

November 19, 2024
8:00 am

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA
ADDITIONS, DELETIONS, & SUBSTITUTIONS
NOVEMBER 19, 2024

<u>PAGE</u>	<u>ITEM</u>	
75	3FF1	* DELETED – item has been pulled for further review. (OEO)
85	5E3	* DELETED – item has been pulled for further review. (HED)
90	5F1	* DELETED – item has been pulled for further review. (FDO)

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the addition/deletion sheet distributed to the Board the prior day are noted with an asterisk (*).

* * * * *

**ORDER OF BUSINESS
BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA
FINAL MEETING OF CURRENT BOARD**

NOVEMBER 19, 2024

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance
 - D. Special Recognition

- 2. ADOPTION OF AGENDA**

- 3. CALL FOR UNFINISHED BUSINESS**

- 4. COMMENTS FROM COMMISSIONERS**

- 5. STAFF COMMENTS**

- 6. COMMENTS FROM THE PUBLIC**

- 7. ADJOURNMENT**

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

REORGANIZATIONAL MEETING

NOVEMBER 19, 2024

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
(Joseph Abruzzo, Clerk & Comptroller, presides)

- 2. OATH OF OFFICE TO NEWLY ELECTED COUNTY COMMISSIONERS**
(To be administered by Joseph Abruzzo, Clerk & Comptroller)

- 3. ADOPTION OF AGENDA**

- 4. ELECTION OF MAYOR**

- 5. ELECTION OF VICE MAYOR**
(New Mayor, presides)

- 6. COMMENTS FROM COMMISSIONERS**

- 7. COMMENTS FROM THE PUBLIC**

- 8. ADJOURNMENT**

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

NOVEMBER 19, 2024

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

**COMMISSION
CHAMBERS**

BOARD OF COUNTY COMMISSIONERS SITTING AS THE SOLID WASTE AUTHORITY

1. CALL TO ORDER

- A. Roll Call
- B. Election of Chair, Vice-Chair and Secretary

**ADJOURN AS THE SOLID WASTE AUTHORITY
CONVENE AS THE BOARD OF COUNTY COMMISSIONERS**

1. CALL TO ORDER

- A. Roll Call

2. AGENDA APPROVAL/SPECIAL PRESENTATIONS

- A. Additions, Deletions, Substitutions
- B. Adoption

3. CONSENT AGENDA (Pages 13 - 75)

4. PUBLIC HEARINGS – 9:30 A.M. (Page 76)

5. REGULAR AGENDA (Pages 77 - 91)

6. BOARD APPOINTMENTS (Pages 92 - 93)

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8. BCC COMMENTS (Page 95)

9. ADJOURNMENT (Page 96)

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- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list

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- 3G-2 Fiscal Year 2024-2025 Adopted Operating Budget for The Town of Jupiter Community Redevelopment Agency.
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3S-4 Approve and ratify the Collective Bargaining Agreement between Palm Beach County and Professional Firefighters/Paramedics of Palm Beach County Local 2928 IAFF, Inc. related to the District Chiefs in the Supervisory Unit.

U. INFORMATION SYSTEMS SERVICES

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3X-2 Amendment 001 to Interagency Agreement with the Florida Department of Children and Families, and First Amendment with the Florida State University to extend the periods.

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EE. OFFICE OF RESILIENCE

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3EE-1 Resilient Florida Program Grant application requesting additional funding for the Australian Avenue drainage improvement project.

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3EE-2 Resilient Florida Program Grant application request funding to construct drainage conveyances within Country Club Acres.

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EE. OFFICE OF RESILIENCE

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FF. OFFICE OF EQUAL OPPORTUNITY

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~~3FF-1 Amendment No. 1 with Weiss Serota Helfman Cole & Bieman, PL for representation of complainants in litigation of housing discrimination complaints.~~

GG. CAREERSOURCE

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3GG-1 Appointment of one (1) member to the CareerSource Palm Beach County, Inc. Board of Directors.

PUBLIC HEARINGS – 9:30 A.M.

A. PUBLIC SAFETY

Page 76

4A-1 Issuance of a Special Secondary Service Provider Certificate of Public Convenience and Necessity (COPCN) to Cambridge Security Services, Corporation for the gated community of Delaire Country Club.

REGULAR AGENDA

A. AIRPORTS

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5A-1 Amendment No. 1 with EXP U.S. Services, Inc. to provide services for the PBI and North Palm Beach County General Aviation Airport Hangar projects.

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5A-2 Contract for Consulting/Professional Services with Garver LLC for the Runway Pavement Rehabilitation project at PBI, and a Federal Aviation Administration Grant Agreement.

B. COMMUNITY SERVICES

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5B-1 Ratify the Mayor's signature for the U.S. Department of HUD Homeless Management Information System Expansion Grant Agreement; for the U.S. Department of HUD Pathway to Independence Program Renewal Grant Agreement; and HUD CoC Planning Renewal Grant Agreement.

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- 5C-1 Request approval of one law firm team for outside legal counsel, and approve the contract for Professional Legal Services.

D. OFFICE OF COMMUNITY REVITALIZATION

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- 5D-1 Contract with Spirit of Giving Network, Inc. for the 2025 Back to School PBC event.

E. HOUSING & ECONOMIC DEVELOPMENT

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- 5E-1 Request to approve on preliminary reading and permission to advertise Ordinance relating to the Economic Development Ad Valorem Tax Exemption program.

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- 5E-2 HOME American Rescue Plan Program award to Vita Nova, Inc.

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- ~~5E-3 HOME American Rescue Plan Program award to Fort Lauderdale Independence Training and Education Center, Inc.~~

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- 5E-4 General Obligation Housing Bond Loan Program Affordable Housing Multifamily Development award to Village of Valor, Ltd.

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- 5E-5 General Obligation Housing Bond Loan Program Affordable Housing Multifamily Development award to SP Field, LLC.

F. FACILITIES DEVELOPMENT & OPERATIONS

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- ~~5F-1 Request approval for finding of emergency establishing the design and renovation of the County owned improved residential properties acquired through escheatment, foreclosure and/or eminent domain.~~

BOARD APPOINTMENTS (Pages 92 - 93)

A. COMMUNITY SERVICES

- 6A-1 Community Services – appoint one (1) member to the Citizens Advisory Committee on Health and Human Services.

B. DISTRICT BOARD APPOINTMENTS

NOVEMBER 19, 2024

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BCC COMMENTS (Page 95)

ADJOURNMENT (Page 96)

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

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

<u>Meeting Date</u>	<u>Meeting Type</u>
October 8, 2024	Regular
October 22, 2024	Regular
October 24, 2024	Zoning
October 29, 2024	Workshop

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

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Change Order No. 1 in the amount of \$486,096.08 and a retroactive contract time extension of 21 days to the contract dated December 19, 2023 (R2023-1844) (Contract) with Rosso Site Development, Inc. (RSD) for Beach Road Parking, north of Old A1A (Project). **SUMMARY:** Approval of Change Order No. 1 will provide compensation to RSD for quantity overruns that exceed the original contract quantities, as allowed in Section 4-3.1 of the Contract, and provide for the retroactive Contract time extension. Unexpected deficiencies in the existing base beneath the improved parking area were encountered during construction, resulting in increased material quantities to install what was required to meet design standards. Per PPM CW-F-050, the total of this Change Order exceeds the threshold of \$100,000 and allowable time extensions relating to staff approvals of change orders to contracts and requires the Board of County Commissioners (BCC) approval. The Contract was approved December 19, 2023, in the amount of \$1,369,721.23. The total Contract amount, including this Change Order is \$1,855,817.31. Work on this Project was substantially completed on July 25, 2024. The retroactive time extension associated with this Change Order will bring the completion date to August 12, 2024. This is the only change order before Project closeout. This Contract was presented to the Goal Setting Committee on August 19, 2022 and the Committee established an Affirmative Procurement Initiative (API) of a 20% minimum mandatory Small Business Enterprise (SBE) participation, of which 5% must be Minority Business Enterprise (MBE) participation for African American (AA) and Hispanic American (HA) owned firms. The proposed SBE participation for Change Order No. 1 is 0%. To date, the overall SBE participation achieved on this Contract is 26.18%, and the overall MBE participation achieved is 11%. District 1 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (cont'd.)

2. Staff recommends motion to approve: Change Order No. 3 to the contract with FG Construction, LLC (FGC), dated August 25, 2020 (R2020-0979) (Contract) for a retroactive time extension of 256 days to the Florida Mango Road over PBC L-2 Canal Bridge Replacement (Project). **SUMMARY:** Pursuant to Contract Specification Sections 8-6.4 and 8-7.3.2, the approval of Change Order No. 3 will provide a 256-day retroactive Contract time extension for holidays, weather days, re-grading of the L-2 Canal's pump house rip rap, and recovery days due to pump house discharges to lower the water level upstream of the Project. Per PPM CW-F-050, the time extension in Change Order No. 3 exceeds the allowed staff approval, and requires the Board of County Commissioners (BCC) approval. The Contract was approved August 25, 2020, for the amount of \$841,718.02. Previous change orders totaling \$5,487.17 plus this Change Order bring the total change order amount to \$5,487.17 for the Contract. The total Contract amount, including this Change Order and previous change orders, is \$847,205.19. The retroactive time extension associated with this Change Order will bring the completion date to July 11, 2022. Due to negotiations with FGC and staff turnover at FGC, it took multiple submissions from them to collect all required supporting documentation to finalize this Change Order. This is the final change order for the Project. Liquidated damages are approximately \$45,000 and will be withheld from FGC's final pay application at project close out. This Project was presented to the Goal Setting Committee on August 7, 2019 and the Committee established an Affirmative Procurement Initiative (API) of a 20% minimum mandatory Small Business Enterprise (SBE) participation, of which 3% must be Minority Business Enterprise (MBE) participation for African American (AA) and Hispanic American (HA) owned firms. The proposed SBE participation for Change Order No. 3 is 0%. To date, the overall SBE participation achieved on this Contract is 33.4%, and the overall MBE participation achieved is 33.4%. Districts 2 & 7 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (cont'd.)

3. **Staff recommends motion to approve:** Supplement No. 6 (Supplement) in the amount of \$124,725 to the contract (R2022-0335) dated April 12, 2022 (Contract) with HSQ Group, LLC (HSQ) for the Australian Avenue Drainage Improvements from Banyan Boulevard to 45th Street (Project). **SUMMARY:** Approval of this Supplement will provide the professional services necessary for street lighting analysis and design of additional driveway improvements for the Project. This Project was presented to the Goal Setting Committee on October 7, 2020 and the Committee established Affirmative Procurement Initiatives (API) of a 20% minimum mandatory Small Business Enterprise (SBE) participation and an SBE evaluation preference. HSQ committed to 88% SBE participation and received 13 Evaluation Preference Points. The proposed SBE participation for this Supplement is 0%. To date, the overall SBE participation achieved on this Project is 81.23%. HSQ has an office located in Palm Beach County. **This Project is included in the Five-Year Road Program and has infrastructure sales tax funding.** District 7 (YBH)

4. **Staff recommends motion to approve:** Work Order G-22 in the amount of \$591,180.60 to the annual traffic signal contract dated August 23, 2022 (R2022-0791), as amended on August 20, 2024 (R2024-0882) with Gerelco Traffic Controls, Inc. (Gerelco) to upgrade the traffic signal from span wire to mast arm at the intersection of Summit Boulevard and Haverhill Road, Palm Beach County (County) Intersection ID Number 32049 (Project). **SUMMARY:** Approval of this Work Order will allow Gerelco to construct the Project. Per County PPM CW-F-050, this Work Order exceeds the threshold relating to staff approvals of Work Orders to annual contracts, thus requiring approval from the Board of County Commissioners (BCC). Prior to and including this Work Order, \$4,702,392 of Gerelco's \$10,000,000 not to exceed contract amount has been spent or encumbered. On January 20, 2022, the Office of Equal Business Opportunity granted a waiver of the Affirmative Procurement Initiative (API) based upon the determination that sufficient qualified Small/Minority/Women Business Enterprises (S/M/WBE) providing the goods or services required by the contract are unavailable in the County to perform the specialized construction of traffic signals. On August 20, 2024, the BCC approved the first amendment to the contract, increasing the contract amount to \$10,000,000 from \$5,000,000 for Gerelco to provide for and install various signal components for traffic control devices. Gerelco has an office located in the County. District 3 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (cont'd.)

5. **Staff recommends motion to approve:** Supplement No. 3 (Supplement) to the CR 880 Bridge over the South Florida Water Management District's (SFWMD) C-51 Canal Bridge Replacement (Project) Contract (R2015-0839), dated July 7, 2015 (Contract) with Alan Gerwig & Associates, Inc. (AGA) in the amount of \$206,465.02 for professional services for the Project. **SUMMARY:** The bridge was deemed functionally obsolete and is in need of replacement. Design plans are being prepared by AGA under this Contract. Approval of this Supplement is for the professional services necessary to provide additional permitting services, geotechnical and structural evaluation for the Project. Over the course of the project, alternate bridge designs were studied to avoid lengthy detours during construction, which resulted in changes to the alignment and design of the bridge. Significant coordination efforts, trying to preserve parts of the bridge offsite to satisfy the State Historic Preservation Office's (SHPO) requirements delayed the Project further. Those efforts were unsuccessful, and it took almost two (2) years to secure experts to perform 3-D scanning and modeling of the existing bridge to again satisfy SHPO permit requirements. More recently, the design period was extended due to additional environmental and permitting requirements that include identification of additional wetlands and requiring some redesign to avoid them. The solicitation for design professionals was advertised on April 6, 2014 and April 13, 2014, prior to the effective date of the Equal Business Opportunity (EBO) Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time with final selection taking place on September 30, 2014. The SBE goal for all contracts was 15%. The proposed SBE participation for this Supplement is 10.50%. To date, the overall SBE participation achieved on this Contract is 74.67%. AGA has an office located in Palm Beach County. **This Project is included in the Five-Year Road Program and has infrastructure sales tax funding.** District 6 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (cont'd.)

6. **Staff recommends motion to receive and file:** an executed contract with Kittelson & Associates, Inc. (KAI) in the amount of \$639,177.08 for professional consulting services for the development of the Palm Beach County (County) Safety Action Plan (Plan). **SUMMARY:** In accordance with Countywide 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 contract was executed by the County Administrator on September 23, 2024 per Resolution R2024-0020 dated January 23, 2024. The Plan will identify projects and strategies on County roads that enhance the safety of the transportation network. Before implementing the Plan, input from stakeholders will be sought via public engagement process, and the Plan will be presented to the Board of County Commissioners (BCC) for approval. Because the Plan's development is funded by a federal grant agreement (R2024-0019) (GRANT), the Equal Business Opportunity Ordinance is not applicable. On June 25, 2024, the Consultant's Competitive Negotiations Act Selection Committee selected KAI and, in accordance with PPM No. CW-O-048, the BCC was notified of the selection on June 26th, 2024. Countywide (YBH)

7. **Staff recommends motion to receive and file:** six (6) fully executed Lighting Agreements with the Florida Power & Light Company (FP&L) for various locations within Palm Beach County. **SUMMARY:** In accordance with Countywide 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 agreements were executed by the County Engineer on August 7, 2024, and September 12, 2024, per Resolution R2024-1016. FP&L agreements are based on the type of street lighting fixture and/or pole being installed or removed. Lighting Agreements are utilized for the installation and/or removal of LED street lights and poles submitted to FP&L after December 31, 2021. Countywide (YBH)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. Staff recommends motion to:

A) approve the official bonds on the newly elected and re-elected Commissioners of Palm Beach County; and

B) receive and file the official bonds on the newly elected and re-elected Commissioners of Palm Beach County with the Clerk of the Circuit Court.

