

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JANUARY 14, 2014

<u>PAGE</u>	<u>ITEM</u>	
7	2C-3	<u>DELETED:</u> Proclamation declaring February 2014 as “Yellow Dot Awareness Month” in Palm Beach County. (Sponsored by Commissioner Berger)
11	3E-2	<u>REVISED TITLE:</u> Staff recommends motion to approve: A) Amendments to Contract for Provision of Financial Assistance with the below listed agencies for the period October 1, 2013, through September 30, 2014, in an amount totaling \$363,536: 1)..2)...B) Contracts for Provision of Financial Assistance with the below listed agencies for the period October 1, 2013, through September 30, 2014, in an amount totaling \$1,409,783 <u>\$1,278,419</u> : <ol style="list-style-type: none">1. ASPIRA of Florida, Inc., for ASPIRA Violence Prevention and Leadership Program in an amount not to exceed \$125,000; and2. City of Pahokee, for Fresh Start in an amount not to exceed \$131,364; and3 <u>2.</u> The Mae Volen Senior Center, Inc., for Older American’s Act, Community Care for the Elderly, Alzheimer’s Disease Initiative, Home Care for the Elderly and Transportation match funds programs in an amount not to exceed \$1,153,419. (Community Services)
30	3AA-1	<u>DELETED:</u> Staff recommends motion to approve: a three year Agreement with the School District of Palm Beach County (School Board) to provide bus passes for the period July 2013 – June 2016. (Palm Tran) (Further staff review)
35	5A-1	<u>REVISED MOTION/TITLE:</u> Staff recommends motion to: conceptually approve: an Economic Development Incentive in the amount of \$357,500 in the form of a Job Growth Incentive Grant for Project Emblem. <p><u>A) adopt</u> a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Emblem, a company authorized to do business in the State of Florida, as a Qualified Target Industry (QTI) business pursuant to s.288.106, Florida Statutes; providing for local financial support for the Qualified Target Industry Tax Program not to exceed \$157,500; and</p> <p><u>B) conceptually approve</u> an Economic Development Incentive for Project Emblem in the amount of \$157,500 in the form of a Job Growth Incentive Grant as a portion of the local match for a State QTI Grant; and</p> <p><u>C) conceptually approve</u> an Economic Development Incentive for Project Emblem in the amount of \$200,000 in the form of a Job Growth Incentive Grant as a portion of a local match for the State Quick Action Closing Fund. (Admin/DES)</p>

- 39 5I-1 **ADD-ON, ASSIGNED TIME CERTAIN 11:00 A.M.: Staff recommends motion to approve:** a Settlement Agreement Relating to the Contract for Paratransit Services (Settlement Agreement) with Metro Mobility Management Group, LLC (MMMG) to terminate their existing contract and to provide service through January 31, 2015. **SUMMARY:** On November 19, 2013, the Board of County Commissioners (BCC) directed Staff to negotiate a settlement agreement with MMMG based on six guiding principles. The Settlement Agreement proposed is consistent with BCC direction. Attachment A to the Agenda Item summarizes the changes to the existing Contract No. 11-097R1SC (Contract). The Settlement Agreement also memorializes modifications to the Contract consistent with Amendment No. 1 which was presented to the BCC on April 23, 2013. Countywide (DR) (Palm Tran)
- 43 9E* **DELETED (was ADD-ON):** Request approval to present off-site, a Proclamation honoring the West Boca Community Council on its 35th Year Anniversary. (Sponsored by Commissioner Berger)

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

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

JANUARY 14, 2014

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance
- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
 - C. Special Presentations (Page 7)
- 3. CONSENT AGENDA (Pages 8 - 33)**
- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 34)**
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- 3F-5 Nonconcessionaire Rental Car Operator Ground Transportation Permit with Firefly Rent A Car, LLC
- 3F-6 Airline-Airport Use and Lease Agreement with U.S. Airways, Inc. at PBI
- 3F-7 Second Amendment to Short-Term Lease Agreement with Gate Gourmet, Inc. for additional space at PBI
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JANUARY 14, 2014

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring January 2014 as “Human Trafficking Awareness Month” in Palm Beach County. (Sponsored by Mayor Taylor)

2. Proclamation declaring January 2014 as “National Stalking Awareness Month” in Palm Beach County. (Sponsored by Commissioner Santamaria)

3. ~~**DELETED:** Proclamation declaring February 2014 as “Yellow Dot Awareness Month” in Palm Beach County. (Sponsored by Commissioner Berger)~~

4. Proclamation recognizing the 25th Anniversary of the Health Care District of Palm Beach County. (Sponsored by Commissioner Valeche)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** the reappointment of Mr. George T. Elmore to the Workforce Alliance, Inc. Board of Directors for the period January 14, 2014, through January 13, 2017:

Nominee/ Appointment	Seat No.	Term	Area of Representation	Nominated By
George T. Elmore	8	01/14/14 - 01/13/17	Private Sector	Business Development Board of Palm Beach County, Inc.

SUMMARY: The membership of Workforce Alliance, Inc. conforms to the requirements of the Workforce Investment Act (WIA) of 1998, and the Workforce Innovation Act of 2000. Policy for this item is defined in R2007-1220 Agreement between Palm Beach County, Florida (County) and Workforce Alliance, Inc. dated July 10, 2007. Per this Agreement, 17 private sector member appointments shall be made by County. The Workforce Investment Act of 1998 requests that an emphasis be placed on Chief Executive Officers or highest level of management positions for both community and business sector appointments. The Workforce Alliance, Inc. Board of Directors is comprised of a minimum of 35 members as determined from time to time by the Board of Directors with representatives of business in the local area who are owners of businesses, local educational entities, labor organizations, community-based organizations, economic development agencies, or one-stop partners. Mr. George T. Elmore has disclosed that he has an ownership position in and is employed by Hardrives of Delray, Inc. that contracts with the County for roadway paving and repairs. Workforce Alliance, Inc. provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sec. 2-443, of the Palm Beach County Code of Ethics. Countywide (TKF)

2. **Staff recommends motion to approve:** reappointment of the following individual to the Palm Beach County Health Facilities Authority (Authority) for a term of four years, effective May 1, 2014, to April 30, 2018:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Dr. Gerald Robinson	1	Palm Beach County Resident	Mayor Taylor Vice Mayor Burdick Comm. Valeche

SUMMARY: Chapter 154.207, Florida Statutes, allows for the creation of a Health Facilities Authority, and in 1977, the Board of County Commissioners adopted Resolution R77-379, creating the Authority. The Authority is comprised of five at-large residents of Palm Beach County. Dr. Robinson is currently serving as the Authority Chair and has served on the Authority since April 2006. He is eligible to serve another four year term and has expressed a desire to be reappointed. A memo was distributed to the Board of County Commissioners on December 10, 2013 requesting nominations. No other nominations were received. District 4 (TKF)

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

3. Staff recommends motion to approve: an Interlocal Grant Agreement with the Town of Loxahatchee Groves to voluntarily assist in funding the Office of Inspector General Operations. **SUMMARY:** The Agreement provides a means for the Town of Loxahatchee Groves to voluntarily provide biannual grant payments to Palm Beach County to assist in funding Office of Inspector General. The payments equal the amount of funding the Town would have paid pursuant to the cost apportionment method outlined in the Inspector General Ordinance. The total annual payment for Loxahatchee Groves for FY 2014 equals \$2,218. District 6 (LB)

B. CLERK & COMPTROLLER

1. **Staff recommends motion to approve:** Warrant List.
2. Staff recommends motion to approve: the following final minutes of the Board of County Commissioners' meetings:

<u>Meeting Type</u>	<u>Meeting Date</u>
Regular	December 3, 2013
Joint w/Legislative Delegation	December 4, 2013
Zoning	December 5, 2013
Regular	December 17, 2013
Environmental Control Board	December 17, 2013

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 review for sufficiency and to receive and file: the Report of County Officials Bonds dated January 2014. **SUMMARY:** Ordinance No. 98-51 sets the various bond amounts for specified county officers and provides for examination of the sufficiency of all the bonds at the regular meeting of the Board of County Commissioners in January and June of each year. Countywide (PFK)

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve:
- A)** a Contract with Drawdy Construction Company, Inc. (Drawdy) in the amount of \$647,089 for the construction of A1A Carlin Park Bridge Replacement (Project); and
- B)** a Budget Amendment of \$11,520 in the Transportation Improvement Fund to recognize reimbursement funding from the Town of Jupiter and appropriate it to the Project.
- SUMMARY:** Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Drawdy, a Palm Beach County company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. The SBE participation proposed for the Project by Drawdy is 97.56%. District 1 (MRE)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

2. **Staff recommends motion to approve:** an Interlocal Agreement (Agreement) with the City of Delray Beach (City) regarding open cuts in Palm Beach County (County) maintained rights-of-way. **SUMMARY:** Approval of this Agreement will cause the City to follow the policies and procedures set forth by the County regarding open cuts in County roads and excuse them from being required to provide surety for the open cuts, as required by County policy. The City would instead be bound by the terms and conditions of the Agreement. Districts 4, 5 & 7 (MRE)
3. **DELETED**
4. **Staff recommends motion to adopt:** a Resolution to vacate a portion of a 12-foot wide drainage easement within Lot 157 and a portion of a 12-foot wide utility easement within Lots 157 and 158, both of the plat of Old Marsh Golf Club, as recorded in Plat Book 58, Pages 62-75, Public Records of Palm Beach County, Florida. **SUMMARY:** Adoption of this Resolution will allow the petitioner to vacate a portion of each easement to allow for redevelopment of the site. The petition site is located on the west side of Jog Road and north of PGA Boulevard. District 1 (MRE)

D. COUNTY ATTORNEY

1. **Staff recommends motion to receive and file:** the official transcript for the closing of the \$13,180,000 Palm Beach County, Florida, Public Improvement Revenue Bonds (Max Planck Project), Series 2013 (the "Bonds"). **SUMMARY:** The official transcript for the Bonds has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)

E. COMMUNITY SERVICES

1. **Staff recommends motion to:**
 - A) receive and file** Notice of Grant Award from the Department of Health and Human Services, for the period March 1, 2013, through February 28, 2014, in an amount not to exceed \$8,015,985; and
 - B) approve** Budget Amendment of \$237,758 in the Ryan White Care Program Fund to align the budget to the actual grant award.

