

July 7, 2020  
9:30am

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**JULY 7, 2020**

<b><u>PAGE</u></b>	<b><u>ITEM</u></b>	
21	3L-2	<b>REVISED SUMMARY:</b> McCulley committed to an overall 15.5% SBE participation in the contract. McCulley is only being contracted to transport by marine barge and deploy artificial reef material, therefore they have no SBE participation. McCulley's master contract cumulative SBE participation including this work order is <del>4.2%</del> <u>2.8%</u> and due to less trucking services needed by the County, they may not meet their overall SBE goal of 15.5% as stated in their three year contract. (ERM)
25	3S-4	<b>DELETED FOR FURTHER STAFF REVIEW</b>

**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**

**JULY 7, 2020**

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

**COMMISSION  
CHAMBERS**

- 1. CALL TO ORDER**
  - A. Roll Call
  - B. Invocation
  - C. Pledge of Allegiance
- 2. AGENDA APPROVAL**
  - A. Additions, Deletions, Substitutions
  - B. Adoption
- 3. CONSENT AGENDA (Pages 6-28)**
- 4. SPECIAL PRESENTATIONS (Page 29)**
- 5. REGULAR AGENDA (Pages 30-31)**
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**JULY 7, 2020**

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**MATTERS BY THE PUBLIC – 2:00 P.M.** (Page 35)

**ADJOURNMENT** (Page 36)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** the appointment of Alyssa Freeman to the CareerSource Palm Beach County, Inc. Board of Directors (Board) for the seat and term indicated below.

<u>Appointment</u>	<u>Seat No.</u>	<u>Term</u>	<u>Area of Representation</u>	<u>Nominated By</u>
Alyssa Freeman	5	7/6/20-7/7/23	Private Sector	Marine Industries Association 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 federal 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. The Board has a maximum of 33 seats, 18 currently filled and a diversity count of Caucasian: 13 (72%), African-American: 3 (17%) and Hispanic: 2 (11%). The gender ratio (female:male) is: 4:14. The nominee is Caucasian female. Countywide (HH)

2. **Staff recommends motion to approve:** Six precinct boundary changes, submitted by Wendy Sartory Link, Supervisor of Elections, as required by Section 101.001(1), Florida Statutes. **SUMMARY:** One new created precinct and five precinct boundary changes are recommended by Wendy Sartory Link, Supervisor of Elections (SOE), due to a newly created taxing district, a precinct boundary correction and a municipal annexation in Belle Glade. Districts 3, 5 & 6 (AH)

B. CLERK & COMPTROLLER

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

<u>Meeting Date</u>	<u>Meeting Type</u>
December 3, 2019	Regular
December 3, 2019	Child Care Facilities
January 28, 2020	Workshop
February 11, 2020	Regular
February 11, 2020	Environmental Control Board
February 25, 2020	Workshop

3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** an annual roadway landscaping contract with A Cut Above Landscape & Maintenance, Inc. (A Cut Above) in an amount not to exceed \$1,000,000. **SUMMARY:** Approval of this contract will provide for construction of landscape and irrigation throughout Palm Beach County on an as needed basis. The Goal Setting Committee set a 20% minimum mandatory Small Business Enterprise (SBE) participation goal for this contract as the Affirmative Procurement Initiative on October 16, 2019. A Cut Above has agreed to 86.3% SBE participation. This contract will be in effect for 36 months from the date of approval by the Board of County Commissioners. Countywide (YBH)
  
2. **Staff recommends motion to:**
  - A) adopt** a resolution to approve the State of Florida Department of Transportation (FDOT) District Four Landscape Maintenance Memorandum of Agreement (LMMOA) for landscaping and irrigation within the right of way of State Road 5/US Highway 1 (SR5) from Mile Post 3.891 to Mile Post 4.034 (Project);
  
  - B) approve** the LMMOA with the FDOT for the Project; and
  
  - C) approve** an agreement with OHFP North Palm, LLC, (Developer) requiring them to install and maintain the Project pursuant to the Resolution and LMMOA.

**SUMMARY:** Adoption of the resolution approving the LMMOA will obligate Palm Beach County (County) to maintain the Project and landscape areas of the LMMOA. Approval of the agreement with the Developer will delegate all of the County's obligations within the Project to the Developer. The Project is located along SR5 between Pleasant Drive and Juno Road. District 1 (YBH)
  
3. **Staff recommends motion to approve:** a contract with R&D Paving, LLC (R&D) in the amount of \$765,686.10 for the construction of the Central Boulevard and University Boulevard Intersection Improvements (Project). **SUMMARY:** Approval of this contract will allow Palm Beach County to issue a notice to proceed to R&D, a Palm Beach County based company, to begin construction of the project. The project consists of modifying the existing intersection of Central Boulevard and University Boulevard to a twin roundabout intersection. The Goal Setting Committee set a 20% minimum mandatory Small Business Enterprise (SBE) participation goal for this contract as the Affirmative Procurement Initiative on September 18, 2019. R&D has agreed to 73% SBE participation. Time to complete all work under this contract shall be no more than 150 calendar days. District 1 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to:

**A) adopt** a resolution to amend the original Municipal Service Taxing Unit (MSTU) special assessment amount, for paving and drainage improvements of Bishoff Road from the dead end to Jog Road (Project), from \$249.46 to the actual cost of \$233.18 per abutting footage and accept the project;

**B) authorize** the Palm Beach County Tax Collector and the Clerk & Comptroller's Office to process and collect the assessment; and

**C) approve** acceptance of Bishoff Road from the dead end to Jog Road to the Palm Beach County (County) Road Maintenance Inventory.

**SUMMARY:** Adoption of this resolution will serve to amend the special assessment for the project. This will allow the assessment payments to be processed and collected by the Tax Collector and the Clerk & Comptroller's Office. On July 10, 2018, the Board of County Commissioners (BCC) held a public hearing to adopt Resolution R2018-1058 confirming the special assessment for the project. The initial special assessment amount was estimated at \$331,500 or \$249.46 per abutting footage for benefitting properties within the project limits. The updated total assessment is \$233.18 per abutting footage to all 14 benefitting property owners along Bishoff Road payable in 20 equal annual installments at an interest rate of 5.5% per annum as set by the BCC. Bishoff Road, dead end to Jog Road, will be changed from being courtesy maintained to full County ownership and maintenance. District 2 (YBH)

5. Staff recommends motion to approve:

**A)** Amendment No. 1 to the professional services contract (R2017-1663) dated November 7, 2017 (Contract) with Scalar Consulting Group, Inc. (SCG), for the design of the Florida Mango Road south of Barbados Road to north of Myrica Road widening project (Project) to update language in sections 5.2, 7.1, 7.13, 9, 12, and 20 and to add sections 22, 23 and 24; and

**B)** Supplement No. 2 (Supplement) to the contract with SCG in the amount of \$111,600.36 for the design of the project.

