

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**DECEMBER 1, 2015**

<b><u>PAGE</u></b>	<b><u>ITEM</u></b>	
6	3B-3	<b><u>WAITING FOR BACKUP: Staff recommends motion to approve:</u></b> Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. (Clerk)
6	3C-1	<b><u>WAITING FOR BACKUP: Staff recommends motion to approve: A)</u></b> an assumption of a tri-party piping, paving and parking agreement (Agreement Assumption) with Lake Worth Drainage District (LWDD) and Regency Centers, L.P. for the maintenance of an existing pipe and improvements located within a portion of the L-18 Canal;....(Engineering)
12	3I-1	<b><u>WAITING FOR BACKUP: Staff recommends motion to receive and file:</u></b> two Satisfactions of Mortgage and Notices of the Survival of Certain Covenants and Restrictions, one Agreement, one Amendment to Loan Agreement, and one Amendment to Agreement as follows: (DES)
14	3I-3	<b><u>WAITING FOR BACKUP: Staff recommends motion to: A) receive and file</u></b> termination of a Loan Agreement (R2014-1922) with New South Bay Villas, LLC;....(DES)
15	3K-2	<b><u>WAITING FOR BACKUP: Staff recommends motion to approve:</u></b> Change Order No. 4 for the Southern Region Water Reclamation Facility Headworks Bypass (Project) with Intercounty Engineering, Inc. in the amount of \$35,698.77 with a time extension of 53 days (WUD)
16	3Q-1	<b><u>WAITING FOR BACKUP: Staff recommends motion to receive and file: A)</u></b> one Grant Adjustment Notice (GAN) from the Florida Department of Law Enforcement (FDLE) which revises the grant scope of work, redistributes the line items in the budget, and extends the grant period to November 30, 2015; and....(CJC)
18	3U-5	<b><u>WAITING FOR BACKUP: Staff recommends motion to: A) approve</u></b> Task Order No. 2 to Contract for Consulting/Professional Services (R2013-1843) with Pictometry International Corp. in the amount of \$327,230 for the period of December 15, 2015 to December 14, 2017; and...(ISS)
18	3X-1	<b><u>WAITING FOR BACKUP: Staff recommends motion to: A) adopt</u></b> a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the County Administrator or designee to sign the FY 2015-2016 annual Emergency Medical Services (EMS) grant fund application for \$205,012.00 and sign the EMS grant program change request forms related to the grant after the approval of the application by the Florida Department of Health, Bureau of EMS and forward same to the state of Florida Department of Health, Bureau of EMS; and...(Public Safety)
19	3BB-1	<b><u>WAITING FOR BACKUP: Staff recommends motion to approve: A)</u></b> First Amendment to Interlocal Agreement for Youth Empowerment Center (YEC) Services with the City of Riviera Beach (R2014-1977) for the period October 1, 2015 through September 30, 2016, in an amount totaling \$180,000 to provide a variety of youth programming to the community; and...(Youth Services)

- 19 3BB-2 **WAITING FOR BACKUP: Staff recommends motion to approve: A)** Amendment No. 2 to Contract for Youth Empowerment Center (YEC) Services with the City of Belle Glade (R2014-1976, as previously amended R2015-0593), increasing funding by \$155,000 for the period beginning October 1, 2015, through September 30, 2016; and...(Youth Services)
- 20 3CC-1 **WAITING FOR BACKUP: Staff recommends motion to: A) accept** on behalf of the Palm Beach County Sheriff's Office, a Subgrant Agreement from the State of Florida Department of Transportation for the Palm Beach County Sheriff's Office, City of Lake Worth Impaired Driving Initiative, in the amount of \$75,000, for the period of October 19, 2015, through September 30, 2016; and.. (PBSO)
- 20 3CC-2 **WAITING FOR BACKUP: Staff recommends motion to: A) receive and file** an Amendment 1 to the Agreement between the State of Florida, Office of the Attorney General and the Palm Beach County Sheriff's Office, to provide an additional \$63,223 in grant funds for the Victims of Crime Act Grant Program for the period October 1, 2015, through September 30, 2016;...(PBSO)
- 21 4A-1 **WAITING FOR BACKUP: Staff recommends motion to approve: A)** an Economic Development Incentive Agreement with Biomet 3i, LLC (Company), a subsidiary of Zimmer Inc., in the amount of \$250,000 over a four year period;....(DES)
- 21 4B-1 **WAITING FOR BACKUP: Staff recommends motion to approve on preliminary reading and advertise for public hearing on Tuesday, December 15, 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. (Engineering)
- 22 5A-1 **WAITING FOR BACKUP: Staff requests Board direction:** as it relates to the Board of County Commissioners (BCC) appointments to the Treasure Coast Regional Planning Council for a one year term beginning December 1, 2015 to November 30, 2016. Current representatives are shown below: (Admin)