SUMMARY: A notice of grant award was received from the Health and Human Services Health Resources Services Administration issuing carryover funding from grant year 2012 in the amount of \$237,758. The total grant award for grant year 2013, including this grant award, totals \$8,015,985. Service provider contract amendments authorizing program expenditures in the amount of the award will be presented at a later date. The budget amendment is aligning the County budget with the actual grant award. No County match funds are required. (Ryan White) Countywide (TKF)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. **REVISED TITLE:** Staff recommends motion to approve:

A) Amendments to Contract for Provision of Financial Assistance with the below listed agencies for the period October 1, 2013, through September 30, 2014, in an amount totaling \$363,536:

1. Amendment No. 01 to Contract for Provision of Financial Assistance with For the Children, Inc., (R2013-0029), increasing funding by \$239,105 for a new total not to exceed amount of \$438,359; and
2. Amendment No. 01 to Contract for Provision of Financial Assistance with The Children's Home Society of Florida, (R2012-1512), increasing funding by \$124,431 for a new total not to exceed amount of \$248,862.

B) Contracts for Provision of Financial Assistance with the below listed agencies for the period October 1, 2013, through September 30, 2014, in an amount totaling ~~\$1,409,783~~ \$1,278,419:

1. ASPIRA of Florida, Inc., for ASPIRA Violence Prevention and Leadership Program in an amount not to exceed \$125,000; and
- ~~2. City of Pahokee, for Fresh Start in an amount not to exceed \$131,364; and~~
- ~~3.~~ 2. The Mae Volen Senior Center, Inc., for Older American's Act, Community Care for the Elderly, Alzheimer's Disease Initiative, Home Care for the Elderly and Transportation match funds programs in an amount not to exceed \$1,153,419.

SUMMARY: The contracts and contract amendments being recommended for approval define the scope of services, terms and conditions, and funding amounts for contracted agency services under the FY 2014 Financially Assisted Agencies (FAA) Program. The individual amendment and contract totals were approved by the Board of County Commissioners as part of the FY 2014 budget process. No additional funds are being allocated in this item. A total funding amount of \$12,258,186 was approved for the FAA program for FY 2014. Other contracts will be forthcoming upon receipt of all the required information. Countywide (TKF)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve: Contracts for Consulting/Professional Services with the below-listed agencies for the period October 1, 2013, through September 30, 2014, in an amount totaling \$239,700 for services to Head Start and Early Head Start children:

A) Audrey B. Greenwald, M.S., CCC, P.A. will provide speech and language services to Head Start children, in an amount not to exceed \$25,200;

B) CSI Private Duty Services, Inc., d/b/a Friends Assisting Seniors & Families will provide health services to Head Start and Early Head Start children, in an amount not to exceed \$164,000; and

C) Marriage & Family Services, Inc. will provide mental health services to Head Start and Early Head Start children, in an amount not to exceed \$50,500.

SUMMARY: The Division of Head Start has received funds from the Department of Health and Human Services to provide various services to Head Start and Early Head Start children. As a result, Head Start is contracting with the above-listed agencies to provide these services. Services will be funded with \$163,260 in Federal funds and \$76,440 in County funds. The contracts include a termination provision allowing for cessation of services immediately upon written notice. Sufficient funding is included in the current budget to meet County obligations. (Head Start) Countywide (TKF)

F. AIRPORTS

1. Staff recommends motion to approve: a Contract with Community Asphalt Corp. in the amount of \$750,795.55 for the Apron Pavement Rehabilitation at Palm Beach County Glades Airport (Pahokee). **SUMMARY:** This project was advertised utilizing the County's competitive bid process. On October 22, 2013, two bids were received for the Apron Pavement Rehabilitation at Pahokee. Of the two bids, Community Asphalt Corp., a Palm Beach County company has been identified as the lowest responsible/responsive bidder in the amount of \$750,795.55 for the Apron Pavement Rehabilitation at Pahokee. Although Community Asphalt Corp. did not achieve the Disadvantaged Business Enterprise (DBE) goal of 17%, Community Asphalt Corp. is responsive to the DBE requirements by demonstrating good faith efforts to achieve the goal and has committed to 8.57% DBE participation for this project. FDOT grant funding of \$600,636 and Passenger Facility Charge funding of \$150,159 are being utilized to fund this project. Countywide (JCM)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. **Staff recommends motion to approve:** the General Consulting Agreement with AECOM Technical Services, Inc. for a term of two years, with two one-year renewal options, in the amount of \$1,641,372 for the performance of professional planning and design services related to the approved Palm Beach County Airports Capital Improvement Program. **SUMMARY:** In order to carry out the approved Capital Improvement Program for the County, the Department of Airports requires professional planning and design engineering services. In accordance with Florida Statutes 287.055 and the Federal Aviation Administration's Advisory Circular 150/5100-14 (current edition), AECOM Technical Services, Inc. was competitively selected to provide these services. The first agreement of a potential multi-year contract in the amount of \$1,641,372 will provide the Department of Airports with the necessary continuing professional services to implement the approved Capital Improvement Program. The services identified and negotiated are as follows: Level 1 Tasks – Palm Beach International Airport (PBI) Taxiway C Rehabilitation, PBI Terminal Air Handler Units Replacement, PBI Taxiway A Rehabilitation, PBI Concourse A/B Commuter Apron and Taxiway Rehabilitation, PBI Air Cargo Apron Rehabilitation; Level 3 Tasks – Miscellaneous Architectural, Engineering and Planning Consulting Services, Miscellaneous Financial Consulting and Capital Programming, and Miscellaneous Environmental Consulting Services. AECOM Technical Services, Inc. is a Los Angeles, California based firm, however, the majority of the work to be completed in this Agreement will be completed and/or managed through their West Palm Beach and Tampa, Florida offices in conjunction with several Palm Beach County-based subconsultants and firms. Certain tasks performed during the term of this contract will be eligible for State and Federal grant participation; as such, the proposed fee for these tasks has been/will be verified in accordance with FAA Advisory Circular 150/5100-14C by use of an Independent Fee Analysis conducted by a neutral third party firm (Ricondo & Associates, Inc.). A Disadvantaged Business Enterprise (DBE) goal of 15% was set for this contract. AECOM Technical Services, Inc. committed to 21% in their proposal. Countywide (JCM)

3. **Staff recommends motion to approve:** Second Amendment to Terminal Building Lease Agreement (Second Amendment) with the General Services Administration (GSA), an executive agency of the United States of America, modifying the maintenance provisions of the Lease, commencing February 1, 2014. **SUMMARY:** The Terminal Building Lease Agreement (R2011-1160) provides for the lease of 10,370 square feet of office and support space for the Transportation Security Administration at the Palm Beach International Airport. GSA has requested that the Department of Airports (DOA) perform certain preventive and routine maintenance items to the leasehold space. GSA will pay an additional \$2 per square foot annually for the services. DOA may perform additional maintenance or repairs upon the request of GSA, subject to reimbursement of costs. The Second Amendment also adds a standard contract provision pertaining to third-party beneficiaries. Countywide (HJF)

4. **Staff recommends motion to receive and file:** Third Amendment to Airline Operating and Lease Agreement with Spirit Airlines, Inc. (R2012-0055), replacing Exhibit "B" effective May 1, 2013. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2007-1968. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. Staff recommends motion to receive and file: Nonconcessionaire Rental Car Operator Ground Transportation Permit with Firefly Rent A Car, LLC d/b/a Firefly commencing October 21, 2013, terminating September 30, 2014, automatically renewed on yearly basis (October 1st through September 30th). **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2012-0629. Countywide (AH)
6. Staff recommends motion to receive and file: Airline-Airport Use and Lease Agreement with U.S. Airways, Inc. commencing October 1, 2013 and terminating September 30, 2014. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2012-0823. Countywide (AH)
7. Staff recommends motion to approve: Second Amendment to Short-Term Lease Agreement (Second Amendment) with Gate Gourmet, Inc. (Gate Gourmet), providing for the lease of 3,521 square feet of additional space at the Palm Beach International Airport (PBIA) for an additional monthly rental in the amount of \$2,500, commencing upon Board approval. **SUMMARY:** The Short-Term Lease Agreement (R2010-1982), as amended, (Lease) provides for the lease of 3,278 square feet of space within Building 1169, at PBIA. Gate Gourmet has requested an expansion of its leasehold space, consisting of 3,521 square feet of additional space (Expansion Area) for which Gate Gourmet will pay an additional \$2,500 per month, including utilities. The Second Amendment allows Gate Gourmet to terminate the provisions of the Expansion Area from the Lease upon 15 days notice. The Second Amendment also updates the Inspector General language and adds a standard contract provision pertaining to third-party beneficiaries. Countywide (HJF)
8. Staff recommends motion to approve: Development Site Lease Agreement with Palm Auto Plaza, LLC, for an initial term of ten years from date of beneficial occupancy and an initial annual rental of \$258,611. **SUMMARY:** The Lease provides for the lease of approximately 344,814 square feet of unimproved ground located south of the Palm Beach International Airport for construction, operation and maintenance of a retail automotive sale and service facility. The initial term of the Lease is ten years with four five-year options to renew, at Palm Auto Plaza's option. The Lease provides for a minimum capital investment of \$5,000,000 toward the construction of tenant improvements. The Lease also provides for the termination by the Palm Auto Plaza in the event it is unable to obtain the necessary governmental approvals to develop the property as proposed. Countywide (HF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to approve:** Contract with Harry's Painting & Enterprises, Inc. in the amount of \$316,464 for interior painting at the Water Utilities Department's Southern Regional Water Reclamation Facility. **SUMMARY:** The work consists of interior painting of twelve buildings. The repainting is necessary to assist with recurring maintenance problems and aesthetics of the facility. The assorted buildings include office and equipment areas. The funding for this project is from Water Utilities user fees. This work was competitively bid with Harry's Painting & Enterprises, Inc. submitting the lowest responsive, responsible bid. The total construction duration is 360 days. The goal for Small Business Enterprise (SBE) participation is 15%. The SBE participation in this contract is 0%. Harry's Painting & Enterprises, Inc. is a Pasco County company. (Capital Improvements Division) District 5 (JM)

