BOARD OF COUNTY COMMISSIONERS BOARD MEETING PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JUNE 2, 2015

PAGE	<u>ITEM</u>	
7	2C-3	<u>ADD-ON:</u> Proclamation declaring June 24 – 30, 2015 as "Amateur Radio Week" in Palm Beach County. (Sponsored by Vice Mayor Berger)
27	3BB-3*	REVISED SUMMARY: The Boys and Girls Clubs of Palm Beach County, Inc. was founded in 1971 and is the largest facility-based Youth Development Organization in Palm Beach County. Currently, they operate thirteen clubs, most of which are strategically located within high poverty areas throughout the county. Ninety percent (90%) of the youth participating in their clubs are on free or reduced lunch and 75% attend underperforming schools. The funding for this initiative will employ twenty youth who are enrolled in these clubs for a period of eleven weeks throughout the summer. Each student will be employed as a counselor for twenty hours per week and participate in career readiness, financial management, and college prep courses for the remaining twenty hours. This initiative will emphasize employment for youth located in the Tri-City Glades area and it is directly aligned with the objectives derived from the Youth Symposium. Countywide (HH)
30	4B-2	ADD ON: Staff recommends motion to:

- A) approve a Conditional Grant Agreement with Amelia Estates, LLC (AELLC);
- B) approve a Satisfaction of Mortgage;
- C) approve a Release of Restrictions; and
- **D) delegate** authority to the County Administrator, or his designee, to execute a Subordination Agreement with First National Bank of Coffee County (Bank), a Georgia banking company.

SUMMARY: On April 21, 2009, the County entered into a Conditional Grant Agreement (R2009-0656) with AELLC to fund \$800,000 towards the acquisition of a parcel of land in Belle Glade where 30 affordable homes were to be constructed and sold to income eligible homeowners. The County's funds, of which \$650,000 from the Universal Housing Trust Fund have been expended to date on infrastructure improvements to the property, were secured by a Mortgage and Security Agreement, a Promissory Note, and a Declaration of Restrictive Covenant encumbering the property. During the recession, the developer was not able to obtain financing to undertake the intended development, but has more recently secured a \$6 Million loan from the Bank to construct 30 apartments and 12 townhouses on a portion of the property which represents the first phase of development. These 30 apartments will be subject to the County's affordability requirements as contained in the grant documents to be executed in connection with the proposed transaction and the 12 townhouses will be unrestricted units that may be rented or sold. The proposed Conditional Grant Agreement memorializes this change in the development of the property, provides retroactive approval of AELLC's use of the \$650,000 for infrastructure improvements in lieu of land acquisition, contains AELLC's relinquishment of the use of the remaining \$150,000, changes the affordability period from 30 years to 20 years, and establishes the income requirements for the households occupying the 30 apartments at a maximum of 120% of area median income. Satisfaction of the Mortgage and Security Agreement and release of the Declaration of Restrictive Covenant, which contain the original terms and conditions for the project, is necessary to allow closing on the Bank's mortgage while the County's new affordability restrictions on the project will be contained in an Amended and Restated Declaration of Restrictions which will be recorded against the property and part of the closing for the proposed transaction. Staff is recommending delegation of authority to the County Administrator, or his designee, to execute a Subordination Agreement with the Bank whereby the County's interest in the Amended and Restated Declaration of Restrictions would become subordinate to the Bank's \$6,000,000 first mortgage on the property. This delegation of authority will provide the ability to execute the Subordination Agreement in a timely manner when the closing is scheduled. (DES Contract Development) District 6 (JB) (Economic Sustainability)

- 31 4D-1 <u>DELETED:</u> Staff recommends motion to: A) adopt a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Fan, 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 Refund Program not to exceed \$27,000; and...(DES) (Further staff review)
- 31 4D-2 ADD ON: TIME CERTAIN 1:30 P.M. Executive Session scheduled for 1:30 p.m. in McEaddy Conference Room to discuss collective bargaining negotiations with ATU Local 1577, CWA Local 3181 and IAFF Local 2928. (Closed Session)
- 32 4E-1 ADD ON: Staff recommends motion to approve: A Memorandum of Agreement modifying Article 45 of the Labor Management Agreement between Palm Tran, Inc. and Palm Beach County, as joint employers, and Local Union 1577 of the Amalgamated Transit, A.F. of L. - C.I.O. - C.L.C. (ATU). **SUMMARY:** At the request of the ATU, the previously scheduled May 27, 2015 Impasse Hearing was cancelled and the collective bargaining representatives met to conclude negotiations for the sole purpose of wage adjustments that would become effective during FY 2015. The Memorandum of Agreement incorporating all the agreed upon wage adjustments was ratified by the ATU on May 29, 2015. This Agreement covers wage adjustments for FY 2015 only and establishes a timeline for implementation. The Agreement allows for bus operators who are not at the top rate of pay and have been employed for at least one (1) year to advance one (1) step progression. Those hired prior to April 1, 2014 will progress on the first full pay period following April 1, 2015. Those hired after April 1, 2014 will progress on the first full pay period including September 30, 2015. Bus operators at top rate of pay and maintenance personnel will receive a 1% wage rate increase effective the first full pay period following October 1, 2014 and 1% the first full pay period following April 1, 2015, respectively. The associated are included in Palm Tran's approved FY 2015 budget. Countywide (DR) (Palm Tran)

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

JUNE 2, 2015

TUESDAY COMMISSION 9:30 A.M. 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 29)
- 4. **REGULAR AGENDA** (Pages 30 31)
- **5. BOARD APPOINTMENTS** (Page 33)
- **6. MATTERS BY THE PUBLIC 2:00 P.M.** (Page 34)
- **7. STAFF COMMENTS** (Page 35)
- **8. COMMISSIONER COMMENTS** (Page 36)
- **9. ADJOURNMENT** (Page 36)

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SPECIAL PRESENTATIONS - 9:30 A.M.

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- 2C-1 Lake Worth Drainage District's 100 years of service
- 2C-2 World Refugee Day

CONSENT AGENDA

A. ADMINISTRATION

Page 8

- 3A-1 Allocation for implementation of the Putting Kids First Program
- 3A-2 Payment for participation in the Palm Beach Partners Business Matchmaker Conference & Expo

Page 9

- 3A-3 Payment for participation in the 2015 American Contract Compliance Association's 29th National Training Institute
- 3A-4 Appointment to the Florida Atlantic Research & Development Authority

B. CLERK & COMPTROLLER

Page 9

- 3B-1 Warrant list
- 3B-2 Minutes

Page 10

- 3B-3 Contracts and claims settlements list
- 3B-4 Report of County Officials Bonds

C. ENGINEERING & PUBLIC WORKS

Page 10

- 3C-1 Report of plat recordations (October 1, 2014 March 31, 2015)
- 3C-2 Contract with C&D Construction, Inc. for construction of the Point Chosen Swing Bridge
- 3C-3 First Amendment to two intersection improvements annual contracts

Page 11

- 3C-4 Contract with Ranger Construction Industries, Inc. for milling and resurfacing of Belvedere Road (Club House Drive to Australian Avenue)
- 3C-5 Contract with J.W. Cheatham, LLC for milling and resurfacing of 45th Street (I-95 to Old Dixie Highway)

Page 12

3C-6 Contract with Foster Marine Contractors, Inc. for intersection drainage improvements at Clint Moore Road and Military Trail

D. COUNTY ATTORNEY

Page 12

3D-1 Settlement Agreement in D.D.D. and N.H.D. (Case No. 502013CA013900XXXXMB AG)

E. COMMUNITY SERVICES

Page 12

3E-1 Contract for Provision of Ryan White Part A HIV Health Support Services with the Florida Department of Health, Palm Beach County for health and support of person with HIV Spectrum disease

CONSENT AGENDA CONTINUED

E. COMMUNITY SERVICES (Cont'd)

Page 13

- 3E-2 Funding Allocation Notification for Phase 32 of the Emergency Food and Shelter Program for provision of shelter, rent/mortgage and utility payments to individuals and families in crisis
- 3E-3 Amendment No. 1 with Adopt-A-Family of the Palm Beaches, Inc. to provide homeless emergency assistance and rapid re-housing transition to housing for homeless families
- 3E-4 Florida Department of Education Project Application for the Farmworker Career Development Program

Page 14

3E-5 Contract for Provision of Financial Assistance with Southeast Florida Behavioral Health Network, Inc. for provision of behavioral health support services

F. AIRPORTS

Page 14

- 3F-1 Contract with Ranger Construction Industries, Inc. for Taxiway D and E rehabilitation/reconstruction
- 3F-2 License Agreement with The Hertz Corporation for the parking of vehicles in connection with rental car operation at PBIA

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 15

- 3G-1 Certify the non-ad valorem assessment roll
- 3G-2 Reappointment to the Impact Fee Review Committee
- 3G-3 Budget Amendment in the School Impact Fee Zone 3 fund
- 3G-4 Budget Transfers associates with School Impact Fees

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 16

- 3H-1 Contract with Siemens Industry, Inc. for the Main Judicial Complex Programmable Logic Controllers replacement project
- 3H-2 Contract with Southern Coast Enterprises, Inc. for the roof replacement project at Animal Care & Control
- 3H-3 Contract with Cedars Electro-Mechanical, Inc. for the Palm Tran North Operations Center HVAC replacement project

I. ECONOMIC SUSTAINABILITY - None

J. PLANNING, ZONING & BUILDING

Page 17

- 3J-1 Appointment/Reappointments to the Building Code Advisory Board
- 3J-2 Appointment to the Construction Board of Adjustments and Appeals