**SUMMARY:** Approval of Amendment No. 1 will update the language of the payments, termination, access and audits, criminal history records check, non-discrimination and scrutinized companies sections and add the vendor self-service registration required, notice and counterparts sections to be compliant with current Palm Beach County (County) standards. Approval of the supplement will provide the design services necessary for additional roadway drainage, lighting and right-of-way. The contract was approved on November 7, 2017, prior to the effective date of the Equal Business Opportunity Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at that time. The SBE goal for all contracts was 15%. SGC committed to 85% SBE participation for the contract. They propose 15.7% SBE participation for this supplement. Their cumulative SBE participation to date including this supplement is 62.22%. SCG is a County based company. Districts 2 & 3 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

6. Staff recommends motion to approve:

**A)** Amendment No. 1 to the Northlake Boulevard from east of Hall Boulevard to Coconut Boulevard (Project) professional services contract (R2018-0630) dated May 1, 2018 (Contract) with Stantec Consulting Services Inc. (SCS) to update language in sections 5.2, 7.1, 7.13, 9, 12, and 20 and to add sections 22, 23 and 24; and

**B)** Supplement No. 2 (Supplement) to the contract in the amount of \$231,373.50 for additional professional engineering services for the project.

**SUMMARY:** Approval of Amendment No. 1 will update the language of the payments, termination, access and audits, criminal history records check, non-discrimination and scrutinized companies sections and add the vendor self-service registration required, notice and counterparts sections to be compliant with current Palm Beach County (County) standards. Approval of the supplement will provide the additional design services necessary for the six-lane widening of Northlake Boulevard from west of 140<sup>th</sup> Avenue to west of Coconut Boulevard. The contract was approved on May 1, 2018, prior to the effective date of the Equal Business Opportunity Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time. The SBE goal for all contracts was 15%. SCS committed to 35% SBE participation for the contract. SCS proposes 20.6% for this supplement. Sceda accounted for 5% of the SBE commitment but they subsequently lost their SBE certification. The SBE participation for this supplement of 20.6% is for the work tasks assigned to the remaining two SBE team members during the selection process. Their cumulative SBE participation to date including this supplement is 21.64%. SCS has their principal office located in Broomfield, Colorado and has an office in the County. Districts 1 & 6 (YBH)

7. Staff recommends motion to approve:

**A)** Amendment No. 1 to the annual traffic signal contract R2019-1260, Project No. 2019050, dated September 10, 2019, with Gerelco Traffic Controls, Inc. (Gerelco), to increase the amount of the contract by \$6,000,000 and to extend the expiration date from September 9, 2020 to September 9, 2022; and

**B)** Amendment No. 1 to the annual traffic signal contract R2019-1261, Project No. 2019050, dated September 10, 2019, with Ferreira Construction Southern Division Company, Inc. (Ferreira), to increase the amount of the contract by \$6,000,000 and to extend the expiration date from September 9, 2020 to September 9, 2022.

**SUMMARY:** Approval of Amendment No. 1 for Gerelco and Ferreira will increase their contracts from \$3,000,000 to \$9,000,000 and extend the expiration dates from September 9, 2020 to September 9, 2022. These contracts were initially awarded for one year each with option for renewal at one year each for a total of three years. Staff is recommending renewing these contracts for two years, since there is limited availability for these services and there are over \$3,800,000 in pending projects at this time. The increased contract amounts are based on updated estimates that exceed the current contract amounts to be expended throughout Palm Beach County (County). On February 5, 2019, the Office of Equal Business Opportunity (OEBO) granted a waiver of the Affirmative Procurement Initiative requirements because sufficient qualified Small Minority Women Business Enterprises providing the goods or services required by the contract are unavailable in the County, despite every reasonable effort to locate them. The OEBO approved renewing these contracts under the same terms on February 14, 2020. To date, tasks in the amount of \$780,305.41 have been authorized for Gerelco. Tasks in the amount of \$0 have been authorized for Ferreira. After this renewal, the contracts will be resolicited. Countywide (YBH)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. **Staff recommends motion to approve:** a second amendment to the contract for Professional Legal Services with Manson Bolves Donaldson Varn, P.A. (MBDV), increasing the not to exceed amount to \$100,000. **SUMMARY:** The County Attorney, in accordance with the delegation set forth in Section 305.04 of the Palm Beach County Administrative Code, entered into the contract with MBDV on August 27, 2019 to provide certain legal services related to the U.S. Army Corp of Engineers, Jacksonville District's 2019 Planned Deviation to the Water Control Plan for Lake Okeechobee and Everglades Agricultural Area (LORS 2008), as well as other Lake Okeechobee operations that have the potential to impact the County. The not to exceed amount under the Contract was \$50,000. On October 29, 2019, the County Attorney entered into the first amendment to the contract in order to amend the scope of the legal services provided by MBDV to include general issues of Water Law and South Florida Water Management District matters including but not limited to the County's Loxahatchee River Restoration Local Initiative and Mecca Site Evaluation. The First Amendment did not modify the original not to exceed amount. The County and MBDV now wish to amend the contract to increase the not to exceed amount from \$50,000 to \$100,000. As the increase exceeds the County Attorney's authority under Section 305.04, Board approval is being sought for the increase. Countywide (MJ)

E. COMMUNITY SERVICES

1. **Staff recommends motion to:**
  - A) ratify** the signature of the Mayor on the Phase 37 Emergency Food and Shelter Program (EFSP) Grant Application, for a period to be determined upon receipt of funding, in the amount of \$300,000, for the provision of rental assistance to individuals and families in need; and
  - B) authorize** the County Administrator or designee to execute grant agreements, amendments, thereto, and all other documents necessary for the implementation of the Phase 37 EFSP Grant.

**SUMMARY:** The Emergency Food and Shelter National Board Program is a restricted federal grant that provides EFSP funds. The award is administered locally by the United Way of Palm Beach County, Inc. (United Way). On April 27, 2020, United Way released the Phase 37 EFSP Grant Application. The Division of Human and Veteran Services (DHVS) has received EFSP funds for the past 25 years. The DHVS has applied for funds in the amount of \$300,000 to provide rental assistance to individuals and families in need. During the last EFSP funding cycle 257 households were served, a 10% increase from the previous funding cycle. The EFSP funds are non-recurring funds and no County match is required. The emergency signature process was utilized because there was not sufficient time to submit the grant application through the regular BCC agenda process. (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. **Staff recommends motion to receive and file:** a Sub-Recipient Agreement with Monarch Health Services, Inc. (MHS), for the period February 1, 2020 through February 28, 2021, in an amount not-to-exceed \$70,000, for the provision of early intervention services (EIS), for persons living with HIV. **SUMMARY:** On September 20, 2019, carryover dollars were awarded from the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA) to increase the Grant Year (GY) 2019 funding for the Ryan White grant. This is a carryover amount, not a new award. This agreement allocates the carryover dollars and the GY 2020 award, as well as reallocates GY 2019 funds that were swept from agencies that were unable to spend the funds in designated categories. MHS is a new agency that will provide counseling, testing, referral and linkage to medical and case management services to newly identified and lapsed Ryan White clients, serving a total of 120 clients in the EIS category. Damion Baker and Richardo Jackson, employees of MHS are both members of the Palm Beach County HIV Care Council (HIV CARE Council). The HIV CARE Council provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, Palm Beach County Code of Ethics. The Director of Purchasing has authority to execute this agreement pursuant to Section 2-54(f)(4) of the Palm Beach County Code. 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. No County funds are required. (Ryan White Program) Countywide (HH)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to receive and file:** a first amendment (Amendment) to the Operating License Agreement with Guardians Credit Union for the period of June 1, 2020 through May 31, 2021, for the continued operation of Automatic Teller Machines (Robert Weisman Governmental Center, Midwestern Communities Service Center, South County Administrative Complex, and North County Courthouse). **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 Amendment has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of Facilities Development and Operations in accordance with the delegation of authority approved by the Board to sign and administer the Standard ATM Operating License Agreement with Guardians Credit Union. This Amendment extends the term, updates our standard provisions on indemnification, insurance, non-discrimination, Inspector General, and corrects a numbering error on section 22. After this Amendment there will be one extension option for one year left. There is no rent or fee charged to either party. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)
2. **Staff recommends motion to receive and file:** a Standard License Agreement for Use of County-Owned Property for a period of March 8, 2020 through March 7, 2023, with The AREC Repeater Group Inc., for continued placement of Communication Equipment (County Equipment Building located at WWTP, 5801 Ernest Street, Unit 2, WPB, FL). **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 has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. The Standard License Agreement was 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. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve: an Amended and Restated Agreement (Agreement) with Titan International Security Services, Inc., a corporation licensed to do business in the State of Florida (Participant), allowing for interoperable communications through the countywide and EMS common talk groups of the County's 800 MHz Radio System (County's System) for a period of five years from July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Participant can program into its radios and utilize the countywide and EMS common talk groups for certain inter-agency communications. This Agreement is intended to replace Agreement (R2018-0660) between County and Participant, and adds language regarding the requirement to maintain its Certificate of Public Convenience and Necessity throughout the term of this Agreement. The Participant is being permitted such use because it has contracted with Admirals Cove Golf Village to provide Advanced Life Support and Essential Emergency Medical Services. The Participant will only be able to access the common talk groups for specified types of communications and will conduct routine operational communications on its own radio system. 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 charges associated with this Agreement, but the Participant is required to pay all costs associated with Participant's subscriber units and to comply with the established operating procedures for the County's System. The Agreement may be terminated by either party, with or without cause. The term of the Agreement is for five years or until the expiration or termination of the Participant's Certificate of Public Convenience and Necessity, whichever comes first. There are two renewal options, each for a term of five years. (ESS) Countywide (LDC)
  