2. **Staff recommends motion to approve:** Amendment No. 2 to the Contracts for architectural services on a continuing contract basis:

A) Colome' & Associates, Inc. (R2011-0113);

B) Leo A. Daly Company (R2011-0112); and

C) Tercilla, Courtemanche Architects, Inc. (R2011-0122).

SUMMARY: Amendment No. 2 extends the term of three contracts for professional consulting services for architectural services for one year. The Board approved annual contracts on February 1, 2011. The original Contracts provided for an initial two year term with two one-year renewal options. Amendment No. 2 will provide services during the second renewal period. The Small Business Enterprise (SBE) goal for these contracts is 15% participation. During the first three years of these contracts, Colome' & Associates, Inc. has achieved 87.9% SBE participation, Leo A. Daly Company has achieved 28.7%, and Tercilla, Courtemanche Architects, Inc.'s has achieved 89.4%. Colome' & Associates, Inc. and Tercilla, Courtemanche Architects, Inc. are both SBE firms. All three of these firms are local. (Capital Improvements Division) Countywide (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve: Amendment No. 3 to annual minor construction contracts extending the term for one year and increasing the maximum dollar value by \$1,500,000:

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>SBE or Non SBE</u>	<u>Work Orders During 3rd term</u>	<u>Total SB Participation to Date</u>
All-Site Construction, Inc.	R2011-1599	SBE	\$291,967	42.6%
Andrea Construction, Inc.	R2011-1601	SBE	\$162,575	61.2%
Coral-Tech Associates, Inc.	R2011-1603	Non SBE	\$0	4.8%
Ralph Della-Pietra, Inc.	R2011-1610	SBE	\$193,171	33.4%
Robling Architecture Construction, Inc.	R2011-1611	SBE	\$0	84.7%
Joe Schmidt Construction, Inc.	R2011-1612	SBE	\$188,805	89.9%
Triton Associates, Inc.	R2011-1614	SBE	\$6,200	82.8%

SUMMARY: This annual Minor Construction contract is an indefinite-quantity contract with a maximum cumulative value per year. Projects are bid among the pre-qualified participants. This amendment is a renewal to the contract. The original contracts provided for an initial one year term with four one-year renewal options. Staff is bringing forward Amendment No. 3 at this time because the contract has reached its maximum dollar value within this renewal period as the use of this competitive bidding process continues to increase versus using the job order contracting method as in the past. During the third term of this contract, the County awarded \$842,718.04 in work orders. In addition, Staff is requesting the cumulative limit be increased by \$1,500,000 and the contract extended for one year or when the contract value is reached, whichever comes first. This would be the last renewal with the contract re-bid at the end of this term. All contractors are Palm Beach County companies with the exception of Coral-Tech Associates, Inc. who is a Broward County company. The Small Business Enterprise (SBE) participation goals for the minor construction contracts are 15%. The cumulative SBE participation for all work orders to date is 48%. (Capital Improvements Division) Countywide (JM)

4. Staff recommends motion to approve: Contract with Alliedbean Demolition, Inc. in the amount of \$239,995 for demolition of the former County Home located at 1200 45th Street, West Palm Beach. **SUMMARY:** The work consists of demolishing the 87,000 square foot multi-wing building, support structures and providing limited site restoration after demolition. This work was competitively bid with Alliedbean Demolition, Inc. submitting the lowest responsive, responsible bid. The funding for this project is from Public Building Improvement Fund (50%) and the Health Care District of Palm Beach County (50%) pursuant to Interlocal Agreement R2013-0757. The total construction duration is 60 calendar days. The goal for Small Business Enterprise (SBE) participation is 15%. The SBE participation in this contract is 24%. Alliedbean Demolition, Inc. is a non-SBE, Broward County company. (Capital Improvements Division) District 7 (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. **Staff recommends motion to approve:** an Interlocal Agreement with Palm Beach State College, a Florida College System Institution (Participant) allowing for interoperable communications through the countywide common groups of the County's 800 MHz Radio System (System). **SUMMARY:** The Interlocal Agreement (Agreement) provides the terms and conditions under which the Participant can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. The County's system will not be utilized for routine operational communications by the Participant. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Participant is required to pay all costs associated with Participant's subscriber units and to comply with the established operating procedures for the County's System. The term of the Agreement is for five years with three five-year renewal options. The Agreement may be terminated by either party, with or without cause, upon ten days written notice to the other party. (ESS) Countywide (JM)

6. **Staff recommends motion to approve:** an Interlocal Agreement with the Town of Highland Beach, a municipal corporation (Town) allowing for direct access to the County's 800 MHz Public Safety Radio System. **SUMMARY:** This Agreement provides the terms and conditions under which the Town can directly access the County's 800 MHz Public Safety Radio System (Radio System). The terms of this Agreement are standard and have been offered to all municipalities and local branches of State/Federal agencies where connection through an established municipal hub is not technically feasible. The Town has been participating on the County's System since 2001. The Agreement requires that the Town pay a one-time \$2,089/unit access or capacity charge as well as annual fees of \$211.42/unit towards the renewal and replacement fund and \$154/unit towards maintenance and operation of the system infrastructure. The annual fees are consistent with those being charged to the County departments. The Town is required to pay all costs associated with Town's subscriber units and to comply with the established operating procedures for the System. The Town will assign representatives to participate in user committee meetings to discuss system maintenance and administration issues. The term of the Agreement is for five years and there are two renewal options, each for a term of four years. The Agreement may be terminated by either party, with or without cause on October 1st of any year, with a minimum of six months notice. (ESS) Countywide (JM)

7. **Staff recommends motion to approve:** Amendment No. 5 to Contract with Horizon Air Conditioning, Inc. (R2010-0067) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to Horizon Air Conditioning, Inc.. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. Horizon Air Conditioning, Inc.'s SBE participation for work orders issued to date is 79.83%. Horizon Air Conditioning, Inc. is a Palm Beach County company and is a certified SBE contractor. (FD&O Admin) Countywide (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. **Staff recommends motion to approve:** Amendment No. 5 to Contract with Farmer and Irwin Corporation (R2010-0066) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to Farmer and Irwin Corporation. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. Farmer and Irwin Corporation's SBE participation for work orders issued to date is 2.86%. Farmer and Irwin Corporation is a Palm Beach County company. (FD&O Admin) Countywide (JM)

9. **Staff recommends motion to approve:** Amendment No. 5 to Contract with The Airtex Corporation (R2010-0070) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to The Airtex Corporation. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. The Airtex Corporation SBE participation for work orders issued to date is 61.53%. The Airtex Corporation is a Palm Beach County company and a certified SBE contractor. (FD&O Admin) Countywide (JM)

10. **Staff recommends motion to approve:** Amendment No. 5 to Contract with Kerney & Associates, Inc. (R2010-0069) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to Kerney & Associates, Inc. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. Kerney & Associates, Inc.'s SBE participation for work orders issued to date is 74.67%. Kerney & Associates, Inc. is a Palm Beach County company and is a certified SBE contractor. (FD&O Admin) Countywide (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. **Staff recommends motion to approve:** Amendment No. 5 to Contract with Precision Air Systems, Inc. (R2010-0065) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to Precision Air Systems, Inc. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. Precision Air Systems, Inc.'s SBE participation for work orders issued to date is 10.55%. Precision Air Systems, Inc. is a Palm Beach County company and is a certified SBE contractor. (FD&O Admin) Countywide (JM)

12. **Staff recommends motion to approve:** Amendment No. 5 to Contract with E.C. Stokes Mechanical Contractors, Inc. (R2010-0068) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000. **SUMMARY:** Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to E.C. Stokes Mechanical Contractors, Inc. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six participating contractors. The renewal term is for twelve months or until \$2,000,000 in work orders are issued in this term. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. E.C. Stokes Mechanical Contractors, Inc.'s SBE participation for work orders issued to date is 97.16%. E.C. Stokes Mechanical Contractors, Inc. is a Palm Beach County company. (FD&O Admin) Countywide (JM)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to:

A) receive and file a Cooperative Agreement with the U.S. Environmental Protection Agency (EPA) providing \$1,000,000 under the Brownfields Revolving Loan Fund (BRLF) Program for the period October 1, 2013 to September 30, 2018;

B) approve a Budget Amendment of \$1,000,000 in the USEPA Revolving Loan Fund to recognize the grant revenue and to establish the grant appropriation budget; and

C) approve a Budget Transfer in the Economic Development Fund to increase the charge off amount.