**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**

**DECEMBER 1, 2015**

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

**COMMISSION  
CHAMBERS**

- 1. CALL TO ORDER**
  - A. Roll Call
  - B. Invocation
  - C. Pledge of Allegiance
  
- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
  - A. Additions, Deletions, Substitutions
  - B. Adoption
  - C. Special Presentations (Page 5)
  
- 3. CONSENT AGENDA (Pages 6 - 20)**
  
- 4. REGULAR AGENDA (Page 21)**
  
- 5. BOARD APPOINTMENTS (Page 22)**
  
- 6. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 23)**
  
- 7. STAFF COMMENTS (Page 24)**
  
- 8. COMMISSIONER COMMENTS (Page 25)**
  
- 9. ADJOURNMENT (Page 25)**

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TABLE OF CONTENTS

**SPECIAL PRESENTATIONS - 9:30 A.M.**

Page 5

- 2C-1 Top Civic and Community Engagement Innovator Award from the Urban Libraries Council
- 2C-2 Certificate of Commendation to Edwin Sherman
- 2C-3 National Stalking Awareness Month
- 2C-4 Supercar Week

**CONSENT AGENDA**

**A. ADMINISTRATION** - None

**B. CLERK & COMPTROLLER**

Page 6

- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list

**C. ENGINEERING & PUBLIC WORKS**

Page 6

- 3C-1 Agreement Assumptions associated with Boynton Lakes Plaza for the maintenance of existing pipe and improvements located within a portion of the L-18 Canal

**D. COUNTY ATTORNEY** - None

**E. COMMUNITY SERVICES** - None

**F. AIRPORTS**

Page 7

- 3F-1 Receive and file eleven Extension of Time to Joint Participation Agreement with the Florida Department of Transportation for various airport improvement projects

Page 8

- 3F-2 Eleventh Amendment to the Lease and Concession Agreement with Host International, Inc. for provision of food and beverage concessions at PBIA
- 3F-3 Change Order No. 1 with The Weitz Company, LLC associated with Terminal restroom renovations at PBIA
- 3F-4 First Amendment with the Federal Aviation Administration for a construction staging area associated with construction of the Terminal Radar Approach Control facility at PBIA

Page 9

- 3F-5 Three License Agreements with Enterprise Leasing Company of Florida, LLC providing for parking of vehicles in connection with rental car operations at PBIA
- 3F-6 License Agreement with The Hertz Corporation providing for parking of vehicles in connection with rental car operations at PBIA

**G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET**

Page 9

- 3G-1 Negotiated Settlement Agreement relating to a Code Enforcement lien with Joseph A. & Cristal L. Mazzeo

**H. FACILITIES DEVELOPMENT & OPERATIONS**

Page 10

- 3H-1 Contract with D.S. Eakins Construction Corp. to replace a portion of the drainage system at Roger Dean Stadium
- 3H-2 Resolution conveying four parcels of surplus property to the City of Riviera Beach

Page 11

- 3H-3 Amendments to two Communication Tower Joint Use Agreements
- 3H-4 Second option to extend Lease Agreement with Robert Weatherbee d/b/a The Sub Division for food services at the County's Vista Center

TABLE OF CONTENTS

**CONSENT AGENDA CONTINUED**

**I. ECONOMIC SUSTAINABILITY**

- Page 12  
3I-1 Receive and file five documents associated with various programs for the Department of Economic Sustainability
- Page 13  
3I-2 Comprehensive Development Strategy Committee appointments/reappointments
- Page 14  
3I-3 Termination of Loan Agreement with New South Bay Villas, LLC/Award of Home Investment Partnership Program funds to Habitat for Humanity of Palm Beach County, Inc. and Habitat Housing Solutions, Inc. relating to New South Bay Villas

**J. PLANNING, ZONING & BUILDING**

- Page 15  
3J-1 Resolution approving a Standard Form Agreement for Special Magistrate Services

**K. WATER UTILITIES**

- Page 15  
3K-1 Work Authorization No. 22 with Johnson-Davis, Inc. for the GL 06 Water Main Extension along West Avenue "A" in the City of Belle Glade  
3K-2 Change Order No. 4 with Intercounty Engineering, Inc. for the Southern Region Water Reclamation Facility Headworks Bypass project
- Page 16  
3K-3 Receive and file one Indemnification Agreement with Atlantic Land Investments, LLC  
3K-4 Utility Work by Highway Contractor Agreement with the Florida Department of Transportation relating to improvements to State Road 25 (U.S. 27)

