

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JANUARY 7, 2025

<u>PAGE</u>	<u>ITEM</u>	
37	3X1	* DELETED – staff pulled for further review. (PSD)
44	3CC1	* REVISED MOTION/TITLE / (PBSO) / Staff recommends motion to: B) approve a Budget Amendment of \$200,000 <u>\$175,000</u> , increasing the Sheriff's Grants fund.
50	4E	* DELETED – staff pulled for a later date. (District 4)
50	4H	* REVISED – Proclamation declaring January <u>17</u> , 2025 as Florida Arbor Day. (District 6)
50	4I	* DELETED – staff pulled for a later date. (District 5)
50	4K	* REVISED – (District 6) <u>(District 3)</u>
50	4M	* ADD-ON – Proclamation declaring January 2025 as Mentoring Month. (District 4)
52 58	5A-2 <u>5F-1</u>	* ADD-ON/RENUMBERED 5F-1 / (ADMIN) / Staff requests Board direction: <u>Performance appraisal process for contractual staff: County Administrator, County Attorney and Internal Auditor. SUMMARY: Pursuant to the Board of County Commissioners (BCC) direction at the Palm Beach County meeting December 10, 2024, County Administration was tasked with placing an agenda item on the January 7, 2025, agenda to discuss the creation of an appropriate assessment tool for contractual staff. This tool would pertain specifically to the County Administrator, County Attorney and the Internal Auditor. The attached presentation is an aggregated summary of potential areas to use as part of the evaluation process and is intended as a framework for discussion. During the January 30, 2024 BCC Workshop, Human Resources provided to the BCC a report wherein they reviewed the personnel files of the predecessors of current contractual staff in an effort to recapture the performance appraisal process previously utilized. Human Resources also performed benchmark surveys with various counties, municipalities and other industry professional organizations in an effort to capture additional options for consideration. At the conclusion of the presentation, it was determined more information needed to be gathered to allow the BCC opportunity to develop the most appropriate evaluation tool. This task coincided with additional efforts by the BCC to review and consider an Organizational Review and Assessment. The BCC directed staff to work with the Vice Mayor's Office to develop the tool. Areas to be evaluated would include how staff interacts with the BCC, and how residents are being heard. Additionally, a 360 Workforce Analysis would be programed in the future. Countywide (DO)</u>

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

* * * * *

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

JANUARY 7, 2025

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

**COMMISSION
CHAMBERS**

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

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

- 3. CONSENT AGENDA** (Pages 9 - 49)

- 4. SPECIAL PRESENTATIONS** (Page 50)

- 5. REGULAR AGENDA** (Pages 51 - 58)

- 6. BOARD APPOINTMENTS** (Page 59)

- 7. STAFF COMMENTS** (Page 60)

- 8. BCC COMMENTS** (Page 61)

- 9. MATTERS BY THE PUBLIC – 2:00 P.M.** (Page 62)

- 10. ADJOURNMENT** (Page 63)

TABLE OF CONTENTS

CONSENT AGENDA

A. ADMINISTRATION

Page 9

3A-1 Amendment No. 2 with FDEP to provide funding for the construction of a second by-pass culvert for Indian Trail Improvement District.

Page 10

3A-2 Contract with Department of Health for Environmental Health and Engineering program.s

B. CLERK & COMPTROLLER

Page 11

3B-1 Warrant list

3B-2 Minutes

3B-3 Contracts and claims settlements list

3B-4 Change orders, work task orders, minor contracts, final payments, etc.

C. ENGINEERING & PUBLIC WORKS

Page 11

3C-1 Adopt-A-Road Agreement with Daijah Downey.

Page 12

3C-2 Consultant Service Authorization No. 2 with Masse Consulting Services, LLC for the Seminole Pratt Whitney Road project.

3C-3 Supplement No. 2 with K-F Group, Inc. for 60th Street North project.

Page 13

3C-4 Lighting Agreements with FPL for various locations.

3C-5 Interlocal Agreement to transfer ownership, operations and maintenance of rights-of-way, roadway drainage easements, drainage canals, and railroad crossing license agreement.

D. COUNTY ATTORNEY

Page 14

3D-1 Legal Services Agreement with Katie Edwards-Walpole, Esquire for legal services.

TABLE OF CONTENTS

CONSENT AGENDA

E. COMMUNITY SERVICES

Page 14 - 15

- 3E-1 Ratify the Mayor's signature on the Ryan White HIV/AIDS Program Part A Emergency Relief Grant application, and on Ending the HIV Epidemic Grant application.

F. AIRPORTS

Page 16

- 3F-1 Amendment with FDOT for the Airport Access Roadway Rehabilitation-Phase 1 Project at PBI.
- 3F-2 Operating Permit with Global Crossing Airlines, Inc. authorizing use of terminal facilities at PBI for single flight operation.

Page 17

- 3F-3 Amendment No. 6 with HDR Engineering, Inc. to provide supplemental services to the North County General Aviation Airport Terminal Ramp.

Page 18

- 3F-4 General Aeronautical Services Permit with Airline Tech Reps, LLC to provide support services to airlines operating at PBI.
- 3F-5 Memorandum of Lease with Airport Logistics Park, LLC to provide additional use of unimproved land to the leasehold and receive and file Estoppel Certificate.

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 19

- 3G-1 Settlement offer for full satisfaction of code compliance lien against Lindell H. Forbes.
- 3G-2 Settlement offer for full satisfaction of code compliance lien against Jupiter Burrito Bros, LLC.

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 20

- 3H-1 Second option to extend Concessionaire Lease Agreement with Rick Macci Acadmey, Inc. for the continued operation of a tennis, racquetball and pro shop at Burt Aaronson South County Regional Park.
- 3H-2 Second Amendment to Concessionaire Lease Agreement with Kayak-King Watersports, Inc. for the continued management and operations of water sports and recreational rental concession at Okeeheelee Park.

Page 21

- 3H-3 Second Amendment to Communications Tower Agreement with City of West Palm Beach to install equipment.

TABLE OF CONTENTS

CONSENT AGENDA

J. PLANNING, ZONING & BUILDING

Page 22 - 23

- 3J1 Hazard Mitigation Grant extension with FDEM and a Master Research Agreement with FAU for an extension.

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 23

- 3L-1 Contract with Atlantic & Gulf Dredging & Marine, LLC provide construction services for South Lake Worth Inlet Maintenance Dredging project.

Page 24

- 3L-2 Agreement No. L0092 with DEP providing financial assistance for the Lake Worth Lagoon Initiative for one project.

Page 25 - 26

- 3L-3 Amendments to Coastal and Marine Engineering Annual Contracts with: Aptim Environmental & Infrastructure, LLC; W.F. Baird & Associates LTD Incorporated; Coastal Protection Engineering LLC; and Foth Infrastructure & Environment, LLC to extend the expiration date and additional changes.

Page 27

- 3L-4 FDEP Standard Grant Agreement No. TG003 for the Bluegill Trail Pothole Depression Repair project.

M. PARKS & RECREATION

Page 28

- 3M-1 Three Entertainment Contractor Agreements with Almodovar Musica LLC, Chase Stities and Simply Tina, LLC for entertainment.
- 3M-2 Sound and Light Production Service Contractor Agreement with Sanderford Sound, Inc. for Carlin Park After Dark: Rio Rio concert.

Page 29

- 3M-3 Amphitheater Rental Agreement with American Cancer Society, Inc. for the Making Strides Against Breast Cancer Walk at Sunset Cover Amphitheater.
- 3M-4 Special Events Rental Agreement with Battle Bros LLC for South Florida Taco & Treats Festival at Burt Aaronson South County Regional Park.

TABLE OF CONTENTS

CONSENT AGENDA

M. PARKS & RECREATION

Page 30

3M-5 Florida Inland Navigation District Waterways Assistance Program Grant Project Agreement Amendment for the Bert Winters Park project extending the project completion date.

Page 31

3M-6 Florida Inland Navigation District Waterways Assistance Program Grant Project Agreement Amendment for the former Coast Guard facility docks on Peanut Island Park, extending the completion date.

Page 32

3M-7 Ratify the Mayor's signature on the South Florida Water Management District Indian River Lagoon License Plate Grant application for exotic vegetation removal.

Page 33

3M-8 Amendment No. 1 of the FDOC Grant Agreement to extend the end date.

Q. CRIMINAL JUSTICE COMMISSION

Page 34

3Q-1 Board Appointment of one new member to CJC.

U. INFORMATION SYSTEMS SERVICES

Page 35

3U-1 Amendment No. 1 to AT&T On-Premises Cellular Network Agreement to add additional locations to improve cellular coverage.

3U-2 In-Building Agreement with T-Mobile and Verizon Wireless for installation and operation of wireless communications facilities at various locations.

Page 36

3U-3 Task Order #4 with Surdex Construction for the acquisition of aerial imagery and orthophotography production of Palm Beach County.

TABLE OF CONTENTS

CONSENT AGENDA

X. PUBLIC SAFETY

Page 37

~~3X-1 First Amendment with Dr. Marc Kramer, DVM for relief veterinary services.~~

Page 38

3X-2 Contract with Phamatech, Inc. to provide drug testing for individuals referred by the 15th Judicial Circuit's Adult, Delinquency and Family Drug Court Programs.

Page 39

3X-3 Victim of Crime Act Grant Agreement to receive grant funding for victim advocacy services.

Page 40

3X-4 Violence Against Women 2024 Grants to improve Criminal Justice Response Program.

Page 41

3X-5 Interlocal Agreement with the City of Boynton Beach to provide Emergency Medical Services staff to each emergency shelter during a state of emergency.

AA. PALM TRAN

Page 42 - 43

3AA-1 Amendment No. 1 with FDOT for the Port St. Lucie Express Regional Transit Pilot Program.

CC. SHERIFF

Page 44

3CC-1 Budget Transfer for proceeds to use in various areas for Department of Homeland Security Federal Emergency Management Agency.

3CC-2 Subgrant Agreement from FDOT for the Aggressive Driving Strategy project.

Page 45

3CC-3 Subgrant Agreement from FDOT for the Impaired Driving Strategy project.

3CC-4 Subgrant Agreement from FDOT for the Motorcycle Safety project.

Page 46

3CC-5 Subgrant Agreement from FDOT for the Occupant Protection project.

3CC-6 Backlog Reduction Program Grant acceptance from DOJ.

TABLE OF CONTENTS

CONSENT AGENDA

DD. OFFICE OF RESILIENCE

Page 47

3DD-1 Amendment One with EPA for the Government-to-Government Program for updates and replace the terms of the Agreement.

EE. INTERNAL AUDITOR

Page 48

3EE-1 Audit Report Risk Management – FL Dept. of Highway Safety and Motor Vehicles.

FF. TOURIST DEVELOPMENT COUNCIL

Page 49

3FF-1 Category “G” Grant Agreements with Men’s Senior Baseball League, Inc. and Caribbean Baseball Organization, Inc.

GG. SUPERVISOR OF ELECTIONS

Page 49

3GG-1 Precinct boundary changes for approval.

