

October 19, 2021  
9:30am

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**OCTOBER 19, 2021**

<u>PAGE</u>	<u>ITEM</u>							
10	3B-2	<b>REVISED MOTION: Staff recommends motion to approve:</b> the following final minutes of the Board of County Commissioners' meetings:  <table><thead><tr><th><u>Meeting Date</u></th><th><u>Meeting Type</u></th></tr></thead><tbody><tr><td>June 10 <del>22</del>, 2021</td><td>Workshop</td></tr><tr><td>June 24, 2021</td><td>Zoning</td></tr></tbody></table>	<u>Meeting Date</u>	<u>Meeting Type</u>	June 10 <del>22</del> , 2021	Workshop	June 24, 2021	Zoning
<u>Meeting Date</u>	<u>Meeting Type</u>							
June 10 <del>22</del> , 2021	Workshop							
June 24, 2021	Zoning							
64	3EE-2	<b>REVISED MOTION: D)</b> <del>a contract with Miracle League of Palm Beach County, to expand two eight-week "fee-free" season baseball games to the special needs community in northern Palm Beach County, in an amount not to exceed \$5,000; (OEO)</del>						

**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**

**OCTOBER 19, 2021**

**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
  
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- 4. SPECIAL PRESENTATIONS (Page 66)**
  
- 5. PUBLIC HEARINGS - 9:30 A.M. (Pages 67-68)**
  
- 6. REGULAR AGENDA (Pages 69-80)**
  
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3. CONSENT AGENDA APPROVAL

B. CLERK OF THE CIRCUIT COURT & 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>
June 10, 2021	Workshop
June 24, 2021	Zoning

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:** Change Order No. 1 to the contract with MJC Land Development (MJC) dated September 1, 2020 (R2020-1251) for a time extension of 47 days for Lyons Road from south of the Lake Worth Drainage District L-38 Canal to West Atlantic Avenue (Project). **SUMMARY:** Per PPM CW-F-050, the time extension in Change Order No. 1 exceeds staff approval, and requires approval by the Board of County Commissioners. Approval of Change Order No. 1 will allow a time extension of 47 days to MJC, pursuant to the Florida Department of Transportation Specification 8-7.3.2, for Florida Power and Light (FP&L) to relocate existing power poles on Lyons Road and Farmers Road. This utility work is detailed in the plans, but was not completed by FP&L prior to issuing the Notice to Proceed. MJC took every measure to minimize the impact of the utility work by adjusting their schedule and continuing construction on other areas of the Project. The Affirmative Procurement Initiative selected for this contract on March 4, 2020 by the Goal Setting Committee is a 20% minimum mandatory Small Business Enterprise (SBE) participation. MJC committed to 20.61% SBE participation for this contract. Their SBE participation for Change Order No. 1 is 0%. The cumulative SBE participation for this Project, including this Change Order, is 0%. MJC expects to meet their SBE participation toward the end of the Project. District 5 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

2. Staff recommends motion to adopt: forty-five resolutions to initiate eminent domain proceedings by declaring the acquisition of properties designated as parcels 101, 102, 103, and 104 as right-of-way easements, parcel 218 as an embankment easement, parcels 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 219, 221, 222, 223, 225, 226, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 243, 244, 246, 247, 248, 249, and 250 as permanent easements, and parcels 301, 305, 321, 330, 331, 332, 343, 345, and 350 as temporary construction easements necessary for the construction of roadway improvements on Royal Palm Beach Boulevard from the M Canal to south of Orange Boulevard (Project). **SUMMARY:** Adoption of these resolutions will initiate eminent domain proceedings pursuant to Chapters 73, 74, 127, and Section 337.27(1), Florida Statutes, as amended, against 57 parcels having a total appraised value of \$1,004,430. To date, the property owners have not accepted the offers to purchase made by Palm Beach County and attempts to negotiate the purchases have been unsuccessful. The parcels are necessary for the reconstruction of Royal Palm Beach Boulevard from a two lane undivided roadway to a five lane undivided roadway. The Project also includes the installation of drainage, shoulders/bike lanes, and sidewalks. Eminent domain proceedings are necessary to acquire the parcels at this time in order to expedite construction of the Project. This project is scheduled for FY22 at a budgeted amount of \$6 million. **This Project is included in the Five Year Road Program.** District 6 (DO)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. Staff recommends motion to:

**A) adopt** a resolution to approve a Stipulation of Parties (SOP) with the Florida Department of Transportation (FDOT), the CSX Transportation Inc. (CSXT), and the Avenir Community Development District (CDD) for the closure of Youth Camp Road/Halpatiokee Road railroad-highway grade crossing, FDOT Crossing Number 628094S, and the opening of the future extension of Coconut Boulevard railroad-highway grade crossing, FDOT Crossing Number to be determined (TBD); and

**B) approve** the SOP with the FDOT, CSXT and CDD for the closure of Youth Camp Road/Halpatiokee Road railroad-highway grade crossing, FDOT Crossing Number 628094S, and the opening of the future extension of Coconut Boulevard railroad-highway grade crossing, FDOT Crossing Number TBD.

**SUMMARY:** Adoption of the resolution and approval of the SOP with the FDOT, the CSXT, and the CDD are for the closure of Youth Camp Road/Halpatiokee Road railroad-highway grade crossing, FDOT Crossing Number 628094S (Youth Camp Road Crossing), and the opening of the future extension of Coconut Boulevard railroad-highway grade crossing, FDOT Crossing Number TBD (Coconut Boulevard Crossing). The CDD is proposing the extension of Coconut Boulevard from the Northlake Boulevard intersection north to the Beeline Highway through their Avenir development, and the new Coconut Boulevard Crossing is required for the new road. Palm Beach County is the license holder of the crossing agreement with CSXT that allows Youth Camp Road to cross the railroad tracks at grade. CSXT currently maintains a railroad-highway grade crossing on Youth Camp Road. CSXT, at the CDD's expense, will close the Youth Camp Road Crossing and will provide all necessary labor and materials to install a railroad-highway grade crossing surface at the Coconut Boulevard Crossing. Closure of the Youth Camp Road Crossing will occur concurrently with the opening of the Coconut Boulevard Crossing. The Youth Camp Road Crossing shall not be closed until the Coconut Boulevard Crossing is open to the public and alternative access to Youth Camp Road/Halpatiokee Road has been provided via a paved access road and bridge over the C-18 Canal at CDD's expense. The paved access road must be completed prior to the opening of the new Coconut Boulevard Crossing and the access road shall not be on CSXT property. District 1 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

4. Staff recommends motion to approve: a contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$17,999,999 for the construction of Seminole Pratt Whitney Road from Orange Boulevard to south of Northlake Boulevard and Seminole Pratt Whitney Road and Northlake Boulevard Intersection Improvements (Project). **SUMMARY:** Approval of this contract will authorize the construction services necessary to widen and reconstruct the roadway, install water utilities, drainage, bike lanes and sidewalks for the Project. The Affirmative Procurement Initiative selected for this contract on March 4, 2020 by the Goal Setting Committee is a 20% minimum mandatory Small Business Enterprise (SBE) participation. The awarding of this contract was protested twice. Ranger was the lowest responsive bidder remaining after the protest period that agreed to an extension of the execution deadline for the contract. Ranger agreed to 20.2% SBE participation. Ranger is a Palm Beach County based company. The contract time for the Project is 900 calendar days. **This Project is included in the Five-Year Road Program. District 6 (YBH)**
  
5. Staff recommends motion to approve: the settlement agreement of \$294,177 for property designated as parcel 101 for fee simple road right-of-way and as parcel 301 for a temporary construction easement, necessary for the construction of intersection improvements at West Linton Boulevard and South Military Trail (Project). **SUMMARY:** Approval of the negotiated amount will allow Palm Beach County (County) to acquire parcel 101, a fee simple road right-of-way, and parcel 301, a temporary construction easement needed to construct the Project. The Project will construct a northbound right turn lane on South Military Trail and includes resurfacing, the installation of drainage infrastructure, sidewalks, and an updated traffic signal at the intersection of West Linton Boulevard and South Military Trail. An appraisal was obtained with a fair market value of \$195,194. The property owner's original counter-offer was \$481,749, inclusive of business damages, attorney's fees and expert costs. The Engineering Department and the County Attorney's Office negotiated a purchase by deed in the amount of \$294,177 inclusive of the property owner's attorney fees, engineering fees, and appraisal costs. This amount breaks down to the owner accepting \$249,500 and professional fees of \$44,677. It was determined that the County would have to use the condemnation process in order to obtain the property free and clear of certain encumbrances. After fees and costs are subtracted, the purchase represents approximately a 28% increase over the appraised amount. This negotiated settlement will minimize the expenses of condemnation including fees and costs. This project is programmed for construction in FY21 and FY22 with a budgeted amount of \$2.7 million. **This action is necessary to expedite construction of the Project, which is included in the Five Year Road Program. District 4 (DO)**

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. [Staff recommends motion to approve:](#) the appointments of two new members to the Community Action Advisory Board:

Seat No.	Appointment	Seat Requirement	Term Ending	Nominated By
13	Cynthia Ridley	Representative of the Low Income Sector	9/30/24	Democratically Selected in Delray Beach
14	Aundra Lowe	Representative of the Low Income Sector	9/30/24	Democratically Selected in Lake Worth

**SUMMARY:** The total membership for the Community Action Advisory Board (CAAB) shall be no more than 15 at-large members, comprised of one-third elected public officials or their representatives, one-third private sector members recommended by the CAAB and one-third low-income representatives selected by a democratic process in the target neighborhoods served, per Resolution No. R2014-0588, as amended by R2018-0372. Members will fully participate in the planning, implementation, and evaluation of the Community Services Block Grant program to serve low-income communities. The appointments meet applicable guidelines and requirements outlined in the resolution. The diversity count for the 5 seats that are currently filled is African-American: 4 (80%), and Caucasian: 1 (20%). The gender ratio (female: male) is 4:1. Ms. Ridley and Mr. Lowe are African-American. Staff conducts targeted outreach in an effort to proffer candidates for appointments that maintain a diverse composition of the board. (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. Staff recommends motion to approve: Amendment No. 002 to Standard Agreement No. IA021-9500 (R2021-0229) for the Older Americans Act (OAA) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period January 1, 2021 through December 31, 2021, to add new language and revise portions of the standard agreement, to provide in-home and community-based services to seniors, with no change to the total grant amount of \$3,999,071.41. **SUMMARY:** Per the Department of Elder Affairs, per Chapter 430, Florida Statutes, AAA is designated to administer programs. Amendment No. 002 (CFDA No. 93.044) is required by AAA and adds Paragraph 11.8 in accordance with the Governor's Executive Order 20-44, which requires executive agencies to submit a list of entities named in statute with which a state agency must form a sole-source, public-private agreement, or an entity that through contract or other agreement with the State, annually receives 50% or more of their budget from the State or from a combination of state and federal funds. Any entity that meets one or both of the criteria listed must submit an annual report, including the most recent IRS Form 990, detailing the total compensation for the entity's executive leadership teams within 30 days of execution of this agreement. This language does not apply to the County, as the County does not currently receive more than 50% of its funding from state and federal grants, but if this ratio changes, the language may apply. The revised 2021 OAA approved rates are also included in the amendment. **No additional County funding required.** The Division of Senior and Veteran Services (DSVS) is responsible for providing services north of Hypoluxo Road. The areas of service include all of the districts, excluding District 3, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. (DSVS) Countywide except for portions of Districts 3, 4, 5, & 7 south of Hypoluxo Road. (HH)



3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve: the reappointment of two current members to the Palm Beach County HIV Comprehensive AIDS Resources Emergency (CARE) Council:

Seat No.	Reappointment	Term Ending	Nominated by
6	Skyler King	10/18/24	HIV Care Council
10	Ashnika Ali	10/18/24	HIV Care Council

**SUMMARY:** The Palm Beach County HIV CARE Council (HIV CARE Council) nomination process is an open process with publicized criteria and legislatively defined conflict of interest standards. Ms. King and Ms. Ali have successfully completed the HIV CARE Council’s nomination process and the HIV CARE Council recommends the reappointments. The total membership for the HIV CARE Council shall be no more than 33 at-large members, per Resolution No. R2011-1560, as amended by R2018-0015. Ms. Ali has disclosed that she is employed with Treasure Coast Health Council, Inc. The agencies contract with the County for services. The HIV CARE Council provides no regulation, oversight, management, or policy setting recommendations regarding the subject contracts or transactions. 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. The diversity count for the 18 seats that are currently filled is African-American: 8 (44%), Caucasian: 6 (34%) and Hispanic-American: 4 (22%). The gender ratio (female: male) is 8:10. Ms. King is African-American. Ms. Ali is Asian- American. Staff conducts targeted outreach in an effort to proffer candidates for appointments that maintain a diverse composition of the board. (Ryan White Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to approve:

**A)** the Homeless Resource Center (HRC) Contracts for the Provision of Services with the below-listed agencies, for the two year period October 1, 2021 through September 30, 2023, in an amount totaling \$8,594,024, of which \$4,297,012 is budgeted for FY 2022, with an anticipated annual allocation of \$4,297,012 in FY 2023, contingent upon a budgetary appropriation by the Board of County Commissioners (BCC) for the term of the these contracts:

1. Gulfstream Goodwill Industries, Inc. (GGI), for the provision of engagement, interim housing and rapid re-housing, and navigation services to homeless individuals, in an amount not-to-exceed \$4,600,488, of which \$2,300,244 is budgeted in FY 2022, with an anticipated annual allocation of \$2,300,244 in FY 2023;

2. Adopt-A-Family of the Palm Beaches, Inc. (AAF), for the provision of engagement, interim housing and rapid re-housing, and navigation services of homeless families in an amount not-to-exceed \$3,564,074, of which \$1,782,037 is budgeted in FY 2022, with an anticipated annual allocation of \$1,782,037 in FY 2023; and

3. The Lord's Place, Inc. (TLP), for the provision of employment counseling services to homeless individuals and families, in an amount not-to-exceed \$429,462, of which \$214,731 is budgeted in FY 2022, with an anticipated annual allocation of \$214,731 to be budgeted in FY 2023.