**L. ENVIRONMENTAL RESOURCES MANAGEMENT** - None

**M. PARKS & RECREATION** - None

**N. LIBRARY** - None

**P. COOPERATIVE EXTENSION SERVICE** - None

**Q. CRIMINAL JUSTICE COMMISSION**

- Page 16  
3Q-1 Grant Adjustment Notice from the Florida Department of Law Enforcement/Third Amendment with the Palm Beach County Law Enforcement Exchange

**R. HUMAN RESOURCES** - None

**S. FIRE RESCUE** - None

**T. HEALTH DEPARTMENT** - None

**U. INFORMATION SYSTEMS SERVICES**

- Page 17  
3U-1 Statement of Work No. 6 with CGI Technologies and Solutions, Inc. relating to the upgrading of the County's Advantage Financial System  
3U-2 Interlocal Agreement with the Children's Services Council of Palm Beach County for network and server hosting services  
3U-3 Interlocal Agreement with the City of Atlantis for network services
- Page 18  
3U-4 Second Amendment with The Raymond F. Kravis Center for the Performing Arts, Inc. for network services  
3U-5 Task Order No. 2 with Pictometry International Corp. for aerial photography services

TABLE OF CONTENTS

**CONSENT AGENDA CONTINUED**

**V. METROPOLITAN PLANNING ORGANIZATION** - None

**W. PUBLIC AFFAIRS** - None

**X. PUBLIC SAFETY**

Page 18

3X-1 Resolution delegating signature authority to sign the FY 2015-2016 Emergency Medical Services Grant Fund Application with the Florida Department of Health, Bureau of EMS

**Y. PURCHASING** - None

**Z. RISK MANAGEMENT** - None

**AA. PALM TRAN** - None

**BB. YOUTH SERVICES**

Page 19

3BB-1 First Amendment with the City of Riviera Beach for the Youth Empowerment Center  
3BB-2 Amendment No. 2 with the City of Belle Glade for the Youth Empowerment Center

**CC. SHERIFF**

Page 20

3CC-1 Subgrant Agreement from the Florida Department of Transportation to support an impaired driving initiative in the City of Lake Worth  
3CC-2 Amendment No. 1 with the Florida Office of the Attorney General for the Victims of Crime Act Grant program

**REGULAR AGENDA**

**ECONOMIC SUSTAINABILITY**

Page 21

4A-1 Economic Development Incentive Agreement with Biomet 3i, LLC (Project Bruin)

**ENGINEERING & PUBLIC WORKS**

Page 21

4B-1 Five Year Road Program Ordinance

**BOARD APPOINTMENTS** (Page 22)

**MATTERS BY THE PUBLIC – 2:00 P.M.** (Page 23)

**STAFF COMMENTS** (Page 24)

**COMMISSIONER COMMENTS** (Page 25)

**ADJOURNMENT** (Page 25)

**2C. SPECIAL PRESENTATIONS – 9:30 A.M.**

1. Recognition of the Palm Beach County Library System for receiving a Top Civic and Community Engagement Innovator Award from the Urban Libraries Council for the *Embedded Librarians in County Government* program. (Doug Crane, Library Director will introduce Susan Benton, President of the Urban Libraries Council)
  
2. Certificate of Commendation to Edwin Sherman for his more than 20 years of dedicated service as a member of the Environmental Control Hearing Board. (Sponsored by Commissioner Abrams)
  
3. Proclamation declaring January 2016 as “National Stalking Awareness Month” in Palm Beach County. (Sponsored by Commissioner McKinlay)
  
4. Proclamation declaring the second week of January 2016 as “Supercar Week” in Palm Beach County. (Sponsored by Commissioner Taylor)

\* \* \* \* \*

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

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

<u>Meeting Type</u>	<u>Meeting Date</u>
Regular	August 18, 2015
Regular	September 1, 2015

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

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:**

**A)** an assumption of a tri-party piping, paving and parking agreement (Agreement Assumption) with Lake Worth Drainage District (LWDD) and Regency Centers, L.P. for the maintenance of an existing pipe and improvements located within a portion of the L-18 Canal;

**B)** an Agreement Assumption with LWDD and Bank Street Partners, LLC for the maintenance of an existing pipe and improvements located within a portion of the L-18 Canal; and

**C)** an Agreement Assumption with LWDD and ARR Realty Investments, LLC for the maintenance of an existing pipe and improvements located within a portion of the L-18 Canal.