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 50

- 4A Battle of Loxahatchee
- 4B Museums of Art Month
- 4C 24-Hour Homeless Point-In-Time Count Day
- 4D National Crime Stoppers Prevention Month
- ~~4E 100th Anniversary FPL~~
- 4F Susan G. Komen More Than Pink Walk Day
- 4G Coastal Star’s Sweet 16
- 4H Florida Arbor Day
- ~~4I Disability Employment Awareness Month~~
- 4J Edith Bush Day
- 4K National Human Trafficking Prevention Awareness Month
- 4L Martin Luther King Jr. Day
- 4M Mentoring Month

REGULAR AGENDA

A. ADMINISTRATION

Page 51

5A-1 Funding Agreement with Health Care District of Palm Beach County will fund/reimburse for services for a Central Receiving Facility as an infrastructure improvement to the behavioral health system.

JANUARY 7, 2025

TABLE OF CONTENTS

REGULAR AGENDA

A. ADMINISTRATION

Page 52

~~5A-2 Performance appraisal process for contractual staff.~~

B. AIRPORTS

Page 53 - 54

5B-1 Amendment No. 4 with AECOM Technical Services, Inc. for services related to PBI Capital Improvement Program.

Page 55

5B-2 Contract with Ranger Construction Industries, Inc. for Miscellaneous Pavement Repairs Package No. 2 at PBI.

C. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 56

5C-1 Amendment to the Lake Park Scrub Natural Area Management Plan to revise text related to proposed onsite structures and improvements.

D. LEGISLATIVE AFFAIRS

Page 57

5D-1 Proposed 2025 State Legislative Agenda.

E. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 57

5E-1 Overview of three (3) Cross-Departmental Teams on the County's seven Strategic Priorities.

F. ADMINISTRATION

Page 58

5F-1 Performance appraisal process for contractual staff.

BOARD APPOINTMENTS (Page 59)

STAFF COMMENTS (Page 60)

BCC COMMENTS (Page 61)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 62)

ADJOURNMENT (Page 63)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to receive and file:** Amendment No.2 (Amendment) to Agreement Number 22FRP73 (Agreement) with the Florida Department of Environmental Protection (FDEP) that was executed by FDEP on January 18, 2024. **SUMMARY:** On April 18, 2023, the Board of County Commissioners (BCC) approved the Agreement with FDEP, which provides funding for the construction of a second bypass culvert for Indian Trail Improvement District (ITID) M-2 Impoundment to improve drainage, and also authorized the County Administrator, or designee, to execute the Agreement, to sign all future time extensions, task assignments, certifications, and other forms associated with the Agreement, or any necessary minor amendments that do not substantially change the scope of work, or terms and conditions of the Agreement. The County Administrator delegated approval authority to the Water Resources Manager on December 5, 2023. The Amendment was reviewed and approved by the County Attorney before signing by the Water Resources Manager. This Amendment updates several attachments as detailed in Attachment 4. The changes include updates to the standard and special terms and conditions and minor clarifications and additional requirements for the grant work plan. In accordance with PPM CW-O-051, all delegated contracts, agreements, and grants must be submitted by the initiating department as a receive and file agenda item. As detailed in the attachment these changes make this grant consistent with the FDEP's current forms **There is no cost to the County.** District 6 (MJ)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (cont'd.)

2. Staff recommends motion to approve: A Contract with the Department of Health (DOH) in the amount of \$2,417,282 for Environmental Health and Engineering programs provided by the Palm Beach County Health Department (CHD) for the period October 1, 2024, through September 30, 2025. **SUMMARY:** This Contract sets forth the funding responsibilities of the DOH and the County for the operation of the CHD. The State and County share in the funding of the \$10,967,785 Environmental Health Budget. The State's share is \$3,196,226 (29.14%) primarily from State funds, general revenue, and fees. Funding from the County's FY 2025 budget is \$2,417,282 (22.04%), which includes Childcare Enforcement & Control Funding in the amount of \$157,436 and is a 5.00% increase from FY 2024 funding. The remaining local share of (48.82%) is comprised of County authorized fees of \$2,438,042 (22.23%), Federal Funds of \$371,265 (3.39%), Department of Environmental Protection (DEP) Funds of \$104,081 (0.95%), Air Pollution Tag Fees of \$1,102,464 (10.05%) and Local Funds of \$1,338,425 (12.20%). County funding is used primarily for staff related salaries and benefits. The environmental staffing is responsible for surveillance of public drinking water systems, permitting and inspection of septic tanks, regulation of air pollution sources, inspection and licensing of childcare and other group care facilities, and other duties related to environmental health. The Childcare Enforcement & Control funding provides funding for a full-time attorney who serves as the Acting Environmental Control Officer for the Environmental Control Hearing Board. The attorney also provides legal services to the Environmental Appeals Board and the Childcare Advisory Council. The Childcare Enforcement & Control funding also provides funding for a half-time paralegal position to support the attorney working for the County Boards. County funds are included in the FY 2025 budget. No additional funds are requested. Countywide (HH)

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>
November 19, 2024	Final Meeting
November 19, 2024	Reorganizational Meeting
November 19, 2024	Regular
November 21, 2024	Zoning
November 26, 2024	Workshop

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

4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during November 2024. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to receive and file:** an Adopt-A-Road Agreement with Daijah Downey, dated September 27, 2024. **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 Adopt-A-Road Program allows groups to perform litter removal along Palm Beach County (County) maintained road rights-of-way. Each group is expected to conduct litter removal activities at least four (4) times a year. The County provides recognition signs for each group at the beginning and end of the adopted road segment, and picks up the litter bags. Each group must pay a fee to offset the County’s costs to install the signs and remove the collected litter bags. The fee is waived for non-profit groups. Countywide (YBH)

3. CONSENT AGENDA APPROVAL

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

2. Staff recommends motion to approve: Consultant Service Authorization No. 2 (CSA) to the Intersection Improvements Annual Design Services Contract (R2023-0477) dated April 18, 2023 (Contract) with Masse Consulting Services, LLC (MCS) in the amount of \$235,717.96 for the Seminole Pratt Whitney Road and State Road 80 Intersection Improvements (Project). **SUMMARY:** Approval of this CSA will provide the professional services necessary to prepare construction plans to add a third southbound left turn lane on Seminole Pratt Whitney Road, modify pedestrian signals and add drainage associated with the proposed widening. The Contract was presented to the Goal Setting Committee on January 5, 2022 and the Committee established Affirmative Procurement Initiatives (API) of a 20% minimum mandatory Small Business Enterprise (SBE) participation and an SBE evaluation preference. MCS committed to 85% SBE participation in the Contract. The proposed SBE participation for this CSA is 94.92%. To date, the overall SBE participation achieved on this Contract is 96.16%. MCS has an office located in Palm Beach County (County) and is a certified SBE company. **This Project is included in the Five-Year Road Program. District 6 (YBH)**

3. Staff recommends motion to approve: Supplement No. 2 (Supplement) in the amount of \$1,697,394.89 to the Contract (R2018-1848) dated December 4, 2018 (Contract) with K-F Group, Inc. (KFG), for 60th Street North from west of 140th Avenue North to east of 120th Avenue North (Project). **SUMMARY:** Approval of this Supplement will provide the professional services necessary to modify the design from a 3-lane undivided roadway to a 5-lane undivided roadway for approximately 3.62 miles. The Project will widen the existing 2-lane unpaved roadway to a 5-lane paved roadway with curb and gutter, a sidewalk on one side, and a new drainage system. The 5-laning of 60th Street N from 120th Avenue N to SR7 is included in the Five-Year Road Program. Given the size and scope of the work and the expected construction cost, that section has to follow the CCNA process to select a design consultant. The solicitation for design professionals was advertised on February 12, 2017 and February 19, 2017, 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 May 11, 2017. The SBE goal for all contracts was 15%. KFG committed to 60% SBE participation. The proposed SBE participation for this Supplement is 92.26%. To date, the overall SBE participation achieved on this Contract is 84.24%. KFG has an office located in Palm Beach County and is a certified SBE company. **This Project is included in the Five-Year Road Program. District 6 (YBH)**

3. CONSENT AGENDA APPROVAL

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

4. Staff recommends motion to receive and file: five (5) 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 September 27, 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)

5. Staff recommends motion to approve:

A) an interlocal agreement (Agreement) to transfer ownership, operations and maintenance of Mary Circle, South Mary Circle, North Mary Circle, and RCA Boulevard from south of PGA Boulevard to Prosperity Farms Road, inclusive of all related rights-of-way, roadway drainage easements, drainage canals, and a railroad crossing license agreement (Roads), to the City of Palm Beach Gardens (City); and

B) a Palm Beach County (County) deed to convey County's interest in the Roads to the City.

SUMMARY: Approval of this Agreement and County deed will transfer the operation, maintenance responsibility, and rights-of-way ownership of the Roads to the City. The County reserves the County's interest in petroleum and mineral rights. In letters to the County dated May 13, 2022 and September 22, 2022, the City requested this transfer of the Roads. The purpose of the transfer is to convey all rights and responsibilities in the Roads, including the railroad crossing at RCA Boulevard, and all maintenance responsibilities, and permitting authority, to the City. The County is a licensee under that certain railroad crossing license agreement (License) with the Florida East Coast Railway, LLC (FEC) to allow a railroad crossing at RCA Boulevard. Per the Agreement, the County transfers and assigns, and the City accepts and assumes all of the County's rights and obligations under the License. The Agreement provides that the City shall execute an Assignment and Assumption of the License (Assignment) as may be required by the FEC, within one (1) year of the Agreement's effective date, and provide the Assignment to the County for approval by the Board of County Commissioners (BCC). **In accordance with Palm Beach County Ordinance 2019-038, a supermajority vote (5 votes) is required by the BCC for all transfers of fee simple real property that requires BCC approval.** District 1 (YBH)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. Staff recommends motion to receive and file: a Legal Services Agreement between Palm Beach County and Katie Edwards-Walpole, Esquire, for legal services in an amount not to exceed \$50,000 for the period September 6, 2024 through September 5, 2025, with the option to renew an additional one (1) year term. **SUMMARY:** This Agreement is for expert legal consulting services in the area of agricultural related uses and activities with Katie Edwards-Walpole, Esquire, in an amount not to exceed \$50,000. Countywide (AH)

E. COMMUNITY SERVICES

1. Staff recommends motion to:
 - A) ratify the signature of the Mayor **on the Ryan White HIV/AIDS Program (RWHAP) Part A Emergency Relief Grant application submitted to the Health Resources Services Administration (HRSA), for the period March 1, 2025 through February 28, 2026, in an amount of \$8,074,783, to fund services aimed at improving health outcomes for people with HIV/AIDS;**
 - B) ratify the signature of the Mayor **on the Ending the HIV Epidemic (EHE) Grant application submitted to HRSA, for the period March 1, 2025 through February 28, 2026, in an amount of \$5,000,000, to support efforts aimed at reducing new HIV infections in the United States by 2030; and**
 - C) **delegate** to the County Administrator, or designee, signatory authority on additional forms, certifications, contracts/agreements and amendments thereto, and any other necessary documents related to the RWHAP and EHE grant programs that do not substantially change the scope of work, terms or conditions.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

