMBER 21, 2017

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

**COMMISSION
CHAMBERS**

**BOARD OF COUNTY COMMISSIONERS SITTING AS THE SOLID WASTE AUTHORITY
TIME CERTAIN: 11:15 A.M.**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance
 - D. Election of Mayor
 - E. Election of Vice Mayor
 - F. Comments

- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption

- 3. CONSENT AGENDA (Pages 5-18)**

- 4. PUBLIC HEARINGS - 9:30 A.M. (Pages 19-20)**

- 5. REGULAR AGENDA (Pages 21-23)**

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** League of Cities appointment to the Water Resources Task Force (WRTF) for the remainder of a full three year term commencing November 21, 2017 and ending September 30, 2018, as well as, one ITID appointment for the remainder of a full three year term commencing November 21, 2017 and ending September 30, 2019.

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Seat Representative</u>	<u>Term Ending</u>
5	Rachelle Litt	Alternate	League of Cities	09/30/18
14	Greg Shafer	Alternate	ITID	09/30/19

SUMMARY: The Water Resources Task Force is comprised of 14 members: six City elected officials; one County Commissioner; one special independent district water and/or wastewater provider or utility water or wastewater provider representative; one Lake Worth Drainage District representative; one drainage/water control district representative; one South Florida Water Management District Governing Board member; one environmental representative; one land owner actively farming to represent agricultural interests; and one Indian Trail Improvement District (ITID) representative. The resolution also requires designated alternates for each seat. One of the League of Cities' alternate member slots has recently opened up due to a resignation. This slot is a League of Cities selection. Additionally, the alternate member slot for ITID has been open for a while also due to a resignation. This slot is an ITID selection. The League of Cities appointee for the Seat No. 5 alternate is for the remainder of the current three-year term ending September 30, 2018. Additionally, the ITID appointee for the Seat 14 alternate is for the remainder of the current three-year term ending September 30, 2019. There are currently 13 members (the ITID member slot remains unfilled at this time) and five alternate members on the WRTF. The diversity of the current 18 Task Force members and alternates is as follows: twelve Caucasian males, one African-American male, and five Caucasian females. The proposed League of Cities alternate member appointee is a Caucasian female and the ITID alternate member appointee is a Caucasian male. Countywide (MJ)

2. **Staff recommends motion to approve:** Precinct boundary changes submitted by Susan Bucher, Supervisor of Elections, as required by section 101.001(1), Florida Statutes. **SUMMARY:** Precinct boundary changes due to municipal annexations in various municipalities. Districts 3, 6 & 7 (DW)

3. **Staff recommends motion to approve:** contract with Florida Outreach Center for the Blind, Inc. (FOCB) in an amount not to exceed \$5,000 to be used to purchase a laptop computer and office furniture. The laptop will be used to facilitate technology familiarization and classroom instruction using assistive technology for visually impaired instructors and students. The office furniture is needed for classroom instruction and program administration to provide optimum stability, support and positioning for persons with disabilities to safely work, learn and maneuver at learning stations and desktop viewing devices. **SUMMARY:** The grant funds, previously derived from fines collected from parking violations in designated parking spaces, have been absorbed into the General Fund as of October 1, 2017. Approval of this contract will provide accessibility to persons with disabilities. William Lapp, a member of the County's Handicap Accessibility and Awareness Grant Review Committee, has disclosed that he serves on the Board of Directors for the non-profit Florida Outreach Center for the Blind, Inc., on which his wife is the executive director. Disclosure of these relationships are being provided in accordance with the provision of Sect. 2-443 of the Palm Beach Code of Ethics. Mr. Lapp requested an advisory opinion from the Palm Beach County Commission on Ethics (COE) regarding his eligibility to serve on the Committee. On September 14, 2011, the COE opined that Mr. Lapp is not prohibited from serving on the Committee, but must 1) disclose the nature of his conflict before the Committee discusses the issue; 2) abstain when the vote takes place and not personally participate in the matter; and 3) file a state voting conflict form. A copy of the advisory opinion is attached. Mr. Lapp has agreed to and has complied with the COE direction. Countywide (DO)

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

1. **Staff recommends motion to receive and file:** Warrant List – Backup information can be viewed in the Clerk & Comptroller’s Office.
2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners’ meetings: NONE
3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Supplemental Contract No. 4 in the amount of \$155,623.78 with HSQ Group, Inc. (HSQ), for professional services for the Lyons Road from Clint Moore Road to Atlantic Avenue project. **SUMMARY:** Approval of this supplemental will provide the services necessary for the preparation of revised plans for the project. This is Supplemental Contract No. 4 to the project contract dated July 1, 2014 (R2014-0894). HSQ is a Palm Beach County based company. The Small Business Enterprise goal for the project is 15%. HSQ is a SBE firm, the SBE participation proposed for this supplement by HSQ is 75.1%. District 5 (LBH)
2. **Staff recommends motion to approve:**
 - A) interlocal agreement with the Town of Loxahatchee Groves confirming the distribution formula for dividing the proceeds of the five cent local option gas tax; and
 - B) interlocal agreement with the Town confirming the distribution formula for dividing the proceeds of the six cent local option gas tax.