**SUMMARY:** Approval of these Agreement Assumptions will satisfy the request from LWDD to have the new property owners associated with Boynton Lakes Plaza affirm their obligations to maintain the existing pipe and paving, landscaping, lighting and signage improvements located in a portion of the L-18 Canal along Hypoluxo Road near the intersection of Congress Avenue. District 3 (MRE)



3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. **Staff recommends motion to receive and file:** an Extension of Time to the following Joint Participation Agreements (JPA) with the Florida Department of Transportation (FDOT):

**A)** Construct Apron, Taxilanes/Taxiways and Infrastructure (Taxiway W) at Palm Beach International Airport, Financial Project Number 418178-1-94-01 approved by the Board on May 21, 2013 (R2013-0607 and R2013-0608), and amended December 17, 2013 (R2013-1793 and R2013-1794) and December 2, 2014 (R2014-1811 and R2014-1812), is hereby extended until December 31, 2016;

**B)** Construct Hangars and associated infrastructure work at North Palm Beach County General Aviation Airport, Financial Project Number 422466-1-94-01 approved by the Board on August 16, 2011 (R2011-1157) and amended September 11, 2012 (R2012-1246), is hereby extended until September 30, 2016;

**C)** Southside Pavement and Infrastructure Improvements at Palm Beach County Park Airport, Financial Project Number 422467-1-94-01 approved by the Board on August 16, 2011 (R2011-1159), is hereby extended until September 30, 2016;

**D)** Golfview Apron, Taxilanes/Taxiways and Infrastructure at Palm Beach International Airport, Financial Project Number 427902-1-94-01 approved by the Board on September 11, 2012 (R2012-1245), is hereby extended until December 31, 2016;

**E)** Security Enhancements and Improvements at Palm Beach International Airport, Financial Project Number 427911-1-94-01 approved by the Board on June 29, 2010 (R2010-1013 and R2010-1014), is hereby extended until March 31, 2016;

**F)** Construct Apron, Taxilanes and Infrastructure at North Palm Beach County General Aviation Airport, Financial Project Number 427912-1-94-01 approved by the Board on June 29, 2010 (R2010-1003 and R2010-1004) and amended March 15, 2011 (R2011-0370), is hereby extended until September 30, 2016;

**G)** Air Cargo Apron Expansion and Rehab at Palm Beach International Airport, Financial Project Number 427914-1-94-01 approved by the Board on June 29, 2010 (R2010-1011 and R2010-2012) and amended March 15, 2011 (R-011-0374), is hereby extended until December 31, 2016;

**H)** Southside Hangar Development and Infrastructure at Palm Beach County Park Airport, Financial Project Number 427915-1-94-01 approved by the Board on June 29, 2010 (R2010-1001 and R2010-1002) and amended March 15, 2011 (R2011-0369) and October 18, 2011 (R2011-1570 and R2011-1571) is hereby extended until September 30, 2016;

**I)** Miscellaneous Taxiway Rehab and Repair at Palm Beach International Airport, Financial Project Number 429705-1-94-01 approved by the Board on August 16, 2011 (R2011-1156), is hereby extended until June 30, 2016;

**J)** Concourse B Terminal Ramp and Taxilane (Westside) at Palm Beach International Airport, Financial Project Number 429706-1-94-01 approved by the Board on August 16, 2011 (R2011-1155), is hereby extended until June 30, 2016; and

**K)** Rehab Runway 3/21 and Runway 9/27 Intersection and Misc. Airfield Pavement Repairs at Palm Beach County Park Airport, Financial Project Number 430944-1-94-01 approved by the Board on September 11, 2012 (R2012-1244), is hereby extended until June 30, 2016.

**SUMMARY:** Delegation of authority for execution of the above Extensions of Time to the JPAs with the FDOT was approved by the Board on October 18, 2011 (Agenda Item No. 3F11). Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. **Staff recommends motion to approve:** Eleventh Amendment (Amendment) to the Lease and Concession Agreement with Host International, Inc. (Host) providing for replacement of the California Pizza Kitchen (CPK) concept at the Palm Beach International Airport (PBIA) and a rental credit of up to \$250,000 to reimburse up to 50% of the capital costs incurred by Host. **SUMMARY:** Host provides food and beverage concession services at PBIA pursuant to a Lease and Concession Agreement (Agreement) (R98-1293D). Host is a Delaware corporation with a principal place of business in Bethesda, Maryland. The Department of Airports (Department) has requested replacement of the CPK concept located in the main terminal of PBIA and for the rebranding of a CPK kiosk located on Concourse B. Host has estimated the cost of the renovation project to be approximately \$500,000. The Amendment provides that Host will pay the capital costs of the project with the County reimbursing 50% of the costs up to \$250,000 in the form of a rental credit against amounts payable to the County under the Agreement. The new concept will be called "PBI MKT", which will provide convenient, healthy items such as fresh sandwiches, soups and salads. The PBI MKT will provide a greater opportunity to modify menu items with changing trends and reduce costs to the customers since it will not be tied to a particular national brand. Host will be required to pay 10.1% of gross revenues from the sale of food and non-alcoholic beverages from the new location. Countywide (AH)
  