1. **SUMMARY:** The RWHAP Part A Emergency Relief Grant application, in the amount of \$8,074,783 was submitted to HRSA on October 1, 2024. The funding requested for Grant Year (GY) 2025 represents a 5% increase from GY 2024 and will allow the program to serve approximately 3,800 Palm Beach County residents with HIV/AIDS. In GY 2023, the number of people with HIV (PWH) served was 2,913 across all programs and initiatives. The percentage of PWH retained in care was 90%. The viral suppression rate was 85%. For Minority AIDS Initiative specifically, there were 1,091 PWH served, among whom 91% were retained in care and 86% were virally suppressed. The EHE Grant application was submitted to HRSA on November 5, 2024, requesting \$5,000,000 for the first year, with an additional \$500,000 increase each subsequent year, totaling \$30,000,000 over five (5) years. The project period is March 1, 2025 through February 28, 2030. This grant focuses on reducing HIV infections by 90% in the United States by the year 2030. The funding requested for GY 2025 represents a 30% increase from GY 2024 and will allow the program to serve approximately 500 Palm Beach County residents with HIV/AIDS. The percentage of PWH in GY 2023 who were engaged in care in Palm Beach County was 75%. The viral suppression rate among those served with contracted EHE funding in GY 2023 was 89%. The total number of clients served in GY 2023 was 314. The emergency signature process was utilized because there was insufficient time to submit the grant applications through the regular Board of County Commissioners (BCC) agenda process and meet the grantor's deadline. **No County match is required.** Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to receive and file: Amendment for Extension (Amendment) to the Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation (FDOT) for the Airport Access Roadway Rehabilitation - Phase 1 Project (Project) at Palm Beach International Airport (PBI), Financial Project Number 445986-1-94-01, approved by the Board of County Commissioners (BCC) on April 4, 2023 (R2023-0388), extending the PTGA expiration date to September 30, 2026. **SUMMARY:** The Amendment extends the availability of FDOT grant funding to allow for the completion of the Project at PBI. Delegation of authority for execution of this Amendment was approved by the BCC on August 25, 2020 (R2020-1017). Countywide (AH)

2. Staff recommends motion to receive and file: Operating Permit with Global Crossing Airlines, Inc. (Global), a Delaware corporation, authorizing use of terminal facilities at the Palm Beach International Airport (PBI) for a single flight operation to Richmond International Airport (RIC) on October 27, 2024, and providing for payment of fees in the amount of \$1,847.75. **SUMMARY:** The Operating Permit authorized Global to use the terminal facilities at PBI for a charter flight to RIC on October 27, 2024. Charges include landing, ticket counter, gate and baggage handling fees in the amount of \$1,847.75. Resolution 2014-1709 authorizes the County Administrator or designee, in this case, the Director of the Department of Airports, to execute the standard form Operating Permit. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

3. Staff recommends motion to approve: Amendment No. 6 to the Contract for Consulting/Professional Services (Consulting Agreement) with HDR Engineering, Inc. (HDR), in the amount of \$457,560.56 to provide supplemental services for a previously approved task related to the North County General Aviation Airport (F45) Terminal Ramp Expansion (Ramp Expansion Project). **SUMMARY:** The Consulting 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. 5 increased the contract amount by \$1,125,926.42 and provided for various planning, design and construction phase services, including, but not limited to, services for the Palm Beach International Airport Cargo Access Improvements, F45 Runway 9R/27L Pavement Rehabilitation, and Palm Beach County Park Airport Runway 4/22 Pavement Rehabilitation projects. Approval of this Amendment No. 6 will increase the amount of the Consulting Agreement by \$457,560.56 for a total contract value of \$2,543,593.98. A detailed contract history is included in Attachment 1. While the term of the Consulting 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 Consulting Agreement. Amendment No. 2 approved on June 7, 2022 (R2022-0574) authorized Task I-22-F45-H-005 for design the Ramp Expansion Project. Amendment No. 6 provides supplemental construction phase services required to complete the Ramp Expansion Project. HDR is an Omaha, Nebraska based firm; however, the majority of the work is managed from its West Palm Beach office. A Disadvantaged Business Enterprise (DBE) participation goal of 20% was established for the Consulting Agreement. HDR committed to 20% DBE participation. The DBE participation for Amendment No. 6 is 54%. The cumulative DBE participation to date, including Amendment No. 6, is 26%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

4. Staff recommends motion to receive and file: General Aeronautical Services Permit (Permit) with Airline Tech Reps, LLC dba STS Line Maintenance (STS), commencing November 6, 2024, and terminating on September 30, 2025, automatically renewing on an annual basis each October 1st unless cancelled. **SUMMARY:** The Permit authorizes STS to provide support services to airlines operating at the Palm Beach International Airport (PBI) and provides for payment of service fees in the amount of 7% of gross revenues derived from non-signatory airlines. Delegation of authority for execution of the standard form Permit above was approved by the Board of County Commissioners (BCC) in R2010-0708. Countywide (AH)

5. Staff recommends motion to receive and file:

A) Memorandum of Lease (Memorandum) dated October 11, 2024, summarizing key terms of the Amended and Restated Development Site Lease Agreement with Airport Logistics Park, LLC (ALP) (R2024-1316) (Lease); and

B) Estoppel Certificate dated November 6, 2024 (Certificate), to U.S. Bank National Association (U.S. Bank), in support of ALP's leasehold mortgage under the Lease.

SUMMARY: On October 8, 2024, the Board of County Commissioners (BCC) approved the Lease, providing for the addition of approximately 279,961 square feet (+/- 6.43 acres) of unimproved land to ALP's leasehold located west of the Palm Beach International Airport for the construction of a 90,998 square foot industrial warehouse. The Lease allows ALP to secure a leasehold mortgage. On November 20, 2024, ALP entered into a new leasehold mortgage with U.S. Bank, to refinance ALP's existing leasehold mortgage with PNC Bank. The Memorandum is recorded in the public records to provide notice of key provisions of the Lease. The Certificate is a certified statement provided to the lender, detailing key provisions of the Lease as they pertain to the lender's interest. U.S. Bank required both the Memorandum and Certificate to provide financing to ALP. Delegation of authority for execution of the Memorandum and Certificate was approved by the BCC on October 8, 2024, in Agenda Item 3F3. Countywide (HJF)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** a negotiated settlement offer in the amount of \$16,000 for the full satisfaction of a code compliance lien entered against Lindell H. Forbes on August 5, 2015. **SUMMARY:** On May 6, 2015, a Code Compliance Special Magistrate (CCSM) issued an order giving Lindell H. Forbes until June 5, 2015 to bring his property located at 19743 Egret Lane, Loxahatchee Groves, Florida into full code compliance. The violation included illegal dumping of construction materials and vegetative debris. Compliance with the CCSM's order was not timely achieved, and a fine of \$50 per day was imposed. The CCSM executed an order imposing a code lien against Lindell H. Forbes on August 5, 2015. The Code Compliance Division (Code Compliance) issued an affidavit of compliance for the property stating the violations were corrected as of May 31, 2017. The total fine amount on August 20, 2024, the date on which settlement discussions began, amounted to \$36,344.87. Lindell H. Forbes has agreed to pay Palm Beach County \$16,000 (44%) for the full settlement of the outstanding code compliance lien. District 6 (SF)

2. **Staff recommends motion to approve:** a negotiated settlement offer in the amount of \$61,270 for the full satisfaction of a code compliance lien entered against Jupiter Burrito Bros, LLC on April 7, 2021. **SUMMARY:** On February 11, 2020, a Code Compliance Special Magistrate (CCSM) issued an order giving Jupiter Burrito Bros, LLC (Jupiter Burrito) until June 4, 2020 to bring its property located at 16891 Jupiter Farms Road, Jupiter, Florida into full code compliance. The violations imposed against the property included operating without a business tax receipt and erection of a canopy structure and an entry sign with lighting without a valid building permit. Compliance with the CCSM's order was not timely achieved and a fine of \$100 per day was imposed. The CCSM executed an order imposing a code lien against Jupiter Burrito on April 7, 2021. The Code Compliance Division (Code Compliance) issued an affidavit of compliance for the property stating the violations were corrected as of August 14, 2024. The total fine amount on August 27, 2024, the date on which settlement discussions began, amounted to \$153,174.30. Jupiter Burrito has agreed to pay Palm Beach County \$61,270 (40%) for full settlement of their outstanding code enforcement lien. District 1 (SF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file: exercise of the second option to extend Concessionaire Lease Agreement with Rick Macci Academy, Inc. d/b/a Rick Macci Tennis Academy (Macci) for the continued operation of a tennis, racquetball and pro shop concession at Burt Aaronson South County Regional Park, extending the term from January 15, 2025 through January 14, 2027 at an annual rent of \$28,652.62 (\$2,387.72/month). **SUMMARY:** On January 15, 2019, the Board of County Commissioners (BCC) approved the Concessionaire Lease Agreement (R2019-0156), as amended with Macci for the operation of a tennis, racquetball and pro shop concession at Burt Aaronson South County Regional Park. The first of three (3) options was exercised by Macci and received and filed by the BCC on December 6, 2022, and expires on January 14, 2025. Macci provided the County with a notice of its intent to exercise the second option to extend the Agreement from January 15, 2025 through January 14, 2027. Effective January 15, 2025 and pursuant to the terms of the Agreement, the annual rent shall increase by 2% to \$28,652.62 (i.e., \$2,387.72/month). All other terms and conditions of the Agreement shall remain in full force and effect. Parks and Recreation (Parks) will continue to have administrative responsibilities for this Agreement. (Property & Real Estate Management) District 5 (HJF)

2. Staff recommends motion to approve: Second Amendment to Concessionaire Lease Agreement with Kayak-King Watersports, Inc. (Kayak-King), for the continued management and operations of the water sports and recreational rental concession at Okeeheelee Park from February 4, 2025 to February 3, 2027 at a Guaranteed Annual Rate (GAR) of \$9,053.47. **SUMMARY:** On February 4, 2020, the Board of County Commissioners (BCC) approved the Concessionaire Lease Agreement (R2020-0124), as amended, with Kayak-King for the management and operations of the water sports and recreational rental concession at Okeeheelee Park. The first extension option was approved by the BCC on December 6, 2022, extending the term of the Agreement to February 3, 2025. Kayak-King provided the County with timely notice of its intent to exercise the second and final extension option which extends the term to February 3, 2027. The current GAR of \$8,875.95/year will increase by 2% annually effective February 4, 2025, for a new GAR of \$9,053.47/year. This Second Amendment also adds certain standard provisions required in County agreements. The Parks and Recreation Department (Parks) will continue to have administrative responsibility for this Agreement. (Property & Real Estate Management) District 2 (HJF)

3. CONSENT AGENDA APPROVAL

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

3. Staff recommends motion approve: a Second Amendment to Communications Tower Agreement (Agreement) with City of West Palm Beach (City) to install a six foot (6') satellite dish and replace one (1) VHF antenna on a City-owned tower site located in West Palm Beach. **SUMMARY:** On May 5, 2015, the Board of County Commissioners (BCC) approved the Communications Tower Agreement with the City of West Palm Beach (R2015-0573) (Tower Agreement) which provides for the County's use of a City-owned tower site (City Tower) for the County's public safety radio equipment. The County has a need to install a six foot (6') satellite dish and add new antennas onto the City Tower to re-configure the radio communication link between two (2) other towers which house the County's emergency equipment. County will obtain all necessary permits and governmental approvals associated with its modifications, and all equipment installations will be made at County's sole cost estimated to be approximately \$604,720. There will be no service interruptions to the County's emergency system. All other terms of the Agreement remain unchanged. PREM will continue to have administrative responsibility of the Agreement. (Property & Real Estate Management) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

- A) **receive and file** a Hazard Mitigation Grant extension with the Florida Department of Emergency Management (FDEM) for a modification extension to December 31, 2024;
- B) **receive and file** a Master Research Agreement No. C-23-229 between Palm Beach County (PBC) and Florida Atlantic University (FAU) for a 90-day extension. This will be to complete the Hazard Mitigation Grant project and will extend the agreement to December 31, 2024; and
- C) **approve** an upward Budget Amendment of \$210,000 in the Building Municipal Service Taxing District (MSTD) fund to recognize the receipt of estimated revenue of the grant from FDEM.