4. Staff recommends motion to approve: an Amended and Restated Agreement (Agreement) with Universal Protection Service LLC, a company licensed to do business in the State of Florida (Participant), allowing for interoperable communications through the countywide and EMS common talk groups of the County's 800 MHz Radio System (County's System) for a period of five years from July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Participant can program into its radios and utilize the countywide and EMS common talk groups for certain inter-agency communications. This Agreement is intended to replace Agreement (R2018-0903) between County and Participant, and adds language regarding the requirement to maintain its Certificate of Public Convenience and Necessity throughout the term of this Agreement. The Participant is being permitted such use because it has contracted with various local Home Owners Associations to provide Advanced Life Support and Essential Emergency Medical Services. The Participant will only be able to access the common talk groups for specified types of communications and will conduct routine operational communications on its own radio system. 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 charges associated with this Agreement, but the Participant is required to pay all costs associated with Participant's subscriber units and to comply with the established operating procedures for the County's System. The Agreement may be terminated by either party, with or without cause. The term of the Agreement is for five years or until the expiration or termination of the Participant's Certificate of Public Convenience and Necessity, whichever comes first. There are two renewal options, each for a term of five years. (ESS) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to approve: an Interlocal Agreement (Agreement) with the City of Lighthouse Point (Municipality) allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (System) for a period of five years from July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Municipality can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. The County's System will not be utilized for routine operational communications by the Municipality. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Municipality is required to pay all costs associated with the Municipality's subscriber units and to comply with the established operating procedures for the County's System. The Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)
  
6. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the Town of Palm Beach (Municipality), allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Municipality for a period of July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Municipality can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement is intended to replace the Interlocal Agreement (R2013-0545) between County and Municipality, amended by First Amendment R2018-0258, and adds the procedure to be followed to obtain a Federal Shared Encryption Key for direct radio interoperability with Federal Agencies. The County's System will not be utilized for routine operational communications by the Municipality. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Municipality is required to pay all costs associated with the Municipality's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the Town of Jupiter (Municipality), allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Municipality for a period of July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Municipality can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement is intended to replace the Interlocal Agreement (R2013-0612) between County and Municipality, amended by First Amendment R2018-0406, and adds the procedure to be followed to obtain a Federal Shared Encryption Key for direct radio interoperability with Federal Agencies. The County's System will not be utilized for routine operational communications by the Municipality. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Municipality is required to pay all costs associated with the Municipality's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)
  
8. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the Town of Juno Beach (Municipality), allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Municipality for a period of July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Municipality can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement is intended to replace the Interlocal Agreement (R2013-1014) between County and Municipality, amended by First Amendment R2018-1169, and adds the procedure to be followed to obtain a Federal Shared Encryption Key for direct radio interoperability with Federal Agencies. The County's System will not be utilized for routine operational communications by the Municipality. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Municipality is required to pay all costs associated with the Municipality's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the City of Atlantis (Municipality), allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Municipality for a period of July 7, 2020 through July 6, 2025. **SUMMARY:** This Agreement provides the terms and conditions under which the Municipality can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement is intended to replace the Interlocal Agreement (R2013-0545) between County and Municipality, amended by First Amendment R2018-0258, and adds the procedure to be followed to obtain a Federal Shared Encryption Key for direct radio interoperability with Federal Agencies. The County's System will not be utilized for routine operational communications by the Municipality. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Municipality is required to pay all costs associated with the Municipality's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)
  
10. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the Florida Fish and Wildlife Conservation Commission (Commission), relating to the proposed Public Shooting Park (Park) adjacent to the Corbett Wildlife Management Area South Entrance. **SUMMARY:** On July 22, 2014, the County and Commission entered into an Interlocal Agreement (R2014-1043; Commission Contract No. 13486), that was subsequently amended by Amendment No. 1 to Contract (R2014-1753; Commission Contract No. 13486 A-1) on November 18, 2014 (collectively, the 2014 Interlocal Agreement) setting forth the terms and conditions to establish a Park in Palm Beach County for the benefit of the public. This Agreement amends and restates the 2014 Interlocal Agreement, incorporates previous amendments and specifies the County's and Commission's respective roles regarding the construction, funding and maintenance of a paved road (Road Improvement) needed to improve access to the Park. Specifically, this Agreement provides; 1) that the County shall pay \$1,000,000 to Commission for the Road Improvement, and 2) that Commission shall be responsible for the design, permitting, construction and maintenance of the Road Improvement, all future maintenance of the Road Improvement and any and all costs in excess of the amount provided by the County that are associated with the design, permitting, construction and maintenance of the Road Improvement. If the Commission fails to complete the design, permitting and construction of the Road Improvement after County's payment, the Commission shall reimburse the County for the payments made pursuant to this agreement. The County shall pay the Commission \$750,000 within 90 days of execution of this agreement. The County shall pay Commission the remaining \$250,000 upon the county's findings that the Commission has satisfied all conditions of the Temporary Certificate of Occupancy (TCO) or Temporary Certificate of Completion (TCC) for the Park. If the Commission fails to complete the work required by the TCO or TCC, the County will use the funds to complete the required work. Funding was made available in the FY 2020 Capital Improvement Program using ad valorem funds. This Agreement takes effect upon final execution and remains in effect for 30 years from opening of trap/skeet fields and sporting clay ranges to the public (final development phase) or 40 years, whichever is sooner. (PREM) Countywide (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. Staff recommends motion to approve: Work Order No. 20-013 to the annual Heating, Ventilation and Air Conditioning (HVAC) contract with E.C. Stokes Mechanical Contractor, Inc. (R2020-0232) in the amount of \$319,801 for the Morikami Museum-HVAC Replacement project for a period of 60 calendar days from permit issuance or until project is complete. **SUMMARY:** The work consists of furnishing the labor, equipment, and materials needed to remove and replace air handler units 2, 3, 4, 5, 6 and associated HVAC controls. The existing air handler units are more than 12 years old and are at the end of their useful life. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. On August 21, 2019, the Goal Setting Committee applied Affirmative Procurement Initiatives (API) of sheltered market for projects under \$100,000 (when three or more Small Business Enterprises (SBE) are qualified under the annual contract) or an SBE contractor will be given a price preference if its bid is within 10% of the lowest responsive and responsible bidder for projects in excess of \$100,000. Since this project was over \$100,000, the SBE price preference API was applied. The Contractor is not a certified SBE but submitted 17.44% SBE participation on this work order. The overall SBE participation on the annual HVAC contract is 47.05%. The Contractor is a local business. Funding for this project is from the Public Building Improvement Fund. (Capital Improvements Division) District 5 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