3. **Staff recommends motion to approve:** Change Order No. 1 to Amendment No. 2 (Task W-2) to the Construction Manager (CM) at Risk Contract with The Weitz Company, LLC for Terminal Restroom Renovations – Phase 2 at Palm Beach International Airport (PBIA) in the amount of \$55,232.84 and 75 calendar days. **SUMMARY:** The CM at Risk Contract with The Weitz Company, LLC for Terminal Improvements at PBIA was approved by the Board on June 4, 2013 (R-2013-0664). The Contract is for two years with three one-year renewal options and is a task order based contract for CM at Risk Services at PBIA. The Weitz Company, LLC is an Iowa based firm; however, the work will be directly managed by their local South Florida office in Palm Beach County. Amendment No. 2 (Task W-2) in the amount of \$2,354,803 and 270 calendar days was approved by the Board on November 18, 2014 (R2014-1706). Approval of Change Order No. 1 in the amount of \$55,232.84 and 75 calendar days will provide final compensation to the contractor to complete the Restroom Renovations – Phase 2 project at PBIA. The Disadvantaged Business Enterprise goal for this contract is 13%. The total to date participation for this contract is 12%. Countywide (MRE)
  
4. **Staff recommends motion to approve:** a First Amendment to License Agreement (First Amendment) with the Federal Aviation Administration (FAA), extending the term of the License Agreement (R2013-0871) for a construction staging area associated with FAA's construction of the Terminal Radar Approach Control facility at the Palm Beach International Airport (PBIA) to September 30, 2016. **SUMMARY:** The First Amendment extends the term of the License Agreement for one year to September 30, 2016, and updates the non-discrimination language in the License Agreement. The License Agreement is provided at no cost to the FAA in consideration of the obligations assumed by the FAA to operate and maintain facilities necessary for the operation of PBIA. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. Staff recommends motion to receive and file: three License Agreements with Enterprise Leasing Company of Florida, LLC (Enterprise), providing for the parking of vehicles in connection with Enterprise's rental car operations at the Palm Beach International Airport:

A) License Agreement commencing July 1, 2015, and expiring on October 7, 2015, providing for the parking of vehicles near building 1475 and the payment of license fees in the amount of \$14,000;

B) License Agreement commencing October 1, 2015, and expiring on October 16, 2015, with one automatic renewal through October 31, 2015, providing for the parking of vehicles at 1146 Carmichael Road and the payment of license fees in the amount of \$3,200; and

C) License Agreement commencing October 15, 2015, and expiring on September 30, 2016, providing for the parking of vehicles at 5<sup>th</sup> Street and the payment of license fees in the amount of \$69,300.

**SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

6. Staff recommends motion to receive and file: License Agreement with The Hertz Corporation, commencing November 1, 2015, and expiring on June 30, 2016, providing for the parking of vehicles in connection with Hertz's car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$715 per week. **SUMMARY:** Delegation of authority for execution of the standard County agreement above was approved by the Board of County Commissioners in R2007-2070. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve: a negotiated Settlement Agreement in the amount of \$1,933 for the full satisfaction of a Code Enforcement Lien that was entered against Joseph A. & Cristal L. Mazzeo. **SUMMARY:** The Code Enforcement Special Magistrate (CESM) entered an Order on June 1, 2011 giving the Mazzeos until July 31, 2011 to obtain the required building permits for two unpermitted sheds on their property. Compliance with the CESM's Order was not achieved by the ordered compliance date and a fine in the amount of \$50 per day was imposed. The CESM then entered a claim of lien against the Mazzeos on October 5, 2011. It was determined that the cited code violations were fully corrected as of September 22, 2011, the date the required building permits were issued. The total accumulated lien amount through June 15, 2015, the date settlement discussions began, totaled \$3,864.92, of which the Mazzeos have agreed to pay the County \$1,933 (50%) for full settlement of their outstanding Code Enforcement Lien. District 6 (PM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Contract with D.S. Eakins Construction Corp. in the amount of \$374,007 to replace a portion of the drainage system at Roger Dean Stadium. **SUMMARY:** The work consists of replacing damaged portions of the 17 year old storm water system serving the practice fields. These failures have caused the system to become overwhelmed with excessive ground water entering through breaks in the lines then causing the pump station to run excessively. The breaks in the lines have also caused some sinkholes which can only be remedied by replacing the failed portions of the storm system. The sports facility use agreement allows for the County and Team to mutually agree as to the most appropriate entity to manage renewal/replacement projects identified on the approved renewal/replacement schedule. The funding for this project is from the Tourist Development Council – Roger Dean Stadium Building Renewal and Replacement Fund. This work was competitively bid with D.S. Eakins Construction Corp. submitting the lowest responsive, responsible bid. The Small Business Enterprise (SBE) participation in this Contract is 97%. The total construction duration is 45 days. D.S. Eakins Construction Corp. is a certified SBE contractor and is a Palm Beach County company. (Capital Improvements Division) District 1 (ME)