**B)** Amendment No. 1 to contract for Provision of Services with GGI (R2020-1430), for the period November 15, 2021 through November 14, 2023, to update the contract terms to include automatic renewals for FY 2022 and FY 2023, to ensure continuation of services and shelter for COVID-19 impacted individuals and families in the western communities, with no change to the total contract amount of \$1,795,701.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. **(Cont'd) SUMMARY:** The contracted agencies listed will provide a variety of supportive services to persons, individuals and families experiencing homelessness, that include case management, navigation, employment counseling, engagement, interim housing, rapid re-housing, and permanent supportive housing. In FY 2020, GGI served 283 individuals, and expended 100% of the funds on HRC operation, administration, and leasing expenses. GGI will serve approximately 285 individuals under this contract. In FY 2020, AAF served 183 households (537 clients), and expended 100% of the funds on HRC operation, administration, family reunification, leasing/utility expenses, mobilization, and hotel and motel assistance services. AAF will serve approximately 185 households under this contract. In FY 2020, TLP served 129 individual and assisted 26 of the individuals in securing employment, as well as expending 89% of the funds on job training/life skills, job placement services, and administrative expenses. TLP will serve approximately 113 individuals under this contract. The reduction in the estimated number of individuals served is due to the increase of cost per client from FY 2020 to FY 2022. The cost of personnel has increased, as well as housing costs, which in turn increases the cost per client. Amendment No. 1 with GGI is necessary to update the original contract terms to include language regarding automatic renewal terms for FY 2022 and FY 2023. On June 2, 2020, the BCC approved two County owned properties to provide for non-congregate sheltering in the western communities, where the need for isolation of high-risk individuals and households, due to the COVID-19 pandemic, was evident. GGI was selected to operate both the Belle Glade Assessment Center and the Pahokee Non-Congregate Sheltering sites, providing supportive housing for a maximum of 36 shelter beds and 58 supportive housing beds. Though a full year of service has not occurred, GGI is expected to serve up to 48 seniors or individuals, and 24 households per year (a minimum of 96 persons annually). Services offered include on-site supportive services, counseling, meal delivery, limited medical treatment, case management, life skills, job placement, and interim and permanent housing placement. Tyrina Pinkney is an employee of TLP and is a member of the Palm Beach County HIV CARE Council. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided, in accordance with the provision of Section 2-443, of the Palm Beach County Code of Ethics. (Human Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

5. Staff recommends motion to approve: Subrecipient Agreements with the below-listed agencies, for the period October 1, 2021 through September 30, 2022, in an amount totaling \$366,525 in Emergency Solutions Grant (ESG) Program funds:

**A)** Adopt-A-Family of the Palm Beaches, Inc. (AAF), in an amount not-to-exceed \$181,098, to provide rapid re-housing services to families experiencing homelessness;

**B)** Aid to Victims of Domestic Abuse, Inc. (AVDA), in an amount not-to-exceed \$125,000, to provide emergency shelter to individuals fleeing domestic violence; and

**C)** YWCA of Palm Beach County, Inc. (YWCA), in an amount not-to-exceed \$60,427, to provide emergency shelter to individuals fleeing domestic violence.

**SUMMARY:** On July 13, 2021, the Board of County Commissioners (BCC) approved the Palm Beach County Action Plan for Fiscal Year 2021-2022, which allocated \$452,746 in ESG Program funds for nonprofit agencies to assist people experiencing homelessness, or are at risk of homelessness, including those fleeing domestic violence. These agreements will fund homeless services, including the operation and maintenance of emergency shelters, and financial assistance to rapidly re-house families. Activities include, case management, rental assistance, food, maintenance, utility assistance, security, equipment, insurance, and supplies for emergency shelters. In FY 2020, AAF served 48 family households, and expended 100% of its ESG award. Under this new agreement, AAF is expected to serve 35 family households in its rapid re-housing program. The reduction in the estimated number of family households served is due to the increase of cost per client from FY 2020 to FY 2022. The cost of personnel has increased, as well as housing costs, which in turn increases the cost per client. In FY 2020, AVDA served 83 individual and family households, and expended 100% of its ESG award. Under this new agreement, AVDA is expected to serve 70 individual and family households at its emergency shelters. The reduction in the estimated number of family households served is due to the increase of cost per client from FY 2020 to FY 2022. The cost of personnel has increased, as well as housing costs, which in turn increases the cost per client. In FY 2020, YWCA served 112 individual and family households, and expended 100% of its ESG award. Under this new agreement, YWCA is expected to serve 75 individual and family households at its emergency shelters. The reduction in the estimated number of family households served is due to the increase of cost per client from FY 2020 to FY 2022. The cost of personnel has increased, as well as housing costs, which in turn increases the cost per client. These federal ESG funds require a matching contribution, which will be provided by the funded agencies. **No County funding is required.** (Division of Human Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. Staff recommends motion to approve: the agreements for Provision of Financial Assistance with the below-listed agencies, for the two year period October 1, 2021 through September 30, 2023, in an amount totaling \$12,483,384, of which \$6,241,692 is budgeted in FY 2022, with an anticipated annual allocation of \$6,241,692 in FY 2023, contingent upon a budgetary appropriation by the Board of County Commissioners (BCC), for the term of these agreements:

**A)** American Association of Caregiving Youth, Inc. (AACY), for the provision of behavioral health support services for caregiving youth, in an amount not-to-exceed \$74,000, of which \$37,000 is budgeted in FY 2022, with an anticipated annual allocation of \$37,000 in FY 2023;

**B)** Boys Town South Florida, Inc. (BTSF), for the provision of behavioral support services for children, youth, young adults, and their families, in an amount not-to-exceed \$799,802, of which \$399,901 is budgeted in FY 2022, with an anticipated annual allocation of \$399,901 in FY 2023;

**C)** Center for Child Counseling, Inc. (CCC), for the provision of community-based treatment and services to children, youth and young adults, in an amount not-to-exceed \$415,916, of which \$207,958 is budgeted in FY 2022, with an anticipated annual allocation of \$207,958 in FY 2023;

**D)** Children's Case Management Organization, Inc. (CCMO), for the provision of behavioral health services to children, youth, young adults, and kinship families, in an amount not-to-exceed \$350,108, of which \$175,054 is budgeted in FY 2022, with an anticipated annual allocation of \$175,054 in FY 2023;

**E)** Drug Abuse Foundation of Palm Beach County, Inc. (DAF), for the provision of intense residential treatment services to residents, in an amount not-to-exceed \$2,610,000, of which \$1,305,000 is budgeted in FY 2022, with an anticipated annual allocation of \$1,305,000 in FY 2023;

**F)** Drug Abuse Treatment Association, Inc. (DATA), for the provision of behavioral health services to children and youth, in an amount not-to-exceed \$510,000, of which \$255,000 is budgeted in FY 2022, with an anticipated annual allocation of \$255,000 in FY 2023;

**G)** For The Children, Inc. (FTC), for the provision of community-based treatment and services to children and youth, in an amount not-to-exceed \$490,732, of which \$245,366 is budgeted in FY 2022, with an anticipated annual allocation of \$245,366 in FY 2023;

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. (Cont'd)

**H)** Housing Partnership, Inc. (HP), for the provision of behavioral health support services, including supportive housing, to residents, in an amount not-to-exceed \$822,550, of which \$411,275 is budgeted in FY 2022, with an anticipated annual allocation of \$411,275 in FY 2023;

**I)** Jeff Industries, Inc. (JI), for the provision of supportive employment services to low-income adults with severe and persistent mental illness, in an amount not-to-exceed \$330,000 over a two-year period, of which \$165,000 is budgeted in FY 2022, with an anticipated annual allocation of \$165,000 in FY 2023;

**J)** South County Mental Health Center, Inc. (SCMHC), for the provision of behavioral health services to residents, in an amount not-to-exceed \$5,120,276, of which \$2,560,138 is budgeted in FY 2022, with an anticipated annual allocation of \$2,560,138 in FY 2023; and

**K)** Wayside House, Inc. (WH), for the provision of community-based treatment and services, in an amount not-to-exceed \$960,000, of which \$480,000 is budgeted in FY 2022, with an anticipated annual allocation of \$480,000 in FY 2023.

**SUMMARY:** On August 17, 2021, the Board of County Commissioners (BCC) approved funding allocations for the Financially Assisted Agencies (FAA) Program. The agreements recommended in this item reflect dollar amounts included in the FY 2022 budget. These agreements represent \$6,241,692 of the total FAA funding allocation of \$13,365,991 in FY 2022. Services are provided to Palm Beach County (PBC) residents. In FY 2020, AACY provided behavioral health support services to 35 caregiving youth, and will serve approximately 37 caregiving youth under this agreement. In FY 2020, BTSF provided behavioral health support services to 293 children, youth, young adults, and their families in both care coordination and collaborative services, and will serve approximately 110 children and young adults ages birth to 19 years old for care coordination services, under this agreement. The reduction in the estimated number of children, youth, young adults, and their families served is due to the agency's submitted changes to the scope of work. BTSF funding for FY 2020 was based on two different programs. BTSF provided both the care coordination/case management and fee for service with collaborative programs. For FY 2022, BTSF will provide the care coordination/case management services program only. The funding for this program under this new agreement has increased by \$43,909. CCC is a new agency that will provide community-based treatment and services to approximately 226 children, youth, and young adults. CCMO is administering a new program that will provide behavioral health services to 45 kinship families, and 45 children, youth, and young adults under this agreement.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. **SUMMARY: (Cont'd)** In FY 2020, DAF provided intensive residential treatment services to 1,107 residents, and will serve approximately 1,439 adolescents and adults under this agreement. In FY 2020, DATA provided behavioral health services to 250 children and youth, and will serve approximately 250 children and youth under this agreement. In FY 2020, FTC provided community-based treatment and services to 50 children and youth, and will serve approximately 49 children and young adults ages 12 to 18, under this agreement. In FY 2020, HP provided behavioral health support services to 2,832 clients and supportive housing to 73 clients, and will serve 1,267 clients for behavioral health services and 121 clients for supportive housing services under this agreement. The reduction in the estimated number of clients served is due to the increase of cost per client from FY 2020 to FY 2022. The cost of personnel has increased, which in turn increases the cost per client. In FY 2020, JI provided supportive employment services to 54 adults with chronic mental illness or co-occurring disorders, and will serve approximately 60 adults with chronic mental illness or co-occurring disorders under this agreement. In FY 2020, SCMHC provided behavior health services, for four programs: mobile crisis/intake and evaluation services 1,293 clients, psychiatric medial services served 1,132 clients, crisis stabilization unit – Delray served 282 clients, and crisis stabilization unit – Belle Glade served 62 clients. In FY 2022, the mobile crisis/intake and evaluation program will serve 1,313 clients, psychiatric medical services will serve 1,200 clients, crisis stabilization unit – Delray will serve 535 clients and crisis stabilization unit – Belle Glade will serve 185 clients under this agreement. The reduction in the estimated number of clients served is due to the increase of staff salaries due to shifts in the workforce. The cost of personnel has increase, which in turn increases the cost per client. WH is a new agency that will provide community-based treatment and services to 72 women. Dr. Constance Siskowski, an employee of AACY is a member of the Citizen Advisory Committee on Health & Human Services (CAC/HHS). Alton Taylor, an employee of DAF is a member of the Public Safety Coordinating Council and Criminal Justice Mental Health & Substance Use Council. These boards provide 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, of the Palm Beach County Code of Ethics. (Financially Assisted Agencies) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

7. Staff recommends motion to receive and file: the contract for Provision of Services with The Homeless Coalition of Palm Beach County, Inc., for the period June 1, 2021 through January 31, 2022, in an amount not-to-exceed \$50,000, to provide hotel emergency shelter services to individuals and families who are homeless, at imminent risk, or at-risk of homelessness due to COVID-19. **SUMMARY:** On April 2, 2020, the U.S. Department of Housing and Urban Development (HUD) notified Palm Beach County of an Emergency Solutions Grant Coronavirus (ESG-CV1) award for homeless assistance and homelessness prevention activities to mitigate the impacts of COVID-19. On June 8, 2020, Palm Beach County received additional funding (ESG-CV2) to continue the response to COVID-19. On June 1, 2021, the need for additional funding for hotel emergency shelter services was identified. The contract period of June 1, 2021 through the grant end date of January 31, 2022 will allow for continued services for those in need of emergency shelter services. This contract will provide hotel assistance to approximately 23 families who are homeless, or at-risk of homelessness due to the pandemic. Services will include, but are not limited to, hotel shelter with kitchen facilities, if possible, for up to four weeks, at a cost of up to \$550 per week, but not-to-exceed a total of \$2,200 per family. Case management services will be provided until the participant is placed into shelter or until permanent housing is acquired. A referral from the Homeless Outreach Team (HOT TEAM) or the Homeless Dispatcher is required. Program participants will be placed into the Client Management Information System. The contract was executed by the County Administrator in accordance with Agenda Item 6C-3, dated May 5, 2020, which delegated signature authority to the County Administrator, or designee. 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 match is required.** (Division of Human Services) Countywide (HH)



3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file: a Standard License Agreement for the period of August 5, 2021 through August 4, 2024 with Ric L. Bradshaw, Sheriff of Palm Beach County, Florida allowing the installation and maintenance of a small GPS antenna on the roof of Airport Center Building 2, located at 2195 Southern Blvd., West Palm Beach, FL 33406. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The standard agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee, who in this case was the Director of the Facilities Development and Operations Department. 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 (MWJ)
  
2. Staff recommends motion to approve: Amendment No. 5 to the continuing contract with Robling Architecture Construction, Inc. (R2020-1690) establishing a Guaranteed Maximum Price (GMP) in the amount of \$627,827 for construction management services for the Water Utilities Department Central Region Operations Center (WUD CROC) Parking Lot project for a period of 180 calendar days from notice to proceed. **SUMMARY:** On November 17, 2020, the Board of County Commissioners (Board) approved the continuing contract with Robling Architecture Construction, Inc. (Construction Manager) for construction management services for capital projects under \$4,000,000. Amendment No. 5 authorizes construction management at risk services for site clearing, tree relocation, asphalt paving, site lighting and landscaping for the WUD CROC parking lot. Currently, there is limited parking available for county vehicles and the expansion of the parking lot will facilitate additional staff and large WUD vehicles parking. The Construction Manager will have 180 calendar days from Notice to Proceed to substantially complete the project. Liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof are \$80 per day. This continuing construction management contract was presented to the Goal Setting Committee on December 4, 2019 and the Committee established Affirmative Procurement Initiatives of a small business enterprise (SBE) evaluation preference of ten points for the selection of the construction manager and a mandatory 20% SBE subcontracting goal on the continuing contract. SBE participation for this amendment is 26.51%. To date, the overall SBE participation for the continuing contract is 52.96%. Robling Architecture Construction, Inc. is not an SBE and is a Palm Beach County business. The funding source for this work is from the Capital Improvements fund. (Capital Improvements Division) District 2 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to receive and file: Change Order No. 27 to the contract with James B. Pirtle Construction Company, Inc. d/b/a Pirtle Construction Company (R2015-0852) in the amount of \$55,678.93 for the Palm Beach Sheriff Office (PBSO) Forensic Sciences & Technology Facility project with an increase to the project duration of 29 calendar days. **SUMMARY:** On December 18, 2018, the Board of County Commissioners (Board) approved Amendment No. 1 (R2018-2062) to the contract with Pirtle Construction Company, Inc. in the amount of \$26,305,228 establishing a Guaranteed Maximum Price (GMP) for construction of an approximately 87,000 square feet secure lab/office warehouse facility along with a vehicle impound lot. Change Order No. 27 authorizes modifications to the existing fire alarm and fire protection systems, at the request of the Fire Rescue Department, to enhance detection, notification and coverage of the systems. In accordance with Policies and Procedures Memoranda (PPM) CW-F-050, when the cumulative value for additional work exceeds the greater of 5% or \$250,000 of the original contract value (Threshold Amount); and/or time extensions to a project totals or exceeds 120 days of the original project completion date, then an agenda item notifying the Board of the item that puts the cumulative value in the excess category must be presented as a receive and file. To date, the cumulative value of additive change orders, including Change Order No. 27, totals \$301,480.05 with a cumulative time extensions value of 145 calendar days. This agenda item is being submitted to notify the Board that Change Order No. 27 puts the cumulative value of changes or additional work in excess of the \$250,000 Threshold Amount and the 120 days threshold established by PPM CW-F-050. The Construction Manager was selected pursuant to the Small Business Enterprise (SBE) ordinance in place at the time. The original SBE participation on this project was 21.41%. There is no SBE participation for this change order. To date, the overall SBE participation on this project is 21.94%. The CM is not a Palm Beach County Business. **This project is funded from the Infrastructure Sales Tax fund.** (Capital Improvements Division) District 2 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to approve: an annual contract with the following contractors for general minor construction services on an as-needed basis through February 10, 2025.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
A) D.W. Recreation Services, Inc.	Local	S/WBE
B) Regal Contractors, Inc.	Non-Local	Non-SBE