12. Staff recommends motion to receive and file:

**A)** Termination Agreement to terminate for convenience Guaranteed Maximum Price (GMP) Amendment No. 1 (R2020-0249) (GMP #1) to the Construction Manager (CM) (2020-0249.1) contract with Kast Construction Company LLC (Kast), in the amount of \$10,830,487 for the Palm Beach Sheriff Office (PBSO) Headquarters (HQ) Exterior Hardening project, and make a payment to Kast in the amount of \$126,594.65 for cost incurred to date; and

**B)** Amendment No. 2 to the CM contract with Kast Construction Company LLC establishing a guaranteed maximum price for the PBSO HQ Communication and Low Voltage project in the amount of \$585,772.55 to be completed in 90 calendar days.

**SUMMARY:** On April 7, 2020, via Agenda Item 5D-2, the Board of County Commissioners (BCC) authorized the termination for convenience of Amendment No. 1 to the contract, since termination best served the interests, health, safety and welfare of the County and its citizens due to the need to have the PBSO HQ site for the County's response center to the COVID-19 emergency. When authorizing the termination of Amendment No. 1, the BCC also approved a payment to CM in an amount not to exceed \$127,000 for CM's costs incurred to date under Amendment No. 1. The County shall pay CM \$126,594.65 for costs incurred from March 11, 2020 to March 28, 2020 under Amendment No. 1. Additionally, the BCC authorized the County Administrator or designee, which in this case was the Director of Facilities Development and Operations, to execute Amendment No. 2 in an amount not to exceed of \$610,000. Amendment No. 2 authorized communication and low voltage work at the PBSO HQ to operate and manage the low voltage and security systems in the Forensic Science and Technology Building, (formerly known as, Evidence Building) which is scheduled to be completed in several months. The Termination Agreement and Amendment No. 2 were fully executed on behalf of the BCC by the Director of the Facilities Development and Operations Department. In accordance with the County Policy and Procedures Manual CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. Amendment No. 2 was approved as an emergency project and as such is exempt from the Equal Business Opportunity Ordinance. **The funding source is from the Infrastructure Sales Tax (IST) Fund. (Capital Improvements Division) District 2 (LDC)**

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

13. Staff recommends motion to approve: a contract with Ohlson Lavoie Corporation to provide architectural and engineering services in the amount of \$680,000 for the Homeless Resource Center 2 (HRC2) project located at 3680 Lake Worth Road, Lake Worth for a period of two years or until the construction achieves final completion. **SUMMARY:** The mission of the HRC2 facility is to provide an effective crisis response system that provides immediate and easy access to safe and decent shelter to anyone that needs it and aims to re-house people as quickly as possible. The Philip D. Lewis Center, the first homeless resource center, is located in the north central region of the county. In order to meet the Community Services Department's mission and operational requirements, a new homeless resource center is to be constructed at 3680 Lake Worth Road, Lake Worth, which is in the south central region of the county. The project includes the construction of 60 new emergency shelter (interim housing) beds, 14 transitional beds, a welcome center/entrance, a temperature controlled cleansing room, office areas, outdoor facilities, specialized storage, a Palm Beach Sheriff Substation, a healthcare facility and support facilities (kitchen, laundry, pantry, community room, shower/rest rooms). The project involves design, development of construction documents, permitting, bidding and construction administration services for the new HRC2. The total project cost is estimated at \$8.3 million and is funded through a combination of infrastructure surtax (IST), Community Development Block Grant (CDBG) and Ad Valorem dollars. **This contract is funded from the CDBG fund and the IST fund.** The work was competitively solicited in accordance with the federal requirements provided by the Department of Housing and Economic Sustainability (DHES). (Capital Improvements Division) Countywide/District 3 (LDC)

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve: the reappointment of two members to the Construction Board of Adjustments and Appeals (CBAA).

<u>Reappoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Term</u>	<u>Nominated by</u>
Ronnie Dixie	5	Engineer	07/07/20-07/06/23	Florida Engineering Society
Steven Markel	6	HVAC	07/07/20-07/06/23	N/A

**SUMMARY:** Ronnie Dixon has been nominated by the Florida Engineering Society to serve a second three-year term as an engineer on the Board. Steven Markel is seeking reappointment to serve a second three-year term as a HVAC contractor on the Board. The term of office for Board members is three years, with a limit of three consecutive three-year terms. The Board has nine seats with eight currently filled and a diversity count of Caucasian: 7 (84%) and Hispanic: 1 (16%). The gender ratio (female: male) is 2:6. The nominees are two Caucasian males. Staff will continue to address the need to increase diversity on our boards. Countywide (CK)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (Cont'd)

2. Staff recommends motion to approve: the reappointment of three members to the Building Code Advisory Board (BCAB).

<u>Reappoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Roger Held	1	Building Official	Building Officials Association of Palm Beach County	07/07/20 – 07/06/23
Robert Brown	2	Building Official	Building Officials Association of Palm Beach County	07/07/20 – 07/06/23
Thomas Hogarth	11	Engineer	Florida Engineering Society	07/07/20 – 07/06/23

**SUMMARY:** The BCAB was established by a Special Act of the Florida Legislature in 1974, and amended in 2017. The term of office for Board members is three years with no limit to the number of terms a member may serve. The Board is comprised of 16 members: one registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects (AIA); one professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society (FES); seven members appointed from nominees submitted by any recognized regional industry trade association; and seven Building Officials, one from each commission district, appointed from nominees submitted by the Building Officials Association of Palm Beach County (BOAPBC). The BOAPBC has nominated Roger Held to be reappointed as Building Official for District 1 and Robert Brown to be reappointed as Building Official for District 2. The Florida Engineering Society has nominated Thomas Hogarth to be reappointed as Engineer for Seat 11. This Advisory Board has 16 seats, 16 currently filled and 0 vacancies, and a diversity count of Caucasian: 14 (80%), African-American: 1 (10%) and Asian-American: 1 (10%). The gender ratio (male: female) is 15:1. The nominees are two Caucasian males and one African-American male. Staff has addressed the need to increase diversity within our boards and will continue to encourage this in an effort to expand the Board’s diversity. Countywide (CK)