2. Staff recommends motion to:

**A) adopt** a Resolution authorizing the conveyance of the County's interest in four parcels of surplus property to the City of Riviera Beach without charge pursuant to Florida Statutes Section 197.592(3), and with reservation of mineral and petroleum rights, but without rights of entry and exploration; and

**B) approve** four County Deeds in favor of the City of Riviera Beach.

**SUMMARY:** The County recently acquired via tax deed escheatment four parcels located within the municipal boundaries of the City of Riviera Beach with a collective assessed value of \$29,011. The parcels serve no present or future County purpose. The parcels are being conveyed to the City pursuant to Florida Statutes Section 197.592(3), which requires the conveyance of surplus property acquired by tax deed to the municipality in which it is located. The County will retain mineral and petroleum rights in accordance with Florida Statutes Section 270.11, without rights of entry and exploration. **This conveyance must be approved by a supermajority vote (5 Commissioners).** (PREM) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve:

**A)** a Third Amendment to the Communication Tower Joint Use Agreement (R96-1077D) with AT&T for the County's communication tower site located at 8130 North Jog Road in West Palm Beach; and

**B)** a Seventh Amendment to the Communication Tower Joint Use Agreement (R96-972D) with New Cingular Wireless PCS, LLC (AT&T) for the County's communication tower site located at Forest Hill Boulevard and the Turnpike.

**SUMMARY:** The County and AT&T co-locate on two County-owned towers. Each of the Amendments will allow AT&T to install new equipment on the towers, and modify the frequency lists and tower loading exhibits to reflect frequency and equipment changes necessary to provide expansion to AT&T's service. In addition, the Third Amendment will allow the County to relocate an existing antenna at the North Jog Road site. AT&T will provide all required structural modifications to maintain the towers' loading capacity for the County's current and future loading as well as AT&T's current and future equipment. Each party will obtain all necessary permits and governmental approvals associated with its modifications, and all equipment installations will be made at each parties sole cost. There will be no service interruptions to the County's or AT&T's operations. Each Amendment replaces Exhibit "C" Tower Configuration/ Communication Equipment and Exhibit "D" Frequency List, modifies the insurance and non-discrimination provisions to comply with County policy and adds a provision for no third party beneficiaries. All other terms of the agreements remain unchanged. PREM will continue to administer the maintenance of the tower agreements. (PREM) Districts 6 & 2/Countywide (HJF)

4. Staff recommends motion to approve: Exercise of the second option to extend Lease Agreement (R2006-0077), with Robert Weatherbee d/b/a The Sub Division, a sole proprietor, to continue to provide food services at the County's Vista Center 2300 Building in West Palm Beach at an annual rate of \$9,853.70/year. **SUMMARY:** Since January 1, 2007, Robert Weatherbee d/b/a The Sub Division (Weatherbee) has been leasing 349 square feet of space in the lunchroom area to provide food services at the County's Vista Center 2300 Building. On September 10, 2013, the Board approved a Third Amendment (R2013-1225) which extended the Lease for one year through December 31, 2014, and added three additional one year extension options. Weatherbee has requested the County's consent to his exercise of the second extension option which will extend the term through December 31, 2016. Annual Rent during this extension will be increased by four percent (4%) to \$9,853.70/year. PREM will continue to have administrative responsibility for this lease. All other terms of the Lease Agreement remain in full force and effect. (PREM) District 2 (HJF)



3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY

1. [Staff recommends motion to receive and file:](#) two Satisfactions of Mortgage and Notices of the Survival of Certain Covenants and Restrictions, one Agreement, one Amendment to Loan Agreement, and one Amendment to Agreement as follows:

**A)** Satisfaction of Mortgage and Notice of the Survival of Certain Covenants and Restrictions with Vista Del Lago Limited Partnership under the State Housing Initiative Partnership Program (SHIP) (District 7);

**B)** Satisfaction of Mortgage and Notice of the Survival of Certain Covenants and Restrictions with Lantana Associates Ltd. under SHIP and the Home Investment Partnership Program (HOME) (District 3);

**C)** Agreement with Florida Atlantic Research and Development Authority (FARDA) under the Regional Innovation Strategies Program of the U.S. Department of Commerce Economic Development Administration (EDA) (District 1);

**D)** Amendment No. 002 to the Loan Agreement (R2014-1921) with Community Land Trust of Palm Beach County, Inc. (CLT) under HOME (District 3); and

**E)** Amendment No. 004 to the Agreement (R2013-1809) with Riviera Beach Community Development Corporation, Inc. under HOME (District 7).