SUMMARY: The County’s existing levies of the local option gas taxes were adopted by ordinance and interlocal agreements authorized specifically by Section 336.025(1)(a), Florida Statutes. Originating from the 1990s and last amended in 2005, interlocal agreements for both the five cent and six cent gas taxes were entered into with municipalities representing a majority of the population of the incorporated area within the County. These existing interlocal agreements apply to all eligible municipalities within the County and provide for a negotiated formula for dividing the proceeds of these local option gas taxes. Although the Town was incorporated subsequent to the execution of the interlocal agreements, as amended, the Town is an eligible municipality and has been receiving its share of these local option gas taxes. The Town now desires to formally enter into specific Town/County interlocal agreements in order to have the ability to secure bonding against the gas tax revenue for future road improvements. District 6 (LBH)
3. **Staff recommends motion to receive and file:** proportionate share agreement for \$467,664, Project Control Number 1981-0139, with 13FH Palm Beach, LP, dated September 1, 2017, for their proposed project located on the west side of Jog Road, north of West Atlantic Avenue and east of Hagen Ranch Road. **SUMMARY:** This agreement is being submitted to the Clerk and Comptroller of Palm Beach County in accordance with Countywide PPM CW-O-051. It was executed by the County Administrator on September 1, 2017. 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)

4. Staff recommends motion to receive and file: proportionate share agreement for \$178,522, Project Control Number 1975-00060, with Ronald & Karen Kendall, dated September 1, 2017, for their proposed project located at the northwest corner of Benoist Farms Road and Wallis Road. **SUMMARY:** This agreement is being submitted to the Clerk and Comptroller of Palm Beach County in accordance with Countywide PPM CW-O-051. It was executed by the County Administrator on September 1, 2017. 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 2 (LB)

5. Staff recommends motion to adopt a Resolution approving:

A) locally funded agreement (LFA) in the amount of \$1,837,804, with the State of Florida Department of Transportation (FDOT) for the construction of Southern Boulevard and Sansbury's Way/Lyons Road intersection improvements (project);

B) three party escrow agreement with FDOT and the State of Florida Department of Financial Services, Division of Treasury, to establish an escrow account for the construction of the project and;

C) highway maintenance memorandum of agreement (HMMOA) with FDOT for the construction of the project.

SUMMARY: Approval of this LFA will approve a \$1,837,804 payment to FDOT for Palm Beach County's (County) share of the construction project, which has a total estimated construction cost of \$5,240,602. The project, to be constructed by FDOT, will add a second westbound left turn lane, an eastbound right turn lane, a second northbound right turn lane, and a second through lane northbound and southbound. Approval of the escrow agreement will allow County funds to be deposited into an escrow account that has been established by FDOT for the project. Approval of the HMMOA is required since the project impacts a County road right-of-way, and will provide authority for FDOT to construct improvements in County road right-of-way and for the County to commit to maintain the improvements after completion of the project. Districts 2 & 6 (LBH)

6. Staff recommends motion to approve: contract with Amec Foster Wheeler Environment & Infrastructure, Inc. (AFW) to provide annual consultant professional services on a task order basis for construction materials testing, geotechnical engineering and inspection. **SUMMARY:** Approval of this contract will provide the necessary professional services for construction materials testing, geotechnical engineering and inspection throughout Palm Beach County (County) for all user departments. At the option of the County, this contract may be renewed annually for a period of one year with a maximum of two renewals. The term of this contract will be from November 21, 2017 to November 20, 2018. AFW is a Palm Beach County based company. The Small Business Enterprise goal for all contracts is 15%. AFW has committed to 25% SBE participation. Countywide (LBH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to:

A) ratify Mayor's signature on Amendment No. 0001 to the 2016 Department of Children and Families (DCF) Grant Agreement No. IPZ06 (R2017-0252), to increase the contract amount by \$84,000 for a new agreement amount of \$126,000, to provide rent and utility assistance to needy families;

B) ratify Mayor's signature on the 2017 DCF Grant Agreement No. IP003, for the period October 1, 2017 through June 30, 2019, in the amount of \$593,857.14, to provide a variety of homeless prevention services and housing assistance; and

C) approve FY 2018 Budget Amendment of \$96,429 in the General Fund, Human and Veteran Services Division, to align the budget with the actual grant award.

SUMMARY: The purpose of Amendment No. 0001 is to increase the original agreement amount by \$84,000, for a total contract amount of \$126,000, spanning a three year period. The FY 2017 portion remains the same. The original grant agreement did not reflect the total funding for the multiple fiscal year agreement. This amendment was required prior to the execution of the 2017 DCF Grant Agreement No. IP003. The 2017 DCF Grant Agreement No. IP003 consolidates the three homeless contracts, IP002, IPZ06 and IPZ07 into one combined contract for a total contract of \$593,857.14, for an agreement period through June 30, 2019. The unified agreement will allow the expenditure of funds in a timelier manner. This new process is required in all communities throughout the State of Florida. Grant Agreement IP002 provided funding to support the Palm Beach County Continuum of Care for training, marketing, and resource mapping. Grant Agreement IPZ06 provided funding for financial assistance for farmworker and migrant families. Grant Agreement IPZ07 provided funding for financial assistance for individuals and families as well as supports the cost of a consultant to prepare the next homeless strategic plan. DCF delivered the agreements with instructions to return them as soon as possible to avoid any delays in funding and services to clients. The emergency signature process was utilized because there was insufficient time to submit these items through the regular agenda process. **No County funds are required.** (Division of Human and Veteran Services) Countywide (HH)

2. Staff recommends motion to:

A) approve Subaward Amendment 3, No. 9920160083 with the RAND Corporation, for the period September 1, 2017 through August 31, 2018, in an amount not to exceed \$116,954, to continue improving health outcomes for persons living with HIV Spectrum Disease; and

B) approve FY 2017 Budget Amendment of \$116,954, in the Ryan White Care Program fund to align budget to actual grant award.