K. WATER UTILITIES

Page 18

- 3K-1 Deleted
- 3K-2 Deleted
- 3K-3 Contract with TLC Diversified, Inc. for the Water Treatment Plant No. 9 Emergency Generator replacement project
- 3K-4 Change Order No. 3 with All Webbs Enterprises, Inc. for the Water Treatment Plant 11, PW 9 and PW 10, new production wells project
- 3K-5 Consultant Services Authorization No. 9 with Mock Roos and Associates, Inc. for the CD03 South County Water Services replacement (Phase 5) project

CONSENT AGENDA CONTINUED

K. WATER UTILITIES (Cont'd)

Page 19

- 3K-6 Deleted
- 3K-7 Consultant Services Authorization No. 3 with MWH Americas, Inc. for the Capital Improvement Program Management and Implementation Services project
- 3K-8 Non-Standard Utility Easement granted by BGI Group, LLC for existing and future water main facilities within the Glades Correctional Institute property

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 20

- 3L-1 Agreement with the Andrew "Red" Harris Foundation, Inc. accepting donated artificial reef modules at permitted artificial reef sites
- 3L-2 Receive and file amendments for the Department of Environmental Resources Management Page 21
 - 3L-3 Joint Partnership Agreement with the Florida Department of Transportation associated with monitoring and maintenance of a planned mitigation project along the Southern Boulevard Causeway

M. PARKS & RECREATION

Page 21

3M-1 Reappointment to the Boynton Beach Municipal Golf Course Advisory Committee

N. LIBRARY - None

P. COOPERATIVE EXTENSION SERVICE

Page 22

3P-1 Agricultural Land Management Interlocal Agreement with the Palm Beach Soil and Water Conservation District to continue management of County property within the Ag Reserve

Q. CRIMINAL JUSTICE COMMISSION

Page 22

3Q-1 Grant Adjustment Notice with U.S. Department of Justice, Office of Justice Programs/Second Amendment with Gulfstream Goodwill Industries, Inc. relating to juvenile reentry

Page 23

- 3Q-2 Second Change Act Two-Phase Adult Reentry Demonstration Program: Planning and Implementation FY 2015 Competitive Grant Application to the U.S. Department of Justice to facilitate reduction of recidivism
- 3Q-3 MacArthur Foundation's Safety and Justice Challenge Grant Application to reduce the jail population

Page 24

- 3Q-4 Second Chance Act Reentry Program for Adults with Co-Occurring Substance Abuse and Mental Disorders Grant Application to the U.S. Department of Justice to facilitate reduction of recidivism
- 3Q-5 Data Transfer Agreement with RTA International for the transfer of reentry client data

R. HUMAN RESOURCES - None

S. FIRE RESCUE

Page 25

3S-1 Write-off of uncollectible emergency transport patient accounts

T. HEALTH DEPARTMENT - None

CONSENT AGENDA CONTINUED

U. INFORMATION SYSTEMS SERVICES

Page 25

- 3U-1 Fourth Amendment with Health Care District of Palm Beach County, Inc. associated with network services
- 3U-2 Interlocal Agreement with the Lake Worth Drainage District relating to construction and sharing of conduits

V. METROPOLITAN PLANNING ORGANIZATION - None

W. PUBLIC AFFAIRS - None

X. PUBLIC SAFETY

Page 26

3X-1 Memorandum of Understanding Drivers License and/or Motor Vehicle Record Data Exchange with the Florida Department of Highway Safety and Motor Vehicles relative to the Vehicle for Hire and Towing Ordinances

Y. PURCHASING - None

Z. RISK MANAGEMENT - None

AA. PALM TRAN - None

BB. YOUTH SERVICES

Page 26

- 3BB-1 Contract with The Unicorn Children's Foundation, Inc. for a community needs assessment
- 3BB-2 Summer Food Service Program for Children Authorized Signature Form with the Florida Department of Agriculture and Consumer Services, Food, Nutrition and Wellness

Page 27

- 3BB-3 Agreement with the Boys and Girls Clubs of Palm Beach County, Inc. associated with the hiring of students as summer camp counselors
- 3BB-4 Agreement with Prime Time Palm Beach County, Inc. to provide quality improvement, staff professional development and enrichment services to middle school afterschool program sites

CC. MEDICAL EXAMINER

Page 28

3CC-1 Subrecipient Agreement for Federal Grant Funding Assistance through the Florida Department of Law Enforcement to provide forensic odontology services

DD. SHERIFF

Page 29

3DD-1Budget Transfer from the Law Enforcement Trust Fund to various drug and crime education/prevention programs

REGULAR AGENDA

COMMUNITY SERVICES

Page 30

4A-1 Amendment No. 6 with Adopt-A-Family of the Palm Beaches, Inc. to increase funding for hotel placement and rapid re-housing services to homeless families

ECONOMIC SUSTAINABILITY

Page 30

4B-1 Subgrant Agreement with the City of South Bay associated with a City-owned brownfield redevelopment site

ENGINEERING & PUBLIC WORKS

Page 31

4C-1 Five Year Road Program Ordinance

ADMINISTRATION

Page 31

4D-1 Resolution approving Project Fan as a Qualified Target Industry business/recommending Job Growth Incentive Grant

BOARD APPOINTMENTS (Page 33)

MATTERS BY THE PUBLIC - 2:00 P.M. (Page 34)

STAFF COMMENTS (Page 35)

COMMISSIONER COMMENTS (Page 36)

ADJOURNMENT (Page 36)

2C. SPECIAL PRESENTATIONS - 9:30 A.M.

- 1. Proclamation congratulating the Lake Worth Drainage District on 100 years of service to the community. (Sponsored by Mayor Vana)
- 2. Proclamation declaring June 20, 2015 as "World Refugee Day" in Palm Beach County. (Sponsored by Commissioner Abrams)
- 3. <u>ADD-ON:</u> Proclamation declaring June 24 30, 2015 as "Amateur Radio Week" in Palm Beach County. (Sponsored by Vice Mayor Berger)

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A. <u>ADMINISTRATION</u>

- 1. Staff recommends motion to approve:
 - **A)** the allocation of \$75,000 by the Office of Community Revitalization for the implementation of the Putting Kids First Program;
 - **B)** a Budget Transfer of \$75,000 from the CCRT Reserve Account in the Capital Outlay Fund to establish a transfer to the CCRT Special Projects Fund; and
 - **C)** a Budget Amendment of \$75,000 in the CCRT Special Projects Fund to recognize and appropriate the transfer from the Capital Outlay Fund of \$75,000 for the Putting Kids First Program.

SUMMARY: The above project was reviewed and recommended for funding by the Countywide Community Revitalization Team (CCRT) on March 11, 2015. The CCRT is comprised of neighborhood representatives as well as representatives from various County departments and agencies, including: the School District, the Palm Beach County Sheriff's Office, Community Services, Water Utilities Department, Engineering Department, Department of Economic Sustainability, Code Enforcement, Planning, Zoning and Building Divisions, Parks and Recreation, Fire Rescue, Animal Care and Control, Drowning Prevention, Health Department, and the Solid Waste Authority. Putting Kids First is a program established by the Board in 2006 to provide school supplies to approximately 12,000 underserved kids throughout Palm Beach County. Along with school supplies, children also receive free school physicals, immunizations, haircuts, and clothing to ensure that they are ready for the first day of school. Additionally, the Putting Kids First event provides the families exposure to other community resources to help them on their road to self-sufficiency and improve their children's success in school. Funding for this program is available from CCRT Reserve Account in the Capital Outlay Fund. Countywide (AH)

2. Staff recommends motion to approve: payment in an amount not to exceed \$3,000 for participation in the Palm Beach Partners Business Matchmaker Conference & Expo to be held on September 18, 2015 at the Kravis Center, West Palm Beach, FL. **SUMMARY:** The Office of Small Business Assistance, Department of Airports and Palm Tran are participating with the South Florida Water Management District, School District of Palm Beach County, the City of West Palm Beach, the City of Riviera Beach, the Center for Technology, Enterprise & Development, Inc. (TED Center) and Paragon Florida, Inc., to present the 2015 Business Matchmaker Conference & Expo (a statewide conference). This is the 9th Annual Matchmaker Conference & Expo held in Palm Beach County. Each participating entity will contribute \$3,000 and the county's contribution will be broken down as follows: the Office of Small Business Assistance (\$1,000), Department of Airports (\$1,000) and Palm Tran (\$1,000). Payment will be made on or before September 18, 2015 to Paragon Florida, Inc., the fiscal agent for the Palm Beach Partners. The conference and expo will provide Small Business Enterprise owners an opportunity to collaborate with larger businesses in an effort to increase business opportunities and knowledge of programs offered by the above listed governmental partners. Countywide (HH)

A. <u>ADMINISTRATION</u> (Cont'd)

- 3. Staff recommends motion to approve: payment in an amount not to exceed \$5,000 for participation in the 2015 American Contract Compliance Association's (ACCA) 29th National Training Institute (NTI) to be held August 25 – 30, 2015 at the Marriott Hotel in West Palm Beach. **SUMMARY:** The Office of Small Business Assistance is an active member of the Local Host Committee and is involved in planning a variety of educational sessions and other activities for the conference participants throughout Palm Beach County. The conference will provide the local minority, small and women Business Enterprise owners as well as local practitioners with an opportunity to collaborate with public owner representatives present at the NTI. Additionally, conference attendees will receive information on business opportunities within their jurisdictions. ACCA's comprehensive training program provides a unique opportunity for conference participants to study among nationally recognized experts in their respective fields such as Contract Compliance, Labor Compliance, Affirmative Action, Economic and Business Development, Equal Employment Opportunity, Fair Housing; and, Minority, Women, Disadvantaged, Small, Emerging Business Enterprise Programs. This year's conference is expected to bring 350-400 attendees from all over the U.S. Countywide (HH)
- 4. <u>Staff recommends motion to approve:</u> appointment of one individual to the Florida Atlantic Research & Development Authority for a term of four years, from June 8, 2015 to June 7, 2019:

<u>Nominee</u>	Seat No.	Seat Requirement	Nominated by:
Susan S. Whelchel	1	Employed in the private sector/Resident of Palm Beach County	Comm. Abrams

SUMMARY: Per Ordinance No. 85-32, the Florida Atlantic Research & Development Authority (Authority) is comprised of seven members: three members are appointed atlarge by the Palm Beach County Board of County Commissioners (BCC); three are appointed by the Broward County Board of County Commissioners; and the President of Florida Atlantic University or his designee is a permanent member. The current representative, Roxanna Trinka, has indicated she will not seek reappointment. Even though this is an at-large appointment, historically, staff has requested nominations for the Authority from the District 4 Commissioner, and Commissioner Abrams has nominated Susan Whelchel. Countywide (DW)

B. CLERK & COMPTROLLER

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

Meeting Type	Meeting Date
Budget Retreat	March 25, 2015
Environmental Control Board	April 21, 2015
Regular	April 21, 2015
Workshop	April 28, 2015

B. <u>CLERK & COMPTROLLER</u> (Cont'd)

- 3. <u>Staff recommends motion to approve:</u> Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. <u>Countywide</u>
- 4. Staff recommends motion to review for sufficiency and to receive and file: the Report of County Officials Bonds dated June 2015. 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. <u>ENGINEERING & PUBLIC WORKS</u>

- Staff recommends motion to receive and file: a report of plat recordations from October 1, 2014, through March 31, 2015. SUMMARY: This is a bi-annual summary of subdivision plats recorded during the past two fiscal quarters as required by the Department of Engineering and Public Works Policies and Procedures Manual Item No. EL-O-2618, governing administrative approval of plats by the County Engineer. Countywide (MRE)
- 2. Staff recommends motion to approve: a Contract with C&D Construction, Inc. (C&D) in the amount of \$1,287,822.96 for the construction of the Point Chosen Swing Bridge over the Rim Canal Fender System Replacement (Project). SUMMARY: Approval of this Contract will allow Palm Beach County to issue a notice to proceed to C&D, a Brevard County company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. C&D proposed no SBE participation for the Project. None of the bidders met the SBE goal. District 6 (MRE)

3. Staff recommends motion to approve:

- **A)** the First Amendment to the intersection improvements annual contract with Arcadis U.S., Inc. (Arcadis), R2014-0891, whose original contract was dated July 1, 2014; and
- **B)** the First Amendment to the intersection improvements annual contract with HSQ Group, Inc. (HSQ), R2014-0892, whose original contract was dated July 1, 2014.

SUMMARY: Approval of these first amendments to the intersection improvements annual contracts will extend the required professional services for one year, on a task order basis. These amendments with Arcadis and HSQ will extend the contract period from July 1, 2015, through June 30, 2016. The amendment with HSQ will also adjust the rates as allowed in the original contract. These amendments are the first renewals of two possible one year renewals contemplated in the original contracts. To date tasks in the amount of \$544,958 have been authorized for Arcadis with 30.91% SBE which exceeds their commitment of 21%. To date tasks in the amount of \$316,553 have been authorized for HSQ with 68.10% SBE which is currently less than their commitment of 80% but greater than the minimum 15% required commitment. The consultants are both Palm Beach County companies. HSQ is certified as a small business enterprise. Countywide (MRE)

C. <u>ENGINEERING & PUBLIC WORKS</u> (Cont'd)

4. Staff recommends motion to approve:

- **A)** a Contract with Ranger Construction Industries, Inc. (Ranger) in the amount of \$747,915.20 for the construction of Belvedere Road from Club House Drive to Australian Avenue (Milling and Resurfacing) (Project);
- **B)** a Budget Transfer of \$500,000 from the Housing and Community Development Fund to the Transportation Trust Fund for the Belvedere Road from Club House Drive to Australian Avenue (Milling and Resurfacing) Project; and
- **C)** a Budget Amendment of \$500,000 in the Transportation Trust Fund to recognize the transfer from the Housing and Community Development Fund and appropriate it to the Project.

SUMMARY: Approval of this Contract, Budget Transfer and Budget Amendment will allow Palm Beach County to issue a notice to proceed to Ranger, 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%, but the responsive bidders cannot be ranked for SBE compliance for this Project due to federal funding restrictions. However, Ranger achieved 5.5% SBE participation. <u>Districts 2 & 7</u> (MRE)

5. Staff recommends motion to approve:

- **A)** a Contract with J. W. Cheatham, LLC (Cheatham) in the amount of \$1,277,506.25 for the construction of 45th Street from I-95 to Old Dixie Highway/Greenwood Avenue (Milling and Resurfacing) (Project);
- **B)** a Budget Transfer of \$1,000,000 from the Housing and Community Development Fund to the Transportation Trust Fund for the 45th Street from I-95 to Old Dixie Highway/Greenwood Avenue (Milling and Resurfacing) Project; and
- **C)** a Budget Amendment of \$1,000,000 in the Transportation Trust Fund to recognize the transfer from the Housing and Community Development Fund and appropriate it to the Project.

SUMMARY: Approval of this Contract, Budget Transfer and Budget Amendment will allow Palm Beach County to issue a notice to proceed to Cheatham, 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%, but the responsive bidders cannot be ranked for SBE compliance for this Project due to federal funding restrictions. However, Cheatham achieved 16.4% SBE participation. <u>District 7</u> (MRE)

C. <u>ENGINEERING & PUBLIC WORKS</u> (Cont'd)

6. Staff recommends motion to approve: a Contract with Foster Marine Contractors, Inc. (Foster) in the amount of \$339,217 for the construction of Clint Moore Road and Military Trail Intersection Drainage Improvements (Project). SUMMARY: Approval of this Contract will allow Palm Beach County to issue a notice to proceed to Foster, 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 Foster is 16.95 %. Districts 4 & 5 (MRE)

D. **COUNTY ATTORNEY**

1. Staff recommends motion to approve: Settlement Agreement in D.D.D. and N.H.D., Individually and as Parents and Natural Guardians of K.D., a minor, Case No. 502013CA013900XXXXMB AG (Fifteenth Judicial Circuit Court) for \$265,000, inclusive of attorney's fees and costs. SUMMARY: Plaintiffs D.D.D. and N.H.D. are the parents of Plaintiff K.D., a minor who participated in the County-administered Head Start program. Plaintiffs sued Palm Beach County alleging negligent supervision and training, following two incidents in January of 2013. The parties have drafted a proposed settlement agreement which would settle the claims of the three Plaintiffs in the amount of \$265,000, inclusive of attorney's fees and costs. Staff, including Risk Management and the Department of Community Services, recommends that the Board of County Commissioners approve this Settlement as a reasonable compromise of the claims brought by Plaintiffs, in order to limit the County's exposure in this case. Countywide (HH)

E. <u>COMMUNITY SERVICES</u>

1. Staff recommends motion to approve: Contract for Provision of Ryan White Part A HIV Health Support Services with the Florida Department of Health in Palm Beach County, for the period March 1, 2015, through February 29, 2016, in an amount not to exceed \$1,166,887, to provide certain services for the health and support of persons with HIV Spectrum Disease. SUMMARY: A notice of grant award was received on February 6, 2015, from the U.S Health and Human Services Health Resources Services Administration (HRSA), issuing a partial award in the amount of \$5,975,290 in Formula, Supplemental and Minority AIDS Initiative (MAI) funding. An additional grant award will be issued at a later date. This Contract is being funded based on level funding from the prior grant year. The contract will be amended and the budget will be aligned once the final notice of award has been received. This agency is selected and recommended for contracting through the Request for Proposal (RFP) process. The contract covers services for HIV affected clients including medical case management, medical care, pharmacy oral health care, and substance abuse treatment. Employees Mitchell Durant and Mary Kannel of Florida Department of Health in Palm Beach County serve on a County advisory board, the HIV CARE Council. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency contract listed above. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. No County funds are required. (Ryan White) Countywide (HH)

E. <u>COMMUNITY SERVICES</u> (Cont'd)

- 2. Staff recommends motion to:
 - **A) receive and file** funding allocation notification for Phase 32 of the Emergency Food and Shelter Program, for the period July 1, 2014, through June 30, 2015, in an amount of \$226,962, for provision of shelter, rent/mortgage and utility payments to assist individuals and families in crisis; and
 - **B) approve** Budget Amendment of \$22,407 in the Human Services Division General Fund to align the budget with the actual grant award.