**SUMMARY:** On February 11, 2020, the Board of County Commissioners (Board) approved the annual minor construction contract (R2020-0142 through R2020-0151). The work consists of construction services associated with repairs, improvements and renovations to County properties. The contractors now join the list of twenty-five (25) already prequalified contractors for a total of 27 prequalified contractors with a contract expiration date of February 10, 2025. The specific requirements of the work shall be determined by individual work orders issued against this annual contract. These contracts are five year indefinite-quantity contracts with a maximum cumulative value of \$5,000,000. Work is to be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors are allowed to qualify at any time and be added to this annual contract. Projects \$100,000 and over are advertised on the vendor self-service website while projects \$200,000 and over are also advertised in the newspaper. Projects under \$100,000 are bid among the pool of pre-qualified contractors (currently 27 have pre-qualified) and for projects over \$100,000, the bidding pool is expanded to include any additional bidders responding to the specific project advertisement that submit a qualification application at least ten days before the bid due date. This annual contract was presented to the Goal Setting Committee on August 21, 2019. The Committee applied the following three Affirmative Procurement Initiatives: 1) sheltered market for projects under \$100,000; or 2) a small business enterprise (SBE) contractor will be given a price preference if its bid is within 10% of the lowest non-small business bid on a single trade project over \$100,000; or 3) a mandatory 25% SBE subcontracting goal for a multi-trade project over \$100,000. Actual Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. Current cumulative S/M/WBE participation for all work orders to-date under the minor annual contract is 85.84%. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to approve: an annual contract with the following contractors for low voltage services on an as-needed basis through August 16, 2026.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
A) Intranet Communications Group, Inc.	Local	SBE
B) Miami Business Telephones, Corp.	Non-Local	Non-SBE

**SUMMARY:** On August 17, 2021, the Board of County Commissioners (Board) approved the annual low voltage contract. The work consists of low voltage services on an as needed basis. The contractors now join the list of seven already prequalified contractors for a total of nine prequalified contractors with a contract expiration date of August 16, 2026. The specific requirements of the work shall be determined by individual work orders issued against this annual contract. These contracts are five year indefinite-quantity contracts with a maximum cumulative value of \$4,000,000 across all prequalified contractors. Work is to be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors are allowed to qualify at any time and be added to this annual contract. Projects \$100,000 and over are advertised on the vendor self-service website while projects \$200,000 and over are also advertised in the newspaper. Projects under \$100,000 are bid among the pool of pre-qualified contractors (currently nine have pre-qualified) and for projects over \$100,000, the bidding pool is expanded to include any additional bidders responding to the specific project advertisement that submit a qualification application at least 10 days before the bid due date. The low voltage annual contract was presented to the Goal Setting Committee on March 17, 2021 and the Committee established Affirmative Procurement Initiatives of a Sheltered Market for projects under \$100,000 or a Price Preference on projects \$100,000 or greater. Actual Small/Minority/Women Owned Business Enterprise participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. Staff recommends motion to approve: an annual contract with the following contractors for asbestos and lead abatement services on an as-needed basis through October 18, 2026.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
A) Cross Environmental Services, Inc.	Non-Local	Non-SBE
B) Decon Environmental & Engineering, Inc.	Non-Local	Non-SBE
C) EE&G Construction & Electrical, LLC	Non-Local	Non-SBE
D) Prism Response, LLC	Non-Local	Non-SBE
E) Simpson Environmental Services, LLC	Non-Local	Non-SBE

**SUMMARY:** The purpose of this annual contract is to pre-qualify contractors to provide asbestos and lead abatement services. The work consists of all materials, labor, supervision, equipment, supplies, fee, expertise, and services necessary for asbestos and lead abatement services related to the refurbishment, renewal and renovation in public buildings on an as needed basis. The specific requirements of the work shall be determined by individual work orders issued against this annual contract. These contracts are five year indefinite-quantity contracts with a maximum cumulative value of \$500,000 across all prequalified contractors. Work is to be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors are allowed to qualify at any time and be added to this annual contract. Projects \$100,000 and over are advertised on the vendor self-service website while projects \$200,000 and over are also advertised in the newspaper. Projects under \$100,000 are bid among the pool of pre-qualified contractors (currently five have pre-qualified) and for projects over \$100,000, the bidding pool is expanded to include any additional bidders responding to the specific project advertisement that submit a qualification application at least ten days before the bid due date. The annual asbestos and lead abatement contract was presented to the Goal Setting Committee on June 2, 2021 and the Committee established Affirmative Procurement Initiatives of sheltered market for projects under \$100,000 or a Small Business Enterprise contractor will be given a price preference if its bid is within 10% of the lowest non-small business bid. Actual Small/Minority/Women Owned Business Enterprise participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to approve: a first amendment to Concessionaire Service Agreement with Jupiter Outdoor Center, Inc. (JOC) for the continued operation of a water sports and recreational rental equipment concession at Riverbend/Loxahatchee River Battlefield Park: **(i)** extending the deadline to complete the Minimum Capital Improvements; **(ii)** memorializing the increase in Licensed Area and Guaranteed Annual Rent; **(iii)** extending the term to November 16, 2026; and **(iv)** updating various standard County provisions. **SUMMARY:** On October 16, 2018, the Board of County Commissioners (Board) approved the Concessionaire Service Agreement (R2018-1686) (Agreement) with Jupiter Outdoor Center, Inc. for a term of three years plus two five-year extension options. The Annual Rent consists of a Guaranteed Annual Rent (GAR), which increases 4% annually, and a Commission Fee, which is 18% of the monthly gross sales. Pursuant to the Agreement, in the event that the County acquired title to the kayak launch area from South Florida Water Management District (SFWMD), the Concessionaire's Licensed Area would increase to include said area and the GAR would increase accordingly. The area was acquired by the County in April 2019 (R2019-0425) and the GAR was increased effective May 2019. In addition, JOC was to expend a minimum of \$300,000.00 in capital improvements to the Licensed Area prior to the upcoming initial expiration date of November 16, 2021. JOC was unable to complete the required Capital Improvements because the Town of Jupiter is requiring a master plan of improvements to be filed by the County. The Parks and Recreation Department (Parks) is currently working on finalizing the master plan for submission to the Town of Jupiter. Based on past experience, once the master plan is submitted to the Town of Jupiter for review, it is expected that the review and approval process will take approximately six months. This first amendment: **(i)** extends the deadline to complete the Minimum Capital Improvements to Licensed Area within 24 months after approval of site plan by the Town of Jupiter; **(ii)** memorializes the increase in the Licensed Area to include the approximately  $\pm$  1.04 acres of the kayak launch area acquired from SFWMD and the adjustment of the GAR to account for the additional area; **(iii)** extends the term for five years, from November 17, 2021 through November 16, 2026 pursuant to the first option to extend; and **(iv)** updates Non-Discrimination and Insurance provisions and adds E-verify – Employment Eligibility and Counterparts provisions. All other terms of the Agreement will remain in full force and effect. Parks will continue to have administrative responsibility for this agreement. (Property & Real Estate Management) District 1 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. Staff recommends motion to approve: a contract with Poseidon Dredge & Marine, Inc. (Contractor), for the Ocean Inlet Park Marina Replacement project, Phase 1A, in the amount of \$2,960,582 for a period of 365 calendar days from notice to proceed. **SUMMARY:** Due to deteriorating conditions of the marina bulkhead wall (seawall) and fixed concrete dock, a multi-phased replacement plan has been developed. The phasing breakdown consists of Phases 1A, 1B, and 2. The portion of the project being requested at this time is limited to the implementation of Phase 1A, as phases 1B and 2 will each be funded and constructed separately. Work included in phase 1A consists of, but is not limited to the demolition and full removal of the existing seawall, concrete dock, finger docks, mooring pilings, boatlifts, hand railing, ramps, steps, water, electrical services, and a limited amount of concrete paving. The new construction work includes the construction and installation of approximately 585 linear feet (LF) of new seawall (in two areas), including wall caps, a fixed concrete dock with boatlifts, a small floating "Day Dock," ADA ramps to both docks, concrete paving to tie into existing walkways, hand railings, electrical and water services to docks. The Contractor will have 365 calendar days from Notice to Proceed to substantially complete the project. Liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof are \$300 per day. This project was first competitively advertised on January 5, 2021 and was cancelled on March 12, 2021, due to six of the seven bids received being deemed non-responsive to the Equal Business Opportunity (EBO) Ordinance requirements, with the remaining bid exceeding available funding. On March 18, 2021, Poseidon Dredge & Marine, Inc. filed a protest. Per Section 2-55(a) of the County's Purchasing Code, the County's protest procedure is applicable only when a recommended award is made therefore, in account of the solicitation having been cancelled, on March 18, 2021 the Purchasing Department denied the protest. The project was rebid and once again, competitively advertised, on May 9, 2021 in accordance with the Palm Beach County Purchasing Code and pursuant to the requirements of the EBO Ordinance. This project was presented to the Goal Setting Committee on December 16, 2020 and the Committee established an Affirmative Procurement Initiative of a mandatory minimum of 10% Small Business Enterprise (SBE) subcontracting goal. The Contractor is a certified SBE and has committed to 92.67% SBE participation on this contract. The Contractor is a Palm Beach County business. **The funding sources for this project are from a combination of a Florida Inland Navigation District Waterway's Assistance Program grant, Florida Boating Improvement Program funds, residual Waterfront Bond funding and Infrastructure Sales Tax funds.** (Capital Improvements Division) District 4 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. Staff recommends motion to approve: a first amendment to Concessionaire Lease Agreement with Loggerhead Marinelife Center, Inc., a Florida not for profit corporation: **(i)** extending the deadline to complete approximately \$88,000 in renovations at the Juno Beach Pier Bait House located at Juno Beach Park for 24 months from the date of execution of this first amendment; and **(ii)** updating standard County provisions. **SUMMARY:** In 2014, the Board of County Commissioners (Board) approved a Concessionaire Service Agreement (R2014-0359) with Loggerhead Marinelife Center, Inc. (Loggerhead). Loggerhead was chosen subsequent to an issuance of a Request For Proposal (RFP). Said agreement expired on March 31, 2019. In accordance with PPM CW-L-023, in lieu of issuing a new RFP, on March 12, 2019, the Board approved a new Concessionaire Lease Agreement (R2019-0376) (Agreement) with Loggerhead for a term of five years plus two five-year extension options. The Agreement includes a provision that Loggerhead will receive 18 months of rent abatement in exchange for performing approximately \$88,000 in renovations to the Juno Beach Pier Bait House. Loggerhead was unable to complete the renovations within the required 12 months of issuance of the permit as it was discovered that other capital repairs to the building are required (roof, exterior siding and fire/intrusion alarm) which are the responsibility of the County. Loggerhead currently has a contractor on site performing the Juno Beach Pier Bait House renovations and the building expansion in Loggerhead Park. Staff has determined that there would be a cost saving to the County by having Loggerhead complete the additional repairs to the bait house utilizing their own contractor. On August 17, 2021, the Board approved an agreement (R2021-1112) with Loggerhead to fund in an amount not to exceed \$150,000 the replacement of the roof, siding and alarm panel. Due to the delay caused by this unforeseen issue, additional time is now required to complete the original proposed renovation by Loggerhead. This first amendment provides an additional 24 months after execution of this first amendment to complete the approximate \$88,000 in renovations; updates the provision about park closures to include pandemics and updates standard County provisions. All other terms of the agreement will remain in full force and effect. Parks and Recreation Department will continue to have administrative responsibility for this agreement. (Property & Real Estate Management) District 1 (HJF)



3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

10. Staff recommends motion to approve: a sixth amendment to the Agreement (R2017-1895) for Art Services for the Palm Beach County Convention Center Courtyard Public Art Project (Agreement) with Susan Narduli of Narduli Studio (Artist) to retroactively extend the Agreement for an additional 185 days to January 31, 2022. **SUMMARY:** On December 19, 2017, the Board approved the Agreement in the amount of \$454,000 for the design, permitting, fabrication and installation of “Light Play” sculptural screens for the Palm Beach County Convention Center Courtyard. The following table reflects the contract history.

Contract	Resolution No.	BCC Approval	Agreement / Amendment Amount	Agreement / Amendment Duration
Original	R2017-1895	12/19/17	\$454,000	155 days
Amendment #1	R2018-0255	3/13/18	Add \$330,600	Add 275 days
Amendment #2	R2018-1991	12/18/18	Deduct \$4,625	Add 456 days
Amendment #3	R2019-1759	11/19/19	\$0	Add 397 days
Amendment #4	R2020-1866	12/15/20	Add \$15,200	Add 90 days
Amendment #5	R2021-0334	03/09/21	\$0	Add 122 days

The project is now substantially complete, available for occupancy and use, and already reserved for approaching and future events. However, certain screen panels and gates remain in need of repairs or replacement due to a combination of damage incurred during shipping as well as initial craftsmanship. Whereas the fifth amendment established a July 30, 2021 date for project closeout, an extension to January 31, 2022 is now necessary to achieve that milestone. All repairs and replacements are anticipated to be complete by November 30, 2021 and at no consequence to scheduled events. The Artist remains committed to see the project to a high-quality completion and at no additional cost to the County. Funding for the Courtyard art project is from the \$68M Rev Bond AC2/Convention Center Parking Garage. (FDO ADMIN) District 7/Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. Staff recommends motion to:

**A) approve** a Grant of Easement from the City of Boca Raton to allow County ingress and egress across a portion of Golf Course Road to support the County's access to the communications tower which is under construction located north of Glades Road, west of the Turnpike; and

**B) delegate** authority to the County Administrator or designee, which in this case shall be the Director of Facilities, Development and Operations, to execute any future modifications of the easement set forth in this agenda item.

**SUMMARY:** On October 20, 2020, the Board of County Commissioners (Board) approved an Interlocal Agreement (R2020-1608), as amended by the first amendment to Interlocal Agreement (R2021-1391) approved on September 28, 2021 with the City of Boca Raton (City) for the County to fund, design, construct, manage and maintain a 400' self-supported public safety radio tower and associated improvements on land owned by City. The Interlocal Agreement included as an exhibit, an Access and Management Easement that provides the County access to the City's land in order for the County to operate, maintain and repair the tower for the duration of the Interlocal Agreement. In order to clear up a legal access issue across a portion of Club House Road, the City is granting an easement in favor of the County and the public. The easement supports the County's access to the tower site and allows public access to the Wedgewood Estates subdivision located north of the easement area. The Lake Worth Drainage District (LWDD) has executed a Joinder and Consent to this Grant of Easement as the easement is subject to the restrictions and easement interests granted by the City to the LWDD. This agenda item authorizes the County Administrator or designee, which in this case shall be the Director of Facilities, Development and Operations, to execute any future modifications of the easement set forth in this agenda item which have been determined by the County Attorney's Office as being materially consistent with the principles of the Interlocal Agreement as originally approved by the Board. (PREM) Countywide/District 5 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

12. Staff recommends motion to:

**A) authorize** the Clerk and Comptroller to assign a unique resolution number to the emergency contract with Hedrick Brothers Construction Co., Inc. (Hedrick) for construction management (CM) services for the Main Detention Center (MDC) East and West Towers Video Visitation System (VVS) (the Emergency Contract) recognizing the contract as authorized by the Board for implementation of all future work authorizations;

**B) receive and file** an emergency Task Order No. 1 with Hedrick Brothers Construction Co., Inc. for preconstruction services for the Main Detention Center (MDC) East and West Towers Video Visitation System (VVS) project in the amount of \$48,838; and

**C) approve** Amendment No. 1 to the Emergency Contract with Hedrick establishing a Guaranteed Maximum Price in the amount of \$607,637.98 for the Palm Beach County Sheriff's Office (PBSO) VVS East and West Tower project for a period of 60 days from notice to proceed.