SUMMARY: On April 7, 2022, the FDEM announced a grant opportunity for Community Rating System (CRS) communities to aid them in the development of a Watershed Master Plan (WMP) to help improve their CRS ratings. On May 17, 2022, the Board of County Commissioners (BCC) granted delegated authority to County Administrator or designee to submit the grant application and enter into the agreement with FDEM. FDEM executed the agreement on December 1, 2022 for the Hazard Mitigation Grant reflecting their commitment of funding to the above reference project for \$210,000. The initial agreement was from December 1, 2022 to September 30, 2023; due to various setbacks a 90-day extension from September 30, 2023 to December 31, 2023 was requested and approved; a second modification/extension was requested, December 31, 2023 to September 30, 2024 and approved. These previous modifications have all been approved as received and filed by the BCC. FEMA advised PBC to send the deliverables for review by Insurance Services Office/Verisk (ISO) the review board prior to submitting the final project, which will require an additional modification/extension that will extend the agreement to December 31, 2024. In collaboration with FAU, the funding will provide for the development of a WMP as a prerequisite for all communities to achieve a Class 4 or higher CRS rating.

3. CONSENT AGENDA APPROVAL

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

1. **SUMMARY (cont'd.):** The CRS program allows participating communities to achieve significant discounts for National Flood Insurance Program (NFIP) policyholders on flood insurance premiums for their properties. CRS ratings rank from 1 (highest rating/discount) to 10 (lowest rating/discount). A Class 5 rating allows policyholders in the County to receive discounts of up to 25% from the standard NFIP premiums. A Class 4 rating (or higher) would achieve discounts of 30% (or more). Working in coordination with the County Emergency Management Division CRS Coordinator, as well as other County Agencies, County staff work continuously to maintain and improve the County's CRS rating and achieve greater discounts for County property owners. Unincorporated (RM)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to approve: Contract No. 2024ERM02 (Contract) with Atlantic & Gulf Dredging & Marine, LLC, in an amount not to exceed \$1,765,750, providing construction services for South Lake Worth Inlet Maintenance Dredging, Project No. 2024ERM02 (Project) for a term beginning upon execution and expiring within 120 calendar days from the Notice to Proceed. **SUMMARY:** This Contract will provide for dredging of beach-compatible material from the South Lake Worth Inlet Sand Trap, the Harvey E. Oyer Jr. Park Boat Channel, and the Intracoastal Waterway immediately adjacent to the Inlet. Beach-compatible material removed from the three (3) dredge sites will be placed below mean low water in the nearshore areas of Ocean Ridge Hammock Park and Boynton Beach Oceanfront Park. Three (3) sealed bids were received by the Department of Environmental Resources Management (ERM) on September 9, 2024. Atlantic & Gulf Dredging & Marine, LLC, an Indiantown, Florida Company, was the lowest responsive, responsible bidder. State regulations prohibit local geographical preferences in construction procurements involving State Grant funds, so the County's Office of Equal Business Opportunity Program, Local Preference, Glades Local Preference, Glades Resident Incentive, and Apprentice Incentive could not be included in this competitive solicitation. The Project is funded by the combination of Florida Inland Navigation District (FIND) Agreement No. PB-22-05 (R2022-1166) providing \$728,300, Florida Department of Environmental Protection (FDEP) Agreement No. PB-22-PB9 (R2021-1251) providing \$939,751, and the Palm Beach County Beach Improvement Fund providing the remaining \$97,699. District 4 (YBH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (cont'd.)

2. Staff recommends motion to:

A) approve Agreement No. L0092 (Agreement) with the State of Florida, Department of Environmental Protection (DEP) for an amount not-to-exceed \$270,500 providing financial assistance for the Lake Worth Lagoon Initiative (LWLI), for one (1) project located in the Lake Worth Lagoon, for a term beginning upon execution and expiring August 31, 2030;

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

C) approve Budget Amendment of \$270,500 to the DEP Lake Worth Lagoon Ecosystem Fund to recognize revenues from Agreement.

SUMMARY: The Agreement will reimburse \$270,500 of construction, contractual and project management costs and does not require match funding. The funding is for Phase II of the Lake Worth Lagoon Seagrass Restoration. This project will create, restore or enhance critical shallow estuarine habitats within the Lake Worth Lagoon (LWL). It is a continuation of the project funded under DEP Agreement No. LPA0721 (R2024-0560). The restoration project's funding is part of the State of Florida Legislature's General Appropriations Act. The Agreement contains indemnification/liability provisions that differ from that adopted for use by the County under PPM CW-F-049. The Risk Management Department and the County Attorney's Office have reviewed the indemnification requirements for this grant and advised staff accordingly. Given that liability is limited to the statutory caps of Section 768.28, Florida Statutes, and taking into consideration that DEP is providing grant funding to the County under this Agreement, staff recommends Board of County Commissioners (BCC) approval. **There is no cost to the County.** Districts 1, 2, 4 & 7 (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (cont'd.)

3. Staff recommends motion to approve:

- A) Amendment No. 1 to Coastal and Marine Engineering Annual Contract No. R2023-0019 with Aptim Environmental & Infrastructure, LLC (Aptim) to extend the expiration date from January 9, 2025 to January 9, 2026, add two (2) Articles, revise the labor rates, and add Exhibit B 2025 and Exhibit J. All other provisions remain in full force and effect;
- B) Amendment No. 1 to Coastal and Marine Engineering Annual Contract No. R2023-0020 with W.F. Baird & Associates Ltd Incorporated (Baird) to extend the expiration date from January 9, 2025 to January 9, 2026, add two (2) Articles, revise the labor rates, and add Exhibit B 2025 and Exhibit J. All other provisions remain in full force and effect;
- C) Amendment No. 1 to Coastal and Marine Engineering Annual Contract No. R2023-0089 with Coastal Protection Engineering LLC (CPE) to extend the expiration date from January 23, 2025 to January 23, 2026, add two (2) Articles, revise the labor rates, and add Exhibit B 2025 and Exhibit J. All other provisions remain in full force and effect; and
- D) Amendment No. 1 to Coastal and Marine Engineering Annual Contract No. R2023-0090 with Foth Infrastructure & Environment, LLC (Foth) to extend expiration date from January 23, 2025 to January 23, 2026, add two (2) Articles, revise the labor rates, and add Exhibit B 2025 and Exhibit J. All other provisions remain in full force and effect.

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

3. **SUMMARY:** The Board of County Commissioners (BCC) approved the Contract with Aptim, a Palm Beach County (PBC) company, and with Baird, a PBC company, on January 10, 2023. The County is exercising the one (1)-year renewal option to extend these two (2) Contracts from January 9, 2025 to January 9, 2026. The BCC approved the Contract with CPE, a PBC company, and with Foth, a Jacksonville company, on January 24, 2023. The County is exercising the one (1)-year renewal option to extend these two (2) Contracts from January 23, 2025 to January 23, 2026. The Amendments also add two (2) Articles, revise the labor rates, and add Revised Fee Schedule-Exhibit B 2025 and Nongovernmental Entity Human Trafficking Affidavit-Exhibit J. This project was presented to the Goal Setting Committee on April 6, 2022 and the Committee established an Affirmative Procurement Initiative (API) of 20% mandatory Small Business Enterprise (SBE) subcontracting goal and an SBE Evaluation Preference for Prime Bidders, up to 15 points. Aptim committed to 22% SBE participation in the Contract and, to date, the overall participation achieved on this project is 40.3%. Baird committed to 25% SBE participation in the Contract and, to date, the overall participation achieved on this project is 0%. CPE committed to 75% SBE participation in the Contract and, to date, the overall participation achieved on this project is 77.3%. Foth committed to 48% SBE participation in the Contract and, to date, the overall participation achieved on this project is 72.1%. **There is no cost to the County.** Countywide (YBH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (cont'd.)

4. Staff recommends motion to:

- A) **approve** State of Florida Department of Environmental Protection (FDEP) Standard Grant Agreement No. TG003 (Agreement) for an amount not to exceed \$75,000 providing for the Palm Beach County (PBC) Department of Environmental Resources Management (ERM) Bluegill Trail Pothole Depression Repair Project (Project) effective October 1, 2024 to June 30, 2025;
- B) **approve** a Budget Amendment of \$75,000 in the Environmental Resources Capital Projects Fund to recognize the grant revenue from FDEP; and
- C) **authorize** the County Administrator, or designee, to sign all future time extensions, task assignments, certifications, and other forms associated with the Agreement, and any necessary minor amendments that do not substantially change the scope of work, terms or conditions of the Agreement.

SUMMARY: The Agreement provides 75% of the cost share and reimburses the County up to \$75,000 for trail maintenance tasks from October 1, 2024 to June 30, 2025. The County will utilize the Pathway and Minor Construction Continuing Services Contract PBC Project #2022063 to fill potholes and grade the trail. The County will provide up to \$25,000 for the Project, using available funds in the ERM Capital Project Fund, for a total Project cost of \$100,000. The Agreement contains indemnification/liability provisions that differ from that adopted for use by the County under PPM CW-F-049. The Risk Management Department and the County Attorney's Office have reviewed the indemnification requirements for this grant and advised staff accordingly. Given that liability is limited to the statutory caps of Section 768.28, Florida Statutes, and taking into consideration that FDEP is providing grant funding to the County under this Agreement, staff recommends Board of County Commissioners (BCC) approval. District 1 (SS)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to receive and file: the following three (3) executed Entertainment Contractor Agreements (Agreements):

A) Almodovar Musica LLC, in an amount not to exceed \$800 for the Legends on the Lawn: Melina Almodovar concert at Canyon Amphitheater on September 21, 2024;

B) Chase Stities in an amount not to exceed \$600 for the Legends on the Lawn: Chase Stities and The Last Word concert at Canyon Amphitheater on October 19, 2024; and

C) Simply Tina, LLC, in an amount not to exceed \$1,800 for the Carlin Park After Dark: Rio Rio concert at Seabreeze Amphitheater on October 12, 2024.