SUMMARY: The Emergency Food and Shelter Program (EFSP) is a restricted federal grant. On March 5, 2015, EFSP announced allocations for the Phase 32 award to Palm Beach County. The award is administered locally by the United Way of Palm Beach County, Inc. and consists of funding for Shelter in the amount of \$70,925, Rent/Mortgage in the amount of \$144,942 and Utilities in the amount of \$11,095. The budget amendment is necessary to align the County budget with the actual grant award. No County match is required for these funds. (Human Services) Countywide (HH)

- 3. Staff recommends motion to approve: Amendment No. 01 to Contract for Provision of Services with Adopt-A-Family of the Palm Beaches, Inc., (R2014-1566), for the period October 1, 2014, through September 30, 2015, increasing funding by \$56,507 for a new total contract amount not to exceed \$88,078, to provide Homeless Emergency Assistance and Rapid Re-Housing Transition to Housing for homeless families. SUMMARY: The purpose of this amendment is to reallocate funds from the Emergency Solutions Grant (ESG) Program. ESG service dollars are reviewed throughout the contract year and reallocated to best fit the needs of the clients. These reallocated dollars will allow additional clients to be served with Rapid Re-Housing Assistance. No County funds are required. (Human Services) Countywide (HH)
- 4. Staff recommends motion to ratify: Signature of the Mayor on the Florida Department of Education Project Application for the period July 1, 2015, through June 30, 2016, in an amount not to exceed \$278,268 for the Farmworker Career Development Program under Title I, Section 167 of the Workforce Innovation and Opportunity Act (WIOA). SUMMARY: The Farmworker Career Development Program is funded by the Florida Department of Education to provide academic education and vocational training to farm workers and their dependents to obtain permanent employment outside of farm work. The emergency signature process was utilized because there was not sufficient time to submit the application through the regular agenda process and meet the submission deadline of April 24, 2015. No County funds are required. (Farmworker Career Development Program) Countywide (HH)

E. <u>COMMUNITY SERVICES</u> (Cont'd)

Staff requests motion to approve: Contract for Provision of Financial Assistance 5. with Southeast Florida Behavioral Health Network, Inc. (SEFBHN), for the period October 1, 2014, through September 30, 2015, in an amount not to exceed \$71,489. **SUMMARY:** This contract provides for provision of behavioral health support services to the County by the Southeast Florida Behavioral Health Network, Inc., the State of Florida's designated managing entity for behavioral health services. The support services are designed to create a "wraparound model" to address the needs of individuals with complex behavioral health issues allowing them to remain at home and function productively within the community. The funding supports a training manager, technical support, data collection, and standards verification for County-contracted behavioral health providers under the Financially Assisted Agencies Program (FAA). Funding for this purpose in the amount of \$56,489 was included in the approved FY 2015 FAA program allocations. The increased contract amount reflects program start up costs and an expanded scope of services retroactive to October 1, 2014. Funding is available in the current FAA program budget. Countywide (HH)

F. AIRPORTS

1. Staff recommends motion to approve:

A) a Contract with Ranger Construction Industries, Inc. in the amount of \$4,955,479.55 for the Taxiway D and E Rehabilitation/Reconstruction project at Palm Beach International Airport (PBIA);

B) a Budget Amendment of \$3,998,329 in the Airports Improvement and Development Fund to recognize Passenger Facility Charge (PFC) revenue, and to increase budget by \$3,998,329 for the Ranger contract; and

C) a Budget Transfer of \$3,998,329 in the Airports PFC fund to transfer PFC funds to the Airports Improvement and Development Fund, including a transfer from PFC Reserves in the amount of \$3,998,329.

SUMMARY: This project was advertised utilizing the County's competitive bid process. On March 10, 2015, four (4) bids were received for the Taxiway D and E Rehabilitation/Reconstruction at PBIA. Of the four (4) bids, Ranger Construction Industries, Inc., a Palm Beach County company has been identified as the lowest responsible/responsive bidder in the amount of \$4,955,479.55. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 14%. Ranger Construction Industries, Inc. is responsive to the DBE requirements by demonstrating good faith efforts to achieve the DBE goal and has committed to a minimum of 8.91% DBE participation. Florida Department of Transportation grant funding of \$486,426 and PFC funds of \$4,469,054 are being utilized to fund this project. Countywide (JCM)

2. Staff recommends motion to receive and file: License Agreement with The Hertz Corporation (Hertz) commencing January 9, 2015 and expiring July 3, 2015, for the parking of vehicles in connection with Hertz' rental car operation at the Palm Beach International Airport (PBIA), for payment of a license fee in the amount of \$715 per week, for each week the overflow parking area is used. SUMMARY: Delegation of authority for execution of the standard license agreement was approved by the Board in R2007-2070. This License Agreement provides for the use of a parking area at 1146 Carmichael Road, adjacent to the Hertz rental car facility at PBIA, for parking of vehicles in connection with Hertz' rental car operation at PBIA. Because Hertz has variable overflow parking needs, the License Agreement provides for Hertz to pay the license fee on a weekly basis. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

- Staff recommends motion to authorize: the Mayor to certify the non-ad valorem assessment roll on electronic media to the Tax Collector pursuant to Chapter 197, Florida Statutes. SUMMARY: In 1998, the County began using the Uniform Method of collecting non-ad valorem special assessments. Under this procedure, special assessments are included on the tax bills. Each year the non-ad valorem assessment roll must be certified to the Tax Collector by September 15. Countywide (PFK)
- 2. <u>Staff recommends motion to approve:</u> the reappointment of Robert Gottlieb to the Impact Fee Review Committee (IFRC) for the three-year term June 19, 2015, through June 18, 2018:

<u>Nominee</u>	<u>Seat No.</u>	<u>Requirement</u>	Nominated By
Robert Gottlieb	1	Municipal	Municipal League

SUMMARY: The IFRC is composed of seven members and three alternate members. The voting membership of the IFRC shall include three representatives from municipalities within Palm Beach County (PBC), three representatives from the business community, and one member selected at-large. The alternate members shall include one representative from each of the three categories listed above. This agenda item provides for the reappointment of Robert Gottlieb to a three-year term that will expire June 18, 2018. Mr. Gottlieb has completed the required ethics training. Countywide (LB)

3. Staff recommends motion to approve: a Budget Amendment of \$1,420,159 in School Impact Fee Zone 3 to recognize additional impact fee revenues collected in FY 2015.SUMMARY: This Budget Amendment in the school impact fee account recognizes additional school impact fee revenues collected in FY 2015 and allows Palm Beach County to appropriate and remit the revenues to the Palm Beach County School District in accordance with Article 13 of the Unified Land Development Code. Countywide (LB)

4. Staff recommends motion to approve:

- **A)** Budget Transfer from School Impact Fee Zone 1 reserve account to School Impact Fee Zone 1 appropriation account for \$1,317,000;
- **B)** Budget Transfer from School Impact Fee Zone 2 reserve account to School Impact Fee Zone 2 appropriation account for \$2,122,000;
- **C)** Budget Transfer from School Impact Fee Zone 3 reserve account to School Impact Fee Zone 3 appropriation account for \$1,385,487; and
- **D)** Budget Transfer from School Impact Fee Zone 4 reserve account to School Impact Fee Zone 4 appropriation account for \$432,000.

SUMMARY: Impact fees budgeted in reserve accounts cannot be appropriated until funds have been collected. These budget transfers recognize school impact fee revenues as of May 11, 2015 and allow for their appropriation so that the County may remit funds to the School District in accordance with Article 13 of the Unified Land Development Code. <u>Countywide</u> (LB)

H. FACILITIES DEVELOPMENT & OPERATIONS

- Staff recommends motion to approve: Contract with Siemens Industry, Inc. in the 1. amount of \$660,000 for the Main Judicial Complex (MJC) Programmable Logic Controllers Replacement project. SUMMARY: The scope of this project is to replace the existing Programmable Logic Control (PLC) System currently serving several locations in the MJC (which includes the Main Courthouse and State Attorney/Public Defender Building) with a new upgraded PLC system. This system controls the main electrical distribution throughout the MJC. The existing system is over 20 yrs old, is no longer supported by the manufacturer and is not expandable or upgradeable. Failure of system could result in power loss to the entire center and all generator load shedding capabilities. This project is funded by ad valorem dollars from the Public Building Improvement Fund. This work was competitively bid with Siemens Industry, Inc. submitting the lowest responsive, responsible bid. The total construction duration is 120 calendar days. The goal for Small Business Enterprise (SBE) participation is 15%. Small Business Enterprise (SBE) participation in this contract is 15% achieved through the use of subcontractors. Siemens Industry, Inc. has an office in Martin County and is not a Palm Beach County company. (Capital Improvements Division) District 7 (JM)
- 2. Staff recommends motion to approve: Contract with Southern Coast Enterprises, Inc. in the amount of \$547,975 for the Roof Replacement project at Animal Care & Control Facility in West Palm Beach. SUMMARY: The scope of this project includes removal and replacement of metal roofing and built-up roofing, modifications to the existing roof framing system including light gauge metal truss over framing, structural modifications to the clerestory with installation of new impact windows, and installation of new roof dormers. This project is funded from the Public Building Improvement fund. This work was competitively bid with Southern Coast Enterprises, Inc. submitting the lowest responsive, responsible bid. The total construction duration is 242 calendar days. The SBE participation in this contract is 0%. Southern Coast Enterprises, Inc. is a Broward County company. (Capital Improvements Division) District 2 (JM)
- 3. Staff recommends motion to approve: Contract with Cedars Electro-Mechanical, Inc. in the amount of \$847,375 for the Palm Tran North Operations Center - Heating, Ventilation and Air Conditioning (HVAC) Replacement project. **SUMMARY:** The work consists of removal and then replacement of six DX Split HVAC systems, new rooftop 10-ton package unit, ductwork, new electronic controls, new outside air unit and all associated ancillary work. This work was competitively bid with Cedars Electro-Mechanical, Inc. submitting the lowest responsive, responsible bid. This project is fully funded by a grant from the U.S. Department of Transportation, Federal Transit Administration (FTA) and governed by the provisions listed under the Master Grant Agreement FTA MA (17) dated October 1, 2014. Davis Bacon requirements including a Disadvantaged Business Enterprise (DBE) goal of 15%, and prevailing wage provisions shall apply to this contract. Disadvantaged Business Enterprise (DBE) participation in this contract is 12%. The total construction duration is 180 calendar days. Cedar Electro-Mechanical, Inc. is a SBE, Palm Beach County company. (Capital Improvements Division) District 7 (JM)

J. PLANNING, ZONING & BUILDING

- Staff recommends motion to approve: A) Appointment of two members; and B)
 Reappointment of one member to the Building Code Advisory Board:
 - A) Appoint two new members:

Appoint Donald Sharkey	Seat 13	Requirement Electrical Contractor	Nominated By Construction Industry Management Council	<u>Term</u> 6/2/2015-12/3/2015
James B. Carr	15	Contractor	Construction Industry Management Council	6/2/2015-6/1/2018

B) Reappoint one member:

<u>Reappoint</u>	<u>Seat</u>	<u>Requirement</u>	Nominated By	<u>Term</u>
Scott Worley	10	General Contractor	Construction Industry	6/2/2015-6/1/2018
			Management Council	

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 Construction Industry Management Council (CIMC) has nominated Donald Sharkey, who will complete the term through December 3, 2015, of the deceased William R. Higgins; and James B. Carr for a term of three years. Additionally, the CIMC has renominated Scott Worley 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)

2. <u>Staff recommends motion to approve:</u> Appointment of one member to the Construction Board of Adjustments and Appeals.