SUMMARY: Pursuant to Florida Statutes Section 137.01 and Palm Beach County Code Ordinance 2-140, newly elected and re-elected Commissioners must secure bonding for presentation to the Board of County Commissioners (BCC) immediately following their election. Such official bonds must be approved by the BCC and filed with the Clerk of the Circuit Court. Countywide (DB)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to approve: the reappointment of one (1) member to the Palm Beach County HIV Comprehensive AIDS Resources Emergency Act Council (HIVCC), for the term November 19, 2024 to November 18, 2027:

<u>Seat No</u>	<u>Appointment</u>	<u>Recommended By</u>
6	Nancy Lyn McConnell	HIV CARE Council

SUMMARY: HIVCC shall prioritize the allocation of Ryan White (RW) HIV/AIDS Program funds within Palm Beach County (PBC) and develop a comprehensive plan for the organization and delivery of health services described in 42 U.S.C. § 300ff, et seq. The HIVCC's mission is compatible with the existing state and local plans for providing health services to individuals with HIV disease. The U.S. Department of Health and Human Services, through the Health Resources and Services Administration (HRSA), requires that PBC maintain a planning council responsible for setting priorities and allocations for the RW grant funding. The HIVCC serves as that council. Federal law requires that the planning council's composition reflect the demographics of individuals with HIV/AIDS in the eligible area. At least 33% of its members must be consumers of RW services who are not affiliated with subrecipient service providers. The law also requires that the planning council represent designated categories including health care providers, social service providers, community-based organizations, local public health agencies, non-elected community leaders, and grantees of Federal HIV programs. According to Resolution No. 2011-1560, the total membership for the HIVCC shall not exceed 33 at-large members. The HIVCC recommends the reappointment of Ms. Nancy McConnell, who is employed by Rebel Recovery Florida. This agency has a contract with PBC for services; however, the HIVCC does not provide regulation, oversight, management, or policy-setting recommendations regarding the contracts or transactions with Rebel Recovery Florida. Disclosure of this contractual relationship at a duly noticed public meeting is provided in accordance with the provisions of Section 2-443 of the PBC Code of Ethics. The diversity count for the 24 seats that are currently filled is African-American: 9 (38%), Caucasian: 8 (33%), Hispanic-American: 5 (21%) and Asian-American: 2 (8%). The gender ratio (male: female) is 10:14. Ms. McConnell is Caucasian. The staff has addressed the need to increase diversity within our boards and will continue to promote efforts to expand this Board's diversity. Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

2. **Staff recommends motion to approve:** retroactive agreements for the provision of homeless prevention, rapid re-housing, rental assistance, utility assistance, reunification, and other supportive services to individuals and families at risk of or experiencing homelessness for the term of these agreements:
 - A) Subrecipient Agreement with Catholic Charities of the Dioceses of Palm Beach, Inc. (Catholic Charities), for the period July 1, 2024 through June 30, 2025, in an amount not-to-exceed \$299,646, for homeless prevention assistance to households;
 - B) Subrecipient Agreement with Southeast Florida Behavioral Health Network, Inc. (SEFBHN), for the period October 1, 2024 through June 30, 2025, in an amount not-to-exceed \$454,414, to provide financial assistance to youth transitioning out of foster care and individuals dealing with substance use or mental health issues; and
 - C) Subrecipient Agreement with ChildNet, Inc. (ChildNet), for the period October 1, 2024 through June 30, 2025, in an amount not-to-exceed \$228,990, to provide financial assistance to families awaiting reunification by providing access to resources for move-in expenses, utility assistance, and ongoing case management.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

2. **SUMMARY:** The Florida Department of Children and Families (DCF) provides funding to Palm Beach County (PBC) through the Unified Homeless Grant (UHG) IP004. This grant has been amended ten (10) times to provide additional funding to support services. Retroactive approval is requested as receipt of the executed Amendment Number 10 authorizing expenditures of these funds from July 1, 2024 through June 30, 2025 was delayed by DCF. This funding is allocated to subrecipients to provide services aimed at preventing homelessness, rapidly re-housing individuals and families experiencing homelessness, supporting family reunification, and evaluating performance measures. The subrecipient grants address the housing crisis by aligning with DCF's initiatives for homelessness prevention and rapid re-housing, specifically, helping the families involved in the child welfare system, with a primary focus on reunification, as well as assisting vulnerable populations such as youth transitioning out of foster care and individuals dealing with substance use or mental health disorders. Catholic Charities will provide homeless prevention assistance to eligible PBC households at risk of homelessness by providing case management assistance, rental/mortgage assistance, and utility assistance, serving up to 200 individuals in FY 2025. SEFBHN will provide rapid rehousing and supportive services to 31 vulnerable individuals experiencing homelessness in FY 2025, including support with rent (covering first, last, and security deposits) and utility assistance. ChildNet will provide reunification services to homeless families engaged with the child welfare system via rapid re-housing and supportive services. This includes supporting families by providing access to resources for move-in expenses, utility assistance, and ongoing case management. All services are provided consistent with the Housing First framework. Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

3. Staff recommends motion to approve:

- A) Amendment #003 to Standard Agreement No. IA024-9500 (R2024-0283) for Older Americans Act (OAA) with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period retroactive to January 1, 2024 through December 31, 2024, to amend, revise and replace portions of the Standard Agreement and decrease the overall total funding by \$42,000, in an amount not to exceed \$3,477,303, to provide in-home and community-based services to seniors;
- B) Amendment #001 to Standard Agreement No. IC024-9500 (R2024-1184) for Community Care for the Elderly (CCE) with AAA, for the period retroactive to July 1, 2024 through June 30, 2025, to amend, revise and replace portions of the Standard Agreement, to assist seniors and caregivers by providing in-home services to help seniors live independently;
- C) Amendment #001 to Standard Agreement No. IZ024-9500 (R2024-1186) for Alzheimer's Disease Initiative (ADI) with AAA, for the period retroactive to July 1, 2024 through June 30, 2025, to amend, revise and replace portions of the Standard Agreement, to assist seniors afflicted with Alzheimer's disease and other forms of dementia, as well as their caregivers, with services to help seniors reside independently in their own homes;
- D) Amendment #001 to Standard Agreement No. IH024-9500 (R2024-1185) for Home Care for the Elderly (HCE) with AAA, for the period retroactive to July 1, 2024 through June 30, 2025, to amend, revise and replace portions of the Standard Agreement, to assist seniors and their caregivers with a provision of care in a family-type living arrangement as an alternative to institutional care; and
- E) FY 2024 a downward Budget Amendment of \$42,000 in the Division of Senior and Veteran Services (DSVS) Administration Fund to align the budget to the actual grant award.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

3. **SUMMARY:** DSVS receives grant funds from the AAA to serve seniors aged 60 and older and their caregivers through OAA, CCE, ADI, and HCE services. The number of seniors served depends on the grant amount and client needs. OAA funds are used to provide in-home and community-based services to seniors. For FY 2023-2024, OAA is currently serving 2,929 active clients. CCE agreement (Catalog of State Financial Assistance (CSFA 65.010), assists seniors and caregivers by providing in-home services to help seniors live independently. For FY 2023-2024, CCE is currently serving 201 active clients. The ADI agreement (CSFA 65.004) assists seniors affected by Alzheimer's disease and other forms of dementia, as well as their caregivers, by offering services that enable seniors to reside independently in their own homes. For FY 2023-2024, ADI is currently serving 119 active clients. The HCE agreement (CSFA 65.001) assists seniors and their caregivers by providing care in a family-type living arrangement as an alternative to institutional care. For FY 2023-2024, HCE is currently serving 101 active clients. **No additional County match is required.** The budget amendment is necessary to align the County budget with the actual grant awards. DSVS is responsible for providing services north of Hypoluxo Road, which includes all districts except Districts 2, 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 2, 4, 5, and 7 south of Hypoluxo Rd. (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

4. **Staff recommends motion to approve:** the reappointment of three (3) members to the Homeless Advisory Board (HAB), effective November 19, 2024 through September 30, 2027:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Recommended By</u>
3	Erica Whitfield	School District Board Member	School District of PBC
11	Joseph Nieves	Formerly Homeless Individual	Homeless and Housing Alliance
13	Ezra Krieg	Faith-Based Community Representative	Community Services Department

SUMMARY: The HAB fosters and promotes cooperation among governmental agencies, community-based agencies, non-profit organizations, and business interests. The HAB works closely with the County to determine roadblocks affecting program implementation and recommend corrective measures to the Board of County Commissioners (BCC). The U.S. Department of Housing and Urban Development (HUD) recommends that recipients of Continuum of Care (CoC) funds comply with the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), and with 24 CFR Part 578. The CoC provides funds for the operation and maintenance of Safe Havens, transitional housing, and permanent supportive housing. On May 1, 2007, the BCC established the HAB. Per Resolution No. R2016-0038. The total membership for the HAB shall be no more than 14 at-large members, comprised of members representing government, business providers, law enforcement, advocates, education, faith-based, and the formerly homeless. The HAB recommends the reappointment of Erica Whitfield, Joseph Nieves, and Ezra Krieg. Mr. Nieves is employed by The Lord’s Place, Inc., which contracts with the County for services; however, the HAB provides no regulation, oversight, management or policy-setting recommendations regarding the subject contracts or transactions with The Lord’s Place, Inc. Disclosure of any contractual relationships at a duly noticed public meeting will be provided in accordance with the provisions of Section 2-443 of the Palm Beach County Code of Ethics. The diversity count for the 9 seats that are currently filled is African-American: 5 (50%), Caucasian: 3 (30%), and Hispanic-American: 1(10%). The gender ratio (female: male) is 7:2. Staff has addressed the need to increase diversity within our boards and will continue to encourage this to expand this Board’s diversity. (Human Services and Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

5. Staff recommends motion to receive and file: Notice of Grant Award/Fund Availability (NFA) #042716 (Federal Award Identification Number (FAIN) G-2301FLCOSR, Catalog of Federal Domestic Assistance (CFDA 93.569) from Florida Department of Commerce (FDOC) received on August 15, 2024, for Program Year 2023 allocation, in the amount not-to-exceed \$1,274,058.49, to extend the end date for the program period from September 30, 2024 to November 15, 2024 for the Community Services Block Grant (CSBG) for a new program period of July 1, 2023 through November 15, 2024 with no change in overall funding. **SUMMARY:** On June 15, 2021, the Board of County Commissioners (BCC) ratified the Mayor's signature on the Federally Funded Subgrant Umbrella Agreement #E2016 (R2021-0783) (CFDA No.93.568 and 93.569) with the FDOC, for the period October 1, 2020 through September 30, 2023, for the Low-Income Home Energy Assistance Program (LIHEAP) and CSBG programs. The Umbrella Agreement was subsequently amended on February 25, 2022, August 16, 2023, and September 10, 2024. The parties amended and reinstated the Umbrella Agreement as part of a joint effort to align Community Action Agency (CAA) spending with legislatively appropriated state budget authority. This is a process required annually by state law. Under the terms of the new umbrella agreement, FDOC will issue an NFA for each program award and issue amendments to NFA's for any changes. These NFAs are issued to add or increase funding. CSBG funds are used to provide economic stability and mobility services to approximately 2,300 low-income individuals and 900 families. Economic stability services include rent and utility assistance. Economic mobility services include employment skills training, job placement, resume writing training, financial management training, and case management. In FY 2023, 31 individuals completed vocational training and ten (10) became employed. **No County match is required.** Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

6. Staff recommends motion to approve: Three (3) appointments to the Citizens Advisory Committee on Health and Human Services (CAC/HHS), for the term November 19, 2024 to September 30, 2027:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
1	LaNita Sanders	Designated Seat: Representative of Birth to 22	<ul style="list-style-type: none"> • Vice Mayor Maria Marino • Commissioner Gregg Weiss • Commissioner Marci Woodward
3	Kate Magro	A Component of the Health and Human Services System of Care	<ul style="list-style-type: none"> • Vice Mayor Maria Marino • Commissioner Gregg Weiss • Commissioner Marci Woodward
7	Steven Gustafson	A Component of the Health and Human Services System of Care	<ul style="list-style-type: none"> • Vice Mayor Maria Marino • Commissioner Gregg Weiss • Commissioner Marci Woodward

SUMMARY: The CAC/HHS shall provide recommendations to sustain core services within the Systems of Care by defining basic needs, surveying emergent and/or urgent needs, prioritizing resources to address these needs, and making funding recommendations to the Board of County Commissioners (BCC) to fill critical service gaps. The CAC/HHS consists of six (6) at-large members and five (5) designated members. This includes at least one (1) member who is a resident west of the 20 Mile Bend, at least one (1) member who is a representative of the Palm Beach County League of Cities, at least one (1) member who is a representative of the Florida Department of Health in Palm Beach County, at least one (1) member who is a representative of Birth to 22, and at least one (1) member with lived experience in the HHS System of Care, per Resolution R2024-0917. The Resolution requires that the Executive Committee of the CAC/HHS solicit and recommend member nominations for transmittal to the BCC. The BCC was notified by memo dated September 12, 2024, requesting nominations for appointments. The CAC/HHS received appointment applications for three (3) candidates and determined that these candidates would be beneficial to the board. All candidates meet the applicable guidelines and requirements outlined in the resolution. The diversity count for the seven (7) currently filled seats is as follows: Caucasian: 2 (29%), African-American: 3 (43%), Asian-American: 1 (14%), and both African-American and Caucasian 1: (14%). The gender ratio (female: male) is 7:0. LaNita Sanders identifies as an African-American and Native American female. Kate Magro identifies as a Caucasian female. Steven Gustafson identifies as a Caucasian male. Staff has addressed the need to increase diversity within our boards and will continue to encourage this to expand this Board's diversity. Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to approve: Amendment No. 13 (Amendment) to the Contract for Consulting/Professional Services (Agreement) with RS&H, Inc. (RS&H), in the amount of \$238,488.50 to provide supplemental services for a previously approved task related to the New Parking Revenue Center Building. **SUMMARY:** The Agreement with RS&H was approved by the Board of County Commissioners (BCC) on May 7, 2019 (R2019-0612) in the amount of \$2,004,570.58. Amendment No. 1 through Amendment No. 12 increased the contract amount by \$14,969,737.38 and provided planning, design and construction phases services, including, but not limited to, services for the following projects at the Palm Beach International Airport: Escalator Replacement, New Parking Revenue Center Building, New Air Rescue and Fire Fighting (ARFF) Building, Concourse B Expansion, Switchgear Replacement, and Elevator Replacement. A detailed Contract History is included in Attachment 1. Approval of this Amendment will increase the amount of the Agreement by \$238,488.50 for a total contract amount of \$17,212,796.46. While the term of the Agreement has expired, it authorizes amendments to be issued after its expiration for any supplemental services needed to complete a task authorized prior to the expiration of the Agreement. The Agreement authorized Task I-19-PBI-R-003 for the design and preparation of construction documents for the New Parking Revenue Center Building (Project). Amendment No. 13 provides supplemental design services required to complete the Project. RS&H is a Jacksonville, Florida based firm; however, the majority of the work will be managed through its Fort Lauderdale, Florida office. RS&H, Inc. committed to 23% Disadvantaged Business Enterprise (DBE) participation for the Agreement. The DBE participation for this Amendment is 20.45%. The cumulative DBE participation to date, including this Amendment, is 30.06%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

2. Staff recommends motion to approve: Construction Manager (CM) at Risk Contract (Contract) with The Whiting-Turner Contracting Company, Inc. (Whiting-Turner), for an initial term of two (2) years with three (3), one (1) year renewal options for CM at Risk Services for Campus Wide Facility Improvements at Palm Beach International Airport (PBI). **SUMMARY:** In order to complete certain facility improvement projects at PBI, the Department of Airports (Department) requires a CM at Risk contractor to provide preconstruction and construction services, which includes conducting the procurement process for assigned tasks/work orders, project management and construction supervision. The Department issued a request for proposals for two (2) contracts for CM at Risk Services for Campus Wide Facility Improvements at PBI on March 3, 2024. The Selection Committee recommended the award of one (1) of the two (2) contracts to Whiting-Turner. Projects that may be assigned under the Contract include the Terminal Federal Inspection Service (FIS) Facility Expansion, Aircraft Rescue and Fire Fighting (ARFF) Facility Improvements, Terminal and Concourse Modernization, General Aviation (GA) Federal Inspection Service (FIS) Facility Expansion and Revenue Control Building Replacement. The services provided under the Contract are task/work order based. The specific projects that will be assigned under the Contract will be determined at a later date and approved in accordance with PPM CW-F-050. Whiting-Turner is a Baltimore, Maryland based firm; however, the work will be directly managed by the local South Florida office in Broward County. A Disadvantaged Business Enterprise (DBE) subcontracting goal of 11% was established for the Contract. Whiting-Turner will be required to demonstrate its good faith efforts to achieve the established DBE goal for each task/work order assigned under the Contract. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

3. Staff recommends motion to approve:

- A) Change Order No. 6 to the Contract (R2023-0218) (Contract) with Alen Construction Group, Inc. (Alen), for repairs to the short-term and long-term parking garages (Project) at the Palm Beach International Airport (PBI) in the amount of \$171,107.83, extending the project duration by 166 calendar days; and
- B) a Budget Transfer of \$171,108 in the Airport's Improvement & Development fund, including a Transfer from Reserves in the amount of \$171,108.