**SUMMARY:** This project consists of the installation at the East and West Towers of the MDC of infrastructure for 45 Video Visitation System (VVS) units that are being supplied by the County. The Construction Manager is providing conduit, cable, and Soffi-Steel system for each of the units. Additionally, this work includes the installation of steel mounting plates and setting the VVS units on the plates. The provision of additional VVS units will provide additional capacity to accommodate remote visitation and professional consultations to the inmate population, a critical service due to the social distancing requirements resulting from the COVID19 pandemic. The Construction Manager will have 60 calendar days from Notice to Proceed to substantially complete the project. Liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof are \$120 per day. This project is as an emergency contract in accordance with Palm Beach County Purchasing Code 2-54 and County PPM CW-L-008. The Director of the Facilities Development and Operations Department (FD&O) executed this emergency CM contract and Task Order No. 1 for required preconstruction services under its construction authority pursuant to the Purchasing Code Section 2-53(f). Pursuant to section 2-80.22 of the Equal Business Opportunity (EBO) Ordinance and the County PPM CW-O-043, this project is exempt from the EBO requirements as a federally funded emergency contract. Hedrick Brothers Construction Co., Inc. is a Palm Beach County Business. **The funding source for this project is the CARES Act Relief fund.** (Capital Improvements Division) District 2 (LDC)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT

1. **Staff recommends motion to approve:** an Engagement Letter for audit services between the Housing Finance Authority of Palm Beach County, Florida, and Caler, Donten, Levine, Cohen, Porter & Veil, P.A. (Caler, P.A.). **SUMMARY:** The Housing Finance Authority of Palm Beach County, Florida (Authority) was established by the Board of County Commissioners (BCC) in 1979 in accordance with Part IV, Chapter 159, Florida Statutes. Section 2-189 of the Palm Beach County Code of Ordinances requires that all contracts of the Authority for the purchase of goods and services in excess of \$10,000 shall be approved by the BCC. The Engagement Letter sets forth the terms under which Caler, P.A., will provide audit services to the Authority beginning with an audit of the Fiscal Year ended September 30, 2021. Caler, P.A., was selected by the Authority to provide audit services pursuant to a Request for Proposals process on October 12, 2018 (RFP). The RFP provided for an initial three-year contract term, which has been completed, and up to two successive two-year renewals. The Engagement Letter was approved by the Authority on August 13, 2021, subject to BCC approval. Countywide (DB)
  
2. **Staff recommends motion to receive and file:** eleven agreements under the Fiscal Year 2021-2022 Community Development Block Grant (CDBG) Program:
  - A)** Aid to Victims of Domestic Abuse, Inc. in the amount of \$25,907 for transitional housing and supportive services;
  
  - B)** The Children's Place at Home Safe, Inc. in the amount of \$18,796 for specialized and enhanced therapeutic care for abused teens;
  
  - C)** The Coalition for Independent Living Options, Inc. in the amount of \$23,367 for prepared meals to disabled individuals;
  
  - D)** Healthy Mothers/Healthy Babies Coalition of Palm Beach County, Inc. in the amount of \$11,176 for assistance to uninsured low income pregnant women and their families in order to access health care, to secure payer sources and other services for prenatal care;
  
  - E)** Legal Aid Society of Palm Beach County, Inc. in the amount of \$58,621 for fair housing education, outreach, advocacy and enforcement activities;
  
  - F)** Place of Hope, Inc. in the amount of \$16,763 for housing and case management services to abused children;
  
  - G)** Redlands Christian Migrant Association, Inc. in the amount of \$15,239 for child care and development services in the Glades area;

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

2. (Cont'd)

H) Seagull Industries for the Disabled, Inc. in the amount of \$30,783 for vocational training and supervision for disabled adults;

I) Sickle Cell Foundation of Palm Beach County, Inc. in the amount of \$18,795 for comprehensive case management services;

J) Urban League of Palm Beach County, Inc. in the amount of \$19,811 for foreclosure mitigation counseling, homebuyer education classes, and pre-purchase homebuyer counseling services; and

K) Vita Nova, Inc. in the amount of \$14,731 for supportive housing and life skills training for youths who have aged out of foster care.

**SUMMARY:** The 11 agreements have been executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development in accordance with Resolution R2021-0948 as approved by the BCC on July 13, 2021. Agencies have been notified that the public service selections will be conducted via a competitive process for FY 2022-2023. On July 13, 2021, via Agenda Item 6C-1, the BCC approved the Palm Beach County Action Plan for Fiscal Year 2021-2022, which included \$253,989 in CDBG funds allocated to 11 non-profit agencies to provide various public services. Employees from two agencies that were awarded CDBG funds serve on a County-related advisory group. Kimberly Rommel-Enright, an employee of the Legal Aid Society of Palm Beach County, Inc., serves on the HIV CARE Council, a County Advisory Board. Patrick J. Franklin, an employee of the Urban League of Palm Beach County, Inc., serves on the Infrastructure Surtax Independent Citizen Oversight Committee and the Housing Finance Authority. These boards provide no regulatory oversight, management, or policy-setting recommendations regarding their agency contracts. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. 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. **These are Federal CDBG funds which require no local match.** Countywide (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

3. Staff recommends motion to receive and file: an agreement with the Center for Technology, Enterprise and Development, Inc. (TED Center) for \$250,000 under the Fiscal Year 2021-2022 Community Development Block Grant (CDBG) Program. **SUMMARY:** The document has been executed on behalf of the BCC by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6C-1 as approved by the BCC on July 13, 2021. The agreement with TED Center provides \$250,000 in Fiscal Year 2021-2022 CDBG funds to assist with operational expenses for the development and expansion of small businesses and microenterprises (defined as “commercial enterprises” that have five or fewer employees). The TED Center is required to create a minimum of 17 full-time equivalent jobs countywide, with a minimum of 4 of the newly created jobs being held by persons residing in the Glades area. Additionally, at least 51% of the jobs must be held by, or made available to, Low and Moderate Income persons who must reside in the Palm Beach County CDBG jurisdiction during the term of the Agreement. The TED Center, a non-profit organization, is a business incubator with associated programs and services designed to improve the viability and strength of microenterprises and small businesses. 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 TED Center is currently on target to meet 2019/2020 Contract deliverables. **These are Federal CDBG funds which do not require a local match.** Countywide (DB)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

4. Staff recommends motion to receive and file: the following agreements for code enforcement services funded under the Fiscal Year 2020/2021 and Fiscal Year 2021/2022 Community Development Block Grant (CDBG) Programs:

A) Agreement with the City of Belle Glade for \$205,342

B) Agreement with the City of Pahokee for \$52,014

C) Agreement with the City of South Bay for \$36,290; and

D) Agreement with the City of Riviera Beach for \$537,297.

**SUMMARY:** The documents have been executed on behalf of the BCC by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6C-1, as approved by the BCC on July 13, 2021. The agreement with the City of Belle Glade provides \$205,342 in FY 2021/2022 CDBG funds toward the salary and benefits of three full-time Code Compliance Officers plus vehicle and computer related expenses. The agreement with the City of Pahokee provides \$52,014 in FY 2021/2022 CDBG funds toward the salary and benefits of one full-time Code Compliance Officer. The agreement with the City of South Bay provides \$36,290 in FY 2021/2022 CDBG funds toward the salary of one full-time Code Compliance Officer. The agreement with the City of Riviera Beach extends over a two-year period and provides \$537,297 in CDBG funds from FY 2020/21 (\$340,334) and FY 2021/2022 (\$196,963) toward the salaries, benefits and related electronic equipment of four full-time Code Enforcement Officers, one part time Code Enforcement Officer and one Field Supervisor. 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. **These are Federal CDBG funds which do not require a local match.** Districts 6 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

5. Staff recommends motion to receive and file: an agreement with the Business Loan Fund of the Palm Beaches, Inc. d/b/a Center for Enterprise Opportunity (CEO) for \$80,000 under the Fiscal Year 2021-2022 Community Development Block Grant (CDBG) Program. **SUMMARY:** The document has been executed on behalf of the BCC by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6C-1 as approved by the BCC on July 13, 2021. The Agreement with CEO provides \$80,000 in Fiscal Year 2021-2022 CDBG funds to provide technical assistance and business support services to small businesses and persons developing small businesses. CEO is required to create a minimum of 5.5 full-time equivalent jobs countywide, conduct 4 business plan training seminars, close 4 credit builder loans/microloans and provide business and financial counseling to no fewer than 40 unduplicated clients. Additionally, at least 51% of the jobs must be held by, or made available to, Low and Moderate Income Persons who must reside in the Palm Beach County CDBG jurisdiction during the term of the Agreement. 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. **These are Federal CDBG funds which do not require a local match.** Countywide (DB)

6. Staff recommends motion to receive and file: the following documents:

**A)** Standard Form SF-424 and Certifications for the FY 2021-2022 Community Development Block Grant Program (CDBG) in the amount of \$6,872,842;

**B)** Standard Form SF-424 and Certification for the FY 2021-2022 HOME Investment Partnership Program (HOME) in the amount of \$2,419,225; and

**C)** Standard Form SF-424 and Certification for the FY 2021-2022 Emergency Solutions Grant Program (ESG) in the amount of \$570,536.

**SUMMARY:** The documents were executed on behalf of the BCC by the Director of the Department of Housing and Economic Development (HED) under authority delegated by R2021-0948 on July 13, 2021 to the County Administrator or designee. In accordance with County PPM CW-O-051, all contracts, agreements and grants signed by delegated authority must be submitted by the initiating Department as a receive and file agenda item. **The ESG required local match (\$570,536) will be provided by the four ESG-funded agencies, the Department of Community Services, and HED. The HOME required local match (\$514,086) will be provided from the State Housing Initiatives Partnership Program. CDBG funds require no local match.** Countywide (HJF)



3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

7. Staff recommends motion to receive and file: the following documents for a \$306,434 Section 108 Loan to B&S Properties of WPB LLC:

A) an Intercreditor and Subordination Agreement, dated July 6, 2021;

B) a first amendment to Section 108 Loan Agreement, dated July 6, 2021;

C) a Collateral Security Mortgage Modification Agreement, dated July 6, 2021; and

D) a Reaffirmation of Guaranty Agreement, dated July 6, 2021.

**SUMMARY:** The documents have been executed on behalf of the Board of County Commissioners (BCC) by the County Administrator or Designee in accordance with Resolution R2009-0725. In 2020, a \$306,434 Section 108 Loan was made to B&S Properties of WPB LLC under the Housing and Urban Development Section 108 Loan program. The Borrower operates a car repair shop, which specializes in the diagnosing and servicing of foreign luxury vehicles. In 2021, the borrower asked to refinance a portion of his collateral for the Section 108 loan. The company's headquarters is located at 13617 43<sup>rd</sup> Road N, West Palm Beach, FL 33411; and all auto repair services occur at the company's facility located at 8446 Belvedere Road, Building A-1, West Palm Beach FL 33411. The Borrower is expected to create nine full time equivalent jobs over five years. In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by HED as a receive and file agenda item within ninety days upon receipt of original executed and recorded Agreements and supporting documents from borrower's counsel. **These are Federal funds which require no local match.** District 2 (DB)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

8. Staff recommends motion to receive and file: the following three agreements funded under Fiscal Year 2021/2022 Community Development Block Grant (CDBG) Program:

A) Agreement with the City of Greenacres in the amount of \$184,369 for the construction of drainage improvements;

B) Agreement with the Town of Lake Park in the amount of \$95,655 for the installation of playground improvements at Lake Shore Park;

C) Agreement with the City of Lake Worth Beach in the amount of \$274,506 for park improvements at Memorial Park.

**SUMMARY:** The documents have been executed on behalf of the BCC by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6C-1 (R2021-0948), as approved by the BCC on July 13, 2021. The agreement with the City of Greenacres will provide CDBG funds to continue Phase 8 of improvements to the Original Section Drainage project, North of Biscayne Drive and South of 10th Avenue North. The agreement with the Town of Lake Park will provide CDBG funds for park improvements and the installation of a new playground at Lake Shore Park. The agreement with the Town of Lake Park includes funds from grant years FY 2020/2021 (\$49,767) and FY 2021/2022 (\$45,888) for a combined total of \$95,655. The agreement with the City of Lake Worth Beach will provide CDBG funds for the installation of improvements, new park equipment and amenities to Memorial Park. **These are Federal CDBG funds which do not require a local match.** Districts 2, 3 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

9. Staff recommends motion to receive and file: the following agreements funded under Fiscal Year 2018/2019 as amended, and Fiscal Year 2020/2021 Community Development Block Grant (CDBG) Program:

**A)** Agreement with the City of Riviera Beach in the amount of \$100,000 for the development of an Urban Agricultural Farm;

**B)** Agreement with the City of Riviera Beach in the amount of \$118,000 for the installation of high-speed internet/Wi-Fi access and connectivity to five of the City's Public Parks; and

**C)** Agreement with the City of Belle Glade in the amount of \$36,375 for repairs and improvements at the Lawrence E. Will Museum.

**SUMMARY:** The documents have been executed on behalf of the BCC by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 5C-5 (R2018-1061) as approved by the BCC on July 10, 2018, as amended and Agenda Item 6D-1 (R2020-0926), as approved by the BCC on July 14, 2020. The agreement with the City of Riviera Beach will provide CDBG funds for the development of an Urban Farm to cultivate agricultural organic foods and provide funds for one supervisor to oversee development and daily activities. The agreement with the City of Riviera Beach will provide CDBG funds for installation of high-speed internet/Wi-Fi access and connectivity for a period of three years, to five Public Parks: Cunningham Park, Dan Calloway Park, Farrington Park, Sadie McCray Park and Goodman Park within the City of Riviera Beach. The agreement with the City of Belle Glade will provide CDBG funds for roof repairs, new waterlines and/or interior improvements at the Lawrence E. Will Museum. **These are Federal CDBG funds which do not require a local match.** Districts 6 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

10. Staff recommends motion to receive and file:

**A)** Standard Form SF-424 and Certifications for the Community Development Block Grant Coronavirus (CDBG-CV) Program increased from \$3,935,468 to \$9,322,419; and

**B)** Funding Approval/Agreement with the U.S. Department of Housing and Urban Development (HUD) for the Community Development Block Coronavirus (CDBG-CV) Program increased from \$3,935,468 to \$9,322,419.