K. WATER UTILITIES

1. Staff recommends motion to approve: Work Authorization (WA) No. 1 to the 2019 Pipeline Continuing Construction Contract (Contract) with Johnson-Davis Incorporated (Contractor) for the Water Main Relocation from Herbert Hoover Dike in Pahokee (Project) in the amount of \$1,419,149.51. **SUMMARY:** On February 11, 2020, the Board of County Commissioners approved the Palm Beach County Water Utilities Department (PBCWUD) Contract (R2020-0160) with Contractor. WA No. 1 provides for the installation of approximately 1,450 linear feet of 12-inch water main along Barack Obama Boulevard from North Lake Avenue to North Barfield Highway; 1,000 linear feet of 12-inch water main along Larrimore Road from East Main Place to Juniper Road; 330 linear feet of 8-inch water main along East Main Street to East Main Place; and 500 linear feet of 8-inch water main along Lake Okeechobee’s shoreline from Lower West View Lake Drive to East Main Street. Approximately 8,400 linear feet of existing water main along the Herbert Hoover Dike from the former water treatment plant to the existing water main on Main Street in Pahokee will be abandoned in place and filled with grout. This Contract was procured under the requirements of the Equal Business Opportunity Ordinance. On April 3, 2019, the Goal Setting Committee applied an Affirmative Procurement Initiative of a mandatory 20% Small Business Enterprise (SBE) subcontracting participation. The Contract provides for 20.07% SBE participation. Work Authorization No. 1 includes 22.23% SBE participation. The cumulative SBE participation including WA No. 1 is 22.23%. Contractor is a Palm Beach County company. The Project is included in the PBCWUD FY20 budget. (WUD Project No. 18-056) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) approve** State of Florida, Florida Fish and Wildlife Conservation Commission Agreement No. 19239 with the Florida Fish and Wildlife Conservation Commission (FWC) providing an amount not to exceed \$72,000 of funding assistance (CSFA 77005) for the Derelict Vessel Removal Project for a term upon execution and expiring August 31, 2020;

**B) approve** a budget amendment of \$72,000 in Fund 1225 – Environmental Enhancement-Nonspecific, in project funding for the FWC Derelict Removal Grant Agreement No. 19239;

**C) approve** first amendment to contract (R2020-0267) with Lake Worth Lagoon Environmental Defense Fund, Inc. D/B/A LagoonKeepers.org increasing the three year contract amount not to exceed \$375,000 to be issued by individual task orders as grant funds are received to allow for the removal of derelict vessels funded by FWC Derelict Vessel Removal Grants;

**D) adopt** a resolution authorizing the County Administrator or designee to sign all future FWC derelict vessel grant applications and agreements. Amendments will be included with the required receive and file Board of County Commissioners agenda item associated with the FWC derelict vessel removal grant agreements;

**E) authorize** the County Administrator or designee to sign all future time extensions, task assignments, certifications, and other forms associated with FWC Agreement No. 19239, and any necessary minor amendments that do not substantially change the scope of work, terms, or conditions of this agreement; and

**F) authorize** the Office of Financial Management and Budget to administratively amend the budget to recognize reimbursement funding associated with future FWC derelict vessel removal grant agreements that are executed under the above resolution.

**SUMMARY:** The FWC Derelict Vessel Removal Grant Agreement No. 19239 provides reimbursement for 100% of the total cost to remove three large derelict vessels. LagoonKeepers.org, a Florida not-for-profit corporation, will provide derelict vessel removal services under an existing contract and the contract amendment will allow for the removal of additional derelict vessels funded through FWC Derelict Vessel Removal Grants. Authorizing delegation to the County Administrator or designee to sign all future FWC Derelict Vessel Removal Grants would allow derelict vessels to be removed two or three months sooner. There is no cost to the County. Districts 1, 2, 3, 4 & 7 (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to approve: Work Order No. 0226-3 to the Palm Beach County (PBC) Artificial Reef and Breakwater Annual Contract, Project No. 2018ERM03 with McCulley Marine Services, Inc. (McCulley) (R2019-0226), for an amount not to exceed \$237,368 providing for the construction of artificial reefs offshore of PBC for a period of 120 calendar days. **SUMMARY:** On February 5, 2019, the Board of County Commissioners approved an annual construction contract with McCulley, a St. Lucie County Company, for the PBC Artificial Reef & Breakwater Annual Contract Project No. 2018ERM03 (R2019-0226). Work Order No. 0226-3 will authorize the placement of approximately 1,540 tons of limestone boulders off of Juno Beach donated by the Andrew Red Harris Foundation, one 10 ton statue off of West Palm Beach donated by Palm Beach State College, 400 tons of reef darts and 30 tons of reuse concrete off of West Palm Beach donated by the PBC Fishing Foundation, and 30 modules totaling 90 tons off of West Palm Beach donated by the 1000 Mermaids Project. At the time the contract was solicited, the Small Business Enterprise (SBE) Ordinance (R2002-0064) was in effect, with award recommendation taking place on October 17, 2018. McCulley committed to an overall 15.5% SBE participation in the contract. McCulley is only being contracted to transport by marine barge and deploy artificial reef material, therefore they have no SBE participation. McCulley's master contract cumulative SBE participation including this work order is 4.2% ~~2.8%~~ and due to less trucking services needed by the County, they may not meet their overall SBE goal of 15.5% as stated in their three year contract. District 1 (YBH)

M. PARKS & RECREATION

1. Staff recommends motion to approve: an amendment to the Infrastructure Surtax (IST) Project Plan approved by the Board of County Commissioners on April 4, 2017 reallocating \$5 million to the Riverbend/Loxahatchee River Battlefield Park Interpretive Center. **SUMMARY:** In early 2016, staff submitted a final list of Infrastructure Sales Tax (IST) projects to the BCC for approval. Included on that list was the Riverbend/Loxahatchee River Battlefield Park Interpretive Center funded at \$5 million. On February 9, 2016, Commissioner Valeche requested that the \$5 million be reallocated to the North County District Park project indicating it was a higher priority within District 1. On March 16, 2016, the BCC approved the final list of IST projects, which included \$5 million for the North County District Park and would become available in 2027. Following the passage of the IST referendum in November 2016, the City of Palm Beach Gardens offered to construct and operate the North County District Park site in exchange for a long term lease of the 82 acre property. The lease was executed and the City of Palm Beach Gardens completed the first phase of the park in 2019. A contract was entered into with a not for profit organization to complete the construction of a multi-purpose indoor facility for phase two. City of Palm Beach Gardens officials have indicated that they have no expectation of utilizing the \$5 million appropriated to the North County District Park project. As a result, Commissioner Valeche recommended to the Board that the \$5 million be redirected to the Riverbend/Loxahatchee River Battlefield Park Interpretive Center as originally intended. This reallocation was unanimously approved by the Sales Tax Oversight Committee at their May 21, 2020 meeting. **This project is funded through the infrastructure sales tax.** District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