<u>Member</u>	<u>Seat</u>	<u>Requirement</u>	Nominated By	<u>Term</u>
Gary T. Sullivan	3	Electrical Contractor	Construction Industry Management Council	6/2/2015-6/1/2018

SUMMARY: Palm Beach County Ordinance 89-31, as amended in 2002, established the Construction Board of Adjustment and Appeals (the "Board"). The Construction Industry Management Council has nominated Gary T. Sullivan for a term of three years. Per Palm Beach County Ordinance 2012-006, as amended, Palm Beach County Amendments to the Florida Building Code, 2010 Edition, the Board is comprised of seven regular members: one architect; one engineer; one general contractor; one electrical contractor; one HVAC contractor; one plumbing contractor; and any other contractor licensed category. In addition to these members, there should be two alternate members: one member with the qualifications referenced above; and one member at large from the public. As required by Section 2-443(d) of the Code of Ethics, this Agenda Item Summary will serve as disclosure for Gary T. Sullivan. Mr. Sullivan's company contracts with Palm Beach County to provide electrical services for the County. The CBAA provides no regulation, oversight, management or policy-setting recommendations regarding this contract. Countywide (SF)

K. WATER UTILITIES

- 1. **DELETED**
- 2. **DELETED**
- 3. Staff recommends motion to approve: Contract with TLC Diversified, Inc. for the Water Treatment Plant No. 9 (WTP 9) Emergency Generator Replacement in the amount of \$1,596,777. SUMMARY: On February 11, 2015, five bids were received to replace an existing two megawatt emergency generator at WTP 9 to increase power reliability at the plant. WTP 9 is on an interruptible commercial industrial load control rate with Florida Power Light, necessitating reliable emergency power onsite. TLC Diversified, Inc. was the lowest responsive, responsible bidder in the amount of \$1,596,777. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with TLC Diversified, Inc. provides for SBE participation of 15.05% overall. TLC Diversified, Inc. is a Palm Beach County company. This project is included in the FY15-16 Capital Improvement Plan adopted by the Board of County Commissioners. (WUD Project No. 14-025) District 5 (JM)
- 4. Staff recommends motion to approve: Change Order No. 3 to the Contract with All Webbs Enterprises, Inc. (R2014-0059) for the Water Treatment Plant 11, PW 9 & PW 10, New Production Wells Project in the amount of \$76,471.82 and providing for a 73-day time extension. SUMMARY: On January 14, 2014, the Board of County Commissioners approved a Contract with All Webbs Enterprises, Inc. (Contractor) for the Water Treatment Plant 11, PW 9 & PW 10, New Production Wells Project. Change Order No. 3 authorizes quantity adjustments and the performance of additional work on Well PW10 that was required to address changed conditions encountered in the field due to unanticipated soil formations. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with All Webbs Enterprises, Inc. provides for SBE participation of 99.99% overall. Change Order No.3 provides 0% SBE participation. The cumulative SBE participation including Change Order No. 3 is 96.42% overall. All Webbs Enterprises, Inc. is a Palm Beach County company. (WUD Project No. 11-101) District 6 (JM)
- Staff recommends motion to approve: Consultant Services Authorization (CSA) No. 9 5. for the CD03 South County Water Services Replacement Phase 5 Project with Mock Roos and Associates, Inc. (R2014-0826) in the amount of \$188,195. **SUMMARY:** On June 3, 2014, the Board of County Commissioners approved the Water Utilities Department (WUD) Engineering/Professional Services Contract (Contract) with Mock Roos and Associates, Inc. CSA No. 9 provides for services relating to the surveying, design, and permitting of water main replacements WUD provides potable water service in Sandalfoot Cove and the surrounding areas in southwest Boca Raton. The existing water distribution system in the area is over 30 years old and has been experiencing frequent pipe and service line failures. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Mock Roos and Associates, Inc. provides for SBE participation of 97%. CSA No. 9 provides 100% overall participation. The cumulative SBE participation is 100% overall. Mock Roos and Associates, Inc. is a local Palm Beach County company. (WUD Project No. 15-039) District 5 (JM)

K. <u>WATER UTILITIES</u> (Cont'd)

- 6. **DELETED**
- 7. Staff recommends motion to approve: Consultant Services Authorization No. 3 (CSA No. 3) for the Capital Improvement Program Management and Implementation Services Project with MWH Americas, Inc. (MWH) (R2014-1188), in the amount of \$3.463.524.75. SUMMARY: On August 19, 2014, the Board of County Commissioners approved the Master Contract for Capital Improvement Program (CIP) Management and Implementation Services with MWH Americas, Inc. The goal of the Capital Improvement Program is to allow the County to implement \$400 Million worth of projects over five years. Over the past ten months, MWH Americas, Inc. has integrated its program management staff with County staff at the Water Utilities Department (WUD). Activities carried out during this period include development of a project delivery system, validation and refinement of CIP projects, creation of packages of projects that can be grouped for more efficient procurement and delivery, development of schedules and budgets for the various project packages, development of a CIP delivery plan, and identification of requirements for project and program controls. In addition, work has been initiated on 16 of 31 project packages representing \$221 Million of work. The scope of work and services provided for in CSA No. 3 include; planning, oversight of staff and design professionals for projects from initiation through completion; coordination of permitting and approvals; coordination between WUD Engineering and Operations and Maintenance Divisions; review of construction administration policies, processes and procedures; outreach services; and knowledge transfer and training of WUD staff. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with MWH Americas, Inc. provides for SBE participation of 23.7% overall. This CSA includes 25.81% overall participation. The cumulative SBE participation, including this Authorization is 20.66%. (WUD Project No. 14-054) Countywide (JM)
- 8. Staff recommends motion to accept: a Non-Standard Utility Easement granted by BGI Group, LLC (BGI) for existing and future water main facilities within the Glades Correctional Institute (GCI) property in the City of Belle Glade. SUMMARY: The Water Utilities Department (WUD) requires utility easements to access and maintain water main facilities that will serve development within the GCI property presently owned by BGI. BGI has requested a non-standard easement that will allow for the perpendicular crossing of the easement premises by spur railroad tracks in the future, subject to WUD's approval and execution of a WUD Standard Indemnity Agreement for encroachments. The proposed easements are being granted at no cost to the County. (WUD Project No. 14-092) District 6 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

- **A) approve** an Agreement with the Andrew "Red" Harris Foundation, Inc. (ARHF) for accepting donated artificial reef modules in exchange for placing the modules within permitted artificial reef sites offshore of northern Palm Beach County. Estimated deployment costs for the term of the agreement will not exceed \$260,000. This agreement will expire on December 31, 2017;
- **B) approve** naming the artificial reef(s) created utilizing these reef modules as the Andrew Harris Reef;
- **C) authorize** the County Administrator, or his designee, to sign all future time extensions, task assignments, and other forms associated with this Agreement, and necessary minor amendments that do not significantly change the scope of work, terms or conditions of this Agreement;
- **D) adopt** a Resolution authorizing the Clerk of the Board to disburse \$260,000 from the Vessel Registration Fee Trust Fund to provide the necessary funding for placing these reef structures; and
- **E) approve** a Budget Transfer of \$260,000 from reserves in the Environmental Enhancement Saltwater Fund to the Andrew "Red" Harris Foundation reef project.

SUMMARY: Staff recommends approval of the Agreement in which ARHF will donate up to 240 artificial reef modules and the County will transport/install the modules at permitted artificial reef sites and name the modular reefs the Andrew Harris Reef. The \$260,000 to cover the County's costs will come from the County Vessel Registration Fees. <u>District 1</u> (SF)

2. Staff recommends motion to receive and file:

- **A)** Amendment No. 3 to the Contract for Design, Fabrication, and Delivery of the Bryant Park Sculptural Living Shoreline Mangrove Planter (R2014-0154) with Michael Singer, Inc. (MSI) amends Article 2 of the Contract's expiration date from March 31, 2015 to May 31, 2015. Replaces Exhibit B (Schedule of Payments) with Exhibit B-4 Schedules of Payments. All other provision of the Contract shall remain in full force and effect; and
- **B)** Amendment No. 2 to Grant No. 13-4100-7090 (R2014-0153) with the National Endowment for the Arts (NEA) extends the time period of support from March 31, 2015 to September 30, 2015. All other provisions of the grant remain in effect.