SUMMARY: The Project was approved by the Board of County Commissioners (BCC) on February 7, 2023 (R2023-0218) in the amount of \$2,684,458 with a project duration of 330 calendar days. Change Orders No. 1, 2 and 4 were approved pursuant to delegated authority in accordance with PPM CW-F-050. These Change Orders increased the contract amount by \$165,445.11, extended the project duration by 82 calendar days, and provided for approval of a threshold inspection plan required during permit review, modifications of markings to meet current code, and restriping of parking stalls. Change Order No. 3 (R2023-1594) and Change Order No. 5 (R2024-0541) increased the contract amount by \$511,133.81, extended the project duration by 164 calendar days, and provided for repairs to light poles and sidewalk pavement, mitigation of water intrusion in an elevator lobby, replacement of double-tee connections requiring repair, and corrections to a floor slab for drainage. A detailed contract history is included in Attachment No. 1. Approval of Change Order No. 6 increases the contract amount by \$171,107.83 for a total contract amount of \$3,532,144.75 and extends the project duration by 166 calendar days for a total project duration of 742 calendar days. Change Order No. 6 includes concrete joint repairs to mitigate an existing water leak, replacement of a breaker in an electrical panel, light pole foundation repairs, and the installation of new louvers within elevator shafts of one of the parking garages. The Contract was presented to the Goal Setting Committee (Committee) on July 20, 2022. The Committee established a mandatory 20% Small Business Enterprise (SBE) subcontracting goal for the Contract as the Affirmative Procurement Initiative (API). The SBE participation for Change Order No. 6 is 68.4%. The cumulative SBE participation for this Contract to date, including Change Order No. 6, is 94.4%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

4. Staff recommends motion to approve: Amendment No. 5 (Amendment) to the Contract for Consulting/Professional Services (Agreement) with HDR Engineering, Inc. (HDR), in the amount of \$50,828.79 to provide supplemental services for a previously approved task related to the Cargo Access Improvements Project. **SUMMARY:** The Agreement with HDR for airport design and engineering services was approved by the Board of County Commissioners (BCC) on August 20, 2019 (R2019-1157) in the amount of \$960,107. Amendment No. 1 through Amendment No. 4 increased the contract amount by \$1,075,097.63 and provided planning, design and construction phase services, including, but not limited to, services for the Palm Beach International Airport (PBI) Cargo Access Improvements, North Palm Beach County General Aviation Airport Runway 9R/27L Pavement Rehabilitation, and Palm Beach County Park Airport Runway 4/22 Pavement Rehabilitation projects. Approval of this Amendment will increase the amount of the Agreement by \$50,828.79 for a total contract value of \$2,086,033.42. A detailed contract history is included in Attachment 1. While the term of the Agreement has expired, it authorizes amendments to be issued after its expiration for supplemental services needed to complete a task authorized prior to the expiration of the Agreement. Amendment No. 3 approved on August 23, 2022 (R2022-0887) authorized Task I-22-PBI-H-007 to design the PBI Cargo Access Improvements Project (Project). Amendment No. 5 provides supplemental design services required to complete the Project. HDR is an Omaha, Nebraska based firm; however, the majority of the work is managed from its West Palm Beach office. HDR committed to 20% Disadvantaged Business Enterprise (DBE) participation for the Agreement. The DBE participation for this Amendment is 3%. The cumulative DBE participation to date, including this Amendment, is 20%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

5. **Staff recommends motion to approve:** a Contract with R&D Paving, LLC (R&D), in the amount of \$499,997.56 with a project duration of 250 calendar days for the Green Street Improvements and Related Work Project (Project) at Palm Beach International Airport (PBI). **SUMMARY:** The Project provides for improvements to the northbound right turn radius from Military Trail to Green Street and reconstruction of the existing boat ramp along the canal on the western boundary of PBI, including clearing and grubbing, excavation, asphalt milling and paving, new curbing, guardrail removal and replacement, and pavement markings. The Project was advertised on May 12, 2024, utilizing the County's competitive bid process. On June 25, 2024, two (2) bids were received for the Project. R&D, a Palm Beach County company, has been identified as the lowest responsive, responsible bidder in the amount of \$517,962.56; however, R&D requested to reduce the contract amount to \$499,997.56 to lower the required insurance amounts. Since this work is located outside the security fence with no proximity to aircraft, and R&D is a certified Small/Minority/Women Business Enterprise (S/M/WBE) firm, the Department of Airports recommends approval of the Contract at the lower contract amount. The Project was presented to the Goal Setting Committee (Committee) on April 20, 2022, and the Committee established an Affirmative Procurement Initiative (API) of a mandatory 20% SBE subcontracting goal, of which a minimum 5% must be M/WBE. R&D committed to 83.6% SBE and 6.5% M/WBE participation for this Contract. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to receive and file:** The Fiscal Year 2024-2025 Adopted Capital Budget for The Town of Jupiter Community Redevelopment Agency (TOJ CRA). **SUMMARY:** The TOJ CRA has submitted its Fiscal Year 2024-2025 Adopted Capital Budget as per section number 163.358, Florida Statutes. Countywide (DB)
2. **Staff recommends motion to receive and file:** The Fiscal Year 2024-2025 Adopted Operating Budget for The Town of Jupiter Community Redevelopment Agency (TOJ CRA). **SUMMARY:** The TOJ CRA has submitted its Fiscal Year 2024-2025 Adopted Operating Budget as per section number 163.358, Florida Statutes. Countywide (DB)
3. **Staff recommends motion to receive and file:** The Annual Report for the Florida Development Finance Corporation (FDFC) for fiscal year 2024. **SUMMARY:** The FDFC has submitted their Annual Report for fiscal year 2024 as per Section 288.9610, Florida Statutes. Countywide (DB)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (cont'd.)

4. Staff recommends motion to receive and file: The Quarterly Report for quarter ending September 30, 2024 for Children's Services Council of Palm Beach County (CSCPBC). **SUMMARY:** The CSCPBC has submitted their Quarterly Report for quarter ending September 30, 2024 as per section number 125.901(3)(f), Florida Statutes. Countywide (DB)
5. Staff recommends motion to approve:
 - A) a Budget Amendment of \$25,155,204 to establish the FY 2025 budget for the bond proceeds, costs of issuance, and project costs in the Series 2024A (Non-AMT) Airport Bonds Capital Project Fund;
 - B) a Budget Amendment of \$75,458,484 to establish the FY 2025 budget for the bond proceeds, costs of issuance, and project costs in the Series 2024B (AMT) Airport Bonds Capital Project Fund;
 - C) a Budget Amendment of \$1,933,197 to establish the FY 2025 budget for the debt service reserve in the Series 2024A (Non-AMT) Airport Bonds Debt Service Reserve Fund;
 - D) a Budget Amendment of \$5,958,628 to establish the FY 2025 budget for the debt service reserve in the Series 2024B (AMT) Airport Bonds Debt Service Reserve Fund;
 - E) a Budget Amendment of \$1,830,708 to establish the budget for the FY 2025 debt service in the Series 2024A (Non-AMT) Airport Bonds Debt Service Fund;
 - F) a Budget Transfer in the amount of \$1,830,708 in the Airports Operations Fund;
 - G) a Budget Amendment of \$5,714,553 to establish the budget for the FY 2025 debt service in the Series 2024B (AMT) Airport Bonds Debt Service Fund; and
 - H) a Budget Transfer in the amount of \$5,714,553 in the Airports Operations Fund.

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (cont'd.)

5. **SUMMARY:** On September 17, 2024, the Board of County Commissioners (BCC) approved Resolution No. R2024-1265, which authorized the issuance of the Airport System Revenue Improvement Series 2024A Bonds (Non-AMT) and the Airport System Revenue Improvement Series 2024B Bonds (AMT). The Series 2024 Bonds are for the purpose of financing the cost of improvements to Palm Beach International Airport's (PBI) Concourse B, the replacement of the Aircraft Rescue and Fire Fighting Facility Station 81 (ARFF Station), and the replacement of the Revenue Control Building that supports PBI's public parking facilities and facilities functionally related thereto. The Series 2024A (Non-AMT) and Series 2024B (AMT) Bonds, were both issued for a 20 year term at 3.771% and 4.203% respectively. The average annual debt service is \$1.946 million on the Series 2024A (Non-AMT), \$6.079 million on the Series 2024B (AMT), and will begin FY 2025. Together, the bond proceeds provide funding of \$100,000,000 for the above referenced capital projects. This budget amendment will establish the budget for the FY 2025 debt service for the Series 2024 Airport Bonds. Countywide (DB)

6. Staff recommends motion to approve:

- A) Resolution of the Board of County Commissioners of Palm Beach County, Florida Approving Fiscal Year 2024 Year End Budget Transfers and Amendments;
- B) Budget Transfer of \$495,641 in the General Fund 0001 to reallocate budget between departments and to transfer revenues between funds;
- C) Budget Amendment of \$79,466 in the County Transport Trust Fund 1201 to transfer revenue to the proper fund;
- D) Budget Amendment of \$117,412 in the Fire/Rescue MSTU Fund 1300 to recognize increased 911 revenues from Public Safety Answering Points (PSAPs);
- E) Budget Amendment of \$24,755 in the Aviation Battalion Fund 1303 to transfer revenue to the proper fund;
- F) Budget Amendment of \$250,995 in the ACC Mobile Spay/Neuter Prgm Fund 1420 to transfer revenues from the General Fund to cover unexpected increase in expenditures;
- G) Budget Transfer of \$369,273 in the Emergency Communications Number "E-911" Fund 1434 to allocate expenses to other agencies for PSAPs based on 911 revenues and expenditures;
- H) Budget Amendment of \$8,947 in the MacArthur Foundation's Safety and Justice Challenge \$1.4M Fund 1513 to recognize interest earnings on grant funds;

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (cont'd.)

- 6. I) Budget Amendment of \$79,466 in the Proportionate Share Fund – Zone 5 Fund 3545 to transfer revenue to the proper fund; and
- J) Budget Amendment of \$311,151 in the Park Improvement Fund 3600 to recognize grant revenues and appropriate expenses.

SUMMARY: These transfers and amendments are necessary to properly allocate budget for FY 2024. The General Fund transfer of \$495,641 includes a reallocation of budget between departments to adjust amounts for expenses due to an unexpected increase in certain costs. The other budget transfers are necessary to align the budget without increasing the total appropriations of the funds. The budget amendments relate to adjustments for unanticipated revenue received for a specific purpose. Countywide (DB)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to approve:** Work Order No. 24-004 (Work Order) to the annual electrical contract (R2019-1755) with Grid-One Electrical Construction, Inc. (Contractor) in the amount of \$416,000 for the Carlin Park - Parking Lot Light Replacement (Re-bid) project for a period of 360 calendar days from notice to proceed. **SUMMARY:** The project consists of the removal and replacement of the existing parking lot lighting with new light-emitting diode (LED) lighting at Carlin Park (located at 400 S. A1A, Jupiter). The Work Order authorizes the construction services necessary to furnish all labor, equipment, devices, tools, materials, transportation, professional services, supervision, drawings, permitting and all miscellaneous requirements necessary to remove the existing metal halide lighting fixtures and replace with new LED light fixtures, light poles and associated electrical work for the Carlin Park parking lot. The new LED lighting will enhance public safety for all users of the facility. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. The Contractor will have 360 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 Work Order was solicited pursuant to the annual electrical contract and the requirements of the Equal Business Opportunity (EBO) Ordinance. The annual electrical contract was presented to the Goal Setting Committee on June 5, 2019 and the Committee established Affirmative Procurement Initiatives (APIs) of sheltered market for projects less than \$100,000 (when three (3) or more small businesses are qualified under the annual contract) or 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 for projects \$100,000 or greater. Since this project is greater than \$100,000, the SBE price preference API was applied. There is no SBE participation on this Work Order. To date, the Contractor's overall SBE participation is 77.50%. To date, the overall SBE participation on the annual electrical contract is 34.66%. At the time of bid opening, the Contractor; was not a certified SBE however on August 2, 2024 the Contractor was recertified as an SBE. **Funding for this project is from the Infrastructure Sales Tax Fund and the Park Improvement Fund.** (Capital Improvements Division) District 1 (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

2. Staff recommends motion to approve: an Access and Easement Agreement (Easement) by KLLB AIV, LLC (KLLB) in favor of the County for vehicle and pedestrian ingress and egress over portions of the Trotting Center Property PUD (PUD) to serve the County's civic site within the PUD. **SUMMARY:** The PUD is a large undeveloped residential project approved by the Board of County Commissioners (BCC) on February 27, 2023. The PUD is located on the west side of U.S. 441 south of Heritage Farms Road in unincorporated Palm Beach County and owned by KLLB. Per the Conditions of Approval of the PUD, KLLB is required to provide the County with a 2.11 acre civic site which will be located along U.S. 441 near the entrance of the PUD. KLLB is making certain roadway improvements to the north and south of the proposed civic site. The improvements will serve the PUD and the civic site by tying into the two access points to the civic site, north of the civic site on a private roadway (North Access) and south of the civic site from U.S. 441 (South Access). The proposed Easement will allow vehicular and pedestrian ingress and egress to the civic site over the North and South access areas. In addition, the County (at its sole cost and expense) shall have the right to install and maintain a private driveway to the civic site, including the right to install directional signage. The North Access is approximately 190 feet long by 120 to 130 feet wide, containing 18,296 square feet (0.42 acres) and the South Access is approximately 448 feet long by 20 feet wide, containing 6,659 square feet (0.15 acres), both are being granted to the County at no charge. There is no fiscal impact associated with the approval of this agenda item. (Property & Real Estate Management) District 6 (HJF)

3. Staff recommends motion to approve: a Standard License Agreement (License Agreement) with the U.S. Army Corps of Engineers, Jacksonville District (ACOE) for the use of a portion of John Stretch Memorial Park, located on SR 80, in unincorporated Palm Beach County, just west of Miami Canal Road. **SUMMARY:** This License Agreement grants ACOE a revocable license to undertake the removal of trees and brush, treatment of stumps and roots, cleaning of the toe ditch, and fortification of the berm within approximately 50 feet on the downstream side facilitating access and maintenance of the Herbert Hoover Dike. The term of the License Agreement is 25 years and may be terminated earlier by either party upon 60 days' written notice. During this term, ACOE is responsible for the maintenance of the licensed premises, including but not limited to periodic mowing, fertilizing, and weeding. There is no fiscal impact or cost associated with the approval of this License Agreement. The County's Parks and Recreation department will continue to have administrative responsibility over the park. (Property & Real Estate Management) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

4. Staff recommends motion to receive and file:

- A) First Amendment to the Entry Agreement with Ecotech Environmental Services, Inc., for Fire Rescue Station No. 54 (located at 18501 Highway 7, Boca Raton, FL, FDEP Facility ID: 50-8838331), to retroactively extend the term of the Agreement from November 20, 2022 to May 20, 2026, in order to continue the assessment, removal, monitoring and remediation of the contamination to the property; and
- B) An Entry Agreement with GLE Associates, Inc., for the Palm Beach County Convention Center (located at 650 Okeechobee Boulevard, West Palm Beach, FL, FDEP Facility ID: 50-8513818) to assess, remove, monitor and remediate contamination to the property.

SUMMARY: Resolution (R2015-1613) established a new standard form Agreement for use with the Florida Department of Environmental Protection (FDEP) and its contractors to assess, remove, monitor and remediate contamination on County-owned property. The County initially enters into a standard Site Access Agreement with FDEP, which is required for FDEP to solicit the contractor who will actually complete the remediation activities. The County enters into a separate Entry Agreement with each contractor before the contractor commences work. The remediation work is completed at no cost to the County. 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. (FDO Admin) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

5. Staff recommends motion to approve: First Amendment to the Amended and Restated Interlocal Agreement (R2019-1901) (Agreement) with Florida Atlantic University Board of Trustees (Participant), to extend the term of the Agreement for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) from December 17, 2024 through December 16, 2029. **SUMMARY:** This Agreement, which provides the terms and conditions under which the Participant can program its radios into and utilize the countywide common talk groups for certain types of inter-agency communications, expires on December 16, 2024. This Agreement provides for two (2) renewal options, each for a period of five (5) years. The Participant has approved the amendment to extend the term of the Agreement to December 16, 2029, and the renewal now requires approval by the Board of County Commissioners (BCC). The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Participant is required to pay all costs associated with the Participant's subscriber units and to comply with the established operating procedures for the County's System. The Agreement may be terminated by either party, with or without cause, upon ten (10) days prior written notice to the other party. This First Amendment extends the term of the Agreement, updates standard operational provisions, and adds the E-verify provision. Other than the changes set forth herein, all other terms remain the same. (ESS) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

6. Staff recommends motion to approve: First Amendment to the Agreement (R2019-1845) (Agreement) with Medics Ambulance Services, Inc. (Agency), to extend the term of the Agreement for interoperable communications through the countywide emergency medical services (EMS) and common talk groups of the County's Public Safety Radio System (County's System) from December 3, 2024 through December 2, 2029. **SUMMARY:** The Agreement, which provides the terms and conditions under which the Agency can program into its radios and utilize the countywide EMS and common talk groups for certain types of interagency communications, expires on December 2, 2024. The Agreement provides for two (2) renewal options, each for a period of five (5) years. Agency has approved the amendment to extend the term of the Agreement to December 2, 2029, and the renewal now requires approval by the Board of County Commissioners (BCC). The terms of the Agreement are standard and have been offered to all hospitals and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Agency is required to pay all costs associated with the Agency's subscriber units and to comply with the established operating procedures for the County's System. This Agreement may be terminated by either party, with or without cause, upon ten (10) days prior written notice to the other party. This First Amendment extends the term of the Agreement, adds the E-verify, Disclosure of Foreign Gifts and Contracts with Foreign Countries of Concern provisions, as well as the Human Trafficking Affidavit. Other than the changes set forth herein, all other terms remain the same. (ESS) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

7. Staff recommends motion to approve: an increase to the maximum dollar value of the annual roofing contract in the amount of \$4,000,000 for roofing services on an as-needed basis through November 16, 2025. **SUMMARY:** On November 17, 2020, the Board of County Commissioners (BCC) approved the annual roofing contract (R2020-1693 through R2020-1700). The work consists of roof repairs or replacement services to County-owned properties on an as needed basis. To date, the County has awarded \$5,859,110.87 in work orders. Staff is requesting the cumulative limit be increased by \$4,000,000 for a total cumulative value of \$10,000,000 in order to accommodate additional anticipated new projects required to be accomplished before the term of this contract expires on November 16, 2025. Work will be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors may qualify at any time and be added to this annual roofing contract before the term ends. All projects are advertised on the vendor self-service (VSS) website and are bid among the pool of pre-qualified contractors while projects \$200,000 or greater are additionally advertised in the newspaper. Bidders without an annual roofing contract responding to the specific project advertisement shall submit a qualification application at least ten (10) calendar days before the bid due date. Currently 15 contractors are prequalified. The annual roofing contract was presented to the Goal Setting Committee on July 15, 2020 and the Committee established Affirmative Procurement Initiatives (APIs) of sheltered market for projects less than \$100,000 (when three (3) or more small businesses are qualified under the annual contract) or 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. However, on July 1, 2024, certain statutory changes took effect which require that the sheltered market for projects less than \$100,000 API be removed. Therefore, the annual roofing contract will have an API of an SBE contractor being given a price preference if its bid is within 10% of the lowest non-small business bid for each project. Actual Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be tracked cumulatively for all work orders issued. To date, the cumulative S/M/WBE participation for all work orders under the annual roofing contract is 22%. (Capital Improvements) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

8. Staff recommends motion to approve: annual contracts with the following contractors for electrical services on an as-needed basis through November 18, 2029.