SUMMARY: On March 1, 2016, the Board of County Commissioners (BCC) ratified the Ryan White Part A, Data Integration Grant Application (R2016-0239) with the RAND Corporation for the maximum cumulative amount of \$317,365. On August 16, 2016, the BCC ratified the first of three Subaward Agreements. The second agreement was approved on January 10, 2017. This is the third and last of the agreements which represents an accumulative amount of \$317,365. The Addressing HIV Care Project is a collaboration between Palm Beach County Community Services Department and the City of West Palm Beach's Department of Housing and Community Development. The funding integrates data management systems between the Ryan White Part A and Housing Opportunities for Persons with AIDS programs. The funds improve the delivery of medical and housing services, improve health outcomes, and coordinate service delivery and quality management through improved data infrastructure for homeless HIV-positive clients. **No County funds are required.** (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to:

A) approve

1. Amendment 002 to Standard Agreement No. IU016-9500 (R2015-1608) for Nutrition Services Incentive Program (NSIP) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period January 1, 2017 through December 31, 2017, to revise, amend, and replace portions of the standard agreement and to decrease overall total funding by \$75,582.09, to provide effective delivery of nutritious meals to seniors;
2. Amendment 004 to Standard Agreement No. IA016-9500 (R2016-0321) for Older Americans Act (OAA) with AAA, for the period January 1, 2017 through December 31, 2017, to revise, amend, and replace portions of the standard agreement and increase overall total funding by \$12,600, to provide in-home and community based services to seniors;
3. Amendment 006 to Standard Agreement No. IP015-9500 (R2015-1449) for Emergency Home Energy Assistance Program (EHEAP) with AAA, for the period April 1, 2017 through March 31, 2018, to revise and replace portions of the standard agreement, to provide home energy assistance to seniors; and
4. Amendment 007 to Standard Agreement No. IP015-9500 (R2015-1449) for Emergency Home Energy Assistance Program (EHEAP) with AAA, for the period April 1, 2016 through March 31, 2017, to revise, amend, and replace portions of the standard agreement and decrease overall total spending authority by \$8,784.15, to provide home energy assistance to seniors.

B) approve Downward Budget Amendment of \$62,982 in the Division of Senior Services Administration Fund to align the budget to the actual grant award.

SUMMARY: Grant adjustments are made during the contract year to align services with need. These amendments are necessary to incorporate changes made to the standard agreements. **No additional County funds are required for these amendments.** The Division of Senior Services is responsible for providing services north of Hypoluxo Road. The areas of service include all districts, excluding portions of Districts 3, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. Sufficient funding is included in the budget to meet County obligations. (Division of Senior Services) Countywide except for portions of Districts 3, 4, 5, & 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to approve:

A) Contract for Provision of Services with The Homeless Coalition of Palm Beach County, Inc., for the period October 1, 2017 through June 30, 2019, in an amount not to exceed \$286,445.99, to provide homeless services, prevention, and housing assistance in coordination with Palm Beach County's Continuum of Care (CoC); and

B) Contract for Provision of Services with Catholic Charities of The Diocese of Palm Beach, Inc., for the period October 1, 2017 through June 30, 2019, in an amount not to exceed \$199,304, to provide rental or mortgage assistance to families in need.

SUMMARY: The Division of Human and Veteran Services received the 2017 Florida Department of Children and Families Grant Agreement No. IP003 to provide homeless prevention services and performance measures evaluation. The Homeless Coalition of Palm Beach County, Inc., contracts with a consultant to coordinate the Collective Impact efforts in Palm Beach County. The consultant facilitates community forums to gather data that will be included in the strategic plan. The consultant is an approved U.S. Housing and Urban Development provider for technical assistance regarding performance evaluation reporting requirements. Catholic Charities of The Diocese of Palm Beach, Inc. will provide homeless prevention services by assisting with rental or mortgage payments. Uwe Naujak, an employee of The Homeless Coalition of Palm Beach County, Inc., is also a member of the Homeless Advisory Board. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency contracts 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. Match funding is required in an amount equal to grant funding requested. Match funding will be provided by funded agencies. **No additional County funds are required.** (Division of Human and Veteran Services) Countywide (HH)

F. AIRPORTS

1. Staff recommends motion to receive and file:

A) Owner's Affidavit for the Hotel Development Site Lease Agreement (Lease) (R2017-0356) with CVH PBIA, LLC (CVH PBIA), a Florida Limited Liability Company, dated October 5, 2017; and

B) Landlord Estoppel Certificate for the Lease with CVH PBIA, dated October 5, 2017.

SUMMARY: On September 26, 2017, the Board approved the Second Amendment to the Lease (R2017-1303) and authorized the Director of the Department of Airports to execute the Owner's Affidavit and Landlord Estoppel Certificate. The Owner's Affidavit and Landlord Estoppel Certificate were conditions of the Second Amendment. Countywide (HF)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve the following FY 2017 Year-End Budget Amendments and Transfers:

A) Budget Amendment of \$7,424,806 in the General Fund to reallocate budget between departments and reduce amounts used for debt service costs, and to transfer balances from swept projects to the General Fund;

B) Budget Transfer of \$5,233,252 in TDC 4th Cent Local Option Tax Fund 1453 to increase amount used for debt service payments and to free up other TDC funds to be used for capital expenditures;

C) Budget Transfer of \$5,142,209 in TDC 1st Cent Tourist Local Option Tax Fund 1458 to decrease amount used for debt service payments and increase funds used for capital expenditures;

D) Budget Amendment of \$446,412 in 14.6M NAV 06 DS Fund 2040 to decrease debt service amount funded by the General Fund;

E) Budget Amendment of \$2,846 in 98.0M NAV 09C DS Scripps/Briger Fund 2052 to increase recurring issue cost;

F) Budget Transfer of \$27,421 in 176.5M NAV 08 DS, Jail Expand/Public Bldg Fund 2053 to reduce amount transferred from General Fund due to increased interest received;

G) Budget Amendment of \$27,421 in 176.5M NAV 08 DSR, Jail Expand/Pub Bldg Fund 2054 to fund debt service payments in Fund 2053 due to increased interest received;

H) Budget Amendment of \$100 in 94.2M NAV 08-2 DS, Max Planck & SS Refunding Fund 2067 to increase the paying agent services cost;

I) Budget Amendment of \$34,518 in 94.2M NAV 08-2 DSR, Max Planck & SS Refunding Fund 2068 to fund debt service payments in Fund 2067 due to increased interest received;

J) Budget Transfer of \$4,034,646 in 68.M 15 DS, Pub Imp Rev Bd, Conv Ctr Gar & Airport Ctr Fund 2076 to fund debt service payments out of the proper TDC funding source;