SUMMARY: On February 4, 2014, the Board of County Commissioners approved the Professional Services Contract with MSI (2014-0154) for the design of a large-scale public art installation by environmental artist/designer Michael Singer. Delegation of authority to execute all forms associated with the Michael Singer, Inc. Contract was approved at that time. <u>District 7</u> (SF)

On February 4, 2014, the Board of County Commissioners approved the National Endowment for the Arts (NEA) Grant No. 13-4100-7090 (R2014-0153) supporting the design of a large-scale public art installation by environmental artist/designer Michael Singer. Delegation of authority to execute all forms associated with the NEA Grant Award was approved at that time. <u>District 7</u> (SF)

L. <u>ENVIRONMENTAL RESOURCES MANAGEMENT</u> (Cont'd)

3. Staff recommends motion to:

- **A) approve** a Joint Partnership Agreement with the Florida Department of Transportation (FDOT) in the amount not to exceed \$60,000 to reimburse the County for staff time and materials associated with monitoring and maintenance of a planned mitigation project along the Southern Boulevard Causeway. Agreement expires on or before June 30, 2019;
- **B) adopt** a Resolution to authorize entering into an agreement as a requirement of FDOT:
- **C) approve** a Budget Amendment of \$60,000 in the Environmental Enhancement Fund to recognize the revenues from the Agreement; and
- **D) authorize** the County Administrator, or his designee, to sign all future time extensions, task assignments, certifications and other documents associated with this Agreement and any necessary minor amendments to those documents that do not significantly change the scope of work or terms and conditions of this Agreement.

SUMMARY: This Agreement for services is associated with the monitoring and maintenance of a mangrove mitigation project along the Southern Boulevard Causeway. FDOT will provide up to \$60,000 to the County for this work. <u>District 7</u> (SF)

M. PARKS & RECREATION

1. <u>Staff recommends motion to reappoint:</u> one regular at-large County member to the Boynton Beach Municipal Golf Course Advisory Committee for the term of June 20, 2015 to June 19, 2020:.

<u>Nominee</u>	Seat No.	<u>Requirement</u>	Nominated By:
Nathaniel Harris Clark	1	Citizen at Large	Comm. Hal R. Valeche Comm. Steven L. Abrams Comm. Melissa McKinlay Comm. Priscilla A. Taylor

SUMMARY: The Board of County Commissioners, according to the Agreement with the City of Boynton Beach, appoints two regular members and one alternate member to the Boynton Beach Municipal Golf Course Advisory Committee. Mr. Nathaniel Clark has filled Seat No. 1 since January 13, 2015, and desires to be reappointed. Mr. Clark has satisfied the ethics training requirements. Notice was sent to the Commissioners on March 16, 2015, asking for nominations to fill this vacancy. Countywide (AH)

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: an Agricultural Land Management Interlocal Agreement with the Palm Beach Soil and Water Conservation District (PBSWCD), for a period of three years, which continues their management of County property within the Ag Reserve that has been purchased by Palm Beach County and leased out for agricultural uses, for a fee of \$57,234 per year to be paid from funds generated by the lease program. SUMMARY: PBSWCD will manage agricultural lands under the Agricultural Land Management Interlocal Agreement (Agreement) purchased by the County with funds from the March 1999 Conservation Lands Bond Referendum. Management fees will be paid by agricultural leased properties owned by Palm Beach County during the period of this Agreement. This Agreement is for a three-year period beginning July 1, 2015 for an annual fee of \$57,234, which includes the development and management of the Florida Department of Agriculture_and Consumer Services Best Management Practices on the Falowski property. Districts 3 & 5 (AH)

Q. <u>CRIMINAL JUSTICE COMMISSION</u>

- 1. Staff recommends motion to receive and file the following:
 - **A)** Grant Adjustment Notice (GAN) No. 012 with the U.S. Department of Justice, Office of Justice Programs to allow minor changes in project scope; and
 - **B)** Second Amendment to Contract for Education, Employment and Case Management for Juvenile Reentry with Gulfstream Goodwill Industries, Inc. adjusting budget line items without increasing/decreasing the total contract amount, and revising scope of work.

SUMMARY: Palm Beach County was awarded a \$750,000 grant from the U.S. Department of Justice Office of Justice Programs to implement reentry services for juveniles on October 1, 2013. GAN No. 012 approves changes to the project scope. The original Gulfstream Goodwill contract (R2014-0471 for \$217,650 for the period of January 1, 2014, through September 30, 2014) was executed on February 5, 2014, received and filed by the Board on April 1, 2014. The first amendment was executed on September 30, 2014 and received and filed on December 2, 2014 (R2014-1845) for \$319,319 extended the expiration date to September 30 2015. This Second Amendment to contract with Gulfstream Goodwill Industries, Inc. modifies the scope of work and budget without increasing or decreasing the total contract price. amendment will allow changes in position roles at Gulfstream Goodwill by adding career navigation to the role of Transition Specialists and changing one position to Program Coordinator. These documents have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Executive Director of the Criminal Justice Commission in accordance with R2013-1668 that was approved by the Board on November 19, 2013, and are now being submitted to the Board to receive and file. There is no cost to the County. Countywide (JB)

Q. <u>CRIMINAL JUSTICE COMMISSION</u> (Cont'd)

2. Staff recommends motion to:

A) ratify the signature of the Mayor on the approval of the Second Chance Act Two-Phase Adult Reentry Demonstration Program: Planning and Implementation FY2015 Competitive Grant Application to the U.S. Department of Justice (DOJ), Office of Justice Programs, Bureau of Justice Assistance for \$1,000,000 from October 1, 2015 to September 30, 2017, to facilitate the reduction of recidivism in Palm Beach County; and

B) authorize the County Administrator or his designee to execute all related documents and contracts for the above mentioned grant and to execute electronically all necessary forms and documents as required by the U.S. DOJ.

SUMMARY: Palm Beach County accepted a grant award of \$750,000 (Resolution Number R2010-1590) from the Department of Justice in 2010 to facilitate the successful reintegration of ex-offenders. This application, if funded, will allow for continuation funding for the Regional and State Transitional Offender Reentry (RESTORE) Initiative. Ex-offenders are provided with pre- and post-release services to assist in their reintegration. The Grant requires a non-federal in-kind match of \$1,000,000 (50%). This match has been identified through County resources and partnering Reentry Service Providers. Countywide (JB)

3. Staff recommends motion to:

A) ratify the signature of the Mayor on the approval of the MacArthur Foundation's Safety and Justice Challenge Grant Application to reduce the jail population for \$150,000; and

B) authorize the County Administrator or his designee to execute all related documents and contracts for Palm Beach County's grant and to execute electronically all necessary forms and documents as required by the MacArthur Foundation.

SUMMARY: Protecting the long-term public safety of residents requires that Palm Beach County remain committed to collective impact through evidence-driven innovation and improvement. More data analyses and better focus on these individuals is needed. If awarded, this grant will help Palm Beach County achieve better public safety outcomes, lower incarceration costs and a reduced use of the local jail. The period of the grant has not been determined but it is expected to expire December 31, 2015. The grant does not require a match. Countywide (JB)

Q. <u>CRIMINAL JUSTICE COMMISSION</u> (Cont'd)

4. Staff recommends motion to:

A) ratify the signature of the Mayor on the approval of the Second Chance Act Reentry Program for Adults with Co-Occurring Substance Abuse and Mental Disorders Grant Application to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA) for \$600,000 from October 1, 2015 to September 30, 2017 to facilitate the reduction of recidivism in Palm Beach County; and

B) authorize the County Administrator or his designee to execute all related documents and contracts for Palm Beach County's FY 2015 Second Chance Act Grant and to execute electronically all necessary forms and documents as required by the U.S. DOJ.

SUMMARY: Palm Beach County in collaboration with the Sheriff's Office and community-based reentry partners are proposing to provide inmates with pre- and post-release services to assist in their transition back into the community. The county is requesting \$600,000 to implement and expand treatment programs for adults with co-occurring substance abuse and mental disorders. The Grant does not require a match. Countywide (JB)

5. Staff recommends motion to receive and file:

- A) an executed Data Transfer Agreement with RTI International for the transfer of reentry client data for the period of March 1, 2014 to June 30, 2015 at no cost to the County; and
- **B)** Second Amendment to Agreement with Palm Beach County Law Enforcement Exchange, Inc. (LEX). This amendment does not change the dollar amount of the original agreement. The amendment rearranges staff and capital line items within the budget.

SUMMARY: These documents have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Executive Director of the Criminal Justice Commission (CJC) in accordance with Resolution R2013-1450 and are now being submitted to the Board to receive and file. The original LEX contract (R2014-0633 for \$100,000 for the period of October 1, 2014, through September 30, 2015) was executed on April 22, 2014, received and filed by the Board on May 6, 2014, amended on September 30, 2014 and received and filed on January 13, 2015 (R2015-0085 for \$150,000 the period of October 1, 2014, through September 30, 2015) to coordinate law enforcement activities. Countywide (JB)

S. FIRE RESCUE

1. <u>Staff recommends motion to approve:</u> the write-off of uncollectible emergency transport patient accounts to remove these amounts from the County's financial books for the following period:

October 1, 2010 through September 30, 2011 (FY11) \$10,399,302.53

SUMMARY: In December 1994, the Board authorized Fire Rescue to transport critically ill/injured patients and bill for those services. The County contracts with a private company for these billings and collections services. The County receives payment from a number of sources, including commercial insurance, Medicare, Medicaid, and private individuals. During the period October 1, 2010 to September 30, 2011, Fire Rescue generated \$34,301,090 in gross transport billings and collected (todate) \$17,131,128.02. After adjustments of \$6,770,659.45, required under the guidelines of the Medicare/Medicaid programs, the balance of \$10,399,302.53 is currently deemed to be uncollectible. This balance is primarily due to partial payments, insurance denial based on medical necessity, the inability to obtain accurate patient and/or insurance information, and patients without medical coverage or high deductibles. Staff recommends the amount deemed uncollectible be written-off the County's financial books. Countywide (SB)