<u>Contractors</u>	<u>Status</u>	<u>SBE or Non- SBE</u>
A) Brown Electrical Solutions, LLC	Local	S/MBE
B) 360 Electrical & Engineering Services LLC	Non-Local	Non-SBE

SUMMARY: The purpose of this annual contract is to pre-qualify contractors to provide electrical services on an as-needed basis. The work consists of electrical services associated with repairs, improvements and renovations to County-owned properties. The specific requirements of the work shall be determined by individual work orders issued against this annual electrical contract. These contracts are five (5) year indefinite-quantity contracts with a maximum cumulative value of \$11,000,000 across all prequalified contractors. Work will be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors may qualify at any time and be added to this annual electrical contract before the term ends. All projects are advertised on the vendor self-service (VSS) website and are bid among the pool of pre-qualified contractors while projects \$200,000 or greater are additionally advertised in the newspaper. Bidders without an annual electrical contract responding to the specific project advertisement shall submit a qualification application at least ten (10) calendar days before the bid due date. Currently two (2) contractors are prequalified. The annual electrical contract was presented to the Goal Setting Committee on May 15, 2024 and the Committee established Affirmative Procurement Initiatives (APIs) of a sheltered market for projects less than \$100,000 (when three (3) or more small businesses are qualified under the annual contract) or an Small Business Enterprise (SBE) contractor will be given a price preference if its bid is within 10% of the lowest non-small business bid for projects \$100,000 or greater. However, on July 1, 2024, certain statutory changes took effect which require that the sheltered market for projects less than \$100,000 API be removed. Therefore, the annual electrical contract will have an API of an SBE contractor being given a price preference if its bid is within 10% of the lowest non-small business bid for each project. Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be tracked cumulatively for all work orders issued. (Capital Improvements Division) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

9. Staff recommends motion to approve: Supplement No. 1 to Work Authorization (WA) No. 19 (R2021-1716) to the 2019 pipeline continuing construction contract (R2020-0160) with Johnson - Davis Incorporated (JDI) for the Main County Courthouse (MCCH) Chiller Pipe Repair project in the amount of \$345,933.67, increasing the project duration by 351 calendar days. **SUMMARY:** On November 16, 2021, the Board of County Commissioners (BCC) approved WA No. 19 (R2021-1716) to the 2019 pipeline continuing construction contract (R2020-0160) with JDI for the emergency replacement of the chilled water line and associated valves at the MCCH. Supplement No. 1 to WA No. 19 (Supplement No. 1) authorizes the additional labor and materials necessary for the exploratory work, excavation, expansion tank relocation, underground piping, wall radar scanning, sewer and irrigation service relocation, permit fees, pipe insulation, pipe relocation and other associated work required for the MCCH Chiller Pipe Repair project as a result of the continued leaking found in the below grade section of existing piping. Supplement No. 1 also increases the project duration by 351 calendar days to accommodate the additional work necessary for the emergency repair. The 2019 pipeline continuing construction contract was procured under the requirement of the Equal Business Opportunity Ordinance (EBO). On April 3, 2019, the Goal Setting Committee applied an Affirmative Procurement Initiative (API) of a mandatory 20% Small Business Enterprise (SBE) subcontracting participation. WA No. 19 is an emergency and is therefore exempt from the requirements of the EBO Ordinance, however JDI reports 1.16% SBE participation on this supplement. JDI is a Palm Beach County business. Funding for this project is from the Public Building Improvement Fund. (Capital Improvements Division) District 7 (MWJ)

3. CONSENT AGENDA APPROVAL

I. HOUSING & ECONOMIC DEVELOPMENT

1. **Staff recommends motion to approve:** A CDBG-Ad Valorem Economic Development Agreement (Agreement) with the Palm Beach County Black Business Investment Corporation (BBIC) for \$96,000 in Community Development Block Grant (CDBG) Program funds and \$54,000 in County Ad Valorem funds, to provide economic development services, under the Fiscal Year 2024-2025 retroactive and in effect from October 1, 2024 to September 30, 2025. **SUMMARY:** This Agreement will fund a total of \$150,000 towards a portion of BBIC's operational expenses for providing consulting and financial assistance to existing and start-up small businesses and entrepreneurs in Palm Beach County. The BBIC is required to obtain eight (8) business loan approvals from financial institutions totaling at least \$750,000 while serving 150 unduplicated clients seeking business loans, bonding, equity investments, financial training and/or other business services. The businesses assisted by BBIC shall create 15 permanent full-time equivalent jobs. The BBIC shall provide other support services including providing information resources to businesses on becoming a Palm Beach County Registered Vendor, and, when applicable, certified small, minority or women business enterprise. **These are Federal CDBG funds and County Ad Valorem funds which do not require a local match.** Countywide (HJF)

2. **Staff recommends motion to receive and file:** CDBG Capital Improvement Agreement for Mental Health of America of the Palm Beaches, Inc. (MHAPB) in the amount of \$80,000, effective from the period October 1, 2024 to December 31, 2025. **SUMMARY:** The County's FY2020-2021 and FY2021-2022 Action Plans have been amended to allocate Community Development Block Grant (CDBG) funds to implement additional projects. A portion of this CDBG allocation in the amount of \$80,000 has been provided to MHAPB, for replacement of the roof and HVAC system. These systems have both reached their end of life and replacement will ensure the continued operation of the Clubhouse, located at 909 Fern Street, West Palm Beach, FL 33401. The Agreement has 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 Agenda Item 6D-1 (R2020-0926) as approved by the BCC on July 14, 2020 and Agenda Item 6C-1 (R2021-0948) as approved by the BCC on July 13, 2021, that delegated authority to the County Administrator or designee to execute forms, certifications, funding agreements, amendments thereto, and all other documents necessary for implementation of the Action Plan, CDBG, HOME and ESG activities. County PPM CW-O-051 provides that all contracts, agreements and grants signed with delegated authority 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.** District 2 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

3. Staff recommends motion to receive and file: Two (2) Capital Improvement Agreements funded under Fiscal Year 2024-2025 Community Development Block Grant (CDBG) Program, in the amount of \$342,709, for the period October 1, 2024 to December 31, 2025:

- A) Village of Palm Springs in the amount of \$139,194 for the installation of solar street lighting to improve visibility for pedestrians and all modes of transportation along Lakewood Road; and
- B) City of Riviera Beach in the amount of \$203,515 to implement the interior and exterior renovations at the Lindsey Davis Senior Community Center, to achieve compliance with Americans with Disabilities Act (ADA) and Florida Accessibility Standards for the activities undertaken.

SUMMARY: The Fiscal Year 2024-2025 Action Plan includes the allocation of \$2,917,697 of CDBG funding for Local Entitlement Municipalities. A portion of this CDBG allocation in the amount of \$342,709 will be utilized by the following two (2) municipalities, to undertake capital improvements. The Village of Palm Springs will implement Phase II of the solar street lights along Lakewood Road, to improve visibility in poorly lit areas and increase driver awareness of pedestrians and cyclists. The new lighting will also serve to enhance security to residents within the neighboring areas. The City of Riviera Beach will undertake interior and exterior renovations at the Lindsey Davis Community Center to reconfigure the existing space, provide needed building additions and parking, which meet ADA and Florida Accessibility Standards, within the Center. The two (2) 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 Agenda Item 6E-1 (R2024-0828) as approved by the BCC on July 2, 2024 that delegated authority to the County Administrator or designee to execute forms, certifications, funding agreements, amendments thereto, and all other documents necessary for implementation of the Action Plan, CDBG, HOME and ESG activities. County PPM CW-O-051 provides that all contracts, agreements and grants signed with delegated authority 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 3 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve: Reappointment of three (3) members to the Construction Industry Licensing Board (Board), for the term December 1, 2024 through November 30, 2027.

<u>Reappointment</u>	<u>Seat #</u>	<u>Requirement</u>	<u>Recommended by</u>
Richard Kaplan	8	Plumbing Contractor	Vice Mayor Marino Commissioner Weiss Commissioner Woodward
James Pickard	1	HARV Contractor	Vice Mayor Marino Commissioner Weiss Commissioner Woodward
Damaris Guardado	2	Electrical Contractor	Vice Mayor Marino Commissioner Woodward Commissioner Weiss

SUMMARY: The Board establishes qualifications and competency of contractors that work within the County. The Board also provides for the testing and licensing of these contractors, and is empowered to discipline licensees, and hear citation appeals. The Board was established by Special Act, Laws of Florida, Chapter 67-1876, as amended. The Special Act and, subsequently, Section 489.131, Florida Statutes sets forth the membership of the Board, which consists of 15 members. This Board shall be comprised of 15 members as follows: two (2) general contractors, one (1) member from each of the following contractor categories: building, residential; electrical; plumbing; HARV (Heating, Air Conditioning, Refrigeration and Ventilation), roofing; swimming pool; one (1) architect; one (1) engineer and one (1) full-time building official employed by a local government within Palm Beach County, who meets the requirements of the Building Officials Association of Florida; and three (3) consumer representatives. A memorandum was sent to the Board of County Commissioners (BCC) on September 12, 2024 requesting support to re-appoint three (3) current CILB board members, no other nominations were received. The Board currently has ten (10) out of 15 seats filled and a diversity count of Caucasian: 9 (90%) and Hispanic-American: 1 (10%). The gender ratio (female: male) is 2:8. Staff is addressing the need to increase diversity within our boards and will continue to encourage this to expand this Board's diversity. Countywide (RM)

3. CONSENT AGENDA APPROVAL

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

2. Staff recommends motion to approve: reappointment of one (1) applicant to the Building Code Advisory Board (BCAB) for the term November 19, 2024 through November 18, 2027.

<u>Reappointment</u>	<u>Seat</u>	<u>Requirement</u>
Michael DiNorscio	5	Building Official

SUMMARY: The BCAB is authorized to advise local governments regarding adoption of administrative or technical amendments to the Florida Building Code based on local conditions; advise local governments how to improve and standardize construction code enforcement; and advise local governments on evaluation of new and innovative materials, products, systems, or methods of construction for compliance with the Florida Building Code, and any amendments or revisions thereto. The BCAB was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for Board members is three (3) years, with no limit to the number of terms a member may serve. The Board is comprised of 12 members: one (1) architect, one (1) engineer, one (1) general contractor, one (1) plumbing contractor, one (1) roofing contractor, one (1) aluminum contractor, one (1) building contractor, four (4) building officials, and one (1) electrical contractor. The Board has 16 seats, 12 currently filled and 4 vacancies, and a diversity count of Caucasian: 9 (75%), African-American: 1 (8.3%), Asian-American: 1 (8.3%) and Hispanic: 1 (8.3%). The gender ratio (male: female) is 11:1. The nominee is a Caucasian male. Staff has addressed the need to increase diversity within its boards and will continue to encourage this in an effort to expand the Boards diversity. Countywide (RM)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to:

A) **approve** a Bill of Sale and transfer of ownership between Palm Beach County and Broward County for South County Reclaimed Water Transmission Pipeline Phase 1A (Project); and

B) **delegate** authority to the Palm Beach County Administrator, or her designee, which in this case shall be the Director of Palm Beach County Water Utilities Department (PBCWUD), to execute future Bills of Sale for work to be completed under the Interlocal Agreement Related to the Construction, Operation, and Maintenance of a Regional Reclaimed Water System (R2016-0470) (Interlocal Agreement) with Broward County.

SUMMARY: On April 5, 2016, the Board of County Commissioners (BCC) approved the Interlocal Agreement to allow Broward County to meet certain legislative requirements and to allow PBCWUD to expand the provision of reclaimed water to additional customers in southern Palm Beach County. The Agreement provides that Broward County will finance 100% of the cost for the new Regional Reclaimed Water System (RRWS) Facilities in Palm Beach County. Palm Beach County is required to repay Broward County the actual cost to design, permit and construct the system in Palm Beach County from revenues of the system. During the period of repayment, Broward County will own the entire system while Palm Beach County will operate and maintain the portion of the system residing in Palm Beach County. Once the total amount of the Project cost is repaid, the portion of the reclaimed system located in Palm Beach County will be turned over to Palm Beach County ownership. The RRWS Facilities are to be completed in phases. BCC approved a Contract (R2022-0851) with Man-Con, Incorporated (Man-Con) for constructing the Project, which is the first phase of the RRWS Facilities. Man-Con has completed the construction and the Bill of Sale is required to transfer title of the work completed and related warranties to Broward County. District 5 (MWJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (cont'd.)

2. Staff recommends motion to receive and file: One (1) Amendment to Standard (Potable Water, Wastewater, and/or Reclaimed Water) Development Agreement, and four (4) executed Standard Potable Water and Wastewater Development Agreements for the months of June and August 2024.

A) Amendment to Standard (Potable Water, Wastewater, and/or Reclaimed Water) Development Agreement with Boynton Beach Marketplace, LLC, SDA #05-11133-000 (District 5), Recorded in OR BK 35109 PG 166;

B) Standard Potable Water and Wastewater Development Agreement with BC Boynton Industrial LLC, SDA #05-11139-000 (District 5), Recorded in OR BK 35086 PG 460;

C) Standard Potable Water and Wastewater Development Agreement with KLLB AIV LLC, SDA #05-11140-000 (District 6), Recorded in OR BK 35200 PG 116;

D) Standard Potable Water and Wastewater Development Agreement with Oikos Development Corporation, SDA #15-01001-000 (District 6), Recorded in OR BK 35200 PG 126; and

E) Standard Potable Water and Wastewater Development Agreement with Pulte HomeCompany, LLC, SDA #02-01179-000 (District 6), Recorded in OR BK 35200 PG 106.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants/ procurement items must be submitted by the initiating Department as a receive and file agenda item and are attached unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Palm Beach County Water Utilities Department (PBCWUD) in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the BCC to receive and file. Districts 5 & 6 (MWJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (cont'd.)

3. Staff recommends motion to:

- A) **approve** a Reimbursement Agreement (Agreement) between Palm Beach County (County) and Mattamy Palm Beach, LLC (Property Owner) in the amount of \$938,835; and
- B) **delegate** authority to the County Administrator, or her designee which in this case shall be the Director of Palm Beach County Utilities Department (PBCWUD), to approve increased project costs up to a cumulative amount of \$93,884 and other forms associated with the Agreement that do not substantially change the scope of work or terms and conditions of the Agreement.