K) Budget Transfer of \$947,882 in 65.36M NAV Pub Imp Tax Rev Bd 15C DS, Prof Sports Fac Pr Fund 2078 to fund debt service payments out of the proper TDC funding source;

L) Budget Transfer of \$159,681 in 56.645M NAV Pub Imp Rev Bd 15D DS, Prof Sports Fac Proj Fund 2079 to fund debt service payments out of the proper TDC funding source;

M) Budget Amendment of \$5,142,209 in 62.7M NAV 11 DS, Ref Part 81M Conv Cntr 04 Fund 2526 to fund capital expenditures out of the proper TDC funding source;

N) Budget Amendment of \$91,043 in 62.7M NAV 1 DSR. Ref Part 81M Conv Cntr 04 Fund 2527 to fund debt service payments in Fund 2526 due to increased interest received;

O) Budget Amendment of \$250 in 72.4M NAV 14A DS, Ref 14M 06/2M 07A/5M 07B/98M 07C Fund 2533 to increase the paying agent services cost;

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. MOTION/TITLE CONTINUED

P) Budget Amendment of \$62,298 in Public Building Impr Fund 3804 to correctly allocate budget for capital expenditures and to transfer balances from swept projects to the General Fund; and

Q) Budget Transfer of \$5,142,209 in TDC-Bldg Renewal & Replacement Fund 3807 to fund capital expenditures out of the proper TDC funding source.

SUMMARY: These transfers and amendments are necessary to properly allocate budget for FY 2017. **A)** The amendment of \$7,424,806 is necessary to reduce amounts used for debt service expenses and to transfer swept capital project balances back to the General Fund. **B, C)** These transfers relate to realigning the spending in the TDC funds to properly pay for expenses according to the ordinance. **D, E, F, G, H, I, J, K, L, M, N, O, P, Q).** These amendments and transfers all relate to adjustments in debt service funds or capital projects funds. Countywide (MJ)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to receive and file:** Standard Equipment Use Agreement with Ric L. Bradshaw, Sheriff of Palm Beach County, Florida for a period of October 17, 2017 through October 22, 2017. **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 attached standard Agreement, dated October 16, 2017, has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. The Equipment Use Agreement was approved by the Board on October 1, 2013, Agenda 3H-2. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)
2. **Staff recommends motion to receive and file:** Standard License Agreement for Use of County-Owned Property dated October 11, 2017, with the Palm Beach County Association of Criminal Defense Lawyers (Main County Courthouse Judicial Dining Room). **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 attached standard Agreement, dated October 11, 2017 has 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. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)
3. **Staff recommends motion to receive and file:** Notification of the cumulative value of additional work to the contract with Colome & Associates, Inc. (R2016-0252) for the Palm Tran South County Expansion project having reached the \$250,000 cumulative limit threshold. **SUMMARY:** In accordance with PPM CW-F-050, when the cumulative value of changes or additional work approved by the Lead Department and the Contract Review Committee exceeds \$250,000, the Department is required to notify the Board that it has reached this reporting threshold. With approval of Consultant Service Authorization No. 9 for \$66,061 on October 4, 2017, by the Contract Review Committee, the cumulative total of design changes for this project is \$269,061. This item notifies the Board that the cumulative threshold has been reached and is being reset by this notification. The Disadvantaged Business Enterprise cumulative participation for this contract is 55.7%. (Capital Improvements Division) District 7 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. **Staff recommends motion to approve:** Second Modification to Drainage Easement with The King's Academy, Inc. (Kings) across the undeveloped Sansbury's Way park property located in unincorporated West Palm Beach. **SUMMARY:** This Second Modification to Drainage Easement allows for drainage within the footprint of the 30' access easement granted to Kings in 2003 (R2003-1756). In 2003, the County exchanged 48 acres of the County's undeveloped Sansbury's Way Park property for the old Kings Academy School property off Cherry Road. As part of that exchange, the County agreed to provide Kings access through the Sansbury's Way Park property to a 5 acre outparcel which Kings was forced to purchase in order to develop its 48 acres. The exchange agreement gave the County the option to acquire the 5 acre outparcel. Because the County did not exercise the option, easements were required for access, drainage and utilities to serve the development of the outparcel. No additional land is being encumbered by this Second Modification. The Second Modification only changes the uses allowed within a previously granted easement. (PREM) District 2 (HJF)

5. **Staff recommends motion to approve:** Change Order No. 9 to the contract with The Weitz Company, LLC (R2012-1001) decreasing the Guaranteed Maximum Price (GMP) for the Library Annex project in the amount of \$144,193.07. **SUMMARY:** On February 4, 2014, the Board approved Amendment No. 3 to the contract (R2012-1001) with The Weitz Company, LLC in the amount of \$4,311,056 for construction management services to construct a new 29,000 sq. ft. library annex. There is \$144,193.07 remaining in the contingency as a result of buyout savings, unused allowances, and unused contractor contingency. The project was funded through 30.5M GO 03 Library District Improvement Fund, 22.3M GO 06 Library District Improvement Fund, Library Expansion Program Fund and the Library Impact Fees Fund. All savings will be returned to the Library Expansion Program Fund. Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15%. The cumulative final SBE participation for this contract is 19.9%. The Weitz Company, LLC is a Palm Beach County business. (Capital Improvements) Countywide/District 7 (LDC)

N. LIBRARY

1. **Staff recommends motion to:**
 - A) approve** Literacy Coalition of Palm Beach County AmeriCorps Site Application for the County Library's participation in a Literacy AmeriCorps Palm Beach County Project for the period November 22, 2017 through July 6, 2018;

 - B) authorize** County Administrator or designee to execute this application and any necessary forms and certifications; and

 - C) authorize** County Administrator or designee to apply for and execute any resulting applications and documents required for the Literacy AmeriCorps program in future years.