SUMMARY: On October 16, 2012, the Board of County Commissioners authorized the submission of a Request for Proposal to EPA for the receipt of a BRLF Grant. EPA approved the request for \$1,000,000 and provided the County its approval through the Cooperative Agreement (Grant No. BF-00D12713-0). The BRLF Grant will offer financial assistance to qualifying borrowers and subgrantees to cleanup properties that have been designated as brownfields, creating opportunities for employment and revitalizing the community. These funds will be used in conjunction with other economic development loan programs administered by the Department of Economic Sustainability. EPA requires a 20% cost share as a condition for the use of their grant funds which will be met through the use of other funds such as the Section 108 Loan Program. EPA allows up to ten percent (10%) of the grant to be used for programmatic costs for managing this program. The Cooperative Agreement, as executed by EPA, is now being submitted to the Board to receive and file in accordance with County PPM CW-0-051. **These are Federal grant funds which require a 20% cost share to be met from non-ad valorem sources.** (Strategic Planning Section) Countywide (DW)

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve: reappointment of three members to the Building Code Advisory Board:

<u>Nominee</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Roger Held	1	Building Official District 1	Building Officials Association of Palm Beach County	01/14/14-01/13/17
Michael Grimm	3	Building Official District 3	Building Officials Association of Palm Beach County	01/14/14-01/13/17
Michael Fichera	4	Building Official District 4	Building Officials Association of Palm Beach County	01/14/14-01/13/17

SUMMARY: The Building Code Advisory Board was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for Board members is three years with no limit to the number of terms a member may serve. The Building Officials Association of Palm Beach County has renominated Roger Held, Michael Grimm and Michael Fichera for a term of three years. The Board is comprised of sixteen members: seven Building Officials, one from each commission election district appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and one professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. Countywide (SF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. **Staff recommends motion to approve:** a Contract with All Webbs Enterprises, Inc. for the Water Treatment Plant No. 11 Floridan Aquifer Production Wells PW-9 & PW-10 Contract in the amount of \$2,576,190. **SUMMARY:** On October 17, 2013, two bids were received for Project No. WUD 11-101 to construct two production wells, PW-9 & PW-10. The low bidder, All Webbs Enterprises, Inc., is the lowest responsive, responsible bidder in the amount of \$2,576,190. The two additional wells are necessary to maintain adequate wellfield capacity as the existing well pumps were decreased from 1500 gpm to 900 gpm to prevent further decline in raw water quality. Rehabilitation of four existing wells is included in the Contract to maintain wellfield capacity and to reduce well drawdown. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. All Webbs Enterprises, Inc. has met the SBE goal with a participation of 99.99% overall. All Webbs Enterprises, Inc. is a local company. (WUD Project No. 11-101) District 6 (JM)

2. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 59 with Mathews Consulting, Inc. (R2011-0633) for Water Treatment Plant 11 Floridan Aquifer Production Wells PW-9 & PW-10 services during construction in the amount of \$190,388. **SUMMARY:** On May 3, 2011, the Palm Beach County Board of County Commissioners (BCC) approved the Contract for Utility, Architectural and Value Engineering Services with Mathews Consulting, Inc. (R2011-0633) to obtain engineering/professional service for utility related projects. This CSA will provide for construction services related to the Water Treatment Plant 11 Floridan Aquifer Production Wells PW-9 & PW-10 and rehabilitation of four existing wells to maintain wellfield capacity. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Mathews Consulting, Inc. provides for SBE participation of 55% overall. This CSA includes 100% overall participation. The cumulative SBE participation, including this CSA is 58.54% overall. Mathews Consulting, Inc. is a local company. (WUD Project No. 11-101) District 6 (JM)

3. **Staff recommends motion to receive and file:** executed Agreement received during the month of October 2013:

A) Amendment to Standard Potable Water, Wastewater Development Agreement due to increase in capacity equal to or less than ten percent (10%) of the original Capacity Reservation or 10 ERCs/ERICs, whichever is greater. SDA No. 05-01067-001 (District 5)

SUMMARY: In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants/procurement items must be submitted by the initiating Department as a receive and file agenda item. The document has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director/Deputy Director of the Water Utilities Department in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the Board to receive and file. District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. DELETED

5. Staff recommends motion to approve: Change Order No. 1 to the Contract with Foster Marine Contractors, Inc. (R2011-1950) for the Water Treatment Plant No. 9 Surficial Wells Project in the amount of \$191,125.57 with a time extension of 149 days. **SUMMARY:** On December 6, 2011, the Palm Beach County Board of County Commissioners approved the Contract for the Water Treatment Plant No. 9 Surficial Wells Project, in the amount of \$3,347,441.50 with Foster Marine Contractors, Inc. (R2011-1950). This Change Order authorizes and provides for final quantity adjustments and changes necessitated by construction conditions. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. This Change Order includes zero overall participation. The cumulative SBE participation, including this Change Order is 16.89% overall. Foster Marine Contractors is a local company. (WUD Project No. 09-049) District 5 (JM)
6. Staff recommends motion to approve: an Interlocal Agreement (Agreement) with the Village of Palm Springs (Village) for the purchase and sale of bulk wastewater services. **SUMMARY:** In order to ensure the most efficient delivery of wastewater service in Palm Beach County, the County has encouraged the use of cooperative agreements with neighboring public utilities. This Agreement provides the Village with short-term emergency wastewater service and long-term bulk wastewater service. The Commodity Fee for short-term emergency wastewater service is set at \$1.70 per 1,000 gallons of wastewater to be indexed annually. The Commodity Fee for long-term bulk wastewater service is set at \$2.04 per 1,000 gallons of wastewater also to be indexed annually. All service will be considered to be emergency service unless the Village elects to exercise the bulk wastewater service option by written notice to the County prior to October 1, 2018. In addition, the Village must also provide the County written consent from the East Central Regional Wastewater Treatment Facilities Operation Board. The Village is responsible for all costs of construction for interconnect facilities. Districts 2 & 3 (MJ)
7. Staff recommends motion to approve: a Contract for Sustainability and Strategic Planning Consulting Services with Black and Veatch Corporation. **SUMMARY:** This continuing Contract will be used by Palm Beach County Water Utilities Department (WUD) to obtain engineering/professional services for utility related projects. The selected engineering firm was procured under the provisions of Florida Statutes 287.055 (Consultant Competitive Negotiation Act). Consultant Service Authorizations will be negotiated and issued against the contracts on a task basis at the sole discretion of the County. The Contract has a term of three years, subject to an annual performance review. The firm has agreed to meet or exceed a 15% small business participation goal. The consultant has included a list of certified small business subcontractors which they intend to use to meet their Small Business Enterprise (SBE) goal. Black and Veatch Corporation is not a Palm Beach County company, but has made a commitment to open a Palm Beach County office once sufficient workload is established. (WUD Project No. 14-001) Countywide (JM)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to approve:** Temporary Partial Assignment of Easement Agreement (R99-1654D) for Beach Restoration with Florida Inland Navigation District (FIND) for maintenance dredging and beach restoration within the Jupiter/Carlin Shore Protection project area, commencing upon execution and terminating May 1, 2024. **SUMMARY:** A temporary assignment of a construction easement originally granted by Ocean Trail Unit Owners Association, Inc. is necessary for access to and placement of maintenance dredged material discharged south of Jupiter Inlet. Sand will be pumped onshore from the Intracoastal Waterway (ICW) and will be used to restore the beach area of the subject property. Authorized uses in the Temporary Partial Assignment include the right to deposit sand, alter contours, construct berms, move and remove equipment and supplies, and perform any other work necessary and incident to the construction and maintenance of the ICW. FIND will begin construction no sooner than January 2, 2014. District 1 (SF)

2. **Staff recommends motion to approve:** Change Order No. 3 to Contract (R2013-0164) with Center Marine Contracting, LLC in the amount of \$719,635. The Change Order provides a new fill disposal site for ongoing maintenance dredging in the vicinity of South Lake Worth Inlet (Project No. 2012ERM04). **SUMMARY:** This Change Order authorizes Center Marine Contracting, LLC (Center Marine) to transport and support the placement of non beach-compatible fill dredged from the South Lake Worth Inlet project area to the Grassy Flats Restoration Project area. The Contract price is revised from \$1,455,134 to \$2,174,769. The Contract time will be increased by 121 working days. Funding will be provided from the Vessel Registration Fund, a non-ad valorem funding source. To date, Center Marine has met its commitment to 22.44% Small Business Enterprise (SBE) participation and the revised commitment including this Change Order is 47.62% SBE participation. This Change Order is co-dependent on the concurrently recommended Work Order No. 1825-01 to Contract R2013-1825, recommended as item 3L3 on the same agenda. District 4 (JM)