**SUMMARY:** The Standard Form SF 424 and grant agreement were executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6D-3, approved by the BCC on May 18, 2021. The submission of Standard Form SF-424 is required by HUD to complete the County's submission for the receipt of Federal CDBG funds. The grant agreement constitutes the County's contract with HUD for \$9,322,419 of CDBG-CV funding. On April 2, 2020, HUD notified Palm Beach County of the award of \$3,935,468 CDBG-CV to respond to the Coronavirus (COVID-19) pandemic. A funding agreement (R2020-1459) between HUD and Palm Beach County for this funding amount (\$3,935,468) was executed. On September 11, 2020, HUD notified Palm Beach County of a second allocation of CDBG-CV in the amount of \$5,368,951. HUD now requires that the two allocations be combined and a single Standard Form SF 424 and a single funding agreement be executed for the combined total of \$9,322,419. In accordance with County PPM CW-O-051, all contracts, agreements, and grants signed by delegated authority must be submitted by the initiating Department as a receive and file agenda item. **These are Federal CDBG-CV grant funds which require no local match.** Countywide (HJF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to approve: Amendment No. 1 to the Contract for Consulting/Professional Services Southern Region Water Reclamation Facility (SRWRF) Engineering Services for Secondary Clarifier and Effluent Filtration Improvements Engineering Services (Contract) with Hazen and Sawyer, P.C., (Consultant) to extend the term of the Contract for an additional 730 calendar days and for a total amount of \$758,942. **SUMMARY:** On December 19, 2017, the Board of County Commissioners (BCC) approved the Palm Beach County Water Utilities Department (PBCWUD) Contract (R2017-1912) with Consultant to provide engineering services during the design, permitting, bidding, and construction phases for the Secondary Clarifier and Effluent Filtration Improvements (Project) at SRWRF. Amendment No. 1 will extend the term of the Contract to accommodate the revised construction schedule of the Project resulting from operational constraints identified during design. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the new Equal Business Ordinance on October 16, 2018. The SBE participation goal established under the 2002 SBE Ordinance was 15% overall participation. The Contract provides for 21% SBE participation. Amendment No. 1 includes 18.97% SBE participation. The cumulative SBE participation including Amendment No. 1 is 27.19%. The Consultant is headquartered in New York, New York, but maintains an office in Palm Beach County from which the majority of the work will be performed. The Project is included in the PBCWUD FY22 budget. (PBCWUD Project No. 17-022) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

2. Staff recommends motion to approve: Change Order (CO) No. 4 with Florida Design Drilling Corporation (FDD) for the Water Treatment Plant No. 11 (WTP11) High Service Pump Station Electrical Building Improvements (Project) in the amount of \$61,493.81 and for an additional 180 calendar days of project time extension. **SUMMARY:** On September 10, 2019, the Board of County Commissioners (BCC) approved the Palm Beach County Water Utilities (PBCWUD) Contract for the WTP11 High Service Pump Station Electrical Building Improvements Project (R2019-1372) in the amount of \$3,590,000.00. The Contract provides for construction of a new flood-resilient high service pump station electrical building and the installation of process analyzers to improve monitoring and control of the water treatment process at WTP11. CO No. 4 provides for modifications to the fire alarm and fire suppression systems, settlement of a delay claim, and a credit for thermographic survey of the electrical equipment that was removed from the Contract. CO No. 4 will increase the Contract by \$61,493.81 and extend the Contract time by 180 days. CO No. 4 exceeds the approval limits in County PPM CW-F-050 and requires BCC approval. This Contract was procured under the requirements of the Equal Business Opportunity Ordinance. On May 1, 2019, the Goal Setting Committee applied an Affirmative Procurement Initiative of a minimum mandatory 20% Small Business Enterprise (SBE) subcontracting goal. The contract with FDD provides for 47.6% SBE participation, which includes 1.06% M/WBE, 0.76% MBE (H), and 0.3% WBE. CO No. 4 includes 47.21% SBE participation, which includes 1.03% MBE, 1.03% MBE (H). The cumulative SBE participation including CO No. 4 is 45.71%, which includes 1.09% M/WBE participation, 0.72% MBE (H), and 0.36% WBE. FDD is a Palm Beach County based company. The Project is included in the PBCWUD FY22 budget. (PBCWUD Project No. 18-005) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) approve** State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. R2224 (Agreement) for an amount not to exceed \$299,971.80 providing for construction of the Palm Beach Resilient Islands Project (Project) beginning upon agreement execution and expiring June 30, 2022;

**B) approve** a budget amendment in the Environmental Enhancement non-specific fund for \$299,972 to recognize the revenue from the FDEP Agreement No. R2224; and

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

**SUMMARY:** The Agreement reimburses the County up to \$299,971.80 to restore and stabilize an eroded mangrove island within the Town of Palm Beach. The Agreement does not require a match and there is no cost to the County. The Agreement contains an indemnification provision that differs from that adopted for use by the County under PPM CW-F-049. In accordance with PPM CW-F-049, the Risk Management Department and the County Attorney's Office have reviewed the terms and agreed to the deviations, taking into consideration the amount of the grant award and the nature of the state's granting process, and the non-waiver of sovereign immunity beyond the statutory caps of 768.28, Florida Statutes. Districts 2 & 7 (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to:

**A) approve** State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. LPA0238 (Agreement) through the Loxahatchee River Preservation Initiative (LRPI) for an amount not to exceed \$370,185.30 to restore Sawfish Island along the Loxahatchee River (Project), commencing upon execution and expiring March 31, 2023;

**B) approve** budget amendment in the Manatee Protection Fund for \$370,186 to recognize the revenue from the FDEP Agreement; and

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

**SUMMARY:** The FDEP Agreement will provide \$370,185.30 in funding for the Project on a reimbursement basis. The Project proposes to remove invasive exotic vegetation and excavate two wetland basins to improve historic hydrologic connections. Construction costs are estimated at \$1,504,950. The FDEP funding will provide approximately 25% of the total construction costs. The remaining 75% of the costs will be covered by County funds, (28%), and Florida Inland Navigation District Grant, (47%), No. PB-20-211 (R2021-0361). The Agreement contains an indemnification and termination provision that differs from that adopted for use by the County under PPM CW-F-049. In accordance with PPM CW-F-049, the Risk Management Department and the County Attorney's Office have reviewed the terms and agreed to the deviations, taking into consideration the County's need to conduct the construction, County's current performance of such work and liability for its acts, and the non-waiver of sovereign immunity beyond the statutory caps of Section 768.28, Florida Statutes. District 1 (SS)



3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

3. Staff recommends motion to receive and file:

**A)** Amendment No. A1 to the State of Florida, Florida Fish and Wildlife Conservation Commission (FWC) Agreement No. 21002 (Agreement), for derelict vessel removal, in order to extend the Agreement termination from July 16, 2021 to August 30, 2021; and

**B)** Amendment No. A2 to the State of Florida, FWC Agreement in order to increase the compensation amount from \$54,698 to \$66,948 and extend the Agreement termination from August 30, 2021 to November 1, 2021.

**SUMMARY:** On June 8, 2021, the Board of County Commissioners (BCC) approved the receive and file for the Agreement (R2021-0760). Amendment No. A1 extended the termination date to allow for more time to remove one of the derelict vessels that was located in very shallow water and had failed to be removed after several attempts. Amendment No. A2 increases the compensation amount of the Agreement and again extends the termination date after it was discovered that the hull of derelict vessel was embedded with concrete rubble and required larger equipment to remove it. On July 7, 2020, the BCC approved the Resolution (R2020-0781) to authorize the County Administrator or designee to sign all future FWC derelict vessel removal grant applications and agreements. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a receive and file agenda item. Districts 1, 4 & 7 (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

4. Staff recommends motion to approve:

**A)** Amendment No. 3 to the State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. 19PB17 (Agreement), for the Singer Island Dune Hurricane Irma Recovery Project (Project), providing an additional \$486,422.92 for design and construction, and extending the Agreement termination from December 5, 2021 to December 5, 2022; and

**B)** a budget amendment of \$486,423 in the Beach Improvement Fund to recognize the revenue award from FDEP.

**SUMMARY:** On August 20, 2019, the Board of County Commissioners approved the Agreement (R2019-1180), originally providing up to \$221,346 for design and construction of the Project. The Agreement was subsequently modified by Change Order No. 1 (R2020-1255), Amendment No. 1, and Amendment No. 2 to rebalance the task amounts, extend the Agreement termination, and remove the Federal share, respectively. Amendment No. 3 provides an additional \$486,422 that FDEP has available from the original Hurricane Irma legislative supplemental appropriation to cover the remainder of design and construction costs of the Project, which was constructed during winter 2019/2020. **The additional 50% County cost share of \$486,422 has already been fulfilled.** District 1 (SS)

5. Staff recommends motion to receive and file: Project Agreement Amendment to Florida Inland Navigation District (FIND) Project Agreement No. PB-19-207 (Agreement) for the Lake Worth Inlet Flood Shoal Dredging Phase I (Project) to extend the completion date to September 30, 2022. **SUMMARY:** On March 12, 2019, the Board of County Commissioners (Board) approved submittal of a Waterways Assistance Program (WAP) Grant Application to the Florida Inland Navigation District (R2019-0328) to fund up to \$140,000 for the Project and authorized the County Administrator or designee to sign all future time extensions and minor amendments associated with the Agreement. On February 11, 2020, the Board approved FIND Project Agreement No. PB-19-207 (R2020-0168). Project Agreement Amendment No. PB-19-207 extends the Project completion date for a 12-month period to be completed by September 30, 2022, and submit all required payment reimbursement information by November 15, 2022. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a receive and file agenda item. **There is no cost to the County.** Districts 1 & 7 (SS)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to receive and file: the following three executed Independent Contractor Agreements:

**A)** Shelly M Janssen, Youth Dance Instructor at West Boynton Recreation Center, for the period of August 24, 2021 through October 14, 2021 in an amount not to exceed \$5,712;

**B)** Gold Coast Gymnastics, Inc, Toddler Gymnastics Instructor at West Boynton Recreation Center, for the period of August 26, 2021 through October 14, 2021 in an amount not to exceed \$1,356; and

**C)** Modern Bujutsu Karate Florida, Inc, Martial Arts Instructor at West Boynton Recreation Center, for the period of August 23, 2021 through October 20, 2021 in an amount not to exceed \$2,363.

**SUMMARY:** These Independent Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 2002-2103, 2007-0409, 2012-0168, 2017-0822 and 2021-2049. The Department is now submitting these agreements in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating Department to the BCC as a receive and file agenda item. District 3 (AH)

2. Staff recommends motion to approve: the first renewal option to extend the term of the Interlocal Lease Agreement (R97-637D) dated May 20, 1997, with Solid Waste Authority for the continued lease of approximately 448 acres of land within Dyer Park from May 20, 2022 through May 19, 2047, at an annual rental rate of \$10.

**SUMMARY:** Dyer Park was constructed in 1997 by the Solid Waste Authority (SWA) on the former Dyer Landfill site and is currently leased to the Parks and Recreation Department. On May 20, 1997, the Board approved the Interlocal Lease Agreement for a term of 25 years, with 3 extension options for a period of 25 years each under the same terms and conditions as the original lease. The current term is set to expire May 19, 2022. Notification to the SWA that the County wishes to exercise this option to renew must be completed at least six months, but not more than nine months prior to the May 19, 2022 expiration date. This first renewal option will extend the term of the Interlocal Lease Agreement from May 20, 2022 through May 19, 2047. The rent will remain at \$10 annually. All other terms and conditions of the Agreement shall remain in full force and effect. Parks and Recreation Department will continue to have administrative responsibility for this Agreement. District 7 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

3. [Staff recommends motion to approve:](#) Amendment No. 02 to Lease No. LS060854 between the South Florida Water Management District (District) and Palm Beach County for the 313-acre West Delray Regional Park property located west of State Road 7 and north of West Atlantic Avenue. **SUMMARY:** On February 28, 2006, the County entered into a seven-year lease agreement (R2006-0382) with the District for District-owned property known as the Palm Beach Downs property. The initial lease commenced on the date of execution and ran until 2013 and was automatically extended for additional one-year terms until January 1, 2021. On November 17, 2020 the County executed Amendment No. 01 (R2020-1732) approving a one year time extension until January 1, 2022 allowing for additional time for the County and District to enter into a long-term lease. Amendment No. 2 authorizes a ten year lease extension until January 1, 2032 under the same terms and condition as the 2006 lease agreement with two new provisions: 1) County must not apply or allow application of fertilizer or soil amendment on the property, including biosolids, residuals and septage; and 2) a requirement for the County to update the Management Plan within 180 days of the effective date of the lease extension. Extending our lease with the District for an additional 10-year period provides sufficient time to justify additional site improvements to the property by the County. District 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

4. Staff recommends motion to:

**A) adopt** a resolution authorizing the County Administrator or designee to execute a Standard Special Events Rental Agreement and minor amendments to the Agreement for use of park special event areas; and

**B) delegate** authority to the County Administrator or designee which shall be the Director or Assistant Director of the Parks and Recreation Department, to execute Standard Special Events Area Rental Agreements and Amendments.

**SUMMARY:** The Palm Beach County's Park and Recreation Department's Special Events Section assists users in obtaining the necessary permits to hold a special event in County Parks. The County's special event areas are very marketable to individuals, local organizations, promoters, and charities. Events may qualify as a special event if the activity involves one or more of the following: fundraising; advertising as open to the public; collecting an admission fee; ticket exchange or donation; sales of alcohol, food, merchandise, or other items; band, amplifiers, DJ or PA system. In most cases, a special event will be processed using the existing special event permit. However, with larger multi-day events that involve greater logistics coordination and includes national brands or labels (i.e.: Garlic Festival, Seafood Festival, Holiday Lights for Hope, etc.), its best to utilize a contractual agreement. Additionally, staff have found that many of the larger event organizers have requested and prefer a contractual agreement for use of the park site. The special events area rental agreement specifically identifies the responsibilities and expectations of the renter and holds the renter accountable for damages, personal injury, misrepresentation, payment of fees and charges, insurance coverage, and compliance with County ordinances and park rules and regulations. Due to the expected number of agreements and the timeframe necessary to bring matters before the BCC, staff is recommending that the BCC approve a resolution, which delegates authority to the County Administrator or designee to execute special events area rental agreements and minor amendments. Countywide (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

**A) approve** a Grant Agreement with the Legal Aid Society of Palm Beach County (Legal Aid) for the period of October 19, 2021 through October 18, 2022 in the amount of \$75,000 to continue the implementation of its Community ID Card Program; and

**B) authorize** the County Administrator or designee to execute any amendments relating to this agreement on behalf of the Palm Beach County Board of County Commissioners (BCC), after approval of legal sufficiency by the County Attorney's Office and within budgeted allocations.