SUMMARY: This site application, if approved, will provide the County Library with one part-time AmeriCorps member for the period November 22, 2017 through July 6, 2018. This member will contribute 25 hours per week offering conversational English classes, enrolling new students, and matching students with volunteer reading tutors. The Library will pay a service fee of \$3,050 to the Coalition and business-related mileage to the member up to \$2,450. Literacy AmeriCorps, with supplemental funds from the Coalition, will cover all other expenses including Workers' Compensation, liability, and health coverage. Funds will be provided through the Library's FY2018 operating budget and will have minimal fiscal impact. Countywide (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

A) receive and file grant application with the Florida Department of Law Enforcement (FDLE), Edward Byrne Justice Assistance Formula Grant (JAG) in the amount of \$56,000 for the period April 1, 2017 through September 30, 2018 to fund a position for the new Frequent Users Systems Engagement (FUSE) Project;

B) approve grant award agreement for the grant in motion A in the same amount, time period, and purpose;

C) approve budget amendment of \$56,000 in the Criminal Justice Grant Fund to recognize grant funding from the FDLE JAG;

D) approve addition of one Program Coordinator (pay grade 30) to the Criminal Justice Commission complement; and

E) authorize County Administrator or designee to execute grant amendments and all electronic reporting forms related to this grant on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County's Attorney's Office, and within budget allocations.

SUMMARY: Palm Beach County was allocated \$56,000 in federal formula funds as part of the FDLE JAG State Solicitation Formula Grant Program. On March 27, 2017, the CJC voted to recommend the Board allocate these funds to the FUSE Project which strives to break the cycle of incarceration and homelessness for frequent low-level defendants with behavioral health challenges by accessing them to permanent supportive housing with wrap-around services. The Program Coordinator Position will initiate, organize, coordinate and manage the program as guided by the FUSE Policy Team. This Team includes criminal justice, behavioral health, hospital, non-profit, and social service professionals. FUSE is one of the MacArthur Safety and Justice Challenge Grant strategies and is funded through a variety of grants and the County's Crime Prevention Trust Fund totaling over \$500,000 for each of the next two fiscal years, with continued grant funding very promising. Funding from this FDLE JAG grant will provide the Program Coordinator position while other funding will provide housing, case management, and wrap-around services for clients. If grant funding ceases, the position will be deleted from the CJC complement. The grant application was submitted on behalf of the Board of County Commissioners by the Executive Director of the Criminal Justice Commission, Kristina Henson, in accordance with R2017-0472. **No County matching funds are required.** Countywide (DC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: following executed First Amendments to Contracts for Professional Services for drug treatment for individuals referred by the Adult Drug Court, for the period October 1, 2015 through September 30, 2018:

1. Counseling Services of Lake Worth, Inc. (R2015-1660) increasing the contract by \$30,000 for a new total not-to-exceed contract amount of \$181,800;
2. Center for Family Services of Palm Beach County, Inc. (R2015-1662) decreasing the contract by \$40,000 for a new total not-to-exceed contract amount of 49,390;
3. South County Mental Health Center, Inc. (R2015-1664) increasing the contract by \$10,000 for a new total not-to-exceed contract amount of \$77,500.

SUMMARY: These amendments will allow for a change in the budget schedule in areas of the Drug Court program that are in need of additional drug treatment. Two areas that have been utilized more in the past four months were services for dual diagnosed individuals and drug treatment in the Lake Worth geographical area. In order to meet these needs, amendments to increase the South County Mental Health Center, Inc. contract by \$10,000 and the Counseling Services of Lake Worth, Inc. contract by \$30,000 are needed. Funds are available from the contract with the Center for Family Services of Palm Beach County as expenses are lower than anticipated due to a lower number of referrals. The amendments were executed in accordance with R2015-1660, R2015-1662, R2015-1664 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)

2. Staff recommends motion to:

A) receive and file term purchase order (AF7DE2) for \$500,000 for contractual reentry services from the Florida Department of Corrections (FDC) for the service period of October 1, 2016 through June 30, 2017; and

B) ratify Mayor's signature on settlement agreement #581 for \$176,294 from the FDC.

SUMMARY: The FY2016-17 General Appropriations Act provided \$500,000 in non-recurring general revenue funds to the Palm Beach County Board of County Commissioners. The funding was for reentry services for former inmates and offenders returning to Palm Beach County from the FDC through the Regional and State Transitional Offender Reentry (RESTORE) Initiative. The FDC agreed to pay the rates outlined in the purchase order (AF7DE2); however, a change order was not officially submitted by FDC to authorize payment. Revised invoices and documentation for these services were provided by the reentry program to the FDC and the emergency settlement agreement was created to reimburse the balance of funds owed to Palm Beach County. The emergency signature process was used because there was not sufficient time to submit this funding request through the regular Board of County Commissioners agenda process before the due date to the FDC. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. **Staff recommends motion to receive and file:** two Grant Adjustment Notices (GAN) numbered 28 and 29, with the US 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 September 30, 2017:
 1. GAN #28 Training; and
 2. GAN #29 No cost extension

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. These GAN's facilitated approval of Victim Services Sexual Assault Nurse Examiners to attend the 2017 Florida Forensic Nursing Symposium and approval of a no-cost extension of the award period through November 30, 2017. 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)