SUMMARY: PBCWUD is requiring the Property Owner to relocate the existing 24-inch cast iron steel water main and the 20-inch cast iron steel sanitary sewer force main within the Forest Oaks Planned Unit Development (PUD) in conjunction with their construction of the property. The existing pipes are 50 years old and it is difficult to access these pipes in their current location. Knowing that PBCWUD is additionally seeking to replace these pipes, the Property Owner proposed to design and replace approximately 1,200 feet of 20-inch sanitary sewer force main and 1,300 feet of 12-inch water main located within the development and connect to existing pipes east and west of Forest Oaks PUD, conditioned upon full reimbursement by PBCWUD with the exception of the 12-inch water main constructed within the project. In addition, PBCWUD determined that the existing 24-inch water main could be replaced with a 12-inch water main. All improvements will be constructed in accordance with PBCWUD's Uniform Policies and Procedures Manual, subject to review by PBCWUD staff. Following completion of the construction, the Property Owner will transfer the ownership of the improvements to the County via a Bill of Sale, provide comprehensive utility record drawings and grant utility easements over all County owned facilities on the property. The Agreement provides for the payment of \$938,835 for the design and construction within the property that will be undertaken by the Property Owner. Should the project cost exceed the agreed upon amount, the Agreement provides that the County will be responsible for approving any additional necessary costs above and beyond 10% of the original estimated project cost. The Property Owner will construct the potable water main and sanitary sewer force main on undeveloped land in conjunction with their project, which will result in a cost savings of approximately \$250,000 compared to the cost for PBCWUD to install these improvements under current contracts. The Property Owner is able to minimize the cost due to the timing and size of the project. The improvements are beneficial to the County and the public and will result in a large savings to the County. (PBCWUD Project No. 22-536) District 3 (MWJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to approve: the Annual Certified Budget for Arthropod Control (Form 13617) with the Florida Department of Agriculture and Consumer Services (FDACS) for Mosquito Control activities performed during the fiscal year period beginning October 1, 2024 through September 30, 2025. **SUMMARY:** On August 20, 2024, the Board of County Commissioners (BCC) approved the Detailed Work Plan Budget – Arthropod Control (Budget) and Operational Work Plan for Mosquito Control (Work Plan) for the State Financial Assistance Recipient Agreement (Agreement) (R2024-0968) or State Mosquito Control Memorandum of Understanding (MOU) with FDACS for fiscal year beginning October 1, 2024 and ending September 30, 2025. The Budget and Work Plan outlines the tentative use of state and local funds in the upcoming fiscal year necessary to implement or maintain an integrated mosquito management program. As part of the FDACS routine agency review of Florida mosquito control programs participating in the “State Approved” mosquito control program, FDACS requests financial information from the mosquito control programs participating to determine what, if any, grant funding is allocated to each mosquito control program. As the total State grant is a finite amount, and is divided amongst the programs based on the tier they fall under, as determined by FDACS Form 13617, it is necessary that the County provide this financial report in order to maintain its participation in the “State Approved” mosquito control program. Since the Palm Beach County’s Mosquito Control Division’s budget exceeds \$3M, it places the program in the State’s Tier I, which does not qualify for additional funding under Florida Administrative Code (F.A.C) 5E-13. **There is no cost to the County.** Countywide (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (cont'd.)

2. Staff recommends motion to:

- A) **approve** the Mosquito Control Memorandum of Understanding (MOU) Agreement with the Florida Department of Agriculture and Consumer Services (FDACS) for mosquito control activities performed during contract period upon execution to September 30, 2025; and
- B) **authorize** the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with the MOU, and any necessary minor amendments that do not substantially change the scope of work, terms or conditions of the MOU.

SUMMARY: Each year, the County applies to FDACS for state aid for mosquito control activities. On August 20, 2024, the Board of County Commissioners (BCC) approved the Detailed Work Plan Budget (R2024-0968) required by FDACS as part of the re-application process for state aid for FY2025. No grant assistance was awarded for FY2025. Although this loss of revenue will reduce the amount of chemicals acquired for mosquito control operations, the Department of Environmental Resources Management (ERM) Mosquito Control Division maintains a sufficient supply for normal operations and can continue to meet the necessary level of service for the County. Moreover, although there was no grant assistance awarded this year, the Mosquito Control Division is still responsible for the completion of monthly deliverables as stated in the MOU. An MOU is required by Florida Administrative Code (F.A.C) Rule 5E-13.022 for counties that are not eligible to receive state aid for control of arthropods, but want to remain in the state-approved program. The benefit to the County staying in the state-approved program is maintaining the status of Palm Beach County's Mosquito Control Division as "state-approved", providing legitimacy and guidance of the FDACS while servicing Palm Beach County residents. Countywide (SS)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to:

- A) **approve** a Grant Agreement between Palm Beach County (County) and the Florida Department of State, Division of Historical Resources for \$50,000 towards the planning and design of the South Bay Railroad Cottage Restoration for the period commencing retroactively on July 1, 2024 through June 30, 2025;
- B) **authorize** the County Administrator or designee to execute the funding agreement, as well as task assignments, certifications, standard forms, or amendments to the agreement that do not substantially change the scope of work terms or conditions of the agreement;
- C) **authorize** the Director of the Parks and Recreation Department to serve as Liaison Agent with the Florida Department of State for this project; and
- D) **approve** Budget Amendment of \$50,000 within the Park Improvement Fund to establish budget for the approved grant project.

SUMMARY: On June 1, 2023, the Parks and Recreation Department submitted an electronic grant application to the Florida Department of State, Division of Historical Resources. The grant application requested \$50,000 in funding for the planning and design necessary to connect the South Bay Railroad Cottage to public sewer and update the HVAC system. The County is a Certified Local Government in good standing; therefore, no matching funds were required for this grant application. The Mayor's signature and Board of County Commissioners (BCC) approval was not required prior to grant submission because matching funds were not required. The grant was approved and the Agreement (Grant Number 25.h.sm.100.078), is being presented to the BCC for execution and to establish budget for the grant. The retroactive grant term is from July 1, 2024 through June 30, 2025. District 6 (AH)

2. Staff recommends motion to receive and file: an executed Tee Time Advertising and Sales Agreement between Palm Beach County and CanAm Golf Ventures, LLC, in an amount not to exceed \$40,000 for the period August 1, 2024 through July 31, 2025. **SUMMARY:** This Tee Time Advertising and Sales Agreement has been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of Parks and Recreation in accordance with Resolution 2013-1607. This Agreement helps to sell tee times at non-peak times that would otherwise not be sold. CanAm Golf Ventures, LLC receives an 11% commission fee of the tee time sold. The Department is now submitting this Agreement in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating Department as a receive and file agenda item. Countywide (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

3. Staff recommends motion to approve: an Interlocal Lease Agreement between Palm Beach County and the Solid Waste Authority of Palm Beach County (SWA) for the continued operation and maintenance of the Park Ridge Golf Course located on SWA property in Lantana for a period of 15 years, with the option to extend for two (2) additional terms of 15 years each for an annual lease payment of \$10 per year. **SUMMARY:** On December 7, 1999, Palm Beach County and SWA entered into an Interlocal Lease Agreement (R99-2333D) for the establishment, operation, and maintenance of Park Ridge Golf Course on the former landfill owned by SWA. The term of the Interlocal Lease Agreement was for 25 years. The current agreement is due to expire on December 7, 2024, with no renewal options. District 6 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

- A) **receive and file** Grant Adjustment Modification (GAM) 1 of the Department of Justice (DOJ) Edward Byrne Memorial Direct Formula Federal FY21 Justice Assistance Grant (JAG) #15PBJA-21-GG-01359-JAGX to realign the budget;
- B) **approve** a Budget Transfer of \$3,133 in the Criminal Justice Grant Fund to decrease the transfer to the Justice Services Grant Fund and increase operating expenses; and
- C) **approve** a Budget Amendment of \$3,133 in the Justice Services Grant Fund to decrease the transfer from the Criminal Justice Grant Fund and decrease the appropriation budget.

SUMMARY: In 2021, Palm Beach County (PBC) was awarded a \$140,735 (R2021-1732) grant from the DOJ JAG funds (CFDA#16.738) for expenditure for the period from October 1, 2020 through September 30, 2024 to fund The Lord's Place in the amount of \$83,142, Gulfstream Goodwill Industries, Inc. in the amount of \$53,371, and the Palm Beach County Sheriff's Office (PBSO) in the amount of \$4,222. This award provided \$136,513 in continuation funding to the Palm Beach County Reentry Program. The program provides transitional services to juveniles and adults reentering society from jail and prison. Pursuant to a special condition of this grant, \$4,222 was transferred to PBSO to become National Incident-Based Reporting System compliant. The remaining reentry grant funds of \$3,132.70 were approved by DOJ to be transferred to the Criminal Justice Commission (CJC) to purchase tablets and type folios to streamline notetaking efforts by staff attending meetings, including those with law enforcement, reentry, and the community. **No County matching funds are required.** Countywide (HH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (cont'd.)

2. Staff recommends motion to receive and file: Award Amendment Notice AMD001 from the Florida Department of Law Enforcement (FDLE), Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Federal Fiscal Year FY22 extending the period from September 30, 2024 through March 31, 2025 for Award Number R7091 issued for equipment for Countywide Law Enforcement Agencies. **SUMMARY:** In 2024, Palm Beach County (PBC) was awarded a \$322,342 grant from the FDLE JAG funds (CFDA#16.738) for expenditure for the period from October 1, 2022 through September 30, 2024 to fund The Lord's Place for \$212,533 (R2024-0791), City of Riviera Beach for \$27,695 (R2024-0792), and equipment for Countywide Law Enforcement Agencies for \$82,114 (R2024-0793). The Criminal Justice Commission (CJC) approved allocating these funds to the existing Palm Beach County Reentry Program in the amount of \$240,228, and the remaining balance of \$82,114 to purchase equipment for countywide law enforcement agencies throughout Palm Beach County to address their safety concerns and enhance the work of law enforcement in collaboration with the Palm Beach Sheriff's Office to reduce mass violence. The extension is necessary to allow time for the procurement process as 15 purchases will be made for 143 items for six (6) law enforcement agencies. **No County matching funds are required.** Countywide (HH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (cont'd.)

3. Staff recommends motion to:

A) **ratify** the Mayor's signature on the following documents:

1. Certificate of Participation for an annual Florida Department of Law Enforcement (FDLE) Edward Byrne Memorial Justice Assistance Formula Grant (JAG);
2. a 51% letter required to establish consensus among local governments in the County concerning the expenditure of JAG funds allocated to the jurisdiction;
3. Two (2) grant applications submitted in September 2024 to FDLE for the Federal Fiscal Year 2023 (County Fiscal Year 2024) FDLE JAG Program in the total amount of \$348,087 beginning October 1, 2022 through September 30, 2026 as provided:
 - Palm Beach County Reentry Program (City of Riviera Beach) for \$240,228; and
 - Equipment for law enforcement for \$107,859; and

B) **authorize** the County Administrator or designee to execute the grant award, agreement, amendments, documents, and electronic grant reporting forms, related to the FDLE JAG Grant, on behalf of the Board of County Commissioners (BCC), after approval of legal sufficiency by the County Attorney's Office, and within budget allocations that do not substantially change the scope of work, terms or conditions of the documents.

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (cont'd.)

3. **SUMMARY:** On June 11, 2024, the Criminal Justice Commission (CJC) learned that Palm Beach County was allocated \$348,087 (CFDA# 16.738) in Edward Byrne Memorial JAG funds as part of the FDLE JAG Countywide program (FDLE funding is consistently allocated after the County executes subrecipient contracts). The CJC approved allocating these funds to the existing Palm Beach County Reentry Program in the amount of \$240,228, and the remaining balance of \$107,859 to purchase equipment for law enforcement agencies throughout Palm Beach County to address their safety concerns and enhance the work of law enforcement in collaboration. The emergency signature process was utilized because there was not sufficient time to submit the forms through the regular agenda item process to meet the June 28, 2024 deadline. The Countywide Reentry Program provides transitional services for adults and juveniles released from jail and prison to Palm Beach County. In County FY 2024, approximately 714 adults have been served by the Countywide Reentry Program. Of these, 377 individuals were served pre-release at our local state prison, Sago Palm, where 75 individuals received Peer Support Groups, 25 received Inside Out Dad's parenting classes, and 48 received Moral Reconciliation Therapy classes (cognitive behavior intervention). Of those served post-release, 78% who reported a need for housing were able to obtain some form of housing assistance, transitional housing, rental assistance, etc. **No County match is required.** Countywide (HH)

S. FIRE RESCUE

1. Staff recommends motion to receive and file: a copy of municipal ordinance No. 22-24 of the Town of Jupiter (Town), providing the Town's annual consent to continue its participation in the Jupiter Municipal Services Taxing Unit (MSTU) through December 31, 2025. **SUMMARY:** the County has provided fire rescue services to the Town as part of the Jupiter MSTU since 1997. The Town adopted Ordinance No. 12-22 to extend its participation in the Jupiter MSTU through December 31, 2027 to fund fire-rescue services by the County through 7:30 a.m. on October 1, 2028, subject to annual renewals. Ordinance No.22-24 provides consent through December 31, 2025. Town Ordinance No. 22-24 is now being submitted to the Board of County Commissioners (BCC) to receive and file. Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (cont'd.)

2. Staff recommends motion to approve: one (1) appointment to the Regional Hazardous Materials Oversight Committee beginning November 19, 2024 through April 8, 2027:

<u>Appointment</u>	<u>Seat No.</u>	<u>Nominated By</u>
Glenn Joseph	4	Fire Chiefs Association of Palm Beach County

SUMMARY: The Regional Hazardous Materials Oversight Committee was created by ordinance in 1998 to establish standards and review the effectiveness of the regional hazardous materials emergency response services and teams. Appointments to this five (5) member committee are for three (3) year terms, and members may serve no more than three (3) consecutive three (3) year terms. The committee is comprised of members from specific areas of representation, of which seat 4 must represent the Fire Chiefs Association of Palm Beach County (FCAPBC). Glenn Joseph has been nominated by the FCAPBC to fill seat #4 which is vacant due to Shon Kirk Broedell's retirement November 18, 2024. The nominated candidate is an African-American Male. The committee consists of a diversity count of Hispanic-American: 1 (25%) and Caucasian: 3 (75%), and a gender ratio of (male:female) 3:1. Staff will continue to address the need to increase diversity on our boards. Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (cont'd.)

3. Staff recommends motion to approve and ratify: the Collective Bargaining Agreement (CBA) between Palm Beach County and Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., for the period October 1, 2024 through September 30, 2027. **SUMMARY:** On October 19, 2021, the Board of County Commissioners (BCC) approved a Collective CBA with the Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc. (R2021-1555) for the period October 1, 2021 through September 30, 2024. The County Fire Rescue Department 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 on November 6, 2024. The three (3) year cumulative cost of this agreement is estimated to be \$106.2 million (representing a 12% increase in annual personnel services costs) over the expired CBA, and includes across-the-board salary increases as follows:

FY 2025	Effective the pay period which includes October 1, 2024	3%
	Effective the pay period which includes April 1, 2025	2%
FY 2026	Effective the pay period which includes April 1, 2026	4%
FY 2027	Effective the pay period which includes April 1, 2027	3%

The agreement also provides for a change in schedule that will take place in Calendar Year 2027, which will require an additional 148 positions that will be added to the complement between Fiscal Years 2026 and 2027. Funding for Fiscal Year 2025 can be accommodated in the approved Fiscal Year 2025 budget. The major elements of this agreement are included in Attachment 3. Countywide (MM)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (cont'd.)

4. Staff recommends motion to approve and ratify: the Collective Bargaining Agreement (CBA) between Palm Beach County and Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., relating to the District Chiefs in the Supervisory Unit, for the period October 1, 2024 through September 30, 2027. **SUMMARY:** On October 19, 2021, the Board of County Commissioners (BCC) approved a CBA with the Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., District Chief Supervisory Unit (R2021-1554) for the period October 1, 2021 through September 30, 2024. The County Fire Rescue Department 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 on November 6, 2024. The three (3) year cumulative cost of this agreement is estimated to be \$860,355 (representing a 13% increase in annual personnel services costs) over the expired CBA, and includes across-the-board salary increases as follows:

FY 2025	Effective the pay period which includes October 1, 2024	5%
FY 2026	Effective the pay period which includes October 1, 2025	4%
FY 2027	Effective the pay period which includes October 1, 2026	4%

Funding for Fiscal Year 2025 can be accommodated in the approved Fiscal Year 2025 budget. The major elements of this agreement are included in Attachment 3. Countywide (MM)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: the First Amendment to the Interlocal Agreement (IA) (R2020-1103) to provide additional network and colocation services with the City of West Palm Beach (WPB). **SUMMARY:** WPB has an existing IA for network and colocation services and has requested an upgrade to their network services from 250Mb to 1G and requested an additional rack for a total of 2 racks to their colocation services located at our data center. The additional services will have an annual revenue increase of \$20,220 from \$16,020 to \$36,240. The Florida LambdaRail, LLC has approved connection of WPB to the Florida LambdaRail network. District 7 (DB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to approve: Third Amendment to the Contract for Professional Consultation and Emergency Services in the areas of veterinary medicine with Veterinary Emergency Group, LLC (VEG) for relief veterinary services at their facility for an amount not to exceed \$120,000 to extend the retroactive contract for the period November 15, 2024 through November 14, 2025. **SUMMARY:** On November 15, 2022, the County entered into a Contract with VEG for overnight emergency veterinary services (R2022-1383) which provided for an extension for up to two (2) additional one (1) year terms. On August 22, 2023, the parties entered into the First Amendment to the Contract that changed the do not exceed amount to \$120,000 (R2023-1135). On November 7, 2023 the parties entered into the Second Amendment to the Contract that only extended the Contract for an additional one (1) year term and did not change the scope of work (R2023-1653). This Third Amendment to the Contract extends the Contract for a one (1) year term to continue the not to exceed amount of \$120,000 and with no change to the scope of work. The Contract with VEG enables the Division of Animal Care and Control (ACC) to continue providing overnight and after-hours emergency veterinary care to animals. The demand for ACC's veterinary staff to work after-hours is already high and this contract minimizes the need for ACC's veterinarians to work overnight and after-hours to care for sick and injured animals. ACC's veterinary staff provides intake medical exams to more than 15,000 animals annually, gives medical treatments to approximately 200 animals daily, and services approximately 15,000 animals each year. Countywide (SF)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

2. Staff recommends motion:

A) **approve and ratify** Amendment 0001 to Interagency Agreement with the Florida Department of Children and Families (DCF) extending the period from June 30, 2024 to August 30, 2024; and

B) **receive and file** First Amendment to the Agreement with the Florida State University (FSU) extending the period from June 30, 2024 to July 31, 2024.