**SUMMARY:** On August 17, 2021, the BCC directed staff to allocate \$75,000 in the fiscal year 2021/22 budget to fund the Community Identification (ID) Card Program administered by Legal Aid. This will be a one-time grant award. The ID Card Program is designed to be largely self-sustaining through the \$20 fees charged and funding from other municipalities and non-profit agencies across Palm Beach County. Legal Aid will provide the County with semi-annual reports, due every six-months, detailing program performance and the use of grant funds provided under this agreement. Legal Aid will also collaborate with the Palm Beach County Sheriff's Office to incorporate best practices. **No County matching funds are required.** Countywide (JW)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to approve: a Donation Agreement with the Palm Beach County Sheriff's Office, providing for two boat engines, to Palm Beach County Fire Rescue. **SUMMARY:** The Sheriff's Office currently owns two Mercury Verado Boat Engines which have been classified as surplus, obsolete or which the continued use would be uneconomical or inefficient. The Sheriff has agreed to donate these two Engines to Palm Beach County Fire Rescue as follows: Mercury Verado CXL Boat Engine (serial #2B417191) and Mercury Verado XL Boat Engine (serial #2B416943). Countywide (SB)
  
2. Staff recommends motion to approve and ratify: the Collective Bargaining Agreement between Palm Beach County and Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., relating to the District Chiefs in the Supervisory Bargaining Unit, for the period October 1, 2021 through September 30, 2024, to be implemented as if ratified on October 5, 2021. **SUMMARY:** On February 5, 2019, the Board approved a Collective Bargaining Agreement (CBA) with the Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., relating to the District Chiefs in the Supervisory Bargaining Unit (R2019-0235) for the period October 1, 2018 through September 30, 2021. The County has continued to operate under the terms and conditions of the prior CBA pending ratification of this new CBA. This new agreement was ratified by the Union membership as reflected in the Letter of Union Ratification. The three-year cumulative cost of this agreement is estimated to be \$215,898 (representing a 9% increase in annual personnel services costs) over the expired CBA, and includes across-the-board salary increases as follows:

FY 2022	Effective upon ratification	3%
FY 2023	Effective the pay period which includes October 1, 2022	3%
FY 2024	Effective the pay period which includes October 1, 2023	3%

Funding for fiscal year 2022 can be accommodated in the approved FY 2022 budget. The major elements of this agreement are included in Attachment 3 to this agenda item. Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (Cont'd)

3. Staff recommends motion to approve and ratify: the Collective Bargaining Agreement between Palm Beach County and Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., for the period October 1, 2021 through September 30, 2024, only with respect to the intent that it applies to the main bargaining unit certified by PERC (PERC RA-84-008), and not with respect to the Battalion Chief's Supervisory Bargaining Unit certified by PERC (PERC RA-93-004) to be implemented as if ratified on October 5, 2021. **SUMMARY:** On February 5, 2019, the Board approved a Collective Bargaining Agreement (CBA) with the Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc. (R2019-0234) for the period October 1, 2018 through September 30, 2021. The County has continued to operate under the terms and conditions of the prior CBA pending ratification of this new CBA. This new agreement was ratified by the Union membership of the Main Bargaining Unit; however, the ratification vote by the Battalion Chief's Bargaining Unit failed, as reflected in the Letter of Union Ratification. Therefore, this new CBA shall apply to the Main Bargaining Unit only and not the Battalion Chief's Bargaining Unit. The three-year cumulative cost of this agreement is estimated to be \$29.9 million (representing a 9% increase in annual personnel services costs) over the expired CBA, and includes across-the-board salary increases as follows:

FY 2022	Effective the pay period which includes date of ratification	3%
FY 2023	Effective the pay period which includes October 1, 2022	3%
FY 2024	Effective the pay period which includes October 1, 2023	3%

Funding for fiscal year 2022 can be accommodated in the approved FY 2022 budget. The major elements of this agreement are included in Attachment 3 to this agenda item. Countywide (SB)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to receive and file: fully executed Task Order #5 to Contract R2017-0762 with Surdex Corporation in the amount of \$90,900 for the acquisition of 2022 aerial imagery and orthophotography production of Palm Beach County. **SUMMARY:** On June 6, 2017 the Board of County Commissioners approved the contract with Surdex Corporation (R2017-0762) to provide professional/ consultation services for Geospatial Services including planimetric mapping, digital orthophotography, GPS Survey, LIDAR processing and other tasks in support of the County's Geographic Information System on a task order basis. The contract delegates authority for approval of task orders of less than \$100,000. Task Order #5, which was approved via the delegated authority, is for the aerial acquisition and orthophotography production during 2022. The total costs of the project will be paid over two years and split equally between the Property Appraiser and Palm Beach County. The SBE goal for this contract is 10%. Task Order #5 includes 10% participation. Current cumulative SBE participation including Task Order #5 is 9.99%. Countywide (DB)



3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (Cont'd)

2. Staff recommends motion to receive and file: a fully executed standard interlocal agreement for Assignment of Property Data and Development of Annual Assessments for Palm Beach County Non-Ad Valorem Districts between the Banyan Cay Community Development District and Palm Beach County. **SUMMARY:** Section 197.3632, Florida Statutes, establishes a uniform method for levy collection, and enforcement of non-ad valorem assessments imposed by counties, municipalities, and special districts. These assessments are calculated on a unit basis rather than on property value and are used to pay for an improvement or service to the property such as drainage, lighting, paving or fire hydrants. Information Systems Services (ISS) has historically assisted special districts and municipalities in the final preparation of their assessment rolls. On June 23, 2015, the Board of County Commissioners approved fees associated with these services and delegated authority to ISS to execute interlocal agreements with municipalities and special taxing districts. Countywide (DB)
3. Staff recommends motion to receive and file: the following two fully executed agreements:

**A)** Addendum to the AT&T Incumbent Local Exchange Carrier (ILEC) Intrastate Pricing Schedule to allow for a 12 month extension of the AT&T Business Local Calling telecommunications services; and

**B)** Amendment to Service Agreement for Extension of Service Agreement Term for the AT&T Switched Ethernet Service and Teleport Communications of America LLC (TCAL) for 36 months.

**SUMMARY:** The agreements have been fully executed on behalf of the Board of County Commissioners (BCC) by the County Administrator and the Chief Information Officer in accordance with Resolution 2020-0376. Information Systems Services is now submitting these agreements in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating Department to the BCC as a receive and file agenda item. These agreements allow for the continuation of existing AT&T telecommunications services at current rates. In addition to maintaining rates, the AT&T Switched Ethernet Services also allows the County to obtain advanced features for data transport services offered by AT&T, critical for the NG911 network. Countywide (DB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: an extension to Memorandum of Agreement (MOA) with the City of Miami (R2020-1123) for the Urban Area Security Initiative (UASI) FY 2019 agreement # R0075 in the amount of \$396,465 extending the grant period through September 30, 2021 in order to complete emergency management planning projects totaling \$82,958. **SUMMARY:** Palm Beach County along with all political subdivisions are currently responding to COVID-19 to ensure the safety of its citizens. Because of this response, an extension to the original MOA was requested, which expired June 30, 2021 so more time was allowed to spend the funds efficiently. The original MOA (CFDA # 97.067) provides a means of funding various domestic security activities within the County using Federal UASI funds through the City of Miami as the UASI's fiscal agent. The incomplete projects included an award to Palm Beach County to conduct a Continuity of Operations (COOP) Workshop; an award to complete a Shelter Deficit Strategic Plan; and an award to complete a Resource Management Gap Analysis. R2013-0622 gave the authority to the County Administrator or designee to execute these agreements on behalf of the Board of County Commission. **No County matching funds are required.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to:

**A) receive and file** the executed Amendment 8 for subcontract #16TFGR26 with the Florida Council Against Sexual Violence (FCASV) in the amount of \$157,330 to define tasks and deliverables for the period of July 1, 2021 through June 30, 2022, to provide sexual assault recovery services for a total of \$933,840 for the period of July 1, 2016 through June 30, 2026;

**B) receive and file** subcontract #21OAG26 with FCASV for the period July 1, 2021 through June 30, 2022, to receive grant funding in the amount of \$19,756 to provide sexual assault recovery services; and

**C) approve** budget amendment of \$133,182 in the Public Safety Grants Fund to adjust the budget to the actual grant awards.

**SUMMARY:** FCASV provides funding to the Palm Beach County Division of Victim Services (PBCDVS) through the award of annual grants to support and enhance sexual assault recovery services to primary and secondary victims. Amendment 8 to subcontract #16TFGR26 (R2016-1195, CSFA 64.061 and CSFA 64.069) renews the subcontract for an additional five years revising the term end date from June 30, 2021 to June 30, 2026 and revises the contract amount from \$776,510 to \$933,840 which is inclusive of the \$776,510 allocation received in the previous grant periods and \$157,330 allocated for the current grant period. Amendment 8 also requires compliance with Florida Statutes 448.095-Employment Eligibility Verification and defines tasks/deliverables such as client eligibility, services including a 24-hour helpline, information and referral, crisis intervention, advocacy, accompaniment, community awareness, system coordination, support/personal growth groups, therapy, sexual violence-specific outreach activities and documentation thereof. These contracts will continue to fund two Victim Advocates and one Victim Services Project Coordinator. The Project Coordinator is responsible for coordinating the Sexual Assault Response Team (SART) and various SART subcommittees. Additionally, the Project Coordinator will specialize in follow up care for victims of sexual assault and provide services such as organizing comprehensive medical follow up and providing other supportive services as needed. Subcontract #21OAG26 (R2016-1197, CSFA No. 41.010) will fund a portion of the salary and benefits for the Project Coordinator. All other provisions in the contract are still in effect and are to be performed at the level specified in the contract. If grant-funding ceases, the positions associated with these contracts will be deleted from the Victim Services complement. R2006-0095 authorized the County Administrator or designee to execute FCASV grant contracts on behalf of the County. **No County matching funds are required.** Countywide (JW)

3. CONSENT AGENDA APPROVAL

Z. RISK MANAGEMENT

1. Staff recommends motion to approve:

**A)** the fourth and final annual option to renew the Administrative Services Only (ASO) Agreement (R2017-1607) dated October 17, 2017 with Cigna Health and Life Insurance Company (CHLIC) for claims administration for the County's self-funded Health Maintenance Organization (HMO), Open Access Plus In Network (OAPIN), and Point of Service (POS), health insurance plans for the period January 1, 2022 through December 31, 2022 (plan year 2022);

**B)** CHLIC's proposed administrative fees, access fees, utilization fees, disease management fees, estimated at \$1,802,621 and specific stop loss premiums estimated at \$589,012 for the County's self-funded HMO, OAPIN, and POS health insurance plans for plan year 2022;

**C)** the actuarial rates per coverage tier for the County's self-funded HMO, OAPIN, and POS health insurance plans for plan year 2022;

**D)** employee wellness participation cash incentives in the amount of \$25 per employee for completion of the online Health Risk Assessment (HRA) and \$25 per employee for participation in a biometric screening that meets the requirements of the County's wellness program; and

**E)** Sixth Amendment to Interlocal Agreement R2002-2287 between Palm Beach County Board of County Commissioners (County) on behalf of its Department of Risk Management and Palm Tran, Inc. (Palm Tran) and the Palm Beach County Supervisor of Elections (SOE), extending its term for five years for the period January 1, 2022, through December 31, 2026, and incorporating the 2016 Business Associate Agreement previously executed by the County and SOE.

3. CONSENT AGENDA APPROVAL

Z. RISK MANAGEMENT (Cont'd)

1. **(Cont'd) SUMMARY:** Staff recommends Board approval of the fourth and final annual option to renew the ASO Agreement with CHLIC for the period January 1, 2022 through December 31, 2022 on behalf of the employees of the Board of County Commissioners, Supervisor of Elections, and Palm Tran, Inc. (collectively participating in the plan through the provisions of Interlocal Agreement (R2002-2287). The total projected cost for plan year 2022 is \$79,440,934, which includes projected claims, fixed administrative, access, utilization, and disease management fees of \$1,802,621, and stop loss insurance costs of \$589,012 paid to CHLIC, representing an increase of \$5,684,108 over the actuary's projected cost for the expiring plan year. The increase in costs is driven by increased claims, including medical care rendered for the treatment of COVID-19, specialty drug costs, and large losses that have exceeded the specific stop loss per-claim cap of \$625,000. ASO/Access fees are renewing at a flat negotiated rate. The plan includes an annual wellness allowance of \$175,000 for plan year 2022, with an additional \$120,000 in rollover funds from plan years 2020 and 2021 that were not expended due to activities being limited during the pandemic. In addition to its regular programming, the wellness program will launch a "Be Well Be Rewarded" wellness campaign with additional incentive opportunities for employees who participate in numerous preventive health initiatives. Staff is not recommending changes to the level of County or employee funding for the health plans for the 2022 plan year, as the plan has sufficient reserves to securely meet the 60 days of claims safe harbor surplus margin required by the Office of Insurance Regulation (OIR). The actuary has certified that the self-insured fund remains in a strong financial position and is projected to remain so through 2022 and will be sufficiently funded to maintain the required margin for the OIR safe harbor surplus threshold. Sufficient funds have been budgeted to fund the program. The fifth amendment to Interlocal Agreement R2002-2287, between the County, Palm Tran, Inc. (Palm Tran), and SOE expires December 31, 2021. This Agreement established the participation of the parties in the Board's group health insurance plans. Staff recommends Board approval to renew the Agreement for another five-year term beginning January 1, 2022, through December 31, 2026. Countywide (HH)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners (BCC), of Palm Beach County, Florida, approving an amendment to the grant agreement (G1Y05) with the Florida Commission for the Transportation Disadvantaged (CTD), increasing the Ambulatory and Wheelchair rates for the Trip & Equipment Grant Program (CSFA 55.001) to provide Palm Tran Connection trips and discounted daily and monthly fixed route passes; the total amount of the agreement remains the same. **SUMMARY:** On July 13, 2021, the BCC approved Contract No. G1Y05 (R2021-0949) which included Service Rates that shall be used for the monthly billing of Ambulatory and Wheelchair trips under CSFA 55.001. Following BCC approval of R2021-0949, the CTD issued an updated model for calculation of Fiscal Year 2021-2022 Service Rates. Under this new model, Ambulatory trips increased from \$33.11 to \$42.62 and Wheelchair trips from \$56.79 to \$73.06. Service Rates are updated annually and are calculated based on prior year expenses and trips. Due to COVID-19, total annual trips in 2020 declined, which resulted in an increased cost to provide each individual trip and accounts for the rise in Service Rates for Fiscal Year 2021-2022. On August 25, 2021, Palm Tran presented the revised rates to the TD Local Coordinating Board and the CTD has issued an amendment to the grant agreement for BCC approval. The rate changes do not affect the current grant amount or reduce the amount of service. This is a unit cost agreement and the amendment will become effective upon CTD execution. Countywide (MM)

CC. SHERIFF

1. Staff recommends motion to receive and file: a Modification #2 to Subgrant Agreement between the Florida Division of Emergency Management and the Palm Beach County Sheriff's Office, to extend the grant period through March 31, 2022. These funds will continue to support our specialty teams, intelligence, and information sharing initiatives. **SUMMARY:** The Board of County Commissioners (BCC) accepted this grant for \$461,000 on December 17, 2019 (R2019-1941). On April 6, 2021, the BCC approved an extension through September 30, 2021 (R2021-0452). This agenda item will extend the grant period through March 31, 2022. The Catalog of Federal Domestic Assistance (CFDA) Number for this program is 97.067 and the contract number is R0096. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

DD. INTERNAL AUDIT

1. [Staff recommends motion to:](#)

A) appoint the following individuals to the Internal Audit Committee:

Seat	Nominee	Seat Requirement	Term	Nominated by:
1	David Herst, PhD.	Not seat specific	Expires 9/30/22	Commissioner McKinlay Commissioner Bernard
4	John Gilbert	Not seat specific	Expires 9/30/24	Commissioner McKinlay Commissioner Bernard
Alternate	Donna Wisneski, CPA	Not seat specific	Expires 9/30/23	Commissioner McKinlay Commissioner Bernard

B) reappoint the following individual to the Internal Audit Committee.