AA. PALM TRAN

1. **Staff recommends motion to approve:** Contract for Provision of Financial Assistance with Federation Transportation Services, Inc. in the amount of \$270,626 for one-way trips for disabled and transportation disadvantaged individuals for a one year period of October 1, 2017 through September 30, 2018 with a one year option for the period of October 1, 2018 through September 30, 2019. **SUMMARY:** The Contract for Provision of Financial Assistance would provide partial reimbursement for the cost of continued transportation service for approximately 1,740 disabled/disadvantaged customers annually (14,830 annual trips). These transportation services provide access to essential resources and opportunities such as medical, educational/vocational and social venues, promoting self-reliance and emotional well-being. This contract is not to exceed \$135,313 per fiscal year. Funding for this contract is included in Palm Tran's Fiscal Year 2017/18 Budget. Countywide (DR)
2. **Staff recommends motion to approve:** Contract for Provision of Financial Assistance with Seagull Industries for the Disabled, Inc. in the amount of \$200,400 for one-way trips for disabled and transportation disadvantaged individuals for a one year period of October 1, 2017 through September 30, 2018 with a one year option for the period of October 1, 2018 through September 30, 2019. **SUMMARY:** The Contract for Provision of Financial Assistance would provide partial reimbursement for the cost of continued transportation service for approximately 996 disabled/disadvantaged Seagull Industries customers annually (10,020 annual trips). These transportation services provide access to essential resources and opportunities such as medical, educational/vocational and social venues, promoting self-reliance and emotional well-being. Funding for this contract is included in Palm Tran's Fiscal Year 2017/18 Budget. Countywide (DR)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

3. **Staff recommends motion to approve:** Funding Agreement in the amount of \$1,231,608.39 between the City of Boca Raton and the Board of County Commissioners of Palm Beach County (BCC), Florida for enhanced bus service between the Boca Raton Tri-Rail Station, Florida Atlantic University (FAU), Palm Beach State College, FAU Research and Development Park campus, and Federal Highway for the three year period of October 1, 2017 through September 30, 2020. **SUMMARY:** On September 9, 2014, the BCC approved a three year Agreement with the City of Boca Raton (R2014-1350). The Agreement provides funding from October 1, 2017 through September 30, 2020 from the City of Boca Raton for the continuation of enhanced service during peak hours on Route 94 between the Boca Raton Tri-Rail station, Florida Atlantic University, Palm Beach State College, FAU Research and Development Park campus, and Federal Highway in Boca Raton. The total cost to operate the expanded service for a three year period is \$1,283,805. The City of Boca Raton will pay \$1,231,608.39 or 96% of the cost of this service and Palm Tran will fund the remaining \$52,196.61 or 4%. This is a continuation of service originally funded by South Florida Regional Transit Authority (SFRTA) in June 2007 and continued through Boca Raton funding since January 2011. Current ridership averages 14,785 per month. District 4 (DR)

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

~~**A) approve** Renewal Number 002 to Standard Agreement No. IA016-9635 (R2016-1535) for Older Americans Act Program Title III with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), in the amount of \$360,000 to provide transportation services to senior citizens who are clients of Division of Senior Services Senior Citizens Wellness Programs; and~~

~~**B) approve** Sub-Recipient Agreement by and between Palm Beach County, Florida and the City of Pahokee.~~

~~**SUMMARY:** On October 18, 2016, the BCC approved a three year Standard Agreement No. IA016-9635 (R2016-1535) allocating funds to provide transportation services to senior citizens who are clients of Division of Senior Services Senior Citizens Wellness Programs and who reside north of Hypoluxo Road. AAA has issued a subsequent Renewal Number 002, to provide Palm Beach County its annual allocation for this program to cover transportation expenditures for Nutrition Meal Site trips from January 2017 to December 2017. AAA will provide funds in the amount of \$338,000 for Palm Beach County and \$22,000 for the City of Pahokee for a total of \$360,000. The required local match for Palm Beach County is \$33,800 (10%) and is included in Palm Tran's budget. Pass through funds to the City of Pahokee are exempt from the match requirement. Countywide (DR).~~

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Letter of Agreement and Contract between the Palm Beach County Sheriff's Office and the University of South Florida Board of Trustees for the University of South Florida's Center for Urban Transportation Research, for the Palm Beach County Sheriff's Office's Pedestrian and Bicycle Safety High Visibility Enforcement Project in the amount of \$100,000, for the period of October 3, 2017 through May 17, 2018; and

B) approve budget amendment of \$100,000 increasing the Sheriff's Grants fund.

SUMMARY: On October 3, 2017, the University of South Florida's Center for Urban Transportation Research awarded a Pedestrian and Bicycle Safety High Visibility Enforcement (HVE) grant to the Palm Beach County Sheriff's Office in the amount of \$100,000, to support the Florida Department of Transportation's Pedestrian and Bicycle Safety Enforcement Campaign. These funds will be used to pay for overtime costs associated with the HVE project. **There is no match requirement associated with this award.** Countywide (LDC)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office a Florida Division of Emergency Management Federally Funded Subgrant Agreement for a FY 2017 Operation Stonegarden Grant Award, in the amount of \$150,000 for the period of October 12, 2017 through August 31, 2019; and

B) approve budget amendment of \$150,000 in the Sheriff's Grants fund.

SUMMARY: On September 1, 2017, the Palm Beach County Sheriff's Office received a FY 2017 Operation Stonegarden grant award to enhance the United States Border Patrol's mission to secure the Nation's coastline through an all-threats layered integrated approach in collaboration with local, state and federal law enforcement agencies. Specifically, grant funds will pay for overtime to reinforce presence within local communities along the coast and intercepting those who have illegally crossed our borders through highway interdiction and crime suppression operations. **There is no match requirement associated with this award.** Countywide (LDC)

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

A. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to:

A) approve easement for Florida Power & Light Company over a portion of the south 25 feet of the southeast one-quarter of Section 35, Township 46 south, Range 42 east, known as Old Clint Moore Road, recorded in Deed Book 784, Page 153 and shown on the Polo Club Shops Replat in Plat Book 113, Page 151, and a portion of the posted and viewed right-of-way as described in County Commission Minutes Book 24, Pages 184 through 186, Public Records, Palm Beach County (Abandonment Site);

B) approve utility easement for AT&T, Florida over the abandonment site;

C) approve drainage easement for the Lake Worth Drainage District over the abandonment site; and

D) adopt resolution reserving one utility easement for Palm Beach County (County) over the abandonment site and abandoning any public interest in the abandonment site.