**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 documents have been executed on behalf of the Board of County Commissioners (BCC) by the County Administrator, or designee, in accordance with Resolution(s)/Agenda Item(s) 5B-3, 3I-4, 3I-6, 3I-1 and 3I-4 as approved by the BCC on September 10, 2013, October 21, 2014, November 18, 2014, April 21, 2015 and May 19, 2015. These executed documents are now being submitted the BCC to receive and file. **SHIP and EDA funds do not require a local match and the HOME Program matching requirement is met from State SHIP funds.** (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to approve: appointment/reappointment of the following individuals to the Treasure Coast Regional Planning Council's Comprehensive Economic Development Strategy (CEDS) Committee, for the term January 1, 2016 to December 31, 2016:

<b><u>Appoint:</u></b> Michael Corbit	<b><u>Nominated By:</u></b> All Commissioners
Andrew Duffell	All Commissioners
<b><u>Reappoint:</u></b> Artice "Art" Cobb, Jr.	All Commissioners
Gary Hines	All Commissioners
Greg Vaday	All Commissioners

**SUMMARY:** The Treasure Coast Regional Planning Council (TCRPC) manages and maintains the CEDS Committee whose purpose is to oversee and guide District-wide economic development planning. The TCRPC District is comprised of Palm Beach, Martin, St. Lucie and Indian River Counties. The CEDS Committee is a requirement of the U.S. Department of Commerce Economic Development Administration and is comprised of five appointees from each of the participating counties. The TCRPC annually requests the Board of County Commissioners (BCC), as the appointing authority for Palm Beach County, to review its existing members, and to either appoint or reappoint members. Staff recommends the appointment and reappointment of the above five individuals. Of the five representatives recommended for appointment/reappointment by the BCC, the diversity make up is: four Caucasian males; and one African-American male. Mr. Hines of the Business Development Board and Mr. Duffell of Florida Atlantic Research and Development Authority have disclosed that their respective employers have existing contracts with the County. Staff has evaluated these contractual relationships and determined that the above Committee provides no regulation, oversight, management or policy-setting recommendations regarding any of the disclosed contractual relationships. Disclosure of these contractual relationships at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. (DES Administration) Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. ECONOMIC SUSTAINABILITY (Cont'd)

3. Staff recommends motion to:

**A) receive and file** termination of a Loan Agreement (R2014-1922) with New South Bay Villas, LLC;

**B) conceptually approve** the award of \$1,033,996 in Home Investment Partnership Program (HOME) funds to Habitat for Humanity of Palm Beach County, Inc. (Habitat); and Habitat Housing Solutions, Inc.; and

**C) authorize** the County Administrator or designee, to execute a Grant Agreement, amendments thereto, and all other HOME documents compliant with Countywide PPM CW-F-003 for Grants Administration.

**SUMMARY:** On October 28, 2014, the County entered into a Loan Agreement (R2014-1922) with New South Bay Villas, LLC. The Loan Agreement provided \$1,033,996 in HOME funds for the construction of a 131 unit multifamily rental project in South Bay to be known as New South Bay Villas. This project is a partnership between the Palm Beach County Housing Authority (PBCHA), McCurdy Senior Housing, Inc., the Housing Finance Authority of Palm Beach County (HFA) and the County. Bond underwriters have required the commitment of project-based vouchers to guarantee revenues at New South Bay Villas, and consequently, PBCHA has committed Family Self Sufficiency Program vouchers to all housing units in the project. Due to recent changes in Federal law, the Family Self Sufficiency Voucher Program cannot be utilized with Federal HOME funds. New South Bay Villas, LLC has requested termination of the Loan Agreement and returned the funding. The New South Bay Villas project will still moved forward through the assistance of the HFA. Due to an expenditure deadline of September 2016, staff is recommending reallocation of the HOME funds to Habitat and Habitat Housing Solutions, Inc. The County has had long term success in partnering with Habitat on projects such as Westgate Village, and Kennedy Estates Phases I and II. Additionally, Habitat Housing Solutions, Inc. is a certified Community Housing Development Organization with the County. The location of the homes to be constructed include, two in West Palm Beach, two in Lake Worth, and one each in Lantana, Belle Glade and Pahokee. The City of West Palm Beach conveyed two properties to Habitat for Humanity on November 23, 2015, and is also providing a water/wastewater capacity fee waiver and expedited permitting for a total contribution of approximately \$25,000 to the project. Habitat for Humanity currently owns the remaining five properties. Project Funds will be used for construction costs and other eligible HOME costs in order to make the homes affordable. All homes will be occupied by households whose incomes are no more than 80% of Area Median Income. Funds will be secured by encumbrances on the property. **These are HOME whose matching requirement is met from State funds allocated under the State Housing Initiatives Partnership Program.** Districts 3, 6 & 7 (JB)