3. **Staff recommends motion to approve:**
 - A) Work Order No. 1825-01 to the Palm Beach County Annual Dune & Wetlands Restoration Project No. 2013ERM01 Contract (R2013-1825) with Eastman Aggregate Enterprises, LLC (Eastman) not to exceed \$841,402 to provide a portion of the wetland restoration services for the Grassy Flats Restoration Project; and
 - B) Budget Transfer of \$150,000 from the Manatee Protection Program to the Grassy Flats Project in the Natural Areas Fund.**SUMMARY:** The Board of County Commissioners approved an annual construction Contract with Eastman, a Palm Beach County SBE company, for the Palm Beach County Annual Dune & Wetlands Restoration Project No. 2013ERM01 (R2013-1825) on December 17, 2013. Work Order No. 1825-01 authorizes Eastman to complete muck capping for the Grassy Flats Restoration Project. Eastman committed to an overall 44.05% SBE participation in the Contract and will achieve 97.17% participation with this Work Order. The Grassy Flats Work Order is funded in part by a \$110,000 grant from the Florida Department of Environmental Protection (R2013-1729), Environmental Enhancement Non-Specific Fund and the Manatee Protection Program. The Budget Transfer will provide funding for the Work Order and ancillary project costs associated with term contracts. This Work Order is co-dependent on the concurrently recommended Change Order No. 3 to Contract R2013-0164, recommended as item 3L2 on the same agenda. District 7 (JM)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to approve: Budget Transfer of \$7,958 in Park Improvement Fund from the Payment in Lieu of Recreation reserve to Green Cay Nature Center Improvements. **SUMMARY:** This budget transfer establishes funding for the Green Cay Nature Center Improvements project from reserves generated pursuant to the County's Unified Land Development Code (ULDC) Article 5, Parks and Recreation – Rules and Recreation Standards. Article 5 revenues originate from cash-outs from residential developments that are unable to provide homeowners onsite recreation areas. Revenues from this fund are to be used for the purpose of acquiring and/or developing land necessary to meet the need for neighborhood or community type recreational facilities created by the development. This funding will be used for the purchase of a custom made ladder necessary to access the 900 and 1,200 gallon tanks housing live aquatic animals at the Green Cay Nature Center. The purchase of this ladder has been recommended by Risk Management. Funding for this project is from the \$123,379.20 Payment in Lieu of Recreation payment received for the Aspen Square development. A balance of \$74,216.20 will remain after this expenditure. This project meets the requirements of ULDC Article 5. District 5 (AH)

2. Staff recommends motion to:
 - A) **receive and file** a fully executed Florida Inland Navigation District (FIND) Waterways Assistance Program Grant Project Agreement to reimburse the County for the acquisition of a one acre parcel within Bert Winters Park for the period November 12, 2013, through September 1, 2015; and
 - B) **approve** Budget Amendment of \$250,000 within the \$50 Million General Obligation Waterfront Access Bond Fund to establish budget for the approved grant.

SUMMARY: On May 7, 2013, the Board authorized submission of a Waterways Assistance Program (WAP) grant application, R2013-0568, to fund 25% of the purchase price for a one acre waterfront outparcel within Bert Winters Park. The County was able to negotiate a purchase price of \$1,000,000 for the subject property, over \$200,000 below the appraised value. The County acquired the property on April 25, 2013, and the deed is recorded in OR Book 26053, Page 0077. District 1 (AH)

3. Staff recommends motion to approve: Third Amendment to Agreement with Acme Improvement District, Boys and Girls Clubs of Palm Beach County, Inc., and the Village of Wellington in an amount not-to-exceed \$600,000 for the funding of the Wellington Boys and Girls Club facility construction costs to add the Village of Wellington as an additional party to this Agreement and to modify the issuance of reimbursement payments from the Boys and Girls Club to the Village of Wellington. **SUMMARY:** This Third Amendment to Agreement, R2008-1922, as amended by R2010-1909 and R2012-0837, adds the Village of Wellington as an additional party to this Agreement. This Amendment also acknowledges that the Village of Wellington, not the Boys and Girls Club, paid for the design and construction of the facility and that reimbursement payments should be made to the Village. All other terms of the Agreement, including the funding amount of \$600,000, remain the same. Funding is from the 2002 \$50 Million Recreation and Cultural Facilities Bond. District 6 (PK)

3. CONSENT AGENDA APPROVAL

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: appointment of Jesus Garza to complete the term of Burton Ashton, Seat No. 8, for the term noted below:

<u>Name</u>	<u>Category, Seat Number</u>	<u>Expire</u>
Jesus Garza	Vegetable Industry, Seat 8	9/30/15

SUMMARY: Based on Resolution No. 94-1760, nine agricultural related entities were requested to nominate one member each to the Agricultural Enhancement Council (AEC). The nine members represent the following agricultural industry areas: Farm Bureau, Agricultural Value Added Industry; Agricultural Finance, Vegetable Industry, Sugar Cane Industry, Nursery Industry; an Agricultural Supplier and the Equestrian Industry. Countywide (AH)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to approve:

A) an Interlocal Agreement in the amount of \$130,000 with the City of Belle Glade as a partner to implement the Youth Violence Prevention Project in the targeted area;

B) an Interlocal Agreement in the amount of \$100,000 with the City of Riviera Beach as a partner to implement the Youth Violence Prevention in the targeted area; and

C) an Interlocal Agreement in the amount of \$150,000 with the City of Lake Worth as a partner to implement the Youth Violence Prevention Project in the targeted area.

SUMMARY: The Board of County Commissioners approved \$400,000 in ad valorem funding for select Youth Empowerment Centers which are the prevention component of the Youth Violence Prevention Project (Project), and the law enforcement workgroup. Youth Empowerment Centers were created in 2006 in the five cities with the greatest risk for future violence. All five Centers remain operational and are supported by their respective cities, grant funds, and ad valorem funding. Youth Empowerment Centers incorporate teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. Additionally, Centers support Teen Councils that have helped define the needs and wants of the teens in the community. A separate \$20,000 was allocated to the law enforcement workgroup and will be administered through Criminal Justice Commission. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. **Staff recommends motion to approve:** a Donation Agreement with the Palm Beach County Sheriff's Office, providing for one Contender marine vehicle and related equipment. **SUMMARY:** The Palm Beach County Sheriff's Office (Sheriff) holds title to five assets which the Sheriff has classified as surplus, obsolete or the continued use of which is uneconomical or inefficient. Pursuant to this Donation Agreement, the Sheriff will donate and transfer title of the assets to the County in support of its Fire Rescue operations, as follows: 2003 Contender Boat (VIN No. JDJ31623A303), 2001 Float-On Trailer (VIN No. 40YBF33241F000091), 2008 Mercury Motor (Serial No. 1B716141), 2008 Mercury Motor (Serial No. 1B701816), and a Raymarine Radar Package (Serial No. 0290467). The estimated value of the equipment is \$70,000. The costs associated with storage, maintenance and repair shall be the responsibility of the County and is estimated to be approximately \$25,000 per year. Countywide (SB)

2. **Staff recommends motion to approve:** the Collective Bargaining Agreement with the Professional Firefighters/Paramedics of Palm Beach County, Local 2928, IAFF, Inc., Battalion Chiefs' Supervisory Unit, for the period October 1, 2012, through September 30, 2015. **SUMMARY:** This Agreement was ratified by the Union membership on November 14, 2013, and intended changes corrected through a Letter of Agreement between the parties dated December 12, 2013. The major elements of this agreement are as follows: across-the-board (ATB) increase in the 3rd year; annual increase of 3% for health insurance contributions effective January 1, 2015; and changes in pay plan for on-call hours worked above normal 40-hour work schedule. The three-year cumulative fiscal impact amounts to \$104,570 and includes ATB increases as follows:

FY 2013	October 1, 2012	0%
FY 2014	October 1, 2013	0%
FY 2015	October 1, 2014	3%

Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (Cont'd)

3. Staff recommends motion to:

A) ratify a Grant Application for firefighting safety and personal protection equipment to the U.S. Department of Homeland Security's (DHS) 2013 Assistance to Firefighters Grant program in the amount of \$940,818, of which the County will be responsible for a local match of \$141,123; and

B) ratify the Mayor's designation of the County Administrator, or his designee (Deputy Chief Thomas Tolbert), to act as the County's representative for the purpose of electronically signing and submitting the grant application for firefighting safety and personal protection equipment via the DHS/FEMA website.

SUMMARY: The 2013 Assistance to Firefighters Grant (AFG) Program is a competitive grant program designed to assist local fire departments in protecting citizens and firefighters against the effects of fire and fire-related incidents. This grant program funds activities such as purchasing firefighting equipment, personal protection equipment, training, firefighting vehicles, and firefighter/first responder safety projects. Fire Rescue submitted an application for firefighter safety and personal protection equipment (PPE). If awarded the grant request, Fire Rescue will use the \$799,695 in federal funding to purchase 293 personal protective coats and 296 personal protective pants, along with nine washer/extractor machines and nine specialized dryers. This grant funding would cover 100% of the first year start up costs for the purchase of the PPE, initial advanced cleaning of 1,400 sets of PPE by an outside vendor, and the purchase of equipment necessary for routine cleaning and maintenance. Our goal is to provide high quality, up-to-date PPE to our firefighters to protect them while conducting fire fighting operations, therefore reducing exposure to cancer-causing byproducts due to outdated and/or soiled protective gear. Grant rules require submission of grant applications by electronic format in order to assure an efficient review and competitive scoring of all funding requests submitted under this program. The deadline for submission of this Grant Application to the grantor agency was 5:00 p.m. on December 6, 2013. Due to the preparation time, submittal deadlines, and BCC meeting dates, the grant had to be submitted prior to full Board approval. Pursuant to Section 309.00 of the Palm Beach County Administrative Code, the Mayor approved this Grant Application, which now must be ratified by the Board. The Grant Application includes certifications of compliance with required assurances and certifications, as stated in the application and related program guidance. Countywide (SB)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to receive and file: exercise of Renewal Option Form for Software License and Professional Services Agreement (R2012-1939) with the Government of the U.S. Virgin Islands, for a one-year period from October 1, 2013 to September 30, 2014. **SUMMARY:** The Information Systems Services Department developed and currently hosts a Business License Web Application for the Government of the U.S. Virgin Islands. The Virgin Islands pays the County a software lease fee of \$1,650 per month, an application hosting fee of \$3,850 per month, and Professional Services up to \$98,000 per year. The Exercise of Renewal Option Form provides for a one year renewal period from October 1, 2013 to September 30, 2014. Authority was delegated to the ISS Director by the County Administrator to approve and execute future Agreements and Change Orders up to a maximum total revenue of \$200,000. Countywide (PFK)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (Cont'd)

2. Staff recommends motion to:

A) rescind the Interlocal Agreement (R2012-1141) dated August 14, 2012;

B) approve the Interlocal Agreement for network services with Palm Beach County and the Town of Lantana for an annual revenue total of \$4,800 and;

C) authorize the County Administrator or his designee, ISS Director, to approve and execute Task Orders associated with these services, up to a maximum dollar value of \$50,000 per Task Order.