SUMMARY: The Parks and Recreation Department (Parks) produces cultural activities to promote the quality of life in the communities it serves. A sponsorship received for the Legends on the Lawn events from Nostalgic America offset the expenses of the Melina Almodovar and Chase Stities concerts at Canyon Amphitheater. These Agreements have been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Parks in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644, 2014-0168 and 2017-1367. Parks is now submitting these Agreements in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating department to the BCC as a receive and file agenda item. Districts 1 and 5 (AH)

2. Staff recommends motion to receive and file: an executed Sound and Light Production Service Contractor Agreement (Agreement) with Sanderford Sound, Inc., in an amount not to exceed \$3,567 for the Carlin Park After Dark: Rio Rio concert at Seabreeze Amphitheater on October 12, 2024. **SUMMARY:** This Sound and Light Production Service Contractor Agreement has been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Parks and Recreation Department (Parks) in accordance with Resolution 2009-0592, amended by Resolutions 2010-0645, 2014-0167, 2017-1368 and 2018-0179. Parks 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 to the BCC as a receive and file agenda item. District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

3. Staff recommends motion to receive and file: an executed Amphitheater Rental Agreement (Agreement) with the American Cancer Society, Inc., for the Making Strides Against Breast Cancer Walk at Sunset Cove Amphitheater, for the period of October 25, 2024 through October 26, 2024. This event generated \$3,901 in revenue, with \$1,519 in direct expenses; thus providing a net fiscal impact of \$2,382. **SUMMARY:** This Agreement has been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Parks and Recreation Department (Parks) in accordance with Resolution 2009-0335, amended by Resolutions 2009-1807, 2012-1715, and 2014-0166. Parks 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 to the BCC as a receive and file agenda item. District 5 (AH)

4. Staff recommends motion to receive and file: an executed Special Events Rental Agreement (Agreement) with Battle Bros LLC, for the South Florida Taco & Treats Festival at Burt Aaronson South County Regional Park, for the period October 17, 2024 through October 21, 2024. This event generated \$4,922 in revenue, with \$2,322 in direct expenses; thus providing a net fiscal impact of \$2,600. **SUMMARY:** The Parks and Recreation Department (Parks) assists users in obtaining the necessary permits to hold special events in County Parks. This Parks Agreement has been fully executed on behalf of the Board of County Commissioners (BCC) by the Director of the Parks in accordance with Resolution R2021-1552. Parks 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 to the BCC as a receive and file agenda item. District 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

5. Staff recommends motion to receive and file: a Florida Inland Navigation District (FIND) Waterways Assistance Program (WAP) Grant Project Agreement (Project Agreement) Amendment for Project No. PB-22-218, for the design and permitting of Bert Winters Park, extending the project completion date from September 30, 2024 to September 30, 2025. **SUMMARY:** On October 4, 2022, the Board of County Commissioners (BCC) authorized submission of the WAP grant application (R2022-1128), to fund a portion of the cost of the planning, design and permitting for renovation and redevelopment of the southern portion of Bert Winters Park and authorized delegated signature authority to the County Administrator. The BCC also authorized the County Administrator to execute the Project Agreement and other standard state and/or federal grant forms related to this project if the grant was approved. This grant was executed by the Director of Parks and Recreation, and submitted to the BCC to receive and file and establish budget on December 20, 2022 (R2022-1542). The original terms of the grant agreement were for the period November 1, 2022 through September 30, 2024. The County applied for and was awarded a one (1) year project completion extension. The new project completion end date is September 30, 2025. The Amendment was executed by the Director of the Parks and Recreation Department. There are no other changes to the terms of the Agreement as a result of this Amendment. 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 to the BCC as a receive and file agenda item. District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

6. Staff recommends motion to receive and file: a Florida Inland Navigation District (FIND) Waterways Assistance Program (WAP) Grant Project Agreement Amendment (Amendment) for Project No. PB-22-219 (Project), for the planning, design and permitting of the former Coast Guard facility docks on Peanut Island Park, extending the Project completion date from September 30, 2024 to September 30, 2025. **SUMMARY:** On May 3, 2022, the Board of County Commissioners (BCC) authorized submission of the WAP grant application (R2022-0045) to fund a portion of the cost of the planning, design and permitting to renovate/replace the former Coast Guard docks and authorized delegated signature authority to the County Administrator or designee. The BCC also authorized the County Administrator or designee to execute the Project Agreement and other standard state and/or federal grant forms related to this project if the grant was approved. This grant was executed by the Director of Parks and Recreation Department (Parks), and submitted to the BCC to receive and file and establish budget on December 20, 2022 (R2022-1543). The original term of the grant Agreement was for the period November 1, 2022 through September 30, 2024. The County applied for and was awarded a one (1) year Project completion extension. The new Project completion end date is September 30, 2025. The Amendment was executed by the Director of the Parks. Parks is now submitting this Amendment in accordance with County PPM CW-O-051, which requires all delegated Agreements to be submitted by the initiating department to the BCC as a receive and file agenda item. Districts 1 & 7 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

7. Staff recommends motion to:

- A) **ratify the Mayor's signature** on the South Florida Water Management District (SFWMD) Indian River Lagoon License Plate Grant application for exotic vegetation removal at Riverbend Park for \$20,000 to cover 50.1% of the project cost, with a County match of \$19,900 or 49.9% from the Parks and Recreation Department's (Parks) operating budget, for the period February 1, 2025 through September 30, 2025;
- B) **authorize** the County Administrator or designee to execute the Grant Agreement (Agreement), as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not substantially change the scope of work or terms and conditions of the Agreement, if the grant is approved; and
- C) **authorize** the Director of the Parks to serve as Liaison Agent with SFWMD for this project.

SUMMARY: This grant application requests \$20,000 from SFWMD to cover 50.1% of the cost of Riverbend Park's exotic vegetation management project. Consistent exotic vegetation management maintains the well-being of the native habitats. Total project costs are estimated at \$39,900, and the County will match the funding request with \$19,900 or 49.9% in operating funds. If awarded, the grant contract will run from February 1, 2025 through September 30, 2025. District 1 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

8. Staff recommends motion to approve:

- A) Amendment No. 1 to the Grant Agreement No. HL241 (R2024-0315), between Palm Beach County and the Florida Department of Commerce (FDOC), to extend the end date from June 30, 2025 to June 30, 2026 and increase the overall total funding by \$1,000,000 for a new not-to-exceed amount of \$1,750,000 for the Peanut Island Historic Restoration Project (Project); and
- B) a Budget Amendment of \$1,000,000 within the Park Improvement Fund to establish budget for the approved grant.

SUMMARY: In 2023, the County submitted a Florida Senate - Local Funding Initiative Request for the Project. The \$750,000 funding request was sponsored by Senator Bobby Powell Jr. (now Commissioner Bobby Powell Jr.), (Senate Bill 2500) and received final approval on June 15, 2023. The Grant Agreement required demolition and replacement of the existing Coast Guard dock as well as acquiring restoration design services associated with the renovation of the John F. Kennedy fallout bunker, Coast Guard Station House and Coast Guard Boat House. Amendment No. 1 provides additional funding from the Fiscal Year 2024-2025 General Appropriations Act. The additional funding will be used to assist in the pre-construction activities for renovations to the John F. Kennedy fallout bunker, Coast Guard Station House and Coast Guard Boat House. The new grant period is from July 1, 2023 through June 30, 2026. **No additional County match is required.** Districts 1 & 7 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to approve:

Appointment of one (1) new member to the Criminal Justice Commission (CJC) for the period January 07, 2025 to December 31, 2027.

<u>Appoint Nominee</u>	<u>Seat No.</u>	<u>Requirement</u>	<u>Nominated By:</u>
Cesar Daniel Arbolaez	31	Clergy	Criminal Justice Commission of Palm Beach County

SUMMARY: The mission of the Criminal Justice Commission (CJC) is to study all aspects of the criminal justice and crime prevention systems within the federal, state, county, municipal, and private agencies within the County. The CJC is comprised of 35 members: 18 public sector members representing local, state, and federal criminal justice and governmental agencies; and 17 private sector members representing the Economic Council, Clergy, the Black and Hispanic Chambers of Commerce, youth (17-22 years), returning citizen, crime survivor, and a community member. The local clergy position is nominated by the CJC and appointed by the Board of County Commissioners (BCC). The CJC currently has 27 seats filled and a diversity count of Caucasian: 15 (56%), African-American: 9 (33%), and Hispanic: 3 (11%). The gender ratio (female: male) is 15:12. The nominee is a Hispanic male. Staff has addressed the need to increase diversity within our advisory Board and will continue to encourage this to expand this Board's diversity. Countywide (HH)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to receive and file: Amendment No. 1 to AT&T On-Premises Cellular Network Agreement amending agreement R2023-1337 to add additional locations at the Governmental Center, 301 North Olive Avenue, West Palm Beach, FL 33401 and the Judicial Center, 205 N Dixie Hwy, West Palm Beach, FL 33401, at no cost to the County. **SUMMARY:** In order to improve cellular coverage within County facilities the carrier must provide permission and equipment to connect to the distributed antenna system built by Information Systems Services (ISS). The original agreement (R2023-1337) approved the AT&T owned equipment at County Locations at no cost to the County for enhancing the radio frequency signal for users of AT&T Mobile Services and authorized delegated authority to the County Administrator or designee to execute future site additions as needed at no cost to the County. This Amendment is adding additional locations at the Governmental Center and the Judicial Center. Countywide (DB)

2. Staff recommends motion to:

A) approve an In-Building Agreement with T-Mobile South LLC (T-Mobile) for the installation and operation of wireless communications facilities at 2300 N Jog Rd, West Palm Beach, FL 33411 (Vista Center);

B) approve an In-Building Augmentation Agreement with Cellco Partnership (Verizon Wireless) for installation, maintenance and operations of wireless communications facilities at 205 N Dixie Hwy, West Palm Beach, FL 33401 (PBC Court House); and

C) authorize delegated authority to the County Administrator or designee to execute future T-Mobile and Verizon Wireless site additions as needed at no cost to the County; that do not substantially change the scope of work, terms or conditions of the agreements.

SUMMARY: In order to improve cellular coverage within County Facilities the carriers must provide permission and equipment to connect to the distributed antenna system built by Information Systems Services (ISS). Approval of the T-Mobile and Verizon Wireless In-Building Agreements will allow installation of T-Mobile and Verizon Wireless owned equipment at Vista Center and PBC Court House locations at no cost to the County for the purpose of enhancing the radio frequency signal for users of T-Mobile and Verizon Wireless Services. T-Mobile's agreement term is initially ten (10) years and automatically renews for 20 additional years and successive one (1) year terms. Verizon Wireless's agreement is continuous as long as the Verizon Wireless's equipment is on premises. Delegated authority is being sought to enhance efficiency and allow the extension of services to additional locations at no cost to the County. Countywide (DB)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (cont'd.)