SUMMARY: A legislative appropriation was approved from the State of Florida FY 2023-FY 2024 General Appropriations Act providing \$110,000 in non-recurring general revenue funds to the Palm Beach County Board of County Commissioners (BCC) for a statewide study on zoning regulations for community residences for people with disabilities and recovery communities for people in recovery from substance use disorder. This was part of a legislative funding request from Palm Beach County through the Office of the State Attorney, 15th Judicial Circuit Court, State Addiction Recovery Task Force (SAART). DCF provided the appropriated funds to the BCC to contract with FSU Institute of Government to provide directly or by sub agreement a zoning study. Due to delays with executing both the DCF and FSU agreements, a 60 day no cost extension was needed to provide sufficient time for the study to be completed. The emergency signature process was used for the Mayor to execute the Interagency Agreement with DCF due to DCF only accepting electronic signatures and to allow time to execute the amendment with FSU before the expiration of the legislative appropriation. On October 17, 2023, R2023-1554, authorized the County Administrator or designee to execute contracts, amendments and administrative documents utilizing funding from the Agreement, on behalf of the BCC, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations that do not substantially change the scope of work, terms, or conditions of the contract. Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

3. Staff recommends motion to:

A) approve the following contracts for Consulting/Professional services to provide Substance Use Disorder (SUD) treatment to the 15th Judicial Circuit's Adult Drug Court Program for the period retroactive to October 1, 2024 through September 30, 2027:

1. Drug Abuse Foundation of Palm Beach County, Inc. (DAF) in the amount of \$345,480;
2. Center for Family Services of Palm Beach County, Inc. (CFS) in the amount of \$180,000; and

B) authorize the County Administrator or designee to execute future contracts, 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 that do not substantially change the scope of work, terms and conditions of the original contract.

SUMMARY: Palm Beach County's Department of Public Safety, Division of Justice Services, contracts with providers to coordinate SUD treatment to those in the 15th Judicial Circuit's Adult Drug Court program (Adult Drug Court). Contracts are awarded through a competitive process and ensure that the County meets the needs for participants referred by Adult Drug Court. SUD treatment services are customized to each participant's unique needs and include individual group counseling, psychiatric evaluations, medication management, and outpatient treatment options. Because the Notice of Funding Opportunity (NoFO) was re-advertised, these contracts were delayed and require retroactive approval to ensure that DAF and CFS would be reimbursed for all SUD treatment services rendered. These contracts are funded through the Drug Abuse Trust Fund, Crime Prevention Trust Fund, user fees, and ad valorem funds. Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

4. Staff recommend motion to:

A) **approve** the following contracts for Consulting/Professional services to provide Substance Use Disorder (SUD) treatment to the Delinquency Drug Court Program for the period retroactive to October 1, 2024 through September 30, 2027:

- 1) Drug Abuse Treatment Association, Inc. (DATA) in the amount of \$207,780;
- 2) Center for Family Services of Palm Beach County, Inc. (CFS) in the amount of \$90,000; and

B) **authorize** the County Administrator or designee to execute future contracts, amendments, and administrative documents associated with the above contracts, on behalf of the Board of County Commissioners, after approval or legal sufficiency by the County Attorney's Office and within budgeted allocations that do not substantially change the scope of work, terms or conditions of the original contracts.

SUMMARY: Palm Beach County's Department of Public Safety, Division of Justice Services, contracts with providers to coordinate SUD treatment and drug testing services to those in the 15th Judicial Circuit's Drug Court programs. These contracts will provide drug treatment to participants in the Delinquency Drug Court. Contracts are awarded through a competitive process and ensure that the County meets the needs for participants referred by Delinquency Drug Court. SUD treatment services are customized to each participant's unique needs and include individual group counseling, psychiatric evaluations, medication management, and outpatient treatment options. Because the Notice of Funding Opportunity (NoFO) was re-advertised, these contracts were delayed and require retroactive approval to ensure that DATA and CFS would be reimbursed for all SUD treatment services rendered. These contracts have been funded through the Drug Abuse Trust Fund and ad valorem. Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

5. Staff recommends motion to receive and file:

- A) Grant Adjustment Modification (GAM) #593815, with the US Department of Justice (DOJ), Office on Violence Against Women (OVW), Grant to Improve Criminal Justice Response Program (ICJR) extending the grant award from September 30, 2024 to February 28, 2025;
- B) First Amendment to Contract for Consulting/Professional Services with Aid to Victims of Domestic Abuse, Inc. (AVDA) (R2022-0869) extending the contract from September 30, 2024 to February 28, 2025;
- C) First Amendment to Contract for Consulting/Professional Services with Battered Women's Justice Project, Inc. (BWJP) (R2022-0870) extending the contract from September 30, 2024 to February 28, 2025; and
- D) First Amendment to Contract for Consulting/Professional Services with Lee Giordano (R2023-0025) extending the contract from September 30, 2024 to February 28, 2025.

SUMMARY: Palm Beach County Public Safety Department's Division of Victim Services (DVS) was awarded a grant with the DOJ OVW ICJR (15JOVW-21-GG-02012-ICJR) for the period of October 1, 2021 through September 30, 2024. The grant provided funds for contractual services with project partners. The DVS issued contracts with AVDA, BWJP, and Lee Giordano for consulting/professional services through September 30, 2024 to partner and work on completion of the grant deliverables. In order to spend down grant funds and obtain more time to complete projects in relation to the goals and objectives of the grant, DVS sought and was granted a five (5) month extension (GAM #593815) from September 30, 2024 to February 28, 2025. In turn, these First Amendments to the consultant contracts with AVDA, BWJP, and Lee Giordano extend the terms through February 28, 2025. Extending the terms of the consultants' contracts will spend down the grant funds with no change to the scope of work, allow more time to complete grant deliverables and provide for the consultants to execute a human trafficking affidavit pursuant to section 787.06(13), Florida Statutes. R2014-1633 authorized the County Administrator or designee to execute future grant applications, awards, contracts and amendments/modifications utilizing funding from the DOJ, OVW on behalf of the Board of County Commissioners. Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

6. Staff recommends motion to:

A) **ratify** Emergency Medical Services (EMS) County Grant ID Code C2450 Memorandum of Agreement (MOA) from the Florida Department of Health to improve and expand the EMS system for the period June 1, 2024 through May 31, 2025, in the amount of \$183,816.99;

B) **receive and file** the MOA; and

C) **approve** a Budget Amendment of \$183,817 in the EMS Grant Fund to recognize the grant award.

SUMMARY: The EMS County Grant (CSFA #64.005) is an annual grant provided to Palm Beach County from the Florida Department of Health to improve and expand the EMS system. The funds are used to reimburse EMS equipment purchased by EMS providers, the County, and other agencies that are eligible for EMS grant funding. The Risk Management Department and County Attorney's Office have reviewed the indemnification requirements for this grant and advised staff accordingly. The indemnification clause requires the County to indemnify the Florida Department of Health, including for court costs and attorney fees. The indemnification is limited to the negligence, intentional or unintentional acts or omissions of the County, and the County's agents, assignees, sub-contractors, and employees, that may arise during the course of the operation of the grant MOU, or that arise out of or relating to the subject property, the Project, or the use of grant money. Staff were advised by DOH that no modifications could be made to the MOU. Therefore, staff recommends approval of the MOU. On January 23, 2024, R2024-0086 authorized the County Administrator to sign the FY2023-2024 annual EMS county grant application, which included identifying the County Administrator as an authorized signatory to sign contracts, grants and other legal documents for the County. **No county matching funds are required for this grant.** Countywide (SB)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. **Staff recommends motion to approve:** an Interlocal Agreement with the Village of Wellington for paratransit transportation services for three (3) years beginning retroactively on October 1, 2024 through September 30, 2027 in the amount of \$219,375. **SUMMARY:** On August 15, 2017, the Board of County Commissioners (BCC) approved an Agreement (R2017-1092) with the Village of Wellington extending a partnership that has been in place since 2003 to provide paratransit services to residents who are outside of the American with Disabilities Act (ADA) core service area. The County, for reasons of efficiency and economies of service, redefined the ADA core service area in FY 2003. This eliminated a portion of the ADA core area in the Village of Wellington. In response to the ADA core area's redefinition, the Village of Wellington has requested the County to provide paratransit services on their behalf for ADA paratransit-eligible citizens whose trips fall outside the core area covered by the County's ADA paratransit services. Since 2003, the County has been offering these services to the Village of Wellington, and the Village has agreed to participate in funding the associated costs for providing this service to its residents. Currently, Palm Tran provides an average of 755 trips per month to Village of Wellington residents. (CY2023) District 6 (MM)

2. **Staff recommends motion to approve:**
 - A) a contract addendum for an initial 12-month term with two (2) 12-month renewals for paratransit vehicles by and between Palm Beach County and Florida Transportation Systems, Inc. (FTS) with a not-to-exceed amount of \$1,056,859.80 for the purchase of ten (10) minibuses: five Ford Transit U4X 5-passenger Minibuses with one (1) wheelchair position, and five (5) Ford Transit U4X 9-passenger Minibuses); and

 - B) a contract addendum for an initial 12-month term with two (2) 12-month renewals for paratransit vehicles by and between Palm Beach County and ABC Bus, Inc. with a not-to-exceed amount of \$8,711,481.30 for the purchase of 53 cutaway transit vehicles.

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (cont'd.)

2. **SUMMARY:** Palm Tran requests approval to enter into two (2) contract addenda piggybacking off of contracts from the Florida Department of Transportation (FDOT) Transit Research Inspection Procurement Services (TRIPS) with: (1) Florida Transportation Systems, Inc. (FTS); and (2) ABC Bus, Inc. (ABC) to purchase new paratransit vehicles, as needed. These contracts are required to replace paratransit vehicles that have reached the end of their useful life in accordance with Palm Tran's level fleet replacement plan. This ensures that the Paratransit fleet remains in a state of good repair and that Palm Tran Connection can continue to provide efficient and reliable paratransit service for eligible riders. The TRIPS contract has established a statewide Purchasing Agreement with the two (2) contractors, FTS and ABC, for the manufacture and delivery of Cutaway vehicles and Transit minibus vehicles that are traditionally used by Palm Tran Connection. Each term contract incorporates the terms and conditions of FDOT TRIPS-22-MB-LF-FTS and FDOT TRIPS-22-MB-LF-ABC, respectively. The above referenced FDOT TRIPS contracts do not have stated start and end dates; they are issued for five (5) years for the purchase of the vehicles based on the concept "purchase vehicles as long as current production year chassis are available from the manufacturer or suppliers." The FDOT TRIPS -22-CA-MB-LF contracts are scheduled for one, plus four (4) succeeding model production years. However, Palm Tran's contract addenda do include definitive start and end dates, to be effective on the date of Board of Court Commissioners (BCC) approval, for an initial period of 12- months with the option to extend the agreement for two (2) 12-month renewals. On July 31, 2024 and September 18, 2024, the Office of Equal Business Opportunity (OEBO) approved Palm Tran's request to make these procurements by piggybacking off of the FDOT TRIPS -22-CA-MB-LF contract. Countywide (MM)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (cont'd.)

3. Staff recommends motion to:

- A) **adopt** a Resolution of the Board of County Commissioners (BCC), of Palm Beach County, Florida, approving a Public Transportation Grant Agreement (PTGA), Section 5311, Formula Grants for Rural Areas Program (CFDA 20.509) with the State of Florida Department of Transportation (FDOT), providing a grant in the amount of \$651,827. To partially offset the operational costs for the Go Glades Service Palm Beach County. This PTGA will become effective upon FDOT execution with an expiration date of November 29, 2025;
- B) **approve** a Budget Amendment of \$651,827 in the Palm Tran Grant Fund 1341 to recognize the grant award and the transfer budget to Palm Tran Operating Fund 1340;
- C) **approve** a Budget Transfer of \$651,827 in the Palm Tran Operating Fund 1340 to increase the transfer from Palm Tran's Grant Fund 1341 and reduce the transfer from the General Fund 0001; and
- D) **approve** a Budget Transfer of \$651,827 in the General Fund 0001 to reduce the transfer to Palm Tran Operating Fund 1340 and increase Contingency Reserves.

SUMMARY: On September 17, 2024, the application for Section 5311 Capital funds was approved by the BCC (R2024-1235). The PTGA will partially offset the operating costs for the Go Glades Service Palm Beach County. This PTGA, in the amount of \$1,303,654 **requires a match of 50% or \$651,827** and provides a grant in the amount of \$651,827. The match is included in Palm Tran's operating budget. The grant requires broader indemnification by the County than that approved by PPM CW-F-049. The grant requires the County and its officers, agents, or employees to indemnify, defend, and hold harmless FDOT and all of its officers, agents, and employees from any claim, loss, damage, cost, charge, or expense arising out of the County's non-compliance or performance of this agreement. The indemnification obligation must also be passed on to contractors and/or consultants. The Risk Management Department and County Attorney's Office have reviewed the indemnification requirements for this grant and advised staff accordingly. Given that liability is limited to County's non-compliance or performance of this agreement and the statutory caps of Section 768.28, Florida Statutes, staff recommends BCC approval. Countywide (MM)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. **Staff recommends motion to approve:** a Budget Transfer of \$100,000 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Section 932.7055(5), Florida Statutes; provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. The Computer Crimes Unit will use the requested funds to purchase and install a Faraday room. Use of LETf requires approval by the Board of County Commissioners (BCC), upon request of the Sheriff. The current State LETf balance is \$4,647,450. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$4,547,450. The PBSO certifies that the use of these funds is in accordance with Section 932.7055(5), Florida Statutes. No new positions are needed and no additional County funds are required. Countywide (RS)

3. CONSENT AGENDA APPROVAL

DD. TOURIST DEVELOPMENT COUNCIL

1. **Staff recommends motion to authorize:** the Mayor to sign a letter to Mr. Dave Lawrence, President and Chief Executive Officer (CEO) of the Cultural Council of Palm Beach County, Inc. (Cultural Council) expressing the Board of County Commissioners' (BCC) support for arts and cultural tourism. **SUMMARY:** The BCC contracts with the Cultural Council to support and market arts and cultural activities which drive tourism to the County. During the July 11, 2024, Tourist Development Council (TDC) Board meeting, the Cultural Council requested that the TDC Board recommend to the BCC the issuance of a letter (Letter) outlining the economic benefits that arts and culture tourism brings to Palm Beach County and expressing the BCC's continued support of arts and cultural tourism. The Letter was presented to the TDC Board during its September 12, 2024 meeting, and was unanimously recommended for approval by the BCC. In 2023, the arts and cultural tourism sector generated approximately \$335 million in economic impact to Palm Beach County, with an even higher impact projected for 2024. Said economic impact leads to over \$57 million returning to state and local accounts. In 2023, arts and cultural organizations in Palm Beach County employed over 4,300 residents full-time, while serving more than 4 million attendees at performances, exhibitions, festivals and special events. The TDC Board and staff are recommending approval by the BCC of the Letter, reiterating BCC commitment to arts and cultural tourism, while outlining the economic benefits this tourism brings to our residents. Countywide (YBH)

2. **Staff recommends motion to receive and file:** a fully executed Palm Beach County FY 2024, Category "G" Grant Agreement managed by the Palm Beach County Sports Commission, Inc. (Sports Commission), on behalf of the Palm Beach County Tourist Development Council (TDC) with Prospectselect Baseball, Inc., for the promotion of Prospect Select Fall World Series, held September 6- 16, 2024, for the term of May 6 - December 16, 2024. This grantee was approved by the TDC on March 14, 2024, in the amount of \$12,500. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements, grants must be submitted by the initiating Department as a receive and file agenda item. On June 7, 1994, the Board of County Commissioners (BCC) adopted Resolution R94-702, as amended, authorizing the County Administrator and/or the Executive Director of the TDC to enter into grant agreements with Category "G" (Sports) grantees after they have been approved by the TDC. Room nights generated for Prospect Select Baseball, Inc./Prospect Select Fall World Series were 900. Countywide/Districts 1 & 7 (YBH)

3. CONSENT AGENDA APPROVAL

EE. OFFICE OF RESILIENCE

1. **Staff recommends motion to receive and file:** a Resilient Florida Program grant application submitted to the Florida Department of Environmental Protection (FDEP) on August 30, 2024, requesting \$4,000,000 in additional funding for the Australian Avenue drainage improvement project, which would begin upon grant contract execution and end after five (5) years. **SUMMARY:** On August 20, 2024, the Board of County Commissioners (BCC) adopted a Resolution to approve the grant application for the Australian Avenue drainage improvements project and delegate authority to the County Administrator or designee to sign and submit the application with FDEP for the Resilience Florida Infrastructure Grants, and to execute any agreements associated with the disbursement of Resilience Florida Capital funds for the Australian Avenue drainage improvement project. Before application submittal, the County Administrator delegated signing authority to the Office of Resilience (OOR) Director. OOR submitted the grant application for the Australian Avenue project on August 30, 2024. In accordance with PPM CW-O-051, all delegated contracts/ agreements/ grants must be submitted by the initiating Department as a receive and file agenda item. This grant application was a collaborative effort between OOR and Engineering and Public Works (EPW). OOR provided administrative support and flood modeling needed to apply for funding for this EPW project. If awarded, this grant will provide additional funding to EPW that is needed to install a necessary new drainage system for the Australian Avenue corridor from Banyan Boulevard to 45th Street and increase drainage capacity to mitigate and alleviate flooding. This project previously received \$13 million from the Resilience Florida program. Project plans are currently 65% complete, but due to increasing costs, more funding is necessary to address the funding shortfall. **This grant has a 50% match requirement totaling \$4,000,000.** District 7 (RM)

3. CONSENT AGENDA APPROVAL

EE. OFFICE OF RESILIENCE (cont'd.)