SUMMARY: The Town of Lantana (Town) has an existing network services Interlocal Agreement with Palm Beach County (R2012-1141) with a term condition of one-year without automatic renewals. The Town of Lantana wishes to amend this Interlocal Agreement to remove the one-year term expiration and replace with the County's standard automatic annual renewal term. The monthly network service fees of \$400, or \$4,800 annually, remains unchanged. The Florida LambdaRail LLC has approved the Town of Lantana's connection to the Florida LambdaRail. District 7 (PFK)

3. Staff recommends motion to approve: 4th Maintenance Services Schedules to the Master Services Agreement with AT&T (R2009-1055) for maintenance in the amount of \$214,049 and purchase of equipment and other services pertaining to the County's Meridian telephone systems estimated at \$20,000, for a new total of \$234,049 for the period February 1, 2014, through February 1, 2015. **SUMMARY:** These 4th Maintenance Services Schedules provide quotes for the total cost of maintenance services, purchase of telephone equipment and other PBX-related services for the Meridian telephone systems located at the Judicial Center Complex and Airport Center. AT&T has offices in Palm Beach County. Countywide (PK)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: an executed Agreement with Palm Beach State College (PBSC) to provide Community Emergency Response Team (CERT) training for Palm Beach County residents in an amount not to exceed \$2,550 per class for the period of October 1, 2013, through September 30, 2014, with two one-year options to renew subject to availability of grant funding. **SUMMARY:** The Department of Public Safety through its Division of Emergency Management is charged with mitigation, preparedness, response, and recovery from disasters. Part of those responsibilities is educating the community on disaster preparedness and response so that in a major disaster they can be self sufficient until professional help arrives. PBSC has been providing CERT training to Palm Beach County citizens on behalf of the Division of Emergency Management for a number of years. The contract with PBSC would allow for the continuation of the CERT training at a not to exceed cost of \$2,550 per class provided that grant funding is available. R2012-0190 authorizes the County Administrator or his designee to execute contracts with PBSC to provide CERT training on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office and within budgeted allocations. **No County matching funds are required for this Agreement.** Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to:

A) approve a Reinstatement and Amendment to the original agreement with Children's Home Society of Florida (R2011-0776-Original Agreement; R2012-1847 First Amended Agreement) to extend the Agreement for an additional twelve months to September 30, 2014 and increase the Agreement amount by \$12,000 for a new total not to exceed amount of \$52,400 to continue providing professional services in the area of Family Drug Court/Dependency proceedings; and

B) approve a Reinstatement and Amendment to the original agreement with Drug Testing and Counseling Services, Inc. (R2010-0654-Original Agreement; R2012-1848 First Amended Agreement) to extend the Agreement for an additional twelve months to September 30, 2014 and increase the Agreement amount by \$22,000 for a new total not to exceed amount of \$91,300 to continue providing drug testing services to the Family Drug Court program; and

C) receive and file the approved Family Drug Court Grant (2009-DC-BX-0115) Adjustment Notice to extend the grant period for an additional twelve months to September 30, 2014.

SUMMARY: The Division of Justice Services, in conjunction with the Department of Children and Families Substance Abuse and Mental Health Office applied for and was awarded a grant from the Office of Justice Programs in the amount of \$484,907 to develop a Family Drug Court program in 2009 to address substance abuse and other issues affecting the parent(s) of children in new dependency petitions. A request to extend the grant to September 30, 2014 was approved in order to fully expend the grant award. Therefore, amendments to the Children's Home Society and the Drug Testing and Counseling Services, Inc. agreements are necessary. Countywide (PGE)

3. Staff recommends motion to receive and file: executed Agreement with the City of Palm Beach Gardens in the amount of \$9,500 for the use of the Geographic-based Notification System, "Dialogic" for a period of three years beginning on January 14, 2014. **SUMMARY:** The Agreement provides access to the County's Geographic-based and/or NXT, roster-based Alert and Notification System (Dialogic System). The County's Dialogic System has been in place for over eight years and allows Palm Beach County agencies, municipalities, State and County Departments to access the dialogic system to make approximately 2,000,000 calls. It has been used for Amber Alerts, hurricane evacuations, boil water notices, etc. Resolution R2006-0799 authorized the County Administrator or his designee to sign Dialogic agreements on behalf of the Board of County Commissioners. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

4. Staff recommends motion to:

A) approve Amendment No. 1 to the Contract with Byron V. Reid, DVM, an individual, d/b/a Byron Reid & Associates V.M.D.P.A. for on-call veterinary services for large animals in an amount not to exceed \$10,000 for the period January 15, 2014, through January 14, 2015; and

B) authorize the County Administrator or his designee, the Director of Public Safety to approve the renewal of this contract and necessary minor amendments that do not change the scope of work or terms and conditions of this Contract.

SUMMARY: The Animal Care and Control Division is required to provide appropriate and necessary veterinary services for sheltered animals. This Amendment will provide part-time relief and emergency “on-call” professional medical services for sheltered animals on an as needed basis. This is the first renewal of the Contract entered into on January 15, 2013 (R2013-0083) to renew the Contract for an additional term. Countywide (SF)

Z. RISK MANAGEMENT

1. Staff recommends motion to approve: the First Amendment to Contract No. R2012 1144 with Island Medical Care, LLC., (Dr. Earl Campazzi, M.D.), increasing the hours per week of on-site physician services for the County’s occupational health clinic from twenty to twenty-four hours for the remaining period of the contract through August 31, 2015 with a not-to-exceed contract amount of \$448,413.35. **SUMMARY:** Staff requests an increase in the weekly onsite services of Dr. Campazzi in the amount of four hours totaling twenty-four hours each week. This will enable the Occupational Health clinic to see more injured workers on-site and reduce the costs of outside referrals. The contract contains a multi-year flat hourly rate guarantee through August 31, 2015. Countywide (TKF)

AA. PALM TRAN

1. ~~**DELETED: Staff recommends motion to approve:** a three year Agreement with the School District of Palm Beach County (School Board) to provide bus passes for the period July 2013 — June 2016. **SUMMARY:** Since August 1998, Palm Beach County and the School Board have collaborated to provide reduced price bus passes to Palm Beach County School District students. The Agreement provides options for semester, monthly and daily passes. The monthly rate will provide a 9% reduction below the current rate. This Agreement benefits Palm Tran by providing a guaranteed revenue stream while reducing the overall operating cost on routes by reducing the time associated with the acceptance and verification of individual fares. Countywide (DR)~~

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (Cont'd)

2. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, approving a supplemental Joint Participation Agreement (JPA-430296-1-) with the State of Florida Department of Transportation (FDOT), provide additional funding to assist mass transit operating in the Lake Region area of Palm Beach County; establishing an effective date. **SUMMARY:** On August 16, 2011, the Board of County Commissioners (BCC) approved an Agreement (R2011-1235) with FDOT to provide transit corridor grant funds to allow Palm Tran to provide increased service frequency between South Bay and Canal Point. This JPA will provide 100% operating funding in the amount of \$863,400 bringing the Agreement total to \$2,590,200. No additional County funds are required for this service or as a match to this grant. Surplus grant funding will support this level of service until September 30, 2015 and staff will be bringing an extension request to the BCC in October 2014. District 6 (DR)

3. Staff recommends motion to approve: the Labor-Management Agreement (LMA) between Palm Tran, Inc. and the Palm Beach County Board of County Commissioners (BCC), as joint employer, and the Service Employees International Union (SEIU) Florida Public Services Union representing 39 regular full-time, non-professional, supervisory employees of Palm Tran, Inc. through September 30, 2014. **SUMMARY:** On February 5, 2008, the BCC approved a LMA (R2008-0243) between Palm Tran, Inc. and the Palm Beach County Board of County Commissioners, as joint employer, and the SEIU that officially expired on September 30, 2010. Pursuant to collective bargaining negotiations, this LMA provides for a 3% wage increase (same as received by all other County employees), modifies the pension benefits in accordance with that negotiated with the Amalgamated Transit Union (ATU) that represents Palm Tran drivers and maintenance workers and as enacted by the Palm Tran Pension Board of Trustees. This includes new employee contribution rates for the Palm Tran Pension Plan of 2.75% in 2014 and 3.0% in 2015. This LMA, in addition to extending the remaining terms of the previous LMA through September 30, 2014, provides language to re-open negotiations between the parties in order to negotiate a longer term agreement. Staff estimates that the cost of these changes is approximately \$86,674. The BCC approved Palm Tran FY 2013 – 2014 Budget anticipated this cost. Countywide (DR)

BB. SHERIFF

1. DELETED

2. Staff recommends motion to:
 - A) **accept** on behalf of the Palm Beach County Sheriff's Office, an Agreement with the City of Miami, as the fiscal agent for the Miami Urban Area Security Initiative to provide \$383,909 in reimbursable funding for various direct law enforcement domestic security activities effective until April 30, 2014; and

 - B) **approve** a Budget Amendment of \$383,909 in the Sheriff's Grant Fund.