SUMMARY: Adoption of this resolution will allow the County to vacate its interest in the abandonment site that is a 25-foot wide portion of Old Clint Moore Road right-of-way, from 75 feet west of the west right-of-way line of Military Trail westward approximately 941 feet. The petition site is located west of Military Trail and south of Polo Club Shops, approximately 800 feet south of Champion Boulevard and 500 feet north of Clint Moore Road. District 5 (LBH)

2. Staff recommends motion to adopt: resolution to abandon any public interest in all of that certain 10 foot wide access easement lying within Recreation Tract “C”; a drainage easement, ingress and egress rights of Recreation Tract “C”; Preservation/Conservation (P.C.) Area #3 and P.C. Area #4, all lying within the Replat of Boca Lago, recorded in Plat Book 31, Pages 62 through 71, public records of Palm Beach County, Florida. **SUMMARY:** Adoption of this resolution will eliminate the public dedications that are in conflict with future development plans by the Pulte Home Corporation. The petition site is located west of Lyons Road, south of Glades Road and north of Palmetto Park Road. District 5 (LBH)

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

A. ENGINEERING & PUBLIC WORKS (Cont'd)

3. Staff recommends motion to:

A) approve deed conveying the 60' wide right-of-way of Vista Del Lago, as shown on the Replat of Boca Lago, recorded in Plat Book 31, Page 62, Public Records of Palm Beach County, Florida, to the Vista Del Lago at Boca Flores Homeowners Association Inc.;

B) approve access, drainage and utilities easement to Palm Beach County from the HOA; and

C) adopt resolution to abandon any public interest in the 60' wide right-of-way of Vista Del Lago, as shown on the Replat of Boca Lago, recorded in Plat Book 31, Page 62, Public Records of Palm Beach County, Florida, reserving one drainage easement and an access, drainage and utilities easement for Palm Beach County.

SUMMARY: All reviewing agencies and utility companies are in support of this abandonment. The County supports the abandonment because the easements provided for herein will be recorded simultaneously with the abandonment, allowing the County's facilities to remain. Approval of the deed will convey the roads as shown in Exhibit 'A' to the HOA. The petition site is located on the west side of Lyons Road, south of Glades Road and north of Palmetto Park Road. As provided in Palm Beach County Code Chapter 22, Article III, Road Abandonment and Plat Vacation Ordinance 2002-034 (Ordinance), a petition to abandon a right-of-way is not subject to a privilege fee when easements are granted over the entire abandonment site. District 5 (LBH)

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5. REGULAR AGENDA

A. PALM TRAN

1. Staff recommends motion to approve:

A) first Amendment to Agreement R2009-0958 with the Village of Wellington reducing the number of dedicated commuter parking spaces at the Wellington Park-and-Ride lot; and

B) Reimbursement Agreement to Joint Participation Agreement R2008-2248 with Florida Department of Transportation providing funding for design and construction of the Wellington Park-and-Ride lot.

SUMMARY: On June 2, 2009, the Board of County Commissioners (BCC) approved an Agreement (R2009-0958) with the Village of Wellington for sufficient property to support 138 parking spaces for use as a Park-and-Ride lot (Facility) for an initial term of ten years with two additional automatic five year extension periods. Design and construction of the Facility were funded through a Joint Participation Agreement with the Florida Department of Transportation (FDOT) approved by the BCC (R2008-2248) on December 2, 2008. Together, the Amendment and Reimbursement Agreement reduce the total number of dedicated parking spaces to 48, extends the Agreement for the County's use of the Facility in perpetuity, and provides a mechanism for reimbursement to FDOT for a portion of the funds paid to the County for the design and construction of the Facility. District 6 (DR/HF)

B. HUMAN RESOURCES

1. Staff recommends motion to approve: Palm Beach County Board of County Commissioners 2017 – 2018 Affirmative Action Plan, a voluntary effort to correct under-representation where it exists on the Board of County Commissioners' workforce. **SUMMARY:** The 2017 – 2018 Affirmative Action Plan (AAP) presents a workforce analysis for the period of July 1, 2016 through June 30, 2017. Implementation of this year's AAP focuses on methods and procedures for achieving targeted work unit goals, enhancing special recruitment efforts, and continuing to develop systems to correct under-representation. The County workforce statistics are compared to labor force availability as determined by the US Census. According to US Census figures, the available workforce for minorities is 36.7% and 46.6% for females. The County's workforce, for all job categories for 2016-2017, reflects an overall minority representation at 36.2% and female representation at 32.7%. **There is no fiscal impact to the County.** Countywide (DO)