2. Staff recommends motion to receive and file: a Resilient Florida Program grant application submitted to the Florida Department of Environmental Protection (FDEP) on August 30, 2024, requesting \$1,400,000 to construct drainage conveyances within Country Club Acres, which would begin upon grant contract execution and end after five (5) years. **SUMMARY:** On August 20, 2024, the Board of County Commissioners (BCC) adopted a Resolution to approve the grant application for the Country Club Acres stormwater improvements project and delegate authority to the County Administrator or designee to sign and submit the application with FDEP for the Resilience Florida Infrastructure Grants, and to execute any agreements associated with the disbursement of Resilience Florida funds for the Country Club Acres stormwater improvement project. Before application submittal, the County Administrator delegated signing authority to the Office of Resilience (OOR) Director. OOR submitted the grant application for the Country Club Acres stormwater improvement project on August 30, 2024. In accordance with PPM CW-O-051, all delegated contracts/ agreements/ grants must be submitted by the initiating Department as a receive and file agenda item. This grant application was a collaborative effort between OOR and Engineering and Public Works (EPW). OOR provided administrative support and flood modeling needed to apply for funding for this EPW project. If awarded, this grant will provide implementation funding to EPW that is needed to improve drainage of internal roads for increasing variability in rainfall volumes to reduce localized flooding within Country Club Acres. **This grant has a 50% match requirement totaling \$1,947,000.** District 5 (RM)

3. CONSENT AGENDA APPROVAL

EE. OFFICE OF RESILIENCE (cont'd.)

3. **Staff recommends motion to receive and file:** a Resilient Florida Program grant application submitted to the Florida Department of Environmental Protection (FDEP) on August 30, 2024, requesting \$1,000,000 to construct drainage conveyances within Englewood Estates/Manor Subdivision, which would begin upon grant contract execution and end after five (5) years. **SUMMARY:** On August 20, 2024, the Board of County Commissioners (BCC) adopted a Resolution to approve the grant application for the Englewood Estates/Manor Subdivision stormwater drainage improvements project and delegate authority to the County Administrator or designee to sign and submit the application with FDEP for the Resilience Florida Infrastructure Grants, and to execute any agreements associated with the disbursement of Resilience Florida funds for the Englewood Estates project. Before application submittal, the County Administrator delegated signing authority to the Office of Resilience (OOR) Director. OOR submitted the grant application for the Englewood Estates/Manor Subdivision project on August 30, 2024. In accordance with PPM CW-O-051, all delegated contracts/ agreements/ grants must be submitted by the initiating Department as a receive and file agenda item. This grant application was a collaborative effort between OOR and Engineering and Public Works (EPW). OOR provided administrative support and flood modeling needed to apply for funding for this EPW project. If awarded, this grant will provide implementation funding to EPW that is needed to improve stormwater drainage of internal roads for increasing variability in rainfall volumes to reduce localized flooding within Englewood Estates/Manor Subdivision. **This grant has a 50% match requirement totaling \$1,000,000. District 3 (RM)**

3. CONSENT AGENDA APPROVAL

~~FF. OFFICE OF EQUAL OPPORTUNITY~~

~~1. Staff recommends motion to approve: Amendment No.1 to the contract for Professional Legal Services with Weiss Serota Helfman Cole & Bierman, PL (WSHCB) for the representation of complainants in litigation of housing discrimination complaints in Palm Beach County. This amendment to the contract is for a period of 12 months, beginning November 16, 2024, for the contract price of \$241,506, including costs and expenses not to exceed 3% of the contract price (\$7,245.18). SUMMARY: On November 16, 2021, the Board of County Commissioners (BCC) approved the contract (R2021-1753) with WSHCB for three (3) years at \$450,000.00 for attorney's fees including reasonable costs and expenses. The contract also provided for two (2) additional one (1) year options. Countywide (DO)~~

GG. CAREERSOURCE

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

<u>Appointment</u>	<u>Seat No.</u>	<u>Term</u>	<u>Area of Representation</u>	<u>Nominated By</u>
Dr. Tunjarnika Coleman-Ferrell	11	11/19/24 – 11/18/28	ETPC – Education and Training Provider- Institution of Higher Education	Palm Beach State College

Summary: The Board's mission is to develop a more efficient system to prepare Floridians for high skill and high wage jobs, and to oversee Welfare Reform, School-to-Work, and Adult/Literacy educational training. On October 5, 2021, the Board of County Commissioners (BCC) approved the Interlocal Agreement Palm Beach Workforce Development Consortium R2021-1457, which replaced prior agreements. The Agreement states the BCC will appoint private sector board members to assure a minimum 51% private sector majority. The federal Workforce Innovation and Opportunity Act requests that an emphasis be placed on Chief Executive Officers or highest level of management positions for both community and business sector appointments. Dr. Tunjarnika Coleman-Ferrell is the Vice President of Academic Affairs at Palm Beach State College. The Board is comprised of a minimum of 19 members with representation established as noted in Attachment 4. The Board has a maximum of 33 seats, 20 currently filled and a diversity count of Caucasian: 16 (80%), African-American: 1 (5%) and Hispanic: 3 (15%). The gender ratio (female:male) is: 8:12. (Dr. Coleman-Ferrell is an African-American female). Staff is addressing the need to increase diversity within our boards and will continue to encourage this to expand this Board's diversity. Countywide (HH)

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

A. PUBLIC SAFETY

1. **Staff recommends motion to approve:** the issuance of a Special Secondary Service Provider Certificate of Public Convenience and Necessity (COPCN) to Cambridge Security Services, Corporation (Cambridge) for the gated community of Delaire Country Club located at 4645 White Cedar Lane, Delray Beach, Florida (Delaire). **SUMMARY:** Cambridge has applied for a Special Secondary Service Provider COPCN to provide Advanced Life Support (ALS) first response, non-transport services for the gated community of Delaire. Security agencies for private communities can provide rapid response to medical emergencies and have the capability to provide advanced life support services until the primary ALS agency arrives. The Department of Public Safety, Division of Emergency Management (DEM) has reviewed the application and recommends approval of a Special Secondary Service ALS Provider - Non-Transport COPCN to be issued to Cambridge. The application was in compliance and eligible for a one-time COPCN based on the PBC Code of Ordinances, Chapter 13, Sections 13-22. The COPCN will be issued for operations restricted to the confines of Delaire for the period November 19, 2024 and until Cambridge’s contractual agreement with Delaire is terminated. Delray Beach Fire Rescue is the Primary COPCN holder and has signed a Memorandum of Understanding with Cambridge to coordinate their emergency services at an emergency scene. The Emergency Medical Services (EMS) Advisory Council has also approved the recommendation to grant Cambridge a Special Secondary Service ALS Provider - Non-Transport COPCN. District 4 (SB)

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5. REGULAR AGENDA

A. AIRPORTS

1. Staff recommends motion to approve:

- A) Amendment No. 1 (Amendment) to the Contract for Consulting/Professional Services (Agreement) with EXP U.S. Services Inc. (EXP) in the amount of \$2,327,183.70 to provide services for the Palm Beach International Airport (PSI) Terminal & Concourse Modernization and North Palm Beach County General Aviation Airport (North County) Hangar Projects; and
- B) a Budget Transfer in the amount of \$738,607 in the Airport's Improvement & Development Fund.

SUMMARY: The Agreement with EXP was approved by the Board of County Commissioners (BCC) on December 5, 2023 (R2023-1820) in the amount of \$1,308,859.55 to provide design services for the replacement of the PSI General Aviation Federal Inspection Station. Approval of this Amendment will increase the amount of the Agreement by \$2,327,183.70 for total contract amount of \$3,636,043.25. This Amendment will provide services for the PSI Terminal & Concourse Modernization Project (Modernization Project), North County Hangar Project (Hangar Project), and Task III Miscellaneous Services. The Modernization Project and Hangar Project are partially funded with grants from the Florida Department of Transportation. Task III Miscellaneous Services are services that are not defined at the time of approval of an amendment to the Agreement and are approved pursuant to delegated authority in accordance with PPM CW-F-050 by way of a separate task authorization. EXP committed to 24% Disadvantaged Business Enterprise (DBE) participation for the Agreement. The DBE participation for this Amendment is 16.96%. The cumulative DBE participation to date, including this Amendment, is 19.81%. Pursuant to changes to Chapter 332, Florida Statutes, effective July 1, 2023, a governing body of a medium hub commercial service airport may not approve purchases of contractual services in excess of \$1,000,000 on a consent agenda. This Amendment exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

5. REGULAR AGENDA

A. AIRPORTS (cont'd.)

2. Staff recommends motion to:

- A) **approve** a Contract for Consulting/Professional Services (Contract) with Garver LLC (Garver) in the amount of \$1,849,738.28 for the Runway 10L/28R Pavement Rehabilitation Project at the Palm Beach International Airport (PBI);
- B) **receive and file** Federal Aviation Administration (FAA) Grant Agreement Number 3-12-0085-077-2024 with an effective date of September 12, 2024, and an expiration date of September 11, 2028, in the amount of \$1,500,000 for Design of the Runway 10L/28R Pavement Rehabilitation Project at PBI; and
- C) **approve** Budget Amendment of 1,500,000 in the Airport's Improvement and Development Fund to provide budget for the Contract.

SUMMARY: The Department of Airports (Department) requires professional consulting services for the Runway 10L/28R Pavement Rehabilitation Project (Project). On January 16, 2024, Garver was selected as the most qualified consultant to provide these services in accordance with Section 287.055, Florida Statutes, and PPM CW-O-048. The Department submitted a grant application to the FAA to fund design services for the Project on July 16, 2024. The FAA issued a Grant Offer (Assistance Listing Number 20.106) for Airport Improvement Program Grant Agreement Number 3-12-0085-077-2024 (FAA Grant), reflecting its commitment of funding in the amount of \$1,500,000 on September 10, 2024. The Grant was executed on September 12, 2024, pursuant to a delegation of authority approved by the Board of County Commissioners (BCC) on August 25, 2020 (R2020-1017). The grant award is based on a total estimated design cost of \$2,000,000. The FAA Grant provides funding for 75% of the design cost in an amount not to exceed \$1,500,000. Florida Department of Transportation (FDOT) Public Transportation Grant Agreement Financial Project Number 453348-1-94-01 (R2023-1755) (FDOT Grant) provides a state match of 12.5% of the design costs in an amount not to exceed \$250,000. **The non-federal match of \$500,000 for the FAA Grant consists of \$250,000 of local funds and \$250,000 FDOT Grant funds, which was approved by the BCC on December 5, 2023 (R2023-1755).** A Disadvantaged Business Enterprise (DBE) goal of 15% was established for the Contract. Garver committed to 23% DBE participation. DBE participation for the initial scope of services provided for in the Contract is 29%. Pursuant to changes to Chapter 332, Florida Statutes, effective July 1, 2023, a governing body of a medium hub commercial service airport may not approve purchases of contractual services in excess of \$1,000,000 on a consent agenda. The Contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

5. REGULAR AGENDA

B. COMMUNITY SERVICES

1. Staff recommends motion to:

- A) **ratify** the signature of the Mayor on the 2023 U.S. Department of Housing and Urban Development (HUD) Homeless Management Information System (HMIS) Expansion Grant Agreement No. FL0823L4D052304, for the period November 1, 2024 through October 31, 2025, in the amount of \$281,530, to increase HMIS capacity, enhance training, improve data quality monitoring, and analyze data to improve the Continuum of Care (CoC) system service delivery;
- B) **ratify** the signature of the Mayor on the 2023 HUD CoC Pathway to Independence Program (PIP) Renewal Grant Agreement FL0991L4D052301, for the period December 1, 2024 through November 30, 2025, in the amount of \$532,445, to service individuals who are medically fragile, chronically homeless and residing on the street in West Palm Beach. The City of West Palm Beach will serve as the subcontractor and will provide all direct services. The County will provide contract oversight and grant compliance in addition to HUD reimbursement draws;
- C) **ratify** the signature of the Mayor on the 2023 HUD CoC Planning Renewal Grant Agreement FL1045L4D052300, for the coordination of planning activities related to ending homelessness, for the period October 1, 2024 through September 30, 2025, in an amount of \$415,776;
- D) **approve** a Budget Transfer from general fund contingency reserve in the amount of \$42,127 to recognize the increase of the county match requirement due to the increased award; and
- E) **approve** a Budget Amendment in the amount of \$743,078 in FY 2025 in the HUD fund to recognize the above awards.

5. REGULAR AGENDA

B. COMMUNITY SERVICES (cont'd.)

1. **SUMMARY:** The HMIS Expansion Grant Agreement No. FL0823L4D052304 (Catalog of Federal Domestic Assistance (CFDA) 14.267, increases the capacity to integrate data and coordinate management systems in order to improve the delivery of housing services for individuals and families who are experiencing homelessness. The PIP Renewal Grant Agreement FL0991L4D052301 provides funding to provide services to medically fragile and chronically unsheltered people experiencing homelessness in the City of West Palm Beach. The Planning Renewal Grant provides funding for planning activities related to ending homelessness within the Continuum of Care (CoC). 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. There is a 25% match required for the PIP Grant which will be provided by the City in the amount of \$133,111. A 25% cash match is also required for the HMIS grant, which is included in existing budgeted staff salaries in the amount of \$70,383. Additionally, a 25% cash match is required for the Planning Grant, to be provided by the County in the amount of \$103,944. (HSCAP) Countywide (HH)

5. REGULAR AGENDA

C. COUNTY ATTORNEY

1. Staff recommends motion to approve:

A) one (1) law firm team as outside legal counsel to represent Palm Beach County in Per- and Polyfluoroalkyl (PFAS) litigation:

1. Robbins Geller Rudman & Dowd LLP; and Napoli Shkolnik;

OR

2. Levin, Papantonio, Proctor, Buchanan, O'Brien, Barr & Mougey, P.A.; Douglas & London, P.C.; and Law Office of Kevin Madonna, PLLC; and

B) the contract for Professional Legal Services with the selected law firm team to pursue litigation on behalf of the County for costs, damages, and other relief associated with the chemical companies' contamination of the County's natural resources with toxic PFAS.

SUMMARY: Pursuant to the Board of County Commissioners' (BCC) direction, on September 26, 2024, the County Attorney's Office (CAO) issued a Request for Proposal (RFP CA2024-01) requesting proposals from law firms interested in serving as outside legal counsel to the County for the purpose of PFAS litigation. On October 11, 2024, the County received five (5) proposals. On October 17, 2024, a Selection Committee reviewed, scored, and ranked the proposals in a public meeting and herein presents the top two (2) law firm teams to the BCC for selection of one (1) firm to represent the County as outside legal counsel for PFAS litigation. This unique selection process is reserved exclusively for multi-jurisdictional, complex litigation. Countywide (DO)

5. REGULAR AGENDA

D. OFFICE OF COMMUNITY REVITALIZATION

1. Staff recommends motion to:

- A) **approve** a Contract with Spirit of Giving Network, Inc. in an amount not-to-exceed \$165,000 for professional services to assist with the planning of, and purchase of school supplies and other items needed for the 2025 Back to School PBC! event (Event) for the period beginning January 1, 2025 through September 30, 2025;
- B) **authorize** advance payments to Spirit of Giving Network, Inc. of up to \$82,500 towards the purchase of school supplies and other items; and
- C) **approve** a Budget Transfer of \$50,000 within the Office of Community Revitalization (OCR) Special Projects and Initiatives Fund to fund these costs associated with the Event.