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: a Fourth Amendment to Interlocal Agreement R2014-0171, as amended, for network services with the Health Care District of Palm Beach County (HCD). SUMMARY: The Health Care District of Palm Beach County has an existing network services Interlocal Agreement, as amended, for an initial term of one year with automatic one-year renewals unless notice is given by either party. This Fourth Amendment adds a new HCD clinic location in Belle Glade. The revised total annual service revenue is \$48,240 for FY 2015, a net increase of \$600, and includes reimbursement for installation costs (estimated at \$350). The revised fee structure for network services will not be used for billing until June 1, 2015. The Florida LambdaRail LLC has approved connection of HCD to the Florida LambdaRail network. Countywide (PFK)

2. Staff recommends motion to:

- A) approve the Interlocal Agreement for network services with the Lake Worth Drainage District (LWDD), a Special Taxing District, for an initial term of one year with automatic one-year renewals unless notice is given by either party; and
- **B)** authorize the County Administrator or his designee, Information Systems Services (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: In an effort to reduce overall costs, the LWDD wishes to collaborate on the construction and sharing of conduits with no additional costs to the County or to the LWDD for the fiber optics connections within LWDD facilities in exchange for placement of an ISS antenna placement on the LWDD communication tower which will enable County WiMax coverage in the western Delray Beach area. These recommended actions will have no fiscal impact to Palm Beach County. The Florida LambdaRail LLC has approved connection of the LWDD to the FLR network. <u>District 5</u> (PFK)

X. PUBLIC SAFETY

Staff recommends motion to approve: Memorandum of Understanding Drivers 1. License and/or Motor Vehicle Record Data Exchange with the Florida Department of Highway Safety and Motor Vehicles (FDHSMV), which will allow the County's Public Safety Department Consumer Affairs Division to receive daily electronic information that ensures Vehicle for Hire and Tow Truck drivers meet Palm Beach County Vehicle for Hire and Tow Truck Code of Ordinance driver requirements. This Memorandum of Understanding (MOU) replaces a previous MOU executed on December 16, 2014, and will remain in effect for three years from the date of execution in the amount of \$10 per driver license transcript requested, and an additional \$2 fee for a driver record search if no record is found. **SUMMARY:** The signing of the Memorandum of Understanding Drivers License and/or Motor Vehicle Record Data Exchange with FDHSMV will allow the County, through its Consumer Affairs Division, to continue to ensure only authorized drivers with valid licenses are allowed to operate vehicle for hire taxis, sedans, limousines, vans, shuttles, non-emergency transportation vehicles, and tow trucks. This is to ensure the safety of the vehicle for hire drivers, tow truck operators, and the general public. The record data exchange provides an automated file from the State to the County on a daily basis. The file contains information on each authorized driver including notification of an invalid license, the reason why a license has been suspended or revoked, and a description of sanctions and traffic violations. There will be a \$10 fee paid to FDHSMV for each driver license transcript requested and a \$2 fee for a driver record search if no record is found. A newly executed document is required by the State of Florida every three years as a condition of continuing the Drivers License and Motor Vehicle Record Data Exchange with the County under the provisions of the Driver's Privacy Protection Act, which protects the personal information contained within the files. Countywide (JB)

BB. YOUTH SERVICES

- 1. Staff recommends motion to approve: Contract with The Unicorn Children's Foundation, Inc. for the period January 15, 2015, through December 31, 2016, in an amount not-to-exceed \$50,000, for a community needs assessment on special needs. SUMMARY: The Unicorn Children's Foundation, Inc. is coordinating a community-wide needs assessment and planning effort around the special needs population in Palm Beach County. The plan will identify strategies to create a seamless system of care and improve information and referral integrity. Several other funders are also contributing to this effort. Countywide (HH)
- Staff recommends motion to receive and file: Summer Food Service Program for 2. Children Authorized Signature Form with the Florida Department of Agriculture and Consumer Services, Food, Nutrition and Wellness (DACS). SUMMARY: In accordance with County PPM CW-0-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The Summer Food Service Program for Children Authorized Signature Form has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Director/Assistant Director of the Youth Services Department in accordance with Resolution R2014-0910. DACS requires an updated Summer Food Services Program for Children (SFSP) Authorized Signature Form. authorizes County staff to submit the SFSP Application, required forms and submit claims for reimbursement. On August 14, 2012, the BCC ratified the Chair's signature on permanent Agreement (R2012-1089) between the Sponsor and DACS for SFSP. A new annual grant submission and agreement is no longer required. document required annually is the Authorized Signature Form. No County funds are required. Countywide (HH)

BB. YOUTH SERVICES (Cont'd)

3. REVISED SUMMARY: Staff recommends motion to approve: an Agreement with the Boys and Girls Clubs of Palm Beach County, Inc., beginning June 8, 2015 and ending August 21, 2015 for an amount not to exceed \$41,750 to hire students who are enrolled in the Teen Employability Program (TEP) as summer camp counselors. SUMMARY: The Boys and Girls Clubs of Palm Beach County, Inc. was founded in 1971 and is the largest facility-based Youth Development Organization in Palm Beach County. Currently, they operate thirteen clubs, most of which are strategically located within high poverty areas throughout the county. Ninety percent (90%) of the youth participating in their clubs are on free or reduced lunch and 75% attend underperforming schools. The funding for this initiative will employ twenty youth who are enrolled in these clubs for a period of eleven weeks throughout the summer. Each student will be employed as a counselor for twenty hours per week and participate in career readiness, financial management, and college prep courses for the remaining twenty hours. This initiative will emphasize employment for youth located in the Tri-City Glades area and it is directly aligned with the objectives derived from the Youth Symposium. Countywide (HH)

4. Staff recommends motion to approve:

- **A)** Agreement with Prime Time Palm Beach County, Inc. (Prime Time) beginning July 1, 2015 and ending September 30, 2015 for an amount not to exceed \$214,000 to provide quality improvement, staff professional development and enrichment services to youth at twenty-five middle school afterschool program sites throughout Palm Beach County; and
- **B)** Budget Transfer of \$38,436 in the General Fund from the Outreach and Community Programming Division to the Prime Time Afterschool Program to fund the cost associated with this Agreement.

SUMMARY: Prime Time was founded in 2000 to address the need for higher quality afterschool programs that serve Palm Beach County youth, with an emphasis on programs that service low-income families. This Agreement will enable Prime Time to provide services to practitioners and youth in twenty-five out-of-school-time sites throughout Palm Beach County, with an emphasis on sites within the Tri-City Glades area. The initiative will include participation in the countywide Quality Improvement System for afterschool, on-site enrichment programming for youth in academics, health and wellness, the arts and positive youth development. Trainings will be made available to afterschool staff covering topics that include college and career readiness, social skills, behavior management, STEM (science, technology, engineering and math), homework assistance, youth leadership and creating positive social-emotional environments for staff and youth. The trainings will be created using an outcomesdriven approach aligning the outcomes with the objectives derived from the Youth Symposium. Countywide (HH)

CC. MEDICAL EXAMINER

1. Staff recommends motion to:

A) receive and file a Subrecipient Agreement for Federal Grant Funding Assistance through Florida's Administering Agency: the Florida Department of Law Enforcement in the amount of \$2,525 to provide forensic odontology services for the period October 1, 2014, through September 30, 2015; and

B) approve a Budget Amendment of \$2,525 in the general fund to recognize the grant award.

SUMMARY: The United States Department of Justice, Office of Justice Programs, National Institute of Justice has awarded the FY 2014 Paul Coverdell Forensic Sciences Improvement Act Formula Grant Program, CFDA No. 16.742; Federal Grant award number 2014-CD-BX-0054, to the Palm Beach County Medical Examiner's Office, through the Florida Department of Law Enforcement. The grant funding will be used to provide forensic odontology services to assist in identifying deceased whose identity was unable to be known through other sources. On June 4, 2013 (R2013-0704), the County Administrator or his designee was authorized to execute future grant agreements, amendments, and modifications with the Florida Department of Law Enforcement. **No County match is required for this grant.** Countywide (JB)

DD. SHERIFF

1. Staff recommends motion to approve: a Budget Transfer of \$427,000 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 2015 estimated donation requirement is \$\$107,158. 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 \$875,516. The funds requested 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 \$1,356,646. Approval of this request will reduce the adopted State Law Enforcement Trust Fund balance to \$929,646. 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 (JB)

ORGANIZATION	AMOUNT
211 Palm Beach/Treasure Coast	\$30,000
Alzheimer's Community Care	\$5,000
Area Agency on Aging Palm Beach/Treasure Coast	\$5,000
Big Dog Ranch Rescue	\$25,000
Boys and Girls Club of Palm Beach County - Belle Glade Teen Center	\$15,000
Boys and Girls Club of Palm Beach County - Neil S. Hirsch Family	\$5,000
Cellus Foundation	\$25,000
Child Rescue Coalition	\$25,000
Crime Stoppers	\$30,000
Florida Crime Prevention Association	\$7,000
Girl Scouts of Southeast Florida	\$10,000
Leadership Palm Beach County	\$10,000
Mental Health Association of Palm Beach County	\$10,000
National Center for Missing and Exploited Children	\$10,000
Palm Beach County PAL - Cabana Youth Colony	\$25,000
Palm Beach County PAL - Explorers	\$25,000
Palm Beach County Sheriffs Foundation - Back to School	\$35,000
Palm Beach County Sheriffs Foundation - Shop With A Cop	\$45,000
Speak Up For Kids of Palm Beach County	\$50,000
United States Naval Sea Cadet Corps – Boca Delray Division	\$10,000
West Jupiter Community Group	\$5,000
West Palm Beach Library Foundation	\$15,000
Zoological Society of the Palm Beaches	\$5,000
Total Amount	\$427,000

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4. REGULAR AGENDA

A. COMMUNITY SERVICES

- 1. Staff recommends motion to approve:
 - **A)** Amendment No. 06 to Contract for Provision of Services with Adopt-A-Family of the Palm Beaches, Inc. (R2012-0613) for the period October 1, 2014, through September 30, 2015, to increase funding for hotel placement and rapid re-housing services to homeless families by \$100,000 for a new contract amount of \$1,419,099, with a total contract amount not to exceed \$4,164,710; and
 - **B)** Budget Transfer of \$100,000 from the General Fund Contingency Reserve to the Human Services General Fund to increase funding for the Senator Philip D. Lewis Center.