2. Staff recommends motion to receive and file: a National Emergency Dislocated Worker Worksite Non-Financial Memorandum of Understanding (MOU) with CareerSource Palm Beach County, Inc. for the provision of temporary workers eligible under the grant to assist with humanitarian aid, clean up and restoration with the Parks and Recreation and Community Services Departments. The term of this MOU shall commence on the date last signed by both parties and shall end on March 31, 2022. **SUMMARY:** CareerSource Palm Beach County, Inc. was awarded \$820,000 in grant funding by the U.S Department of Labor through the National Emergency Dislocated Worker grant. This grant is specifically for local employment of individuals dislocated due to recent layoffs, long-term unemployment, and those exhausting unemployment benefits. Dislocated workers will be recruited, screened, and hired by CareerSource for positions associated with COVID-19 humanitarian aid, cleanup and restoration efforts. The Parks and Recreation and Community Services Departments identified specific qualified temporary work to provide humanitarian and sanitation service consistent with CDC guidance for homeless encampments in John Prince Park as well as park ranger duties monitoring public parks in the recovery phase for public safety/education, sanitation and restoration of service. CareerSource will place the temporary workers and County staff will supervise the work. The MOU was executed by the County Administrator pursuant to Palm Beach County's Declaration of Continued State of Emergency. Countywide (AH)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:
  - A) ratify** the Mayor's signature on two grant applications to the Florida Department of Law Enforcement (FDLE) Edward Byrne Memorial Justice Assistance Formula Grant (JAG) Program in the amount of \$312,028 beginning October 1, 2019 through September 30, 2021 to fund:
    1. The Palm Beach County Reentry Program in the amount of \$240,228;
    2. The PalmFUSE Program in the amount of \$71,800; and
  - B) authorize** the County Administrator or designee to execute both grant awards, amendments, documents, and electronic grant reporting forms, related to these grants, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budget allocations.

**SUMMARY:** Palm Beach County was allocated \$312,028 in Federal FY19 (County FY20) funds as part of the JAG Program (CFDA#16.738) for expenditure through September 30, 2021. The Criminal Justice Commission (CJC) approved recommendations made by the CJC's Finance Committee to allocate these funds to the existing Palm Beach County Reentry Program in the amount of \$240,228 and the PalmFUSE Program in the amount of \$71,800. The Reentry Program provides transitional services to juveniles and adults reentering society from jail and prison. The grant funding allocated to Reentry funds outreach services, case management, and support services. The PalmFUSE Program seeks to break the cycle of incarceration and homelessness among individuals with complex behavioral health challenges. The grant funding allocated to PalmFUSE funds a Program Coordinator (pay grade 30) position. The emergency procedure was used because of the limited time for submission of the grant applications due June 1, 2020 following the funding announcement on March 9, 2020. No local match is required for this grant. Countywide (JW)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (Cont'd)

2. Staff recommends motion to:

**A) receive and file** a grant application to the U.S. Department of Justice for the Coronavirus Emergency Supplemental Funding (CESF) FY20 Formula Grant Program in the amount of \$456,007 for the period of January 20, 2020 through January 31, 2022 to fund items needed to respond to COVID-19 in the local criminal justice system;

**B) ratify** the Mayor's signature on the grant award 2020-VD-BX-0346 for the CESF in the amount of \$456,007 for the period identified in "A" above;

**C) approve** a budget amendment in the Criminal Justice Grant Fund to recognize the grant award of \$456,007;

**D) approve** a budget amendment of \$456,007 in the Sheriff's Grant Fund;

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

**F) receive and file Grant Adjustment Notice (GAN) 1** from the U.S. Department of Justice for the CESF FY20 Formula Grant Program to change the authorized signature authority.

**SUMMARY:** On March 30, 2020, Palm Beach County was awarded a grant through the U.S. Department of Justice CESF FY20 Formula Grant Program in the amount of \$456,007 for the period of January 20, 2020 through January 31, 2022. This grant 2020-VD-BX-0346, CFDA #16.034) was awarded through stimulus dollars provided by the U.S. Congress and U.S. President to respond to the COVID-19 pandemic. To expedite the award of these funds to local units of government for criminal justice needs related to COVID-19, DOJ used the formula and funding mechanisms already existing for those jurisdictions receiving the Edward Byrne Memorial Justice Assistance Grants. These funds were awarded to Palm Beach County and County Administration consulted the Palm Beach County Sheriff's Office (PBSO) to craft a plan to expend these funds within the local criminal justice system. PBSO will utilize these funds for the courts and corrections to purchase fever monitors for the Main Courthouse and two County Detention Centers, for corrections to purchase four Western Shelters to house inmates with COVID-19 symptoms or exposure outside the general population but within the secure perimeters at both County Detention Centers, for law enforcement to purchase two testing machines to fit test N95 and 3M masks for first responders, and to purchase two portable solar message board trailers to display urgent information and public safety bulletins, including public health alerts throughout needed areas of the County. Due to the emergency nature of the CESF Program, a GAN was required to change the signature authority from the Executive Director of the CJC to the Mayor of Palm Beach County. The GAN was approved by the Department of Justice and fully executed by the Executive Director of the Criminal Justice Commission, in accordance with R2016-1029. No local match is required for this grant. Countywide (JW)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to approve: a standard agreement for swimming lessons for the period retroactive to March 1, 2020 through September 30, 2020 with Florida Swim School, LLC. **SUMMARY:** On September 27, 2005, the Board adopted Resolution Number R2005-1906 authorizing the County Administrator or designee, (the Fire Rescue Administrator), to execute standard agreements with municipalities and independent contractors to provide swimming lessons to members of the public through the Palm Beach County Drowning Prevention Coalition's Learn to Swim Program. The resolution further states that if the total amount budgeted for swimming lesson vouchers exceeds \$80,000 in any fiscal year, all agreements for that fiscal year shall be presented to the Board for approval. In FY 2020, the budget for swimming lesson vouchers is \$84,482. Unfortunately, this budget provision was recognized after the standard agreements were distributed to various agencies for their execution, and the agreements included a start date of March 1, 2020. Countywide (SB)
  
2. Staff recommends motion to ratify:
  - A)** a FY 2019 Assistance to Firefighters Grant Fire Prevention and Safety (FP&S) grant application electronically submitted to the U.S. Department of Homeland Security's (DHS) Federal Emergency Management Agency (FEMA) on May 29, 2020, requesting \$214,285.72 to fund 95% of the growing needs for drowning prevention education throughout Palm Beach County, for a term beginning 24 months from the date of award; and
  
  - B)** the designation of the County Administrator or designee to act as the County's representative for the purpose of electronically signing and submitting the FY 2019 FP&S grant application, including Assurances and Certifications via the DHS FEMA website.

**SUMMARY:** This grant application requests \$214,285.72 from DHS FEMA to fund drowning prevention training for children and adults phased over a two-year period. The total project cost identified in the grant application is \$225,000.00. The required match for this grant is \$10,714.28 (5% of the federal share), which will be funded from Fire Rescue's FY 2020 contingency reserve. If awarded, the grant will provide funding for drowning prevention education and training for at-risk children and adults for a two-year period. The first year of the grant program will provide only land-based classes, while the second year will provide land and water-based classes. Due to the preparation time, submittal deadlines, and BCC meeting dates, the grant application had to be submitted prior to full Board approval. Countywide (SB)
  
3. Staff recommends motion to approve: an Interlocal Agreement for Specified Fire Prevention Services with the Town of Palm Beach Shores (Town) retroactive to October 1, 2019, through September 30, 2022. **SUMMARY:** This agreement provides for the provision of certain specified services, including fire inspections and new construction plan review and inspections, on applicable buildings and structures located within the incorporated boundaries of the Town in accordance with the Florida Fire Prevention Code. The County will invoice the Town on a monthly basis for the services within the terms of this Agreement. Fees will be calculated in accordance with the County's fee schedule in effect at the time of service. These same specified services were included in Interlocal Agreement R2013-1594 and Interlocal Agreement R2016-1718, which expired on September 30, 2019. The retroactive effective date is a result of the Town's delay in providing their own specified fire prevention services. The proposed Agreement is for a three year period through September 30, 2022. District 1 (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