SUMMARY: This Agreement provides a means of funding various domestic security activities within the County and region using federal Urban Area Security Initiative (UASI) funds through the City of Miami as the Miami UASI's fiscal agent. These funds and related equipment will be used for direct law enforcement activities. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

BB. SHERIFF (Cont'd)

3. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a FY '13 Department of Homeland Security Grant in the amount of \$70,000, for the period of November 22, 2013, through April 30, 2014; and

B) approve a Budget Amendment of \$70,000 in the Sheriff's Grant Fund.

SUMMARY: On November 22, 2013, the Palm Beach County Sheriff's Office received an award from the State of Florida, Division of Emergency Management. These funds will be used for the Region 7 Miami Operation Regional Operations Center Target Hardening Project. There is no match associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

4. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a FY '13 Department of Homeland Security Grant in the amount of \$205,350, for the period of December 2, 2013, through May 31, 2015; and

B) approve a Budget Amendment of \$205,350 in the Sheriff's Grant Fund.

SUMMARY: On December 2, 2013, the Palm Beach County Sheriff's Office received an award from the State of Florida, Division of Emergency Management. These funds will be used for direct homeland security initiatives. There is no match associated with this award. No additional positions are needed and no additional County funds are required. Countywide (PGE)

3. CONSENT AGENDA APPROVAL

BB. SHERIFF (Cont'd)

5. **Staff recommends motion to approve:** a Budget Transfer of \$89,450 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) 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. F.S. 932.7055(5) also requires that no less than 15% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2014 estimated donation requirement will not be finalized until year-end close-out. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$665,043. The funds are requested here are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$461,441. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$371,991. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (PGE)

ORGANIZATION	AMOUNT
Horses Healing Hearts, Inc.	\$25,000
Kids Cancer Foundation, Inc.	\$25,000
Palm Beach County PAL, Inc.	\$39,450
Total Amount	\$89,450

CC. SUPERVISOR OF ELECTIONS

1. **Staff recommends motion to approve:** Precinct boundary changes submitted by Susan Bucher, Supervisor of Elections, as required by section 101.001(1), Florida Statutes. **SUMMARY:** Precinct boundary changes as indicated. Countywide (TKF)

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

A. Staff recommends motion to:

1) **adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, confirming the Special Assessment Roll for the 14th Road South Water Main Extension; and

2) **approve** a Work Authorization No. 6 to Johnson-Davis, Inc., under the Water Utilities Department (WUD) Continuing Construction Contract (R2013-0550) in the amount of \$38,853.64.

SUMMARY: on September 19, 2013, signed petitions in favor of the installation of a potable water main were provided by 100% of the property owners in the 14th Road South project area. The project will serve four residential properties currently on private wells. Individual assessments of \$10,080.63 per acre are based on 100% of the total project cost. The assessment may be paid over 20 years with equal annual payments of principal and 5½% interest. The total assessable cost is \$39,314.46 and includes the costs of surveying, design, drafting, permitting, construction, inspection, administration, and construction contingency. The project will be constructed utilizing a Work Authorization under the WUD Continuing Construction Contract with Johnson-Davis, Inc. (R2013-0550). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Johnson-Davis, Inc. provides for SBE participation of 20.96%. This Authorization includes 16.50% overall participation. The cumulative SBE participation is 15.86% overall. If the actual cost exceeds the total assessable cost, the differential will be covered by WUD's budget. (WUD Project No. 13-066) District 2 (MJ)

B. Staff recommends motion to:

1) **adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, confirming the Special Assessment Roll for the El Bosque Way Water Main Extension; and

2) **approve** a Work Authorization No. 5 to Johnson-Davis, Inc., under the Water Utilities Department (WUD) Continuing Construction Contract (R2013-0550) in the amount of \$102,498.12.

SUMMARY: On September 23, 2013, signed petitions in favor of the installation of a potable water main were received by three of the five property owners in the El Bosque Way project area. The project will serve five residential properties currently on private wells. Individual assessments of \$22,467.14 per parcel are based on 100% of the total project cost. The assessment may be paid over 20 years with equal annual payments of principal and 5½% interest. The total assessable cost is \$112,335.70 and includes the costs of surveying, design, drafting, permitting, construction, inspection, administration, and construction contingency. The project will be constructed utilizing a Work Authorization under the WUD Continuing Construction Contract with Johnson-Davis, Inc. (R2013-0550). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Johnson-Davis, Inc. provides for SBE participation of 20.96%. This Authorization includes 20.68% overall participation. The cumulative SBE participation is 16.21% overall. If the actual cost exceeds the total assessable cost, the differential will be covered by WUD's budget. (WUD Project No. 13-040) District 5 (MJ)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. ~~**REVISED MOTION/TITLE:** Staff recommends motion to: conceptually approve: an Economic Development Incentive in the amount of \$357,500 in the form of a Job Growth Incentive Grant for Project Emblem.~~

A) adopt a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Emblem, a company authorized to do business in the State of Florida, as a Qualified Target Industry (QTI) business pursuant to s.288.106, Florida Statutes; providing for local financial support for the Qualified Target Industry Tax Program not to exceed \$157,500; and

B) conceptually approve an Economic Development Incentive for Project Emblem in the amount of \$157,500 in the form of a Job Growth Incentive Grant as a portion of the local match for a State QTI Grant; and

C) conceptually approve an Economic Development Incentive for Project Emblem in the amount of \$200,000 in the form of a Job Growth Incentive Grant as a portion of a local match for the State Quick Action Closing Fund.

SUMMARY: Project Emblem is a corporate headquarters relocation project that currently employs approximately 5,500 people throughout the United States. The company plans to make a \$14.5 Million capital investment, which includes \$12.5 Million to acquire an existing building in Boca Raton and \$2 Million in renovations and equipment. The company will relocate or hire 225 employees over a five year period at an average annual wage of \$90,000, excluding benefits. The new jobs will be required to be maintained for a period of five years after creation. It is anticipated that the State of Florida will provide \$1.575 Million in the form of a Qualified Target Industry Tax Refund (QTI) which includes a required 20% local match of \$314,000 which will be split equally between the County (\$157,500) and the City of Boca Raton (\$157,500). Additionally, Enterprise Florida will also be recommending \$400,000 under the Quick Action Closing Fund. The State is requesting a 100% local match which will be split equally between the County (\$200,000) and the City of Boca Raton (\$200,000) for a total of \$357,500 each from the County and the City of Boca Raton. The Job Growth Incentive (JGI) grant will be secured by a Letter of Credit, Bond, Corporate Guarantee or equivalent. The company will be required to enter into a formal agreement memorializing their commitments and establishing criteria for funding distribution. At such time the company name will be disclosed. The five year local economic impact is estimated to be \$216 Million. **Funding from the JGI Grant will come from General Fund Contingency Reserves.** District 4 (DW)

2. **Staff recommends motion to approve:** Amendment No. 1 to the Contract for Provision of Financial Assistance with the Legal Aid Society of Palm Beach County, Inc. totaling \$104,000 for the period of January 1, 2014, through December 31, 2014, for the Wage Dispute Project. **SUMMARY:** On February 5, 2013, the County and the Legal Aid Society of Palm Beach County (Legal Aid Society) entered into a Contract (R2013-0185) for \$100,000 to cover the salary and benefits of the staff attorney assigned to the Wage Dispute Program together with the support, investigative, court processing services and other of the program's actual costs. The Contract provided for extension of the contract for one year after submittal of a proposed "Scope of Work and Service" and proposed costs for the next fiscal year. Per the executed Contract, the Legal Aid Society requested to extend the contract for one year with a proposed budget of \$104,000. Employees Kimberly Rommel-Enright and Vicki Tucci of Legal Aid Society of Palm Beach County, Inc., serve on a County Advisory Board, the PBC HIV CARE Council. The Care Council provides no regulation, oversight, management, or policy-setting recommendations regarding the contract listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. Countywide (DO)

B. COUNTY ATTORNEY

1. **Staff recommends motion to approve on preliminary reading and advertise for public hearing on February 4, 2014 at 9:30 a.m.:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Palm Beach County Code, Section 12-57, codifying Palm Beach County Ordinance No. 98-29, as amended, pertaining to the County Fire Code Board of Appeals and Adjustments; incorporating uniform policies and procedures for County advisory boards and providing for an effective date. **SUMMARY:** Ordinance No. 98-29, as amended, created the County Fire Code Board of Appeals and Adjustments. The Board adopted Resolution No. 2013-0193, imposing specific requirements on County advisory boards, such as the County Fire Code Board of Appeals and Adjustments. This Ordinance amends County Code Section 12-57 to provide that the uniform policies and procedures in Resolution No. 2013-0193 will apply to the County Fire Code Board of Appeals and Adjustments. Countywide (PFK)

5. REGULAR AGENDA

C. COMMUNITY SERVICES

1. Staff recommends motion to:

A) ratify the signature of the Mayor on:

1. 2012 Continuum of Care Program Renewal Grant Agreement for Shelter Plus Care No. FL0281L4D051205, with the United States Department of Housing and Urban Development (HUD), for the period May 23, 2013, through May 22, 2014, in an amount not to exceed \$389,560; and
2. 2012 Continuum of Care Program Renewal Grant Agreement for Supportive Housing funds, No. FL0292L4D051205, with HUD, for the period January 1, 2014, through December 31, 2014, in an amount not to exceed \$444,439 and a required County match of \$85,736; and
3. 2012 Continuum of Care Program Renewal Grant Agreement for Collaborative Planning funds, No. FL0468L4D051200, with HUD, for the period January 1, 2014, through December 31, 2014, in an amount not to exceed \$62,926 and a required County match of \$15,731;

B) approve Budget Transfer of \$11,603 from the General Fund Contingency Reserves to Housing and Urban Development Fund; and

C) approve Budget Amendment of \$312,851 in Housing and Urban Development Fund to establish a new grant for Collaborative Planning and reconcile the budget to align it with the actual grant award; and

D) approve a new one full-time grant funded position for the Collaborative Planning grant for the period of January 1, 2014 to December 31, 2014.