3. Staff recommends motion to approve: Task Order #4 to Contract R2022-1295, as amended, with Surdex Corporation in the amount of \$229,500 for the acquisition of aerial imagery and orthophotography production of Palm Beach County. **SUMMARY:** On November 1, 2022, the Board of County Commissioners (BCC) approved the contract with Surdex Corporation to provide professional services for Geospatial Services including planimetric mapping, digital orthophotography, GPS Survey, LiDAR Processing and other tasks in support of the County's Geographic Information System on a task order basis. Task Order #4 is for the aerial acquisition and orthophotography production during 2025. The total costs of the project will be paid over two (2) years and split equally between the Property Appraiser and Palm Beach County. This project was presented to the Goal Setting Committee (Committee) on December 13, 2021, and the Committee established an Affirmative Procurement Initiative (API) of a 20% Mandatory Minimum Small Business Enterprise (SBE) and SBE Evaluation Preference for the project. This task order includes SBE Participation of 10.61%. The cumulative SBE participation including Task Order #4 is 10.65% Countywide (DB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. ~~Staff recommends motion to approve:~~ First Amendment to the Contract for Professional Services with Dr. Marc Kramer, DVM, for relief veterinary services to increase the hourly rate by \$50 per hour for a new hourly amount of \$200. retroactive to December 5, 2024. **SUMMARY:** The County entered into a Contract for Professional Services (R2023-1801) with Dr. Kramer on December 5, 2023, which provided for three (3) automatic annual renewals. The Contract automatically renewed on December 5, 2024. Dr. Kramer's services are primarily utilized to spay/neuter large, at-risk dogs. Dr. Kramer's services are needed due to veterinary vacancies at the Division of Animal Care and Control (ACC). This Amendment increases Dr. Kramer's hourly rate by \$50 per hour for a new hourly rate of \$200 per hour to offset Dr. Kramer's travel time and fuel expenses for travel to and from Miami and to match the hourly rate that Dr. Kramer receives as relief veterinarian for Miami Dade County. The increase will be retroactive to December 5, 2024. This Amendment does not increase the total contract amount of \$124,800. This Contract is estimated to provide services to 1,500 animals per year. Countywide (SF)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

2. Staff recommend motion to:

- A) **approve** a contract for consulting/professional services with Phamatech, Inc. for a total contract amount not to exceed \$736,908 to provide drug testing for individuals referred by the 15th Judicial Circuit's Adult, Delinquency and Family Drug Court Programs for the period retroactive to October 1, 2024 through September 30, 2027; and
- B) **authorize** the County Administrator or designee to execute amendments associated with the above contract, on behalf of the Board of County Commissioners (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.

SUMMARY: Palm Beach County's (County) Public Safety Department and the 15th Judicial Circuit have managed the County's Drug Court Programs since 1998. The Public Safety Department solicited proposals to select a provider(s) for the County to continue providing drug testing services to all individuals referred by the 15th Judicial Circuit's Adult, Delinquency, and Family Drug Court programs. In accordance with the selection process outlined in the competitive solicitation document, the selection committee met, evaluated the responsive proposals, scored each, and selected the proposer with the highest score. This contract will provide drug testing to the participants in the Drug Court programs. Participants are regularly drug tested at random during the duration of the programs. Drug testing results are reported to the Drug Courts and a liaison from each agency attends weekly staffing meetings and court hearings as part of the Drug Court team. The lengthy duration of the contract negotiations caused a delay in contract execution, requiring retroactive approval to ensure Phamatech is reimbursed for all drug testing services rendered. Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

3. Staff recommends motion to receive and file: Victim of Crime Act (VOCA) FY2024/2025 grant agreement No. VOCA-C-2024-Palm Beach County Board of Count-00075 with the State of Florida, Department of Legal Affairs, Office of the Attorney General for the period October 17, 2024 through September 30, 2025, to receive grant funding in the amount of \$476,154 to provide victim advocacy services. **SUMMARY:** The VOCA FY2024/2025 grant (CFDA 16.575) agreement is an annual grant that provides funding to the Public Safety Department's Division of Victim Services (DVS) to assist victims of crime in Palm Beach County. In FY2024, VOCA grant funded DVS advocates served 691 new victims of crime, providing them with 7,838 units of service such as crisis counseling, personal advocacy, assistance with victim compensation, criminal justice advocacy, and information and referral. For grant year 2023/2024, the VOCA grant funded five (5) full-time Victim Advocate positions (pay grade 29). The Victim Advocates provide victims with advocacy services such as crisis counseling, personal advocacy, court accompaniment, assistance with applying for victim's compensation, information and referral, emergency legal advocacy, and safety planning. If VOCA grant funding ceases, the positions will be deleted from the DVS complement. The R2006-0099 authorized the County Administrator or designee to execute operational agreements with the State of Florida, Office of the Attorney General, Bureau of Advocacy and Grant Management on behalf of the Palm Beach County Board of County Commissioners. In accordance with the Victims of Crime Act (VOCA) Fix Act, a blanket match waiver was signed for all 2024-2025 VOCA sub grantees, therefore, **no County matching funds are required.** Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

4. Staff recommends motion to approve:

- A) acceptance of the U.S. Department of Justice (DOJ), Office on Violence Against Women (OVW) FY 2024 Grants to Improve the Criminal Justice Response (ICJR) Program (15JOVW-24-GG-01618-ICJR) in the amount of \$1,200,000 for the period of October 1, 2024 through September 30, 2027; and
- B) Budget Amendment of \$1,200,000 in the Public Safety Grants Fund to recognize the grant award.

SUMMARY: On March 25, 2024, Palm Beach County Board of County Commissioners (BCC) Mayor authorized the Department of Public Safety to electronically submit a grant application to the U.S. DOJ, OVW, for the FY2024 Grant to ICJR Program. The grant application was for a continuation grant for a 36-month period beginning October 1, 2024 through September 30, 2027 in the amount of \$1,200,000. The emergency signature process was used because DOJ was only accepting applications electronically and the deadline was rapidly approaching. On August 20, 2024, the BCC approved and ratified the Mayor's signature on the grant application (R2024-0984). The R2024-0984 authorized the County Administrator or designee to sign future grant applications, execute grant agreements, grant adjustment modifications, contracts and contract amendments. The Public Safety Department's application under the funding opportunity entitled 2024 OVW Fiscal Year 2024 Grants to Improve the Criminal Justice Response (ICJR) Program (CFDA# 16.590) was approved on September 20, 2024. The purpose of this ICJR continuation grant is to elevate victim safety and ensure offender accountability through the enhancement of our Coordinated Community Response (CCR) to domestic violence, dating violence, sexual assault and stalking in Palm Beach County. The CCR will provide consistent response protocols, comprehensive services and referrals for victims and accountability for offenders. Project partners are the Criminal Justice Commission (CJC) and Aid to Victims of Domestic Abuse (AVDA). The outcomes of this project will include comprehensive victim safety and support measures, improved options to address offender accountability, multi-sector collaboration, training and capacity building, enriched cultural sensitivity and diversity, and policy and systemic changes. Approximately 60 percent of the project activities will address domestic violence, dating violence, and stalking. The grant provides funds for contractual services, office supplies, travel and training. Additionally, the continuation grant will fund two (2) existing positions in the Public Safety Department, a grant coordinator and a victim advocate. These positions will be deleted from the Public Safety Department complement if the funding is discontinued. **No County matching funds are required for this grant.** Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (cont'd.)

5. Staff recommends motion to approve: Interlocal Agreement with the City of Boynton Beach (City) to provide Emergency Medical Services (EMS) staff to each emergency shelter located within its municipal boundaries during a state of emergency for the period January 7, 2025 through January 6, 2030; providing for a term of five (5) years, and allowing one (1) additional five (5) year renewal. **SUMMARY:** The County operates disaster shelters all across Palm Beach County. Emergency activations have shown the need for EMS to be present at all times at all disaster shelter locations. Currently, there are 15 emergency shelters, with seven (7) of them serviced by their respective municipal fire rescue department. Interlocal Agreements with the six (6) municipalities were originally executed in 2018 with an initial term of five (5) years. The original Interlocal Agreements provide that the parties may mutually agree to renew for another term of five (5) years, which must be documented in a written amendment executed by both parties. The City of Boynton Beach requested a new Interlocal Agreement. The County and the City wish to execute a new Interlocal Agreement for a term of five (5) years, allowing for one (1) additional five (5) year renewal through the execution of an amendment. The County will reimburse the City for all eligible costs and request reimbursement from the Federal Emergency Management Agency (FEMA). Countywide (DB)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. Staff recommends motion to:

- A) **adopt** a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, approving Amendment No. 1 to the Public Transportation Grant Agreement (PTGA-2S13) with the State of Florida Department of Transportation (FDOT), in the amount of \$500,000 in Transit Corridor Development Program funding (CSFA 55.013) to provide operating assistance for PSL Express. This PTGA Amendment will become effective upon FDOT execution with an expiration date of September 30, 2027;
- B) **adopt** a Resolution of the BCC of Palm Beach County, Florida, approving Amendment No. 1 to the PTGA-2S14 with the FDOT, in the amount of \$600,000 in Transit Corridor Development Program funding (CSFA 55.013) for the Port St. Lucie Express Regional Transit Pilot Program (PSL Express) coach bus lease. This PTGA Amendment will become effective upon FDOT execution with an expiration date of September 30, 2027; and
- C) **approve** an upward Budget Amendment of \$ 1,100,000 in Palm Tran's Operating Fund 1340 to recognize the grant awards.

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (cont'd.)

1. **SUMMARY:** The PSL Express route started service on September 23 2024, traveling north-south via I-95, providing two (2) morning and two (2) evening peak-time trips between West Palm Beach and Port St. Lucie. The PSL Express is connecting riders to major employment destinations and activity centers in Palm Beach County. The service utilizes coach-style buses to transport riders along the designated routes. These vehicles are currently leased for the start of this pilot. The leasing and operating assistance costs are 100% grant funded by FDOT, and these amendments provide additional funding for the second year of the agreements. FDOT has committed to funding this project for several years after the completion of a successful pilot phase. Palm Tran will continue to collaborate with FDOT and the St. Lucie County/Area Regional Transit for service continuation, as this is a key project identified in their Transit Development Plan (TDP). The PTGA Amendments **do not require a local match**. 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 the State of Florida, FDOT, including FDOT's officers and employees, from liabilities, damages, losses, and costs, including, but not limited to, reasonable attorney's fees, to the extent caused by the negligence, recklessness, or intentional wrongful misconduct of the County and persons employed or utilized by the County in the performance of this Grant 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 of this grant. Given that liability is limited to the 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 \$447,060 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 funds requested will be used for the required match for the Department of Homeland Security Federal Emergency Management Agency FY 2024 Port Security grant award through the Port of Palm Beach. Use of LETf requires approval by the Board of County Commissioners (BCC), upon request of PBSO. The current State LETf balance is \$4,547,450. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$4,100,390. 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)

2. **Staff recommends motion to:**

A) accept on behalf of the Palm Beach County Sheriff's Office (PBSO), a subgrant agreement from the State of Florida Department of Transportation (FDOT) for the Palm Beach County Speed and Aggressive Driving Strategy project, in the amount of \$175,000, for the period of October 29, 2024 through September 30, 2025; and

B) approve a Budget Amendment of ~~\$200,000~~ \$175,000, increasing the Sheriff's Grants fund.