4. ~~DELETED FOR FURTHER STAFF REVIEW: Staff recommends motion to approve:~~ a Personal Protective Equipment (PPE) Decontamination Services Agreement with Battelle Memorial Institute (Battelle) for the period July 7, 2020 through July 6, 2025. ~~**SUMMARY:** This agreement allows Battelle to provide decontamination services for healthcare provider PPE, specifically N95 respirator masks. There is no cost to the County for the decontamination services; although the County is responsible for transportation to and from a Battelle approved decontamination facility. Battelle will receive and store contaminated PPE prior to decontamination, decontaminate and repackage PPE for its return to the County. In this agreement, Battelle's maximum cumulative direct damages shall not exceed \$50,000. Countywide (SB)~~

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: five Grant Adjustment Notices (GAN) as follows: #036: Technical Assistance training; #037: Grantee Therapist Change; #038 Attend End Violence Against Women International Training; #039 Staff Training and #040 Training Materials with the US Department of Justice, Office on Violence Against Women (OVW), Grants to Improve Criminal Justice Response Program (2017-WE-AX-0034), which facilitated administrative filing and approvals through March 31, 2020. **SUMMARY:** As per grant guidelines, certain expenditures and work products require approval from the OVW ICJR grant manager. The approval process is facilitated by drafting a GAN and submitting it through the OVW's Grant Management web portal. GAN #036 approved payment to TA provider Clinical Skills USA, to deliver training to Sexual Assault Nurse Examiners on best evidence collection techniques, processes, and practices in the field of forensic nursing. GAN #037 approved the Grantee Therapist Change from Monica Gonzalez to Christel Brydegaard. GAN #038 approved payment for one OVW Grant Coordinator, one Victim Advocate and one Detective from grant partner Palm Beach County Sheriff's Office to attend the End Violence Against Women International Training in Washington D.C. in April 2020 (training cancelled). GAN #039 approved payment to Darlene Brace to provide two days of Motivational Interviewing Skills training "Integrating a Trauma Informed Approach" to staff. GAN #40 approved the work product "Understanding the Criminal Justice System Brochure". The Criminal Justice System brochure provides victims of sexual assault, domestic violence, dating violence, and stalking, an easy visual aid to help them understand the complex criminal justice system and victim rights under Chapter 960, Florida Statutes. R2014-1633 authorized the County Administrator or designee to execute future awards, contracts, sub-recipient agreements and sub contracts and amendments/modifications utilizing funding from the DOJ, OVW on behalf of the Board of County Commissioners. Countywide (JW)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to receive and file: the first amendment to contract for Consulting/Professional Services with Catholic Charities of the Diocese of Palm Beach, Inc. (CCDPB) (R2018-0110 and R2018-0866) increasing the contract amount by \$6,900 for a new total not-to-exceed contract amount of \$22,900 for the period of October 1, 2017 through September 30, 2020. **SUMMARY:** In support of the Department of Justice, Office on Violence Against Women (OVW) grant Improving Criminal Justice Response Program (2017-WE-AX-0034), the Division of Victim Services issued four contracts for consulting/professional services for the period October 1, 2017 through September 30, 2020. Through the administration of these contracts, it was determined that an amendment to the contract with CCDPB was needed to increase the number of specialized legal advocacy services to immigrant victims of domestic violence and other crime victims from 24 to 44 clients and decrease the monthly mileage reimbursement and total number of trainings and meeting attendance. The funding is available through lapse salaries and benefits. R2014-1633 authorized the County Administrator or designee to execute future applications, awards, contracts and amendments/modifications utilizing funding from the Department of Justice, OVW on behalf of the Board of County Commissioners. Countywide (JW)
  
3. Staff recommends motion to approve: a Federally Funded Subaward and Grant Agreement (Z1877) with the State of Florida, Division of Emergency Management (FDEM) to authorize the reimbursement of eligible projects for Public Assistance funding for Coronavirus (COVID-19). **SUMMARY:** On March 13, 2020, the President declared the ongoing COVID-19 pandemic of sufficient severity and magnitude to warrant an emergency declaration for all states, tribes, territories, and the District of Columbia pursuant to section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (the Stafford Act). The emergency declaration is designated "FEMA-4468-DR-FL" for State, territorial, tribal, and local government entities and certain private non-profit organizations that are eligible to apply for PA. PA is a federal grant (CFDA #97.036) to aid state and local governments in returning a disaster area to pre-disaster conditions. The amount of total available funding for this sub grant is limited to the amount obligated by FEMA for all projects approved. As part of the PA Program, FEMA will typically fund 75% of the cost. FEMA funding will be calculated on actual expenditures incurred and be received from the State of Florida, Division of Emergency Management, on a reimbursement basis. The State of Florida will contribute 12.5% of the qualifying actual expenditures leaving the County responsible for absorbing the remaining 12.5%. County departments are funding expenditures from existing budgets and requesting grant reimbursements on an ongoing basis as work continues. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

- Staff recommends motion to approve:** a budget transfer of \$566,500 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Section 932.7055(5), Florida Statutes; provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. Section 932.7055(5), Florida Statutes; also requires that no less than 25% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2020 donation requirement is \$240,941. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$1,080,388. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in Section 932.7055(5), Florida Statutes. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$1,331,159. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$764,659. The PBSO certifies that the use of these funds is in accordance with Section 932.7055(5), Florida Statutes. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (DC)

ORGANIZATION	AMOUNT
211 Palm Beach Treasure Coast, Inc.	\$50,000
A Child Is Missing, Inc.	\$5,000
Alzheimer's Community Care, Inc.	\$10,000
Big Dog Ranch Rescue, Inc.	\$25,000
Boys & Girls Clubs of Palm Beach County, Inc. (Belle Glade)	\$15,000
Boys & Girls Clubs of Palm Beach County, Inc. (Wellington)	\$7,500
Boys & Girls Clubs of Palm Beach County, Inc. (West Palm Beach)	\$5,000
Center for Child Counseling, Inc.	\$15,000
Child Rescue Coalition, Inc.	\$15,000
Children's Place at Home Safe, Inc.	\$5,000
Clinics Can Help, Inc.	\$15,000
Crime Stoppers of Palm Beach County, Inc.	\$30,000
Florida Crime Prevention Association, Inc.	\$9,000
Florida Fishing Academy, Inc.	\$5,000
Friends of the Palm Beach County Library, Inc.	\$25,000
Girl Scouts of Southeast Florida, Inc.	\$20,000
HACER Ministry Corporation, Inc.	\$25,000
Homeless Coalition of Palm Beach County, Inc.	\$35,000
KidSanctuary Campus, Inc.	\$10,000
Leadership Palm Beach County, Inc.	\$10,000
Mental Health Association of Palm Beach County, Inc.	\$10,000
Palm Beach County PAL, Inc.	\$25,000
Speak Up for Kids of Palm Beach County, Inc.	\$110,000
Vita Nova, Inc.	\$10,000
Wayne Barton Study Center, Inc.	\$50,000
West Palm Beach Library Foundation, Inc.	\$25,000
<b>Total Amount</b>	<b>\$566,500</b>