SUMMARY: The Supportive Housing Program will continue funding 30 transitional housing beds and supportive services, including specialized Case Management for the Homeless Outreach Teams. A 25% cash match of \$85,736 is required. This match is included in the FY 2014 budget. The Shelter Plus Care Renewal Grant provides sponsor based rental assistance for 32 disabled individuals. There is no county cash match requirement for this grant, but an in-kind match is provided by the partner agency, Jerome Golden Center for Behavioral Health, Inc., in the form of supportive services. HUD awarded the Division of Human Services with collaborative planning funds to fund a new Financial Analyst 1 position pay grade 30. This position will assist the Division of Human Services in HUD payment processing and monitoring of the Continuum of Care HUD grant recipients. The grant position will be approved for the length of the grant and will be eliminated if funding is discontinued. A 25% cash match of \$15,731 is required for this grant. This match is requested through this item. (Human Services) Countywide (TKF)

5. REGULAR AGENDA

D. ECONOMIC SUSTAINABILITY

1. **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida; approving the issuance of not exceeding \$6,825,000 Housing Finance Authority of Palm Beach County, Florida, Multifamily Housing Revenue Bonds (Village Square Project) within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended and Section 2-190, Palm Beach County Code of Ordinances; and providing an effective date. **SUMMARY:** On June 18, 2013, the Board of County Commissioners (BCC) adopted Resolution R2013-0788 approving the issuance of the Bonds in a principal amount not to exceed \$6,500,000 within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended (the Code) and approving JP Morgan Chase Bank, N.A. or an affiliate thereof as the purchasers of said Bonds. On December 17, 2013, the BCC adopted Resolution R2013-1859 approving Citibank, N.A. or an affiliate thereof as the purchasers of said Bonds instead of JP Morgan Bank, N.A. Village Square Elderly, Ltd. (Borrower) has advised the Housing Finance Authority of Palm Beach County (Authority) that it now desires that the Bonds be issued in a principal amount not to exceed \$6,825,000. The Bonds are being issued by the Authority to finance the costs of acquiring, constructing and equipping a planned 84 unit multifamily rental housing facility to be located at 738 SW 12th Street in Delray Beach. These units will be rented to qualified persons and families as required by Section 142(d) of the Code. The Developer is Roundstone Development, LLC. Greenberg Traurig, P.A. is Bond Counsel to the Authority with respect to the Bonds. The Bonds will be payable solely from revenues derived from the Borrower and/or other collateral provided by or on behalf of the Borrower. **Neither the taxing power nor the faith and credit of the County nor any County funds are pledged to pay the principal, redemption premium, if any, of interest on the Bonds.** (HFA of PBC) District 7 (PFK)

E. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:**
 - A) the addition of one Professional Engineer, Pay Grade 45, to the complement of the Traffic Engineering Division of the Engineering and Public Works Department; and
 - B) a Budget Amendment of \$46,174 in the County Transportation Trust Fund to recognize the revenue from Fire Rescue and appropriate it to the salaries in the Traffic Division.

SUMMARY: The Traffic Engineering Division and the Palm Beach County Fire Rescue Department (Fire Rescue) have been working on developing and deploying software that will allow traffic signal timings to change in order to facilitate the safe and efficient movement of Fire Rescue vehicles to emergency calls. The development of the software has reached a point where wide scale deployment is feasible. This new position would be modifying traffic signal timing parameter necessary to deploy the software and monitoring system performance. Without this new position, it could take eight to ten years to conclude wide scale deployment using existing staff. Approval of the budget amendment will recognize the revenue from Fire Rescue and allocate funding for the salary and fringe benefits for the additional position. After deployment is completed, the person in this new position will monitor system performance and work on new adaptive signal systems. Countywide (MRE)

5. REGULAR AGENDA

E. ENGINEERING & PUBLIC WORKS (Cont'd)

2. Staff requests Board direction:

A) on whether to continue Palm Beach County's (County) red light camera program after June 2014; and

B) on whether to continue to exclude right turn on red violations and to provide a 0.5 second grace period if it is decided to continue with the program.

SUMMARY: The County executed a contract for red light cameras on June 21, 2009. The contract with American Traffic Solutions (ATS) expires in June 2014. In order to continue the County's red light camera program, new proposals must be solicited. The current contract does not allow citations for right turns on red or for violations that occur less than 0.5 seconds into the red phase. Both of these key contract provisions were extensively discussed and adopted by the Board in mid-2008 and show that this program exists for safety, not revenue generating purposes. Countywide (MRE)

F. INTERNAL AUDITOR

1. Staff recommends motion to approve:

A) addition of the Internal Audit Manager position to the complement of the County Internal Auditor's Office; and

B) a \$52,828 Budget Transfer from the General Fund Contingency Reserve to fund the position for the remainder of fiscal year 2014.

SUMMARY: The previous audit manager retired in August 2012 and the position was reclassified to a senior auditor based on the County Internal Auditor's belief that he could perform the duties of both positions and that an additional auditor was more important. Subsequently, the County Internal Auditor has been overwhelmed by the duties of both positions and has realized that an audit manager position is essential to the effective functioning of the office. The County Internal Audit Committee reviewed this situation in November 2013 and unanimously supports this request. Countywide (PFK)

G. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve:

A) a new rate structure applicable to supplemental services provided by Palm Beach County Information Systems Services (ISS) to external agencies; and

B) a reduction in current internet rate for network services provided by ISS to external agencies.

SUMMARY: ISS is proposing a variable rate structure for providing supplemental services to external agencies and a reduction in our current Internet rate for network services. These standard rate structures were developed based on an analysis of market pricing for similar services and will be applicable to all future agreements for supplemental services provided to external agencies. This program builds upon Palm Beach County's history of collaboration with public sector agencies which has resulted in service improvements for the connected agencies, cost savings to the taxpayers, revenues to the County, and other intangible benefits. Countywide (PFK)

5. REGULAR AGENDA

H. PUBLIC SAFETY

1. Staff recommends motion to:

A) waive the Board of County Commissioner policy that limits advisory board members to eleven members under Resolution No. R2013-0913; and

B) adopt a Resolution repealing and replacing Resolution R73-162; amended by Resolutions R73-341; R75-814; R77-1093; R77-1133; R85-1073; R89-1086; R90-549; R93-448; R93-876; R94-154; R99-1396; R2009-0248; R2012-0216; establishing and updating the uniform policies and procedures for Palm Beach County Advisory Boards, Committees, and Commissions; providing for creation of the Palm Beach County Emergency Medical Services Advisory Council.

SUMMARY: The Resolution that establishes the framework for the Palm Beach County Emergency Medical Services Advisory Council (Advisory Council) (Resolution No. R73-162, as amended) is being repealed and replaced with a new Resolution that complies with the uniform policies and procedures for advisory boards adopted by the Board in Resolution No. R2013-0913 with the exception of the number of committee members. There are currently 18 members on the Advisory Council. The number was originally established to incorporate representatives from various cross-sections of the EMS community (such as hospitals, fire rescue departments, EMS Education, Private Ambulance Providers and a Consumer from each District). In order to accomplish that goal, staff recommends that the Board approve the establishment of two additional appointments to the Council that include an HCA Hospital and a TENET Hospital representative so that the Advisory Council membership may continue to provide a balanced perspective from the multi-disciplines serving the EMS community. Countywide (PGE)

I. PALM TRAN

1. ADD-ON, ASSIGNED TIME CERTAIN 11:00 A.M.: Staff recommends motion to approve:

a Settlement Agreement Relating to the Contract for Paratransit Services (Settlement Agreement) with Metro Mobility Management Group, LLC (MMMG) to terminate their existing contract and to provide service through January 31, 2015.

SUMMARY: On November 19, 2013, the Board of County Commissioners (BCC) directed Staff to negotiate a settlement agreement with MMMG based on six guiding principles. The Settlement Agreement proposed is consistent with BCC direction. Attachment A to the Agenda Item summarizes the changes to the existing Contract No. 11-097R1SC (Contract). The Settlement Agreement also memorializes modifications to the Contract consistent with Amendment No. 1 which was presented to the BCC on April 23, 2013. Countywide (DR)

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JANUARY 14, 2014

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE ENVIRONMENTAL CONTROL BOARD

7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD

A. HEALTH DEPARTMENT

1. [Staff recommends motion to approve:](#) appointment of the following individual to the Palm Beach County Environmental Control Hearing Board for a term of three years beginning on January 14, 2014 and ending on January 13, 2017:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Alicia M. Phidd, Esq.	1	Attorney	Palm Beach County Bar Assoc.

SUMMARY: The Board is composed of five members. Membership must consist of one lawyer recommended by the Palm Beach County Bar Association, one medical doctor recommended by the Palm Beach County Medical Society, one engineer recommended by the Palm Beach County Chapter of the Florida Engineering Society, and two citizens-at-large not holding elective office. Countywide (PE)

ADJOURN AS THE ENVIRONMENTAL CONTROL BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

JANUARY 14, 2014

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

9. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, VICE MAYOR

C. District 3 - COMMISSIONER SHELLEY VANA

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

Request approval to present off-site, a Proclamation honoring Joanne Blum, National President of the Ladies Auxiliary, Jewish War Veterans of the United States

~~**ADD-ON:** Request approval to present off-site, a Proclamation honoring the West Boca Community Council on its 35th Year Anniversary.~~

F. District 6 - COMMISSIONER JESS R. SANTAMARIA

G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR, MAYOR

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."