Seat	Nominee	Seat Requirement	Term	Nominated by:
3	Michael Kohner, CPA	Not seat specific	Expires 9/30/24	Vice-Mayor Weinroth

All members of the Internal Audit Committee are required to be citizens of the County, independent of County operations and officials, with experience in business or finance; government accounting, auditing, operations or financial management; or other relevant experience. **SUMMARY:** Seat 1 became vacant when in previous incumbent, Raquel Sjomeling, resigned in July 2021. Dr. Herst, if appointed, would serve the remaining balance of the current term for Seat 1. The alternate member seat on the Internal Audit Committee became vacant in October 2020 when the previous incumbent, Michael Kohner, was appointed to fill a vacancy in Seat 3. Ms. Wisneski, if appointed, would serve the remaining balance of the current term for the alternate member seat. The Internal Audit Committee at its June 2021 meeting voted unanimously to recommend Mr. Kohner for reappointment. The audit committee has five full member seats and one alternate member seat. Following these appointments and reappointment, the five full-member seats and the alternate member seat will be filled. Diversity count will be Caucasian: six (100%). The gender ratio (male: female) will be 5:1. Dr. Herst, Mr. Gilbert, and Mr. Kohner are Caucasian males. Ms. Wisneski is a Caucasian female. Countywide (DB)

3. CONSENT AGENDA APPROVAL

EE. OFFICE OF EQUAL OPPORTUNITY

1. Staff recommends motion to:

**A) ratify** the Mayor's signature on three cooperative agreements with the U.S. Department of Housing and Urban Development (HUD) totaling \$230,500 allowing the Office of Equal Opportunity (OEO) to receive revenue for the period of July 1, 2020 through June 30, 2021 for:

1. case processing (Cooperative Agreement No FF204K214003 in the amount of \$149,100);
2. administrative cost (Cooperative Agreement No. FF204K214035 in the amount of \$55,000); and
3. training funds (Cooperative Agreement No. FF204K214036 in the amount of \$26,400).

**B) approve** a budget amendment in the General Fund (Fund 0001) in the amount of \$27,100 to recognize the decreased award amount from \$257,600 to \$230,500.

**SUMMARY:** In order for OEO to receive revenue from HUD for processing and resolving housing discrimination complaints, execution of Cooperative Agreements No. FF204K214003; FF204K214035 and FF204K214036 was required prior to September 9, 2021 to meet HUD's FY 2021 federal funding deadlines. The emergency signature process was utilized because there was insufficient time to meet the application deadline under the regular agenda process. The current individual awards total \$230,500 and include \$149,100 for cases processed; \$26,400 for training funds; and \$55,000 for administrative costs, each for the period July 1, 2020 through June 30, 2021. Board ratification of the Mayor's signature will ensure the receipt of revenue under these agreements. Countywide (DO)



3. CONSENT AGENDA APPROVAL

EE. OFFICE OF EQUAL OPPORTUNITY (Cont'd)

2. [Staff recommends motion to approve:](#) contracts for the Handicap Accessibility and Awareness Grant Program with the non-profit agencies listed below, as of the date of approval of the contract by the Palm Beach County Board of County Commissioners through September 30, 2022, in the amount not to exceed \$30,000:

**A)** a contract with Habilitation Center for the Handicapped, Inc., to replace the current outdated door with a new door that is hurricane resistant, meets ADA standards, and automatically opens when client approaches the door, in an amount not to exceed \$2,500;

**B)** a contract with Florida Outreach Center for the Blind, Inc. to provide blind and visually impaired people in Palm Beach County with essential education and information about available community resources coupled with guided experience in navigating existing accessible services and facilities, in an amount not to exceed \$5,000;

**C)** a contract with Lake Worth Towers, Inc., to renovate the north entrance ramp to prevent tripping, install speed bumps along a parking lot and improve lighting in the parking lot to improve visibility for drivers to see the elderly, in an amount not to exceed \$2,000;

~~**D)** a contract with Miracle League of Palm Beach County, to expand two eight-week "fee-free" season baseball games to the special needs community in northern Palm Beach County, in an amount not to exceed \$5,000;~~

**D)** a contract with NAMI Palm Beach County, Inc., to provide funding for unique, one-time access to services or resources for individuals living in Palm Beach County. Working with other community mental health providers, the funds fill one-time needs and gaps that reduce access to behavioral health services for individuals who do not have the financial means to access those services or resources, in an amount not to exceed \$4,000;

**E)** a contract with New Horizons Service Dogs, Inc., to create a professionally produced video on disability awareness and the benefits of service dogs for distribution to classrooms and workplaces, in an amount not to exceed \$4,000;

**F)** a contract with Palm Beach Habilitation Center, Inc., to replace the automatic front doors at the center's main campus located on the exterior of the building with hurricane impact doors, in an amount not to exceed \$2,500; and

3. CONSENT AGENDA APPROVAL

EE. OFFICE OF EQUAL OPPORTUNITY (Cont'd)

2. (Cont'd)

**G)** a contract with Sea Turtle Adventures Incorporated, for the provision of providing members with developmental disabilities the opportunity to explore and evaluate PBC's natural areas and parks to provide feedback on accessibility for persons with special needs, teach advocacy, and evaluative skills while promoting community inclusion for persons with special needs, in an amount not to exceed \$5,000.

**SUMMARY:** On July 2, 2019, the BCC adopted Ordinance 2019-027 which included a provision for the Fair Housing Board to review proposals and make recommendations on the award of the program's budgeted grant funds. Through a competitive application process, the Fair Housing Board reviewed responsive proposals submitted by non-profit agencies in conformance with the ordinance and established program guidelines to support the recommendation to fund the agencies listed above. Funding for the program was approved in the FY 2022 budget. Countywide (DO)

\* \* \* \* \*

OCTOBER 19, 2021

4. **SPECIAL PRESENTATIONS – 9:30 A.M.**

A) Recognition of Service for Denise Marie Nieman (Admin)

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

\* \* \* \* \*

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

A. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to adopt:** a resolution abandoning all of the plat and all public interest in the plat of Palm Beach Park of Commerce P.I.P.D. – Plat 22, as recorded in Plat Book 130, Pages 196 through 198 (Abandonment Site), Public Records of Palm Beach County. **SUMMARY:** Adoption of this resolution will eliminate all platted tracts and easements created by the plat of Palm Beach Park of Commerce P.I.P.D. – Plat 22, allowing YTG Palm Beach GC, LP, to record a future plat dedicating the southern portion of the Abandonment Site as additional right-of-way (Venture Way), as required by Northern Palm Beach County Improvement District. All reviewing agencies have approved this abandonment. The Abandonment Site is located on the west side of Park of Commerce Boulevard, 760 feet northeast of the Beeline Highway. District 1 (YBH)
  
2. **Staff recommends motion to adopt:** a resolution abandoning any public interest in all of the Palm Beach County Utility Easements lying within Tract A, Woolbright Office Center - MUPD, according to the plat thereof, as recorded in Plat Book 113, Pages 179 through 181 (Abandonment Site), Public Records of Palm Beach County. **SUMMARY:** Adoption of this resolution will eliminate the public dedications that are in conflict with future development by HDRS, LLC (Petitioner). The utility easements were dedicated to the Palm Beach County Water Utilities Department (PBCWUD) as part of the proposed development of a commercial office center that was never built. PBCWUD and all reviewing agencies have approved this abandonment and the utility easements serve no present or future public purpose. The Abandonment Site is located on the south side of Woolbright Road, approximately 250-feet west of the intersection with Jog Road. District 5 (YBH)

5. PUBLIC HEARINGS – 9:30 A.M.

B. PUBLIC SAFETY

1. Staff recommends motion to approve: the issuance of three Special Secondary Service Certificates of Public Convenience and Necessity (COPCN) with conditions to Hatzalah of Palm Beach, Inc. (Hatzalah) for the communities of Wyndsong Estates Homeowners' Association (Wyndsong Estates), Wyndsong Isle Homeowners' Association (Wyndsong Isle Estates), and The Club at Indian Lakes Homeowners' Association, Inc. (The Club at Indian Lakes). **SUMMARY:** Hatzalah has applied for a Special Secondary Service COPCN to provide Advanced Life Support (ALS) first response, non-transport services for Wyndsong Estates, Wyndsong Isle Estates, and The Club at Indian Lakes. The Department of Public Safety, Division of Emergency Management has reviewed the applications, confirmed compliance with the Emergency Medical Service (EMS) Ordinance requirements, and recommends approval of three Special Secondary Service ALS Provider - Non-Transport COPCNs with conditions to be issued. Hatzalah has not previously provided ALS services but has employees on staff with ALS service experience. The EMS Ordinance authorizes issuance of a COPCN with conditions for companies with ALS experienced staff but lacking entity performance history. A COPCN with conditions is subject to review for compliance with conditions after the initial six months of operations. The COPCN is continued until termination of the contract with the homeowner's association if the six-month review of conditions is satisfactory. The conditions established by the EMS Ordinance are: 1) confirmation from the Primary ALS Provider that ALS services were satisfactorily performed during the initial six months of operations, and 2) documentation of entity implementation of a formal quality assurance program including at least three quality assurance meetings with an invitation to the Primary ALS Provider. If the conditions are not satisfied, the COPCN is subject to immediate suspension by the County Administrator or designee and is subject to permanent revocation by the Board of County Commissioners. The COPCN will be issued for operations restricted to the confines of Wyndsong Estates, Wyndsong Isle Estates, and The Club at Indian Lakes for the period of October 19, 2021, until Hatzalah's contractual agreement with the three communities is terminated. Palm Beach County Fire Rescue is the Primary COPCN holder and has signed a Memorandum of Understanding with Hatzalah to provide such services in their respective zone. The EMS Advisory Council has also approved the recommendation to grant Hatzalah a Special Secondary Service ALS Provider - Non-Transport COPCN. District 5 (SB)

\* \* \* \* \*

6. REGULAR AGENDA

A. AIRPORTS

1. Staff recommends motion to approve:

**A)** a contract with Hypower, Inc. (Hypower) in the amount of \$460,120 and 120 Calendar Days for the Hold Positions and Runway Guard Light System (RGLS) at Runway 10R-28L and Taxiway R1 at Palm Beach International Airport (PBI); and

**B)** a budget transfer in the amount of \$460,120 in the Airport's Improvement and Development Fund, including a transfer from Reserves of \$460,120.

**SUMMARY:** This project was advertised utilizing the County's competitive bid process. On May 11, 2021, only one bid was received for the Hold Positions and RGLS at Runway 10R-28L and Taxiway R1 at PBI. Hypower, a Broward County, Florida company has been identified as the lowest responsible/responsive bidder in the amount of \$460,120. This project consists of runway hold position marking and signage improvements south of Runway 10R, at Taxiway R1, in an effort to enhance the visual cues for pilots operating on this surface of the airfield. A Disadvantaged Business Enterprise (DBE) goal of 16% was established for this project. Hypower has committed to meet the DBE goal of 16%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

6. REGULAR AGENDA

A. AIRPORTS (Cont'd)

2. Staff recommends motion to approve:

**A)** a contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$452,773.50 and 150 calendar days for the Vehicle Service Road Relocation at Palm Beach International Airport (PBI); and

**B)** a budget transfer in the amount of \$452,774 in the Airport's Improvement and Development Fund, including a transfer from Reserves of \$452,774.

**SUMMARY:** This project was advertised utilizing the County's competitive bid process. On May 13, 2021, two bids were received for the Vehicle Service Road Relocation at PBI. Ranger, a Palm Beach County, Florida company has been identified as the lowest responsible/responsive bidder in the amount of \$452,773.50. This project consists of the relocation/realignment of the existing airfield service roadway at the approach end of Runway 28R at PBI. A Disadvantaged Business Enterprise (DBE) goal of 23% was established for this project. Ranger has committed to meet the DBE goal of 23%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

6. REGULAR AGENDA

A. AIRPORTS (Cont'd)

3. Staff recommends motion to approve:

**A)** a contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$2,477,555.83 and 190 Calendar Days for the Runway and Taxiway Rehabilitation at Palm Beach County Glades (Pahokee) Airport; and

**B)** a budget transfer in the amount of \$1,020,000 in the Airport's Improvement and Development Fund, including a transfer from Reserves of \$1,020,000. Item is partially in the current budget.

**SUMMARY:** This project was advertised utilizing the County's competitive bid process. On June 24, 2021, three bids were received for the Runway and Taxiway Rehabilitation at Pahokee Airport. Ranger, a Palm Beach County, Florida company has been identified as the lowest responsible/responsive bidder in the amount of \$2,477,555.83. This project provides for the rehabilitation of Runway 18-36, along with several additional enhancements to the airfield paved surfaces. A Disadvantaged Business Enterprise (DBE) goal of 16% was established for this project. Ranger has committed to meet the DBE goal of 16%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)



6. REGULAR AGENDA

A. AIRPORTS (Cont'd)

4. Staff recommends motion to approve: a third amendment to contract for Operation and Maintenance of Baggage Handling Systems with ERMCA Aviation LLC (ERMCA) at the Palm Beach International Airport (PBI) per Master Agreement #16-013R/LJ (R2016-1619, as amended) (Contract) extending the Contract by one additional year to November 27, 2022, increasing the total not to exceed amount by \$2,142,540. **SUMMARY:** The Contract provides for the operation, maintenance, and repair of all inbound and outbound automated Checked Baggage Inspection Systems/Checked Baggage Reconciliation Areas (CBIS/CBRA) and manual sortation Baggage Handling Systems (BHS) and their related equipment at PBI. The Contract expires on November 27, 2021 with no renewal options. The total contract amount for the initial five-year term was \$9,738,657.16 with \$6,909,698.38 expended. ERMCA is located in Atlanta, Georgia. The Contract was established through a competitive solicitation. This amendment provides for a one-year extension of the contract term to November 27, 2022. This amendment will provide sufficient time for the issuance of a new competitive solicitation by the Purchasing Department, which was delayed due to workload reprioritization and the periodic non-availability of staff as a result of the COVID-19 pandemic. This amendment will increase the total contract amount to \$11,881,197.16. The BHS is critical to on-going airport operations and security, requiring specialized technical knowledge for its operation, maintenance and repair. Accordingly, failure to extend this Contract would result in a substantial loss to the airport as contemplated by Section 332.0075, Florida Statutes. The Contract was advertised pursuant to the Small Business Enterprise (SBE) Ordinance in place at the time with an SBE goal of 15%. ERMCA committed to 20% SBE participation. The cumulative SBE participation to date is 21.64%. Pursuant to changes to Chapter 332, Florida Statutes, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 established by Section 287.017, Florida Statutes, on a consent agenda. The contract amounts exceed the threshold amount and must be approved on the regular agenda. Countywide (AH)

6. REGULAR AGENDA

A. AIRPORTS (Cont'd)

5. Staff recommends motion to:

**A) approve** Aeronautical Development Site Lease Agreement (Lease) with Ferroviaal Vertiports Florida LLC (Ferroviaal) for the lease of approximately 205,349 square feet of ground for the construction and operation of an aviation facility on the Palm Beach International Airport (PBI) for vertical take-off and landing (VTOL) aircraft operations, with an effective date of October 19, 2021, and expiring 20 years from the date of beneficial occupancy with an option to renew for 2 additional periods of 5 years each for an initial annual rental of \$154,011.75; and

**B) authorize** the County Administrator or designee to execute, on behalf of County, the Estoppel Certificate and Memorandum of Lease in the forms attached to the Lease and all applications and similar instruments required to obtain necessary governmental approvals for the development of the property for the approved use.