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

2. Staff recommends motion to receive and file: a Modification #2 to the Memorandum of Agreement between the City of Miami and the Palm Beach County Sheriff's Office to extend the grant period from June 30, 2020 through November 15, 2020. **SUMMARY:** The Board of County Commissioners (BCC) accepted this grant award on June 4, 2019 (R2019-0777). The BCC accepted a supplemental grant award to provide an additional \$9,000 in funding on February 4, 2020 (R2020-0121). This agenda item will extend the grant period from June 30, 2020 through November 15, 2020. The funds are being used for various domestic security initiatives within the County and the Southeast Florida Region 7, including intelligence operations, training and exercises, and equipment for our specialty teams. There is no match requirement associated with this award. Countywide (LDC)

3. 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 FY19 Urban Area Security Initiative (UASI) Grant in the amount of \$699,965 for the period of May 28, 2020 through June 30, 2021, and

**B) approve** a budget amendment of \$699,965 in the Sheriff's Grant Fund.

**SUMMARY:** On April 6, 2020, the Palm Beach County Sheriff's Office received a grant award in the amount of \$699,965 for the FY19 Urban Area Security Initiative (UASI) Grant Program. 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. The funds will be used for various domestic security initiatives within the County and the Southeast Florida Region 7, including intelligence operations, training and exercises, and equipment for our specialty teams. There is no match requirement associated with this award. Countywide (LDC)

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JULY 7, 2020

4. SPECIAL PRESENTATIONS – 9:30 A.M.

- A) [COVID-19 Update by Dr. Alonso and County Staff](#)

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5. REGULAR AGENDA

A. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

1. Staff recommends motion to authorize:

A) Staff to submit proposed not-to-exceed millage rates for the FY 2021 budget to the Property Appraiser as follows:

	FY 2020 Adopted		FY 2021 Rollback		FY 2021 Proposed		Over/(Under)	
	Millage	Taxes	Millage	Taxes	Millage	Taxes	Rollback	
Countywide Non-Voted	4.7815	\$951,376,856	4.5863	\$964,602,000	4.7815	\$1,005,656,949	\$41,054,949	4.26%
Library	0.5491	57,921,453	0.5267	58,771,761	0.5491	61,271,262	2,499,501	4.25%
Fire-Rescue MSTU	3.4581	277,582,505	3.3005	281,727,705	3.4581	295,180,299	13,452,594	4.78%
Jupiter Fire-Rescue MSTU	1.9097	21,768,240	1.8493	22,064,262	1.8911	22,562,984	498,722	2.26%
Aggregate-Excluding Voted Debt	6.5771	\$1,308,649,054	6.3897	\$1,343,897,565	6.5836	\$1,384,671,494		3.03%
Countywide Voted-Debt	0.0765	\$15,237,865			0.0309	\$6,506,040		
Countywide-Library Voted-Debt	0.0379	3,997,857			0.0342	3,816,203		

B) Staff to submit to the Property Appraiser public hearing dates of Thursday, September 3 at 6 p.m. and Tuesday, September 15 at 6 p.m. in the Commission Chambers, 6<sup>th</sup> floor of the Robert Weisman Governmental Center for FY 2021;

C) Administrative adjustments to establish funding in the FY 2021 budget for capital projects approved and established in the current fiscal year. These projects were approved in the current fiscal year (FY 2020) after the preparation of the proposed budget and are therefore not currently included in the FY 2021 budget. These adjustments will have no impact on proposed Ad Valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing; and

D) Administrative adjustments to establish funding in the FY 2021 budget for designated fund balances for contingency and other projects and carryover for encumbrances. These balances and encumbrances were approved in the current fiscal year (FY 2020) after the preparation of the proposed budget and are therefore not currently included in the FY 2021 budget. These adjustments will have no impact on proposed Ad Valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing.

**SUMMARY:** The proposed millage rates for Countywide, Library, and Fire Rescue MSTU are at the current year millage rate and above rollback. The millage rate for the Jupiter Fire MSTU is slightly below the current year millage rate, but above rollback. These millage rates are not-to-exceed rates, and may be lowered but not raised at the September public hearings. Countywide (DB)

5. REGULAR AGENDA

B. WATER UTILITIES

1. Staff recommends motion to approve: the appointment of: Ali Bayat, Deputy Director, Palm Beach County Water Utilities Department, to replace Jim Stiles, Director, Palm Beach County Water Utilities Department as the Palm Beach County representative; and Kenny Rampersad, Director of Finance and Administration as the alternate Palm Beach County representative on the East Central Regional Wastewater Treatment Facilities Operation Board (Operations Board) effective July 20, 2020. **SUMMARY:** Palm Beach County is one of five local entities that own capacity in the East Central Regional Water Reclamation Facility (ECR), the largest wastewater treatment plant in the County rated at 70 million gallons per day. The County has the largest ownership interest in the capacity of the plant of approximately 35%. The Operations Board was established in 1992 through an Interlocal Agreement (R92-1228D) between Palm Beach County, the City of West Palm Beach, the City of Lake Worth Beach, the City of Riviera Beach, and the Town of Palm Beach. The Operations Board is responsible for facility budget approval, establishment of rates and fees, engineering and legal consultant selection, the approval of capital projects, and other decisions related to the oversight of the ECR. Countywide (MJ)

C. PUBLIC SAFETY

1. Staff recommends motion to adopt: a resolution of the Board of County Commissioners of Palm Beach County, Florida approving the 2020 Palm Beach County Comprehensive Emergency Management Plan (CEMP). **SUMMARY:** As required by Chapter 252, Florida Statutes, the Division of Emergency Management has revised the County's CEMP that was previously approved by the Board of County Commissioners on May 17, 2016. The CEMP outlines how the various departments and agencies, both public and private, will discharge their responsibilities for providing direction and control during any large-scale disaster affecting Palm Beach County. Revisions to the 2020 CEMP compared to the 2016 CEMP include a modification of the Executive Policy Group to include the Unified Command Group, updated lead and support agencies in various sections, and enhancement of various processes such as damage assessment, social media, training, re-entry, etc. Countywide (LDC)

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JULY 7, 2020

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

1. [Staff recommends motion to receive and file:](#) the updated Board Directive Reports which include in process and completed board directive items. **SUMMARY:** At the February 6, 2018 Board of County Commissioners Meeting, direction was given to the County Administrator to submit monthly a status report of the board directives. The report categorizes: **1)** In Process Items and **2)** Completed Items. The report continues to be updated on an on-going basis. Countywide (DN)

B. COUNTY ATTORNEY

**JULY 7, 2020**

**8. COMMISSIONER COMMENTS**

**District 1 – COMMISSIONER HAL R. VALECHE**

**District 2 – COMMISSIONER GREGG K. WEISS**

**District 3 – COMMISSIONER DAVE KERNER**

**District 4 – COMMISSIONER ROBERT S. WEINROTH**

**District 5 - COMMISSIONER MARY LOU BERGER**

**District 6 - COMMISSIONER MELISSA MCKINLAY**

**District 7 – COMMISSIONER MACK BERNARD**

**JULY 7, 2020**

**9. MATTERS BY THE PUBLIC – 2:00 P.M.**

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**JULY 7, 2020**

**10. ADJOURNMENT**

"If a person decides to appeal any decision made by this Commission with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."