5. REGULAR AGENDA

C. FACILITIES DEVELOPMENT & OPERATIONS

1. **REVISED MOTION & SUMMARY: Staff recommends motion to authorize:** **A)** visitors to the State facilities on Government Hill to park in the County owned paved parking lots surrounding the 810 Datura Street Buildings providing that the cumulative parking impact of the employees and visitors to the State facilities does not have sustained impact on the availability of parking for County employees, programs and services; **B)** staff to 1) initiate, if necessary, move forward with a project, in the estimated amount of \$175,000, for the design and permitting necessary for the installation of access and operational controls to the County's paved parking lots surrounding the building at 810 Datura Street areas surrounding the 810 Datura Street paved parking lots, and 2) which includes requesting that the City initiate an abandonment of the alley that bisects the County property; and **BC) authorize** the Mayor to send a letter to the State expressing the County's disappointment in the State's overall parking plan on Government Hill which does not include any on-site public parking and may not be adequate for its employees in the long term, advising the State that the County will implement physical and operational controls to preclude non-County parkers from using the County's paved parking lots if County employees, services and programs come to be impacted, and the importance that the State commit to constructing further parking facilities on the State Block in the coming years rather than placing reliance on or expectation on the County property to satisfy its parking need. ; 1) advising that the County will immediately implement operational controls, including towing of vehicles, that are not compliant with the requirements of the license agreement, the term of which will expire upon opening of the new Fourth District Court of Appeals Courthouse (4th DCA); and 2) requesting that an interlocal agreement be negotiated which holds the State responsible for the full cost of designing, permitting, procuring and installing parking management infrastructure on the County Block, in exchange for the use of the County excess parking spaces at no additional cost to the users. **SUMMARY:** The County has operated governmental programs from 810 Datura Street since 1975. The County also owns several adjacent vacant parcels fronting Evernia Street to the south (together with the 810 Datura Street property known as the County Block), while the State owns the entirety of the block on the north side of Datura Street (known as the State Block). Together, these two blocks are known as Government Hill. At the urging of the City and concurrent with the City's establishment of Transit Oriented Development District, the State and County worked collaboratively to create a high intensity development plan for Government Hill. Despite At the City of West Palm Beach's urging and despite past joint planning initiatives between the and County and the State, and the County's subsequent investment in Government Hill, a couple of years ago, the State requested and the City approved the 4th District Court of Appeals (4th DCA) development program which had substantially less intensity and parking supply than was ever envisioned for Government Hill and the State Block specifically. Further, budget constraints caused the size of the 4th DCA parking structure now under construction to be substantially reduced to the extent that approximately 100 State employees as well as all public patrons to the State facilities will not have on-site State Block parking. the actual number of parking spaces delivered on the State Block provides no public parking for the State's visitors and is said to only accommodate the current complement of State employees. These unsatisfied parking demands left unfilled on the State Block may impact Community Services operations at 810 Datura Street without some appropriate access controls to the County Block. The controls would enable the County to continue providing its employees and visitors with free (validated) parking without imposing any significant financial, management or other operational burden upon the County. County Staff suggested an interlocal agreement to the State prior to the start of construction but the concept was rejected by the State. Instead, the State and the City worked together to provide paid parking for construction crews and a portion of the State employees, the number of spaces was inadequate in terms of quantity and the adjacency to accommodate all State employees and visitors. Due to the immediate adjacency and free parking on the uncontrolled nature of County owned parking lots (see Background and Policy Issues for further information), these County lots could easily be overrun to the detriment of the County programs. In lieu of that impact on County programs, a license agreement was granted to the Department of Health Palm Beach County and Department of Children and Family Southeast Region in June of 2016 allowing State employees to park upon designated areas of the County Block during the pending the completion of construction of the 4th DCA and parking structure. Now, the City is uncovering the meters for on-street parking before the 4th DCA parking garage and the surface lots are open, further exacerbating the parking problems. due to the County's concern for the impacted public, which includes populations that are least able to afford to pay (to park) to access government services or have physical limitations which require closer parking. Staff is recommending that the public be accommodated on the County's 810 Datura Street property at no charge unless and until such time the impact of the State's employees and/or visitors creates a sustained impact on the availability of parking for County employees, programs and services. If County employees and services were to be impacted, In order to protect the operations of County programs, Staff intends to proceed with the recommends that; 1) the installation of physical access and operational controls be expedited in order to protect the County operations and act as a means for to limit the number of unintended parkers by collecting daily parking fees at the same rate as adjacent City on-street parking spaces from State employees and visitors choosing to park there, and 2) the Board not allow State Agencies any continued parking rights upon the County Block following completion of the pending 4th DCA construction without an Interlocal Agreement between the County and State of Florida Department of Management Services which: a) holds the State responsible for the full cost of designing, permitting, procuring and installing parking management infrastructure on the County Block, b) requires State Agencies to vacate the premises upon reasonable notice in the event of a future need for County use or sale, and c) provides further protections for the operational integrity of the County Block. (FDO ADMIN) District 7/Countywide (LDC)

5. REGULAR AGENDA

D. SHERIFF

1. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Sub-Grant Award between the Florida Department of Law Enforcement and the Palm Beach County Sheriff's Office, in the amount of \$958,909.45 for the period of November 9, 2016 through March 31, 2018; and

B) approve budget amendment of \$958,910 in the Sheriff's Grant Fund.

SUMMARY: On November 3, 2017, the Palm Beach County Sheriff's Office received a sub-grant award from the Florida Department of Law Enforcement through the U.S. Department of Justice to reimburse Palm Beach County for extraordinary security-related law enforcement overtime costs to protect the President-Elect of the United States during the transition period from November 9, 2016 through January 20, 2017. There is **no match requirement** associated with this award. Countywide (LDC)

E. ADMINISTRATION

1. Staff recommends motion to approve:

A) Agreement with the Cultural Council of Palm Beach County, Inc. in the amount of \$250,000 from October 1, 2017 through September 30, 2018 for services relating to the administration of Category C – Level 1 (Small and Emerging Organizations, Children's and Multicultural projects) cultural grant program for non-profit organizations within the County, and

B) \$50,000 budget transfer from the General Fund Contingency Reserve to increase the Cultural Council budget from \$200,000 to \$250,000.

SUMMARY: The County shall provide an amount of \$250,000 to fund certain activities of non-profit organizations as determined by the Cultural Council of Palm Beach County, Inc. (Council) pursuant to a process established herein and approved by County. Of the \$250,000 in County funding, up to \$212,500 shall be applied to Category C-Level I (Small and Emerging Organizations, Children's and Multicultural projects). A portion of the remaining funds, not to exceed 15% of the total amount, may be used by the Council to administer the program. In the event any of the funds are unspent, the Council will reallocate said funds to support cultural programs in underserved areas of the County. Rena Blades of the Cultural Council of Palm Beach County, Inc. serves on the Palm Beach County Public Art Committee. The Committee provides **no** regulation, oversight, management, or policy-setting recommendations regarding the above contract. Disclosure of the contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sec. 2-443, of the Palm Beach County Code of Ethics. Countywide (DW)

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NOVEMBER 21, 2017

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

NOVEMBER 21, 2017

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

NOVEMBER 21, 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."