SUMMARY: On October 29, 2024, FDOT awarded a grant to PBSO in the amount of \$175,000 to support a Speed and Aggressive Driving Strategy project in Palm Beach County. Funds will be used to support overtime costs associated with the project. The Catalog of Federal Domestic Assistance (CFDA) number is 20.600, the project number is SC-2025-00396, and the FDOT Contract number is G3498. **There is no match requirement associated with this award.** Countywide (RS)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (cont'd.)

3. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office (PBSO), a subgrant agreement from the State of Florida Department of Transportation (FDOT) for the Palm Beach County Impaired Driving Strategy, in the amount of \$225,000, for the period of October 23, 2024 through September 30, 2025; and

B) approve a Budget Amendment of \$225,000, increasing the Sheriff's Grants fund.

SUMMARY: On October 23, 2024, FDOT awarded a grant to PBSO in the amount of \$225,000, to support an Impaired Driving Strategy project in Palm Beach County. Funds will be used to support overtime costs associated with the Impaired Driving Strategy project. The Catalog of Federal Domestic Assistance (CFDA) number is 20.600 the project number is AL-2025-00416, and the FDOT Contract number is G3452. **There is no match requirement associated with this award.** Countywide (RS)

4. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office (PBSO), a subgrant agreement from the State of Florida Department of Transportation (FDOT) for the Palm Beach County Motorcycle Safety Project, in the amount of \$180,000, for the period of October 23, 2024 through September 30, 2025; and

B) approve a Budget Amendment of \$180,000, increasing the Sheriff's Grants fund.

SUMMARY: On October 23, 2024, FDOT awarded a grant to PBSO in the amount of \$180,000, to support a Motorcycle Safety Project in Palm Beach County. Funds will be used to support overtime costs and training associated with the Motorcycle Safety Project. The Catalog of Federal Domestic Assistance (CFDA) number is 20.600, the project number is MC-2025-00394, and the FDOT Contract number is G3460. **There is no match requirement associated with this award.** Countywide (RS)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (cont'd.)

5. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office (PBSO), a subgrant agreement from the State of Florida Department of Transportation (FDOT) for the Palm Beach County Occupant Protection Project, in the amount of \$200,000, for the period of November 5, 2024 through September 30, 2025; and

B) approve a Budget Amendment of \$200,000, increasing the Sheriff's Grants fund.

SUMMARY: On November 5, 2024, FDOT awarded a grant to PBSO in the amount of \$200,000, to support an Occupant Protection Project in Palm Beach County. Funds will be used to support overtime costs and training associated with the Occupant Protection Project. **There is no match requirement associated with this award.** The Catalog of Federal Domestic Assistance (CFDA) number is 20.600, the project number is OP-2025-00414, and the FDOT Contract number is G3570. Countywide (RS)

6. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a FY2024 DNA Capacity Enhancement and Backlog Reduction (CEBR) Program Grant from the Department of Justice, Bureau of Justice Assistance in the amount of \$301,202 for the period of October 1, 2024 through September 30, 2026; and

B) approve a Budget Amendment of \$301,202 in the Sheriff's Grants Fund.

SUMMARY: The Palm Beach County Sheriff's Office (PBSO) received a grant award for the Fiscal Year (FY) 2024 DNA Capacity Enhancement and Backlog Reduction (CEBR) Program, in the amount of \$301,202 for the period of October 1, 2024 through September 30, 2026. PBSO's Forensic Biology Unit provides forensic DNA analysis of case samples from over 28 municipalities, the school district as well as state and federal agencies as needed. Grant funds will continue to support the salary and benefits of two (2) full time Forensic Scientists, training, supplies, and contractual services that will increase the efficiency of the crime lab and reduce the backlog of forensic DNA cases. **There is no match requirement associated with this award.** The Catalog of Federal Domestic Assistance (CFDA) number is 16.741 and the grant number is 15PBJA-24-GG-02649-DNAX. Countywide (RS)

3. CONSENT AGENDA APPROVAL

DD. OFFICE OF RESILIENCE

1. **Staff recommends motion to receive and file:** Amendment One (Amendment) to the Grant Agreement (03D03924-0) (Agreement) with the U.S. Environmental Protection Agency (EPA) Environmental Justice Government-to-Government (EJG2G) Program, which updates and replaces terms of the Agreement. **SUMMARY:** The Office of Resilience (OOR) collaborated with the Parks and Recreation Department (PRD) on this project to expand tree canopy in the Glades region. The Agreement reimburses the County up to \$1,000,000 for tree plantings in County parks and tree giveaways in the Cities of South Bay, Belle Glade, and Pahokee in an effort to improve air quality and reduce heat islands in Western Palm Beach County. On August 20, 2024, the Board of County Commissioners (BCC) approved the Agreement. The grant performance period is from March 1, 2024, to February 28, 2027. The Amendment revises the contact information for the grant recipient, payee, and project manager, and updates the project description narrative. The Amendment changes are minor and procedural-focused and do not impact cost or the project schedule. On April 4, 2023, the BCC delegated signing authority for this grant to the County Administrator, or designee, to execute the forthcoming Agreement and all future time extensions, task assignments, certification, and other forms associated with the Agreement and any necessary minor amendments that do not change the scope of work or conditions of the forthcoming grant agreement by more than 20% of the agreement. The County's authorization and submission of the Grant Application established and accounted for its authority to enter into this Agreement upon acceptance by the EPA; therefore, a separate signature by the County in the Agreement was not required. The Catalog of Federal Domestic Assistance number is 66.312, and the Agreement number is 03D03924-0. District 6 (RM)

3. CONSENT AGENDA APPROVAL

EE. INTERNAL AUDITOR

1. Staff recommends motion to receive and file:

A) Audit Report #2025-01 Risk Management – *Florida Department of Highway Safety and Motor Vehicles (Audit Work Plan #2024-06)*; and

B) **Audit Recommendation Follow-up Status Report as of November 15, 2024.**

SUMMARY: The County Code requires the County Internal Auditor to submit copies of final audit reports to the Board of County Commissioners (BCC) and the Internal Audit Committee. The County Code also requires the County Internal Auditor to issue semi-annual audit recommendation status reports to the BCC and the Internal Audit Committee. At its meeting December 11, 2024, the Internal Audit Committee reviewed the attached audit report and the semi-annual audit recommendation status report. We are submitting these reports to the BCC as required by the County Code. Countywide (DB)

3. CONSENT AGENDA APPROVAL

FF. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to receive and file: two (2) fully executed Palm Beach County FY 2025, Category “G” Grant Agreements managed by the Palm Beach County Sports Commission, Inc. (Sports Commission), on behalf of the Palm Beach County Tourist Development Council (TDC) with:

A) Men’s Senior Baseball League, Inc., for the promotion of the Men’s Senior Baseball League Fall Classic, held November 2 – 16, 2024, for the term of May 2, 2024 – February 16, 2025. This grantee was approved by the TDC on June 13, 2024, in the amount of \$75,000; and

B) Caribbean Baseball Organization, Inc., for the promotion of the World Comes to the Palm Beaches, held October 23 – 27, 2024, for the term of April 23, 2024 – January 27, 2025. This grantee was approved by the TDC on June 13, 2024, in the amount of \$17,500.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts, agreements, and grants must be submitted by the initiating Department as a receive and file agenda item. 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 Men’s Senior Baseball League, Inc./ Men’s Senior Baseball League Fall Classic were 6,491, and room nights generated for Caribbean Baseball Organization, Inc./ World Comes to the Palm Beaches were 1,906. Countywide (YBH)

GG. SUPERVISOR OF ELECTIONS

1. Staff recommends motion to approve: 19 precinct boundary changes, one (1) precinct deletion and four (4) precinct creations, submitted by Wendy Sartory Link, Supervisor of Elections (SOE), as required by Section 101.001(1), Florida Statutes.

SUMMARY: 19 precinct boundary changes, one (1) precinct deletion and four (4) precinct creations are recommended by SOE, due to municipal annexations within the boundaries of the City of Belle Glade, the City of Delray Beach, the City of Greenacres, the City of Palm Beach Gardens, the Town of Juno Beach, and the Village of Wellington, and a municipal de-annexation within the Village of Royal Palm Beach. Countywide (AH)

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4. SPECIAL PRESENTATIONS – 9:30 A.M.

- A) Proclamation recognizing the 187th Battle of the Loxahatchee. (District 1)
- B) Proclamation declaring January 2025 as Palm Beach County Museums of Art Month. (District 2)
- C) Proclamation declaring January 30-31, 2025 as the 24-Hour Homeless Point-In-Time Count Day. (District 1)
- D) Proclamation declaring January 2025 as National Crime Stoppers Crime Prevention Month. (District 2)
- ~~E) Proclamation recognizing the 100th Anniversary of Florida Power & Light. (District 4)~~
- F) Proclamation declaring January 25, 2025 as Susan G. Komen More Than Pink Walk Day. (District 3)
- G) Proclamation recognizing the Coastal Star's Sweet 16. (District 4)
- H) Proclamation declaring January 17, 2025 as Florida Arbor Day. (District 6)
- ~~I) Proclamation declaring January 2025 as Palm Beach County Disability Employment Awareness Month. (District 5)~~
- J) Proclamation declaring January 7, 2025 as Edith Bush Day: Celebrating a Lifetime of Service and Community Leadership in Palm Beach County. (District 7)
- K) Proclamation declaring January 2025 as National Human Trafficking Prevention Awareness Month. ~~(District 6)~~ (District 3)
- L) Proclamation declaring January 20, 2025 as Martin Luther King Jr. Day: Celebrating the Martin Luther King Jr. Coordinating Committee in Palm Beach County. (District 7)
- M) Proclamation declaring January 2025 as Mentoring Month. (District 4)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to approve: a Funding Agreement (Agreement) with the Health Care District of Palm Beach County (District) under which the County will fund/reimburse up to \$10,000,000 in land acquisition, design services, and construction services for a Central Receiving Facility (CRF) as an infrastructure improvement to the behavioral health system in Palm Beach County. **SUMMARY:** The Palm Beach County Board of County Commissioners (BCC) approved a plan for the use of American Rescue Plan Act (ARPA) funds on July 13, 2021 including a \$10,000,000 allocation for infrastructure improvements to the behavioral health system. The BCC subsequently affirmed this allocation in the amended ARPA plan approved on November 2, 2021. These funds were earmarked for the District to acquire land and construct a CRF as part of their overall behavioral health infrastructure. The District has developed a Crisis Now Model consistent with the Substance Abuse and Mental Health Services Administration (SAMHSA) guidelines. SAMHSA identifies the three (3) critical elements of the model to be “Someone to Call, Someone to Respond and Somewhere to Go.” The CRF will be the “Somewhere to Go” in the model. The District shall have 14 months from the effective date of this Agreement to complete land acquisition, 36 months from land acquisition to complete design and permitting, and 48 months from design and permitting completion to complete construction. Funds will be distributed to the District on a reimbursement basis. In the event the District intends to sell the property, the County shall have right of first refusal. This Project is included in the ARPA Response Replacement Fund. Countywide (HH)