SUMMARY: The Senator Philip D. Lewis Center (Lewis Center) serves as the main point of access for homeless services in Palm Beach County. Adopt-A-Family of the Palm Beaches, Inc. provides family engagement and navigation, temporary hotel placement, rapid re-housing services, and ongoing support at the Lewis Center. To date, 107 families with the highest acuity and the greatest number of barriers have been provided hotel placement and rapid re-housing services. As a result of the need for more intense services and the volume of families served, Adopt-A-Family of the Palm Beaches, Inc. will fully expend the current contracted funds, as well as all other federal and private resources allocated for this service, by July 2015. The budget transfer will fund the increased service need. (Human Services) Countywide (HH)

B. **ECONOMIC SUSTAINABILITY**

- 1. Staff recommends motion to approve: a Subgrant Agreement with the City of South Bay in the amount of \$200,000 for the period of June 2, 2015, through June 1, 2016. SUMMARY: This Subgrant Agreement provides Brownfields Revolving Loan Fund (BRLF) Program funds for environmental cleanup assistance for the City-owned brownfield redevelopment site located at 480 U.S. Highway 27 North in South Bay. The City has been working to promote the redevelopment and sale of the site and has requested County assistance through its BRLF Program. On September 2, 2014, the City adopted Resolution 11-2014 to formally designate the site a Brownfield Area under the Florida Brownfields Redevelopment Program and provide for possible financial incentives to facilitate redevelopment of the site. On April 7, 2015, the City authorized the sale of this parcel to a developer who has expressed interest in developing a restaurant at the site, contingent on site cleanup. The new project will create six new jobs, represent a capital investment of approximately \$150,000, and will be located on U.S. Highway 27 North, the main distribution route in South Bay. Under the terms of the Subgrant Agreement the City will utilize the funds to undertake the remediation work within 12 months of the date of the Subgrant Agreement and will abide by all prescribed U.S. Environmental Protection Agency (EPA) terms and conditions. The City will provide in-kind services valued up to \$40,000 as the required local match. This funding is projected to create 20 jobs and have a five year Economic Sustainability Impact of \$3.12 Million. These are federal EPA funds which require a 20% local match which will be provided by the City of South Bay. No County local match is required. (DES Administration) District 6 (JB)
- 2. ADD ON: Staff recommends motion to:
 - A) approve a Conditional Grant Agreement with Amelia Estates, LLC (AELLC);
 - B) approve a Satisfaction of Mortgage;
 - C) approve a Release of Restrictions; and
 - **D) delegate** authority to the County Administrator, or his designee, to execute a Subordination Agreement with First National Bank of Coffee County (Bank), a Georgia banking company.

SUMMARY: On April 21, 2009, the County entered into a Conditional Grant Agreement (R2009-0656) with AELLC to fund \$800,000 towards the acquisition of a parcel of land in Belle Glade where 30 affordable homes were to be constructed and sold to income eligible homeowners. The County's funds, of which \$650,000 from the Universal Housing Trust Fund have been expended to date on infrastructure improvements to the property, were secured by a Mortgage and Security Agreement, a Promissory Note, and a Declaration of Restrictive Covenant encumbering the property. During the recession, the developer was not able to obtain financing to undertake the intended development, but has more recently secured a \$6 Million loan from the Bank to construct 30 apartments and 12 townhouses on a portion of the property which represents the first phase of development. These 30 apartments will be subject to the County's affordability requirements as contained in the grant documents to be executed in connection with the proposed transaction and the 12 townhouses will be unrestricted units that may be rented or sold. The proposed Conditional Grant Agreement memorializes this change in the development of the property, provides retroactive approval of AELLC's use of the \$650,000 for infrastructure improvements in lieu of land acquisition, contains AELLC's relinquishment of the use of the remaining \$150,000, changes the affordability period from 30 years to 20 years, and establishes the income requirements for the households occupying the 30 apartments at a maximum of 120% of area median income. Satisfaction of the Mortgage and Security Agreement and release of the Declaration of Restrictive Covenant, which contain the original terms and conditions for the project, is necessary to allow closing on the Bank's mortgage while the County's new affordability restrictions on the project will be contained in an Amended and Restated Declaration of Restrictions which will be recorded against the property and part of the closing for the proposed transaction. Staff is recommending delegation of authority to the County Administrator, or his designee, to execute a Subordination Agreement with the Bank whereby the County's interest in the Amended and Restated Declaration of Restrictions would become subordinate to the Bank's \$6,000,000 first mortgage on the property. This delegation of authority will provide the ability to execute the Subordination Agreement in a timely manner when the closing is scheduled. (DES Contract Development) District 6

4. REGULAR AGENDA

C. <u>ENGINEERING & PUBLIC WORKS</u>

Staff recommends motion to approve on preliminary reading and advertise for 1. public hearing on Tuesday June 23, 2015 at 9:30 a.m.: an Ordinance amending Ordinance No. 85-40, as amended, establishing an amended Five Year Road Program; providing for title; purpose; adoption of revised Five Year Road Program and revised list of projects contained in Exhibit "A"; implementation of the Program; modification of Program; funding of other roadway improvements, interpretation of exhibit; repeal of laws in conflict; severability; inclusion in the Code of Laws and Ordinances; and effective date. **SUMMARY:** A Mid Year Modification of the Palm Beach County Five Year Road Program is contemplated in the Traffic Performance Standards and allows the Board of County Commissioners, through the adoption of an ordinance, to delete projects from the Program two times a year. Exhibit "A" to the Ordinance is a list of proposed projects for the next five years and contains certain changes and modifications. This list is submitted for the Board of County Commissioners' consideration on preliminary reading today, with the final list to be approved with the Ordinance at public hearing on Tuesday, June 23, 2015. Countywide (MRE)

D. <u>ADMINISTRATION</u>

1. <u>DELETED:</u> Staff recommends motion to:

A) adopt a Resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Fan, 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 Refund Program not to exceed \$27,000; and

B) conceptually approve an Economic Development Incentive for Project Fan in the amount of \$27,000 in the form of a Job Growth Incentive (JGI) Grant as the local match for a State QTI Tax Refund.

SUMMARY: Project Fan is a regional manufacturing headquarters relocation project that plans to make a \$1.7 Million capital investment on renovations and equipment at an existing facility in Palm Beach County and create 45 new full-time jobs by December 31, 2017 at an average annual wage of \$48,813, excluding benefits. The company will be required to maintain the new jobs for a period of five years. It is anticipated that the State of Florida will provide \$135,000 in the form of a Qualified Target Industry (QTI) Tax Refund which includes a required 20% local match of \$27,000. The JGI Grant, which will be paid over a period of five years, 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 \$96.8 Million. **Funding for the Job Growth Incentive Grant will come from General Fund Contingency Reserves.** District 7 (JB)

2. <u>ADD ON:</u> <u>TIME CERTAIN 1:30 P.M.</u> – Executive Session scheduled for 1:30 p.m. in McEaddy Conference Room to discuss collective bargaining negotiations with ATU Local 1577, CWA Local 3181 and IAFF Local 2928. **(CLOSED SESSION)**

4. REGULAR AGENDA

E. PALM TRAN

1. ADD ON: Staff recommends motion to approve: a Memorandum of Agreement modifying Article 45 of the Labor Management Agreement between Palm Tran, Inc. and Palm Beach County, as joint employers, and Local Union 1577 of the Amalgamated Transit, A.F. of L. – C.I.O. – C.L.C. (ATU). **SUMMARY:** At the request of the ATU, the previously scheduled May 27, 2015 Impasse Hearing was cancelled and the collective bargaining representatives met to conclude negotiations for the sole purpose of wage adjustments that would become effective during FY 2015. The Memorandum of Agreement incorporating all the agreed upon wage adjustments was ratified by the ATU on May 29, 2015. This Agreement covers wage adjustments for FY 2015 only and establishes a timeline for implementation. The Agreement allows for bus operators who are not at the top rate of pay and have been employed for at least one (1) year to advance one (1) step progression. Those hired prior to April 1, 2014 will progress on the first full pay period following April 1, 2015. Those hired after April 1, 2014 will progress on the first full pay period including September 30, 2015. Bus operators at top rate of pay and maintenance personnel will receive a 1% wage rate increase effective the first full pay period following October 1, 2014 and 1% the first full pay period following April 1, 2015, respectively. The associated costs are included in Palm Tran's approved FY 2015 budget. Countywide (DR)

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5. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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6. MATTERS BY THE PUBLIC – 2:00 P.M.

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JUNE 2, 2015

- 7. STAFF COMMENTS
 - A. ADMINISTRATION COMMENTS
 - **B.** COUNTY ATTORNEY

8. **COMMISSIONER COMMENTS**

A.	District 1 – COMMISSIONER HAL R. VALECHE
В.	District 2 – COMMISSIONER PAULETTE BURDICK
C.	District 3 - COMMISSIONER SHELLEY VANA, MAYOR
D.	District 4 – COMMISSIONER STEVEN L. ABRAMS Request approval to present off-site, a Proclamation recognizing the 30 th anniversary of the Florida Atlantic Research and Development Authority
E.	District 5 - COMMISSIONER MARY LOU BERGER, VICE MAYOR
F.	District 6 - COMMISSIONER MELISSA MCKINLAY
G.	District 7 - COMMISSIONER PRISCILLA A. TAYLOR
VD 1	OUDNIMENT

9.

"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."