SUMMARY: The proposed contract allocates a not-to-exceed amount of \$165,000 to Spirit of Giving Network, Inc. (the Agency) to facilitate the implementation of the Event. This vital initiative aims to support over 11,000 Palm Beach County students from low-income families, spanning from Pre-K through 12th grade, who are enrolled in the public or charter school system. Scheduled for Saturday, July 26, 2025, the event is strategically timed before the commencement of the 2025/2026 school year. Under the contract terms, up to \$82,500 of the County's contribution may be advanced to the Agency to facilitate the procurement of school supplies and other necessary items for the Event. The requested budget transfer of \$50,000 is imperative to be able to meet rising costs and accommodate the growing students' demand since 2022. This year's event surpassed all expectations. With nearly 12,000 students registered, over 11,000 were served through direct participation at event sites and agency pickups and distribution post event. At this site alone, over more than 6,400 students registered, and attendance exceeded 7,000, with an impressive rate of 420 students served every 15 minutes. However, due to the overwhelming turnout, the OCR regrettably had to turn away over 1,500 students due to a shortage of backpacks. The 14% increase in registration numbers and unexpected attendance at the Convention Center this year, coupled with rising supply costs – up 26.34% since 2022, necessitate the requested additional \$50,000. If prices stabilize and registration numbers remain consistent with this year's numbers, this amount will ensure all registered students are served. Funding for this purpose is readily accessible within the OCR Special Projects and Initiatives Fund. Countywide (RS)

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT

1. Staff recommends motion to:

A) approve on preliminary reading and permission to advertise for Public Hearing on December 3, 2024: An Ordinance of the Board of County Commissioners of Palm Beach County, Florida, relating to the Economic Development Ad Valorem Tax Exemption program for new businesses and expansions of existing businesses; providing for title; providing for enactment authority; providing for intent and declaration; providing for definition of terms; providing for establishment of an Economic Development Ad Valorem Tax Exemption program; providing for applicability; providing for application and approval process; providing for monitoring, revocation of exemption and recovery of funds; providing for appeals; providing for inclusion in the code of laws and ordinances; providing for severability; providing for repeal of laws in conflict; providing for sunset; providing for a savings clause; and, providing for an effective date; and

B) receive and file the Business Impact Estimate for the proposed Ordinance, prepared in accordance with Florida Statutes §125.66(3)(a).

SUMMARY: In a referendum held on August 20, 2024, the voters of Palm Beach County authorized the BCC to grant economic development ad valorem tax exemptions. The Ordinance establishing the Economic Development Ad Valorem Tax Exemption (AVTE) Program will remain in effect for a ten (10) year period (expiring on August 19, 2034) based on Florida Statutes §196.1995. All ad valorem tax exemption requests are contingent upon the eligibility of the new business or expanding business as defined under Florida Statutes §196.012, and subject to BCC approval on a case-by-case basis, in accordance with this Ordinance and County policy. A business granted an exemption must have a positive impact on the County's economy, including the creation and maintenance of new full-time jobs. Countywide (DB)

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

2. Staff recommends motion to:

A) **approve** a HOME American Rescue Plan (HOME-ARP) Program award of \$296,836 to Vita Nova, Inc.; and

B) **authorize** the County Administrator, or designee, to execute the Loan Agreement, amendments thereto, and all other documents necessary for project implementation that do not substantially change the scope of work, terms, or conditions of the award, and for the Director of Housing and Economic Development (DHED) to be the County Administrator's designee for this project.

SUMMARY: On March 12, 2024, (Agenda Item 5A-2), the Board of County Commissioners (BCC) awarded HOME-ARP funding in the amount of \$1,550,000 to Vita Nova, Inc. to construct the Omega Apartments, a 12 unit rental development located at 1330 Alpha Street, West Palm Beach, for young adults ages 18-24 who are aging out of foster care and at risk of becoming homeless. Vita Nova, Inc. is requesting additional HOME-ARP funding in the amount of \$296,836 due to current construction pricing exceeding original estimated costs. The total development cost is \$3.1M and includes a \$285,734 contribution from the City of West Palm Beach and \$750,000 from the U.S. Department of Housing and Urban Development (HUD). Staff recommends the funding award be increased in the amount of \$296,836 HOME-ARP to move this project forward and increase the inventory of affordable housing for this special population. All 12 units will provide housing to youth ages 18 to 24 who are transitioning from the foster care system, and will bear affordability requirements of the HOME-ARP Program for no less than 30 years. The funding agreement and related documents pursuant to these HOME-ARP funds will be between the County and Vita Nova, Inc. (and its respective successors and/or assigns). To facilitate project implementation, staff requests authorization for the County Administrator, or designee, to execute the Loan Agreement and related documents, and for the Director of DHED to be the County Administrator's designee for this project. **These are Federal HOME-ARP Program funds which do not require a local match.** District 2 (HJF)

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

3. ~~Staff recommends motion to:~~

~~A) approve a HOME American Rescue Plan (HOME-ARP) Program award of \$1,053,525 to Fort Lauderdale Independence Training and Education Center, Inc. (FLITE); and~~

~~B) authorize the County Administrator, or designee, to execute the loan agreement, amendments thereto, and all other documents necessary for project implementation that do not substantially change the scope of work, terms, or conditions of the award, and for the Director of Housing and Economic Development (DHED) to be the County Administrator's designee for this project.~~

~~**SUMMARY:** On May 10, 2023, the DHED issued a Notice of Funding Availability (NOFA) HED.2023.1 making up to \$7,891,211 in Federal HOME-ARP funding available for the development of multifamily rental housing, and residential facilities to serve qualifying populations including the homeless; at-risk of homelessness; and those experiencing housing instability. All projects must increase the local inventory of affordable housing units and/or residential facilities that serve qualifying populations. Applications were accepted on a first-come, first-eligible and first-funded basis. Staff review ensured applications met criteria for eligibility, responsiveness, and viability. Staff recommends funding in the amount of \$1,053,525 to the FLITE to acquire and rehabilitate Hawks Edge, a rental development to consist of eight (8) two (2) bedroom apartments located at 811 9th Street, West Palm Beach. The total project cost is \$1,404,700 and the proposed total County assistance would be \$1,053,525 at a per unit cost of \$131,691. The total County contribution would be 75% of the total project cost. Additional funding sources for this project is as follows:~~

Funding Sources	
PBC HOME ARP Award	\$1,053,525
FLITE Center Contribution	\$ 191,550
City of West Palm Beach	\$ 159,625
Total Development Cost	\$1,404,700

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

3. ~~**SUMMARY (cont'd.):** All eight (8) units will provide transitional housing and supportive services to youth age 18 to 25 with a focus on youth aging out of the child welfare system and will bear affordability requirements of the HOME-ARP Program for no less than 30 years. To facilitate project implementation, staff requests authorization for the County Administrator, or designee, to execute the agreements and related documents, and for the Director of DHED to be the County's Administrator's designee for this project. **These are Federal HOME-ARP Program funds which do not require a local match.** District 7 (HJF)~~

4. Staff recommends motion to:

A) conceptually approve General Obligation Housing Bond Loan Program (HBLP) – Affordable Housing Multifamily Development award to Village of Valor, Ltd. in the amount of \$4,300,000 for the Village of Valor project (Project); and

B) transmit the approved proposal to Palm Beach County's (County) third party underwriter.

SUMMARY: The Project consists of a four (4) story, mid-rise building with 54 multi-family rental development units located at 2701-2715 Second Avenue North in Palm Springs. All units will be available to families at or below 80% Average Median Income (AMI) with income targeting as deep as 30% AMI and with preference to veteran tenants and their families. The developer is committing to a 40 year affordability period. The project has also received additional funding in the amount of \$2,000,000 in Neighborhood Stabilization Program (NSP) funds. The total project cost is \$28,693,270 with a County HBLP investment of \$4,300,000 for a per-unit cost of \$79,630. Total County HBLP investment for this project is 15%. Total County funding for this project including HBLP bonds and NSP Grant funding is \$6,300,000 or 21.96% (\$116,667 per unit). District 3 (HJF)

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

4. SUMMARY (cont'd.): Funding sources for this project are as follows:

Funding Sources:	
Churchill Stateside Group	\$5,693,462
SAIL	\$2,776,100
PBC Housing Bond Funds	\$4,300,000
PBC NSP Grant Funds	\$2,000,000
HOME – American Rescue Plan Funds (<i>Directly from HUD</i>)	\$1,458,500
Self-Funded Loan	\$1,000,000
Tax Credit Equity	\$10,910,004
Deferred Developer Fee	\$555,204
Total Development Cost	\$28,693,270

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

5. Staff recommends motion to:

- A) **approve** General Obligation Housing Bond Loan Program (HBLP) – Affordable Housing Multifamily Development award to SP Field, LLC in the amount of \$7,560,000 for the Calusa Pointe II project (Project);
- B) **authorize** the County Administrator, or designee, to execute the loan agreement, amendments thereto, and all other documents necessary for project implementation that do not substantially change the scope of work, terms or conditions of the agreement, and for the Director of DHED to be the County Administrator’s designee for this project; and
- C) **establish** a deadline for all current conceptually approved bond and Housing Initiatives Program funded projects to be submitted for final Board of County Commissioners (BCC) approval no later than February 11, 2025.

SUMMARY: At the May 7, 2024 Board of County Commissioners (BCC) meeting, the BCC conceptually approved HBLP funding in the amount of \$7,560,000 and transmission to the County’s third-party underwriter for the Project located near the intersection of State Road 80 and County Road 827 in the City of Belle Glade. On July 12, 2022, the BCC approved American Rescue Plan Act funding in the amount of \$2,500,000 for the Project. The Project consists of 168 rental development units with 42 units restricted to no more than 50% Average Median Income (AMI) and 126 units at no more than 80% AMI. All units will be County-Assisted. The total project cost is \$58,968,212 with a County HBLP investment of \$7,560,000 for a per-unit cost of \$45,000. Total County HBLP investment for this project is 13%. Total County funding for this project including HBLP bonds and ARPA funding is \$10,060,000 or 17% (\$59,881 per unit) of total project. Funding sources for this project are as follows:

Funding Sources:	
Local HFA Bond	\$16,850,000
PBC Housing Bond Funds	\$7,560,000
PBC ARPA Replacement Funds	\$2,500,000
LIHTC Equity	\$25,615,118
Owner Funds/Deferred Fee	\$6,443,094
Total Development Cost	\$58,968,212

5. REGULAR AGENDA

E. HOUSING & ECONOMIC DEVELOPMENT (cont'd.)

5. **SUMMARY (cont'd.):** Based on the preliminary third-party underwriter's report, staff has negotiated final terms and conditions for BCC approval. County funding will be provided in the form of a repayable loan at 1% interest. The agreement and related documents pursuant to these HBLP funds will be between County and SP Field, LLC (and its respective successors and/or assigns). The loan shall be secured by a mortgage and note that require repayment of principal and interest within 20 years. All County-Assisted Units will remain affordable to tenants with incomes no greater than 80% AMI in perpetuity. Affordability restrictions will be recorded through Declarations of Restrictive Covenants that will survive repayment of the loan. The final third-party underwriter's report will be provided to DHED 30 days prior to loan closing and, as long as the report is consistent with the preliminary report, staff will prepare the loan agreement and other related documents. To facilitate project implementation, staff requests authorization for the County Administrator, or designee, to execute the loan agreement and all related documents, and for the Director of DHED to be the County Administrator's designee for this project. Staff is preparing to issue new Request for Proposals in early spring 2025, and is seeking approval for a deadline of February 11, 2025 for final submission of those projects that have been conceptually approved, but are still pending and have been unable to move forward due to various reasons not related to the HBLP process. District 6 (HJF)

5. REGULAR AGENDA

~~F. FACILITIES DEVELOPMENT & OPERATIONS~~

~~1. Staff requests motion to:~~

- ~~A) **approve** a finding of emergency establishing that the design and renovation of County-owned improved residential properties acquired through escheatment, foreclosure and/or eminent domain is at this time one of the tools the County has to meet housing needs and that the delay associated with complying with all governing rules, regulations, or procedures related to the design and renovation would be detrimental to the interests, health, safety, and welfare of the County; and~~

- ~~B) **authorize** the County Administrator, or her designee which in this case shall be the Director of Facilities Development & Operations, to execute all emergency design and construction contracts (in an amount not to exceed \$300,000 per property) necessary to renovate County-owned improved residential properties acquired through escheatment, foreclosure or eminent domain.~~

5. REGULAR AGENDA

~~F. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)~~

~~1. **SUMMARY:** Sporadically, through escheatment, foreclosure and/or eminent domain, the County obtains ownership of improved residential properties that could be effectively renovated and placed in the housing market for qualified users through the County's affordable and workforce housing programs. Although the number of residential units acquired through such mechanisms is fairly limited (i.e., less than five have been acquired in the last 5 years), Staff deems it of value to be able to renovate them and place them in the housing market. To date, the efforts to renovate the properties have followed standard County procedures (e.g., public bidding). This approach has proven ineffective due to: 1) the projects' unique nature (i.e., residential renovations are not at the core of capital improvement efforts for County-owned property), and 2) continued cost escalation impacts. For example, the renovation project for the County-owned residential property located at 763 Hibiscus Drive, Royal Palm Beach has been unsuccessfully procured three (3) times. With each iteration, staff has adjusted the scope of work and/or identified additional funding as needed. Recognizing the ever-growing housing challenges that the County is facing, staff recommends it be authorized to procure design and renovation contracts for these properties (in an amount not to exceed \$300,000 per property) through an emergency authorization. This would allow staff to directly negotiate the services to be provided and commence work in an expeditious manner as to allow for the timeliest return of the housing unit to the market. If authorized, the County Administrator, or her designee which in this case shall be the Director of Facilities Development & Operations, will execute the necessary contracts (not to exceed \$300,000 per property) following review from the County Attorney's Office for legality and concurrence from the Housing and Economic Development department as to alignment with the County's affordable/workforce housing programs. **(FDO Admin) Countywide (MWJ)**~~

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6. BOARD APPOINTMENTS

A. COMMUNITY SERVICES

1. Staff recommends motion to approve: One (1) appointment to the Citizens Advisory Committee on Health and Human Services (CAC/HHS), for the term November 19, 2024 to September 30, 2027:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
4	Sam Wilcox	Designated Seat: Community Members with Lived Experience in HHS System of Care	<ul style="list-style-type: none"> • Vice Mayor Maria Marino • Commissioner Sara Baxter • Commissioner Marci Woodward
	OR		
	Dr. Ashley Ridley		<ul style="list-style-type: none"> • Commissioner Gregg Weiss

SUMMARY: The CAC/HHS shall provide recommendations to sustain core services within the Systems of Care by defining basic needs, surveying emergent and/or urgent needs, prioritizing resources to address these needs, and making funding recommendations to the Board of County Commissioners (BCC) to fill critical service gaps. The CAC/HHS consists of six (6) at-large members and five (5) designated members. This includes at least one (1) member who is a resident west of the 20 Mile Bend, at least one (1) member who is a representative of the Palm Beach County League of Cities, at least one (1) member who is a representative of the Florida Department of Health in Palm Beach County, at least one (1) member who is a representative of Birth to 22, and at least one (1) member with lived experience in the HHS System of Care, per Resolution R2024-0917. The Resolution requires that the Executive Committee of the CAC/HHS solicit and recommend member nominations for transmittal to the BCC. The BCC was notified by memo dated September 12, 2024, requesting nominations for appointments. The CAC/HHS received appointment applications for two (2) candidates (for one (1) available seat). All candidates meet the applicable guidelines and requirements outlined in the resolution. The diversity count for the seven (7) currently filled seats is as follows: Caucasian: 2 (29%), African-American: 3 (43%), Asian-American: 1 (14%), and both African-American and Caucasian 1: (14%). The gender ratio (female: male) is 7:0. Sam Wilcox identifies as a Caucasian male, and Dr. Ashley Ridley Sterlin identifies as an African-American female. If the BCC approves the appointments included in agenda item 3E-6, the diversity count for the 10 seats will be as follows: Caucasian: 4 (40%); African-American: 3 (30%); Asian-American: 1 (10%); both African-American and Caucasian 1: (10%); and both African-American and Native American 1: (10%). The gender ratio (female: male) will be 9:1. Staff has addressed the need to increase diversity within our boards and will continue to encourage this to expand this Board's diversity. (Financially Assisted Agencies) Countywide (HH)

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6. BOARD APPOINTMENTS

B. COMMISSION DISTRICT APPOINTMENTS

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7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

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8. COMMISSIONER COMMENTS

A. District 1 - COMMISSIONER MARINO

B. District 2 – COMMISSIONER WEISS

C. District 3 - COMMISSIONER FLORES

D. District 4 – COMMISSIONER WOODWARD

E. District 5 - COMMISSIONER SACHS

F. District 6 - COMMISSIONER BAXTER

G. District 7 - COMMISSIONER POWELL JR

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NOVEMBER 19, 2024

9. ADJOURNMENT

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

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