**SUMMARY:** The Lease provides for the development of two vertiports for the take-off and landing of VTOL aircraft, associated aircraft apron, and a terminal facility. Ferroviaal is a Delaware limited liability company with its principal place of business in Austin, Texas. Ferroviaal and Liliium GmbH, an aviation development company with headquarters in Munich, Germany, have partnered to construct a network of vertiports in Florida, pending final Federal Aviation Administration (FAA) certification of the Liliium VTOL aircraft. Ferroviaal will pay an initial annual rental of \$154,011.75, commencing upon the expiration of the inspection period. Rental will be adjusted every three years, commencing on October 1, 2025. The total minimum capital investment to be made by Ferroviaal is \$7,000,000. The Lease is contingent on receipt of all necessary governmental approvals, including Liliium's receipt of all required certifications from FAA for the VTOL aircraft, demonstrating that the aircraft satisfies all applicable laws, regulations, standards and requirements to engage in flight operations; approval under the National Environmental Policy Act; and updates to PBI's Airport Layout Plan. Either party will have the right to terminate in the event any of the contingencies are not timely satisfied. The Lease also includes provisions for termination without cause by either party subject to payment of termination fees. Construction of the improvements is required to be completed within 36 months of the effective date of the Lease. The Lease requires the County to deliver an Estoppel Certificate and a Memorandum of Lease for financing purposes. In order to provide the documents within the timeframes required by the Lease and ensure that Ferroviaal can timely process its applications for development approvals when the signature of the property owner is required, the Department of Airports (Department) is requesting a delegation of authority to the County Administrator or designee to sign the documents on behalf of the County. For purposes of this delegation, the Airport Director will be considered a designee. Since this is not a County-funded construction project, neither the Disadvantaged Business Enterprise Program nor Equal Business Opportunity Ordinance apply to this Lease; however, Ferroviaal has committed to 20% SBE participation in the construction of the improvements. Countywide (HF)

6. REGULAR AGENDA

B. FACILITIES DEVELOPMENT AND OPERATIONS

1. Staff recommends motion to approve: Amendment No. 3 to the Agreement for Purchase and Sale with Transit Village, LLC extending the closing date to no later than August 13, 2024. **SUMMARY:** On August 14, 2012, the County entered into an Agreement for Purchase and Sale (R2012-1158) (Agreement) with Transit Village, LLC (TV) for the sale of a County-owned parcel of land at the southeast corner of Banyan Boulevard and Clearwater Drive, which is the current site of the County's Intermodal Transit Center (ITC). The Agreement provides for the sale of approximately 2.0 acres of land together with approximately 3.76 acres of air rights over the County's ITC (collectively the Property). The Property also includes the area of the subsurface footers and supporting structures within the boundaries of the ITC. Under the Agreement, the County will continue to own and operate the ITC property up to a height of not less than 21 feet 4 inches above the finished grade. The purchase price due at closing is \$3,600,000. The Agreement requires TV to develop, construct and operate a mixed-use project on the Property that, per the approved site plan (as of July 2015), will consist of: 3,480 sq. ft. of civic uses, approximately 308,900 sq. ft. of commercial/office space, 300 hotel rooms, including approximately 51,300 sq. ft. of ancillary space, 370 market residential units, 38 work force residential units, 12 live/work units and approximately 35,000 sq. ft. of retail space. The Agreement originally required that TV close by August 13, 2017, but the closing date has been extended three times. In 2017, under the provisions of article 7.3 of the Agreement, the closing date was administratively extended for one year. In 2018, TV advised County Staff that it was unable to meet the closing date which led to the approval, by the Board of County Commissioners (Board), of Amendment No. 1 (R2018-0956) extending the closing date for two years. In exchange for said extension, TV agreed to provide four additional workforce housing units. On May 5, 2020, the Board approved Amendment No. 2 (R2020-0517) to the Agreement extending the closing date for two additional years and providing for partial fulfillment of TV's obligation to submit a continuity of operations (COOP) plan for the ITC. The Agreement requires TV to design and construct its project in a way that will not interfere with the continuous operation of the ITC; in other words, proceeding with construction over the top of ITC while it remains in operation. In 2018, TV negotiated a long-term lease of City of West Palm Beach's (City) train station property at the southwest corner of Australian Avenue and Tamarind Avenue (City Property) and proposed to temporarily relocate ITC's operations there during construction of Transit Village's project. County Staff identified potential value in pursuing a permanent (rather than a temporary) relocation to the City Property and has since engaged in multiple exchanges with the City and TV towards that goal. Active discussions with the City are ongoing to determine whether relocating the ITC to the City Property would be operationally beneficial; therefore, Transit Village is now requesting an additional two-year extension to close until August 13, 2024 while talks between County and City continue. The current closing date is August 13, 2022. (Property & Real Estate Management) District 7/Countywide (HJF)

6. REGULAR AGENDA

C. OFFICE OF EQUAL OPPORTUNITY

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on November 16, 2021, at 9:30 a.m.:](#) an Ordinance of the Board of County Commissioners of Palm Beach County (BCC), Florida, amending the Palm Beach County Code, Chapter 15, Article III, of The Palm Beach County Ordinance for Housing and Places of Public Accommodation. **SUMMARY:** The Housing and Places of Public Accommodation Ordinance was established in 1990 to protect the interest of its citizens regarding fair treatment and equal opportunity and access in housing and public accommodation. The Ordinance was last amended in 2019 to provide more specifically for the Director of the Office of Equal Opportunity to authorize the filing of a civil action and update certain definitions. However, it is necessary to amend the Ordinance to include procedures for individuals to elect a civil action. Additionally, the requirement for complainants to request administrative hearings was removed in order to have consistency with the process in the federal Fair Housing Act. The quorum requirements for the Fair Housing Board were also removed and replaced with a reference to the BCC's governing Resolution regarding advisory boards. Countywide (DO)

6. REGULAR AGENDA

D. HOUSING AND ECONOMIC DEVELOPMENT

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida; approving the issuance of Housing Finance Authority of Palm Beach County, Florida, Multifamily Housing Revenue Bonds for Christian Manor in the principal amount of \$27,000,000. **SUMMARY:** The Bonds are being issued by the Housing Finance Authority of Palm Beach County, Florida (the Authority), to finance the costs of acquiring, rehabilitating and equipping a multifamily rental housing facility for the elderly containing 200 units known as Christian Manor (the Project). The Project is located at 325 Executive Center Drive, West Palm Beach, Florida. These units will be rented to qualified persons and families whose household incomes do not exceed 60% of area median income for a minimum period of 15 years. The borrower is Christian Manor Restoration, LLC, a Florida limited liability company, or an affiliate thereof (the Borrower), and the developers are SCG Development Partners, LLC and Integrity Development Partners, LLC. The Bonds will be payable solely from revenues derived from the Borrower and/or other collateral provided by or on behalf of the Borrower. Bryant Miller Olive P.A. is Bond Counsel to the Authority with respect to the Bonds, and Stifel, Nicolaus & Company, Incorporated will be the underwriter or placement agent for the Bonds. On September 17, 2021, the Authority held a public hearing with respect to the Bonds in the noticed principal amount of \$27,000,000 as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the Code). The Authority previously held a public hearing for the Project in 2020 with subsequent approval by the BCC; however because the Bonds were not issued within 12 months of the date thereof as required under the Code, another public hearing and BCC approval is required. The Bonds are anticipated to be issued prior to year-end 2021 with rehabilitation of the Project expected to be completed within 18 months thereafter. **Neither the taxing power nor the faith and credit of the County nor any County funds are pledged to pay the principal, redemption premium, if any, or interest on the Bonds.** District 7 (DB)

6. REGULAR AGENDA

D. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

2. Staff recommends motion to:

**A) approve** the application of Tuscan Gardens of Delray Beach Properties, LLC (the Company) for the issuance of the County's tax-exempt or taxable Revenue Refunding Bonds, Series 2021 (the Series 2021 Bonds), in an aggregate principal amount not to exceed \$52,925,0000; and

**B) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the issuance of the Series 2021 Bonds, for the purposes of providing funds to make a loan to the Company to refinance and refund prior bonds issued in 2018. The proceeds of the prior bonds were used to develop property in unincorporated Palm Beach County, Florida near Delray Beach, Florida to build and place in service an assisted living and memory care rental community for seniors consisting of approximately 130 total units of senior housing, including 80 assisted living units and 50 memory support.

**SUMMARY:** The Obligated Group has requested the County issue tax-exempt and/or taxable Revenue Refunding Bonds, Series 2021 in an amount not to exceed \$52,925,000. The Series 2021 Bond proceeds will be used to: refinance/restructure the Refunded 2018 Bonds (as well as certain related costs), the proceeds of which Refunded 2018 Bonds were used to finance, refinance, or reimburse all or a portion of the costs of the acquisition, construction, pre-development, development, installation and equipping of a senior living facility and the underlying land, including related facilities, fixtures, furnishings and equipment, to be located on approximately 7.57 acres at the southwest corner of the intersection of Frost Lane and Sims Road near Delray Beach in unincorporated Palm Beach County, Florida 33484; fund capitalized interest on the Refunded 2018 Bonds; fund certain pre-development costs of the Project; refund the County's taxable revenue bonds issued on December 15, 2017; and fund the cost of issuance for the Refunded 2018 Bonds. There is no TEFRA requirement for bonds that refinance existing bonds where the weighted average maturity of the refunding bonds is not later than the weighted average maturity of the bonds to be refinanced. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay the principal, premium, if any, or interest on the Series 2021 Bonds.** District 5 (DB)

6. REGULAR AGENDA

E. COMMUNITY SERVICES

1. Staff recommends motion to approve:

**A)** a contract for Provision of Services with the Hanley Center Foundation, Inc. (HCF), for the period October 1, 2021 through September 30, 2022, in an amount not-to-exceed \$100,000, for the provision of recovery education and support services, for Palm Beach County individuals and families directly impacted by opioid and substance use disorder; and

**B)** a contract for Provision of Services with the Palm Beach County Substance Abuse Coalition, Inc. (PBCSAC), for the two year period October 1, 2021 through September 30, 2023, in an amount not-to-exceed \$500,000, of which \$250,000 is budgeted in FY 2022, with an anticipated annual allocation of \$250,000 in FY 2023, contingent upon a budgetary appropriation by the Board of County Commissioners (BCC) for the term of the contract, for the provision of recovery support services for Palm Beach County individuals and families directly impacted by opioid and substance use disorder.

**SUMMARY:** On October 16, 2018, the BCC authorized staff to execute a one-year contract with Southeast Florida Behavioral Health Network, Inc. (SEFBHN). Three amendments followed on March 12, 2019, April 16, 2019, and September 10, 2019 respectively. Under the contract, SEFBHN subcontracted with HCF, PBCSAC and other agencies for respite and recovery support services; as well as, prevention, education, families and women's programs. The contracts recommended in this item reflect dollar amounts included in the FY 2022 budget, and staff is recommending the direct contracts to improve the oversight of services and billing transparency. These contracts represent \$350,000 of the total Opioid Response Plan (ORP) funding allocation in FY 2022. The different contract period dates were based on contract negotiations with the agencies. The Community Services Department will work directly with the above agencies for planning services to support the development and implementation of the BCC's aim to establish a comprehensive recovery-centric and recovery-oriented system of care, its neutral care coordination; and, furthering other strategic objectives. HCF will provide recovery education and support services through the Community Opioid and Substance Use Disorder Education and Support Program. HCF will serve approximately 5,500 participants in FY 2022. HCF will develop and/or enhance programs that educate, train, and engage participants. The Community Opioid and Substance Use Disorder Education and Support Program will build recovery leadership capacity; create shifts in both individual attitudes and community norms resulting in reducing stigma related to opioid and substance use disorders; and provide stronger supports for individuals and families. PBCSAC will provide recovery support services through its program, "the HUB", to 100 participants in FY 2022. The HUB is a peer-run, independent, non-profit organization led and governed by recovery representatives of local communities of recovery. The HUB aims to provide recovery support services through peer supports and other non-clinical support services. (Financially Assisted Agencies) Countywide (HH)

6. REGULAR AGENDA

F. PUBLIC SAFETY

1. Staff recommends motion to:

**A) approve** the following contracts with agencies to provide Adult Reentry Services for the period retroactive to October 1, 2021, through September 30, 2022:

1) The Lord's Place, Inc. (TLP) in the amount of \$199,136; and

2) Gulfstream Goodwill Industries, Inc. (GGI) in the amount of \$171,301;

**B) approve** contract with GGI for the period retroactive to October 1, 2021, through September 30, 2022 in the amount of \$401,104 to provide Youth Reentry Services; and

**C) authorize** County Administrator or designee to execute amendments and administrative documents associated with the above contracts, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations.

**SUMMARY:** Palm Beach County Division of Justice Services contracts with providers to coordinate Adult and Youth Reentry Services to those returning to Palm Beach County from incarceration. Contracts are awarded through a competitive process and ensure that the County meets the needs of those returning from incarceration. Reentry services are customized to each individual's unique needs, and include outreach services, case management, risk and needs assessments, transitional housing, employment assistance, transportation assistance and substance use and mental health treatment. These contracts are funded through ad valorem funds and Justice Assistance Grant funding from the Department of Justice. Palm Beach County is the recipient of funding from state and federal levels; the providers are sub-recipients receiving a sub-award. Countywide (SF)



6. REGULAR AGENDA

G. PLANNING, ZONING & BUILDING

1. Staff update seeking direction: to develop a building safety evaluation program using defined parameters and requiring periodic inspections for certain building types within Palm Beach County. **SUMMARY:** Following the devastating event that took place on June 24, 2021 at Champlain Towers located in Surfside, Florida, the Palm Beach County Building Division requested direction from the Board of County Commissioners (BCC) regarding developing and implementing a program to evaluate the safety of certain building types in Palm Beach County. At the July 13 and August 17, 2021 BCC Meeting(s), the Board directed staff to continue identifying the potential candidate structures, work with specific industry representatives, evaluate other safety evaluation programs in effect in other areas around the country, and to continue to work with the League of Cities Building Officials to explore/develop a model standard. Staff intends to present an update on status of actions taken to date and a proposed program to be implemented by the Palm Beach County Building Division. Unincorporated (AH)

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OCTOBER 19, 2021

7. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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**OCTOBER 19, 2021**

**8. STAFF COMMENTS**

**A. ADMINISTRATION COMMENTS**

**B. COUNTY ATTORNEY**

OCTOBER 19, 2021

**9. COMMISSIONER COMMENTS**

**District 1 – COMMISSIONER MARIA G. MARINO**

Certificate of Recognition to Oleg Conrad of Troop 173 for attaining the rank of Eagle Scout  
Certificate of Recognition to Patrick Conrad of Troop 173 for attaining the rank of Eagle Scout  
Certificate of Recognition to Matthew Einkauf of Troop 173 for attaining the rank of Eagle Scout  
Certificate of Recognition to Michael Hobbs of Troop 173 for attaining the rank of Eagle Scout  
Certificate of Recognition to Logan Newell of Troop 173 for attaining the rank of Eagle Scout  
Certificate of Recognition to Steven Oberst of Troop 173 for attaining the rank of Eagle Scout

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

**District 3 – COMMISSIONER DAVE KERNER**

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

**District 5 - COMMISSIONER MARIA SACHS**

**OCTOBER 19, 2021**

**9. COMMISSIONER COMMENTS CONTINUED**

**District 6 - COMMISSIONER MELISSA MCKINLAY**

**District 7 – COMMISSIONER MACK BERNARD**

Request for off-site Proclamation declaring October 2021 as Poverty Awareness Month in Palm Beach County

Request for off-site Proclamation recognizing Atlantic High School's 50<sup>th</sup> Class Reunion

**OCTOBER 19, 2021**

**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."