5. REGULAR AGENDA

A. ADMINISTRATION

2. Staff requests Board direction: Performance appraisal process for contractual staff: County Administrator, County Attorney and Internal Auditor. **SUMMARY:** Pursuant to the Board of County Commissioners (BCC) direction at the Palm Beach County meeting December 10, 2024, County Administration was tasked with placing an agenda item on the January 7, 2025, agenda to discuss the creation of an appropriate assessment tool for contractual staff. This tool would pertain specifically to the County Administrator, County Attorney and the Internal Auditor. The attached presentation is an aggregated summary of potential areas to use as part of the evaluation process and is intended as a framework for discussion. During the January 30, 2024 BCC Workshop, Human Resources provided to the BCC a report wherein they reviewed the personnel files of the predecessors of current contractual staff in an effort to recapture the performance appraisal process previously utilized. Human Resources also performed benchmark surveys with various counties, municipalities and other industry professional organizations in an effort to capture additional options for consideration. At the conclusion of the presentation, it was determined more information needed to be gathered to allow the BCC opportunity to develop the most appropriate evaluation tool. This task coincided with additional efforts by the BCC to review and consider an Organizational Review and Assessment. The BCC directed staff to work with the Vice Mayor's Office to develop the tool. Areas to be evaluated would include how staff interacts with the BCC, and how residents are being heard. Additionally, a 360 Workforce Analysis would be programed in the future. Countywide (DO)

5. REGULAR AGENDA

B. AIRPORTS

1. Staff recommends motion to approve:

- A) Amendment No. 4 to the Contract for Consulting/Professional Services (Consulting Agreement) with AECOM Technical Services, Inc. (AECOM) in the amount of \$1,522,284.24 for the performance of professional planning, design and engineering services related to the Palm Beach County Department of Airports Capital Improvement Program; and
- B) a Budget Transfer in the amount of \$549,912 in the Airport's Improvement and Development Fund to provide budget for Amendment No. 4; including a transfer from Reserves in the amount of \$549,912.

SUMMARY: The Consulting Agreement with AECOM was approved by the Board on July 11, 2023 (R2023-0980) in the amount of \$2,126,629.78. Amendment No. 1 through Amendment No. 3 increased the contract amount by \$4,923,461.96 and provided professional services for various projects, including: Palm Beach International (PBI) and General Aviation Airport Stormwater Master Plans, PBI Turnage Boulevard Rehabilitation, PBI Holding Apron Improvement at Taxiway A and C, PBI Taxiway M, M1, and M2 Reconstruction, Palm Beach County Park Airport (LNA) Rotating Beacon Replacement, PBI Taxiway R Rehabilitation, LNA Runway 4-22 Slurry Seal, North Palm Beach County General Aviation Airport (F45) Rotating Beacon Replacement, PBI Miscellaneous Drainage Repairs, PBI Parking Garage Repairs, and PBI Taxiway C and M Connector Improvements. A detailed Contract History is included in Attachment 1. Approval of Amendment No. 4 will increase the contract amount by \$1,522,284.24 for a total contract amount of \$8,572,375.98 and will provide professional services for the following projects: PBI Miscellaneous Pavement Repairs (Construction Phase Services), PBI Green Street Improvements (Construction Phase Services), Roof Replacement and Condensation Corrections (Construction Administration Services); PBI Entrance Road Bridge Assessments; LNA Phases 3 and 4 (Design Services); and additional services for projects related to the repair of the PBI Garages. Amendment No. 4 also provides budget for Task III Miscellaneous Services.

5. REGULAR AGENDA

B. AIRPORTS (cont'd.)

1. **SUMMARY (cont'd.):** Task III Miscellaneous Services are services that are not defined at the time of approval of an amendment to the Consulting Agreement and are approved pursuant to delegated authority in accordance with PPM CW-F-050 by way of a separate task authorization. AECOM is a Dallas, Texas based firm; however, the majority of the work will be completed through its West Palm Beach and Tampa, Florida offices. A Disadvantaged Business Enterprise (DBE) goal of 20.9% was established for the Consulting Agreement. DBE participation for Amendment No. 4 is 7.59%. The cumulative DBE participation, including Amendment No. 4, is 22.70%. 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. Amendment No. 4 exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

5. REGULAR AGENDA

B. AIRPORTS (cont'd.)

2. Staff recommends motion to approve:

- A) a Contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$3,288,277 with a project duration of 307 calendar days for Miscellaneous Pavement Repairs Package No. 2 (Project) at Palm Beach International Airport (PBI); and
- B) a Budget Transfer of \$1,511,299 in the Airport's Improvement and Development Fund to provide budget for the Project.

SUMMARY: The Project will provide for repair of airfield pavement in various locations at PBI, including asphalt and concrete repairs and restoration of pavement markings on the taxiways, runways and aircraft parking aprons. The Project was advertised on August 11, 2024, utilizing the County's competitive bid process. Only one (1) bid was received for the Project. Ranger, a Palm Beach County company, was identified as the lowest responsible, responsive bidder in the amount of \$3,288,277. In order to fund the Project, unit A423-P-Annual Airfield Pavement will be defunded and consolidated into unit A487 – All Airports – Airfield Maintenance and Repairs. Unit A423 was initially established for airfield pavement improvement at PBI. Unit A487 includes all County Airports and various repairs and maintenance that were not included in Unit A423. The Small/Minority/Women-Owned Business Enterprise (S/M/WBE) participation for this Contract is 0%. The Office of Equal Business Opportunity (OEBO) granted a waiver of Affirmative Procurement Initiative (API) requirements due to the lack of available S/M/WBE firms to perform the work required for the Project. Pursuant to changes to Chapter 332, Florida Statutes, effective July 1, 2023, a governing body of a commercial service airport may not approve purchases of contractual services in excess of \$1,000,000 on a consent agenda. This Contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

5. REGULAR AGENDA

C. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to approve:** an Amendment to the Lake Park Scrub Natural Area Management Plan (Management Plan) to revise text related to proposed onsite structures and improvements, and replace the 2004 approved Master Site Plan with a new Conceptual Site Plan. **SUMMARY:** The Department of Environmental Resources Management (ERM) is proposing to relocate and redesign the proposed structures and improvements (also known as public use facilities) at Lake Park Scrub Natural Area (Natural Area) to address potential public safety issues and enhance visitor experience. The Amendment to the approved Management Plan is necessitated by the relocation and redesign of the proposed public use facilities, and the proposed submittal of an application to the Florida Department of Environmental Protection's Recreational Trails Program (RTP) to help fund the construction of those public use facilities. The proposed Amendment will replace the 2004 approved Master Site Plan (Attachment 2A) with a new Conceptual Site Plan (Attachment 3A), and revise text related to the redesigned/relocated public use facilities (Attachment 4). The public use facilities described in the revised text and depicted on the new Conceptual Site Plan comply with the County's Florida Communities Trust (FCT) Grant Award Agreement No. 01-036-FF1 (Grant Award Agreement). The Natural Areas Management Advisory Committee (NAMAC) unanimously recommended approval of the proposed Management Plan amendments at its November 15, 2024 meeting. **There is no cost to the County associated with this item at this time.** District 7 (SS)

5. REGULAR AGENDA

D. LEGISLATIVE AFFAIRS

1. Staff recommends motion to adopt: the proposed 2025 State Legislative Agenda. **SUMMARY:** The 2025 State Legislative Agenda outlines issues that the County's Legislative Affairs and Intergovernmental Affairs Offices, in conjunction with the County's contract state lobbyists, will advocate for and work to oppose during the upcoming 2025 State Legislative Session. The 2025 State Legislative Agenda includes a variety of local government issues with a focus on items related to economic development, affordable housing, homelessness, environment and natural resources, infrastructure, and the protection of county home rule authority. Topics covered will include but are not limited to: BCC policy priorities; Palm Beach County appropriations requests; statewide legislation affecting Palm Beach County; and Local Bills affecting Palm Beach County. Countywide (SS)

E. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Overview of three (3) Cross-Departmental Teams on the County's seven (7) Strategic Priorities: Environmental Protection CDT, Infrastructure CDT, and Public Safety CDT. **SUMMARY:** The County has seven (7) strategic priorities: Economic Development, Housing Development, Unsheltered Residents, Environmental Protection, Infrastructure, Public Safety, and Substance Use and Behavioral Disorders. In 2018, cross-departmental teams (CDT) were created to address needs and work completed in relation to the strategic priorities. Today, three (3) teams (Environmental Protection CDT, Infrastructure CDT, and Public Safety CDT) will provide an update on their progress, with the remaining four (4) teams presenting on January 14, 2025. Countywide (DB)

5. REGULAR AGENDA

F. ADMINISTRATION

1. **Staff requests Board direction:** Performance appraisal process for contractual staff: County Administrator, County Attorney and Internal Auditor. **SUMMARY:** Pursuant to the Board of County Commissioners (BCC) direction at the Palm Beach County meeting December 10, 2024, County Administration was tasked with placing an agenda item on the January 7, 2025, agenda to discuss the creation of an appropriate assessment tool for contractual staff. This tool would pertain specifically to the County Administrator, County Attorney and the Internal Auditor. The attached presentation is an aggregated summary of potential areas to use as part of the evaluation process and is intended as a framework for discussion. During the January 30, 2024 BCC Workshop, Human Resources provided to the BCC a report wherein they reviewed the personnel files of the predecessors of current contractual staff in an effort to recapture the performance appraisal process previously utilized. Human Resources also performed benchmark surveys with various counties, municipalities and other industry professional organizations in an effort to capture additional options for consideration. At the conclusion of the presentation, it was determined more information needed to be gathered to allow the BCC opportunity to develop the most appropriate evaluation tool. This task coincided with additional efforts by the BCC to review and consider an Organizational Review and Assessment. The BCC directed staff to work with the Vice Mayor's Office to develop the tool. Areas to be evaluated would include how staff interacts with the BCC, and how residents are being heard. Additionally, a 360 Workforce Analysis would be programed in the future. Countywide (DO)

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JANUARY 7, 2025

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

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

B. COUNTY ATTORNEY

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JANUARY 7, 2025

8. COMMISSIONER COMMENTS

District 1 – COMMISSIONER MARIA G. MARINO

District 2 – COMMISSIONER GREGG K. WEISS

District 3 – COMMISSIONER JOEL FLORES

District 4 – COMMISSIONER MARCI WOODWARD

District 5 - COMMISSIONER MARIA SACHS

Requesting off-site approval for Proclamation declaring January 19-20, 2025 as National Certified Registered Nurse Anesthetists Week.

District 6 - COMMISSIONER SARA BAXTER

District 7 – COMMISSIONER BOBBY POWELL JR.

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JANUARY 7, 2025

9. MATTERS BY THE PUBLIC – 2:00 P.M.

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JANUARY 7, 2025

10. ADJOURNMENT

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

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