3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to adopt: Resolution approving a Standard Form Agreement for Special Magistrate Services and authorizing the County Administrator or designee to execute the Standard Form Agreement. **SUMMARY:** Chapter 162, Florida Statutes, Article 10 of the Unified Land Development Code and various other Palm Beach County codes and ordinances provide for the resolution of violations and disputes by a practicing lawyer acting as a special master, special magistrate or hearing officer (Special Magistrate). It is necessary to update the standard form previously approved on November 21, 2006. Countywide (SF)

K. WATER UTILITIES

1. Staff recommends motion to approve: Work Authorization No. 22 for GL 06 Water Main Extension along West Avenue A, from Northwest 2<sup>nd</sup> Street to Main Street (State Road 80) in the City of Belle Glade (Project) with Johnson-Davis, Inc. in the amount of \$247,138.34. **SUMMARY:** On May 7, 2013, the Board of County Commissioners (BCC) approved the Water Utilities Department Pipeline Continuing Construction Contract with Johnson-Davis, Inc. (R2013-0550). Work Authorization No. 22 provides for the construction of a 12" water main, fire hydrants and service lines to increase fire flow in the City of Belle Glade. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Johnson-Davis, Inc. provides for SBE participation of 20.96%. Work Authorization No. 22 includes 17.97% overall participation. The cumulative SBE participation including this authorization is 18.06% overall. Johnson-Davis, Inc. is a Palm Beach County company. The Project is included in the FY16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 15-061) District 6 (MJ)
2. Staff recommends motion to approve: Change Order No. 4 for the Southern Region Water Reclamation Facility Headworks Bypass (Project) with Intercounty Engineering, Inc. in the amount of \$35,698.77 with a time extension of 53 days. **SUMMARY:** On March 11, 2014, the Board of County Commissioners (BCC) approved the Contract for the Southern Region Water Reclamation Facility Headworks Bypass Project with Intercounty Engineering, Inc. (R2014-0283). Change Order No. 4 provides for additional work that was necessary due to changed conditions that were encountered in the field during the implementation of the Project. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The Contract with Intercounty Engineering, Inc. provides for 16.04% SBE overall. Change Order No. 4 has 0% overall SBE participation, as the additional work was not within the scope of work of the SBE subcontractor. The cumulative SBE participation, including Change Order No. 4 is 15.91% overall. Intercounty Engineering, Inc. is not a Palm Beach County company. This project is included in the FY15-16 Capital Improvement Plan adopted by the BCC. (WUD Project No. 12-015) District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. Staff recommends motion to receive and file: executed Agreements received during the month of September 2015:

A) Indemnification Agreement with Atlantic Land Investments, LLC, (District 6).

**SUMMARY:** In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants/ procurement items must be submitted by the initiating Department as a receive and file agenda item are attached to the item unless the documents have been recorded in the Public Records of Palm Beach County. The documents have been fully executed on behalf of the Board of County Commissioners (BCC) by the County Administrator/Director of the Water Utilities Department (WUD) in accordance with Resolutions R93-1619, R96-0228, and R2003-0539 and are now being submitted to the BCC to receive and file. (MJ)

4. Staff recommends motion to approve: a Utility Work by Highway Contractor Agreement with the Florida Department of Transportation (FDOT) in the amount of \$1,820. **SUMMARY:** FDOT is proposing improvements to State Road 25 (U.S. 27) in Belle Glade. The improvements will necessitate the adjustment of five water valve boxes owned by the Water Utilities Department (WUD) to final grade elevation. In order to include the adjustment of the aforementioned facilities within the road improvement project, FDOT requires WUD to enter into a Utility Work by Highway Contractor Agreement to reimburse FDOT for the work to be completed in the amount of \$1,820. (WUD Project No.15-103) District 6 (MJ)

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to receive and file:

A) one Grant Adjustment Notice (GAN) from the Florida Department of Law Enforcement (FDLE) which revises the grant scope of work, redistributes the line items in the budget, and extends the grant period to November 30, 2015; and

B) the Third Amendment to the contract with Palm Beach County Law Enforcement Exchange, Inc.. This Amendment extends the life of the contract until November 30, 2015, and redistributes the line items in the budget; however, it does not change the total dollar amount in the contract.

**SUMMARY:** The approved FDLE GAN and Third Amendment to the contract with Palm Beach County Law Enforcement Exchange, Inc. (LEX) 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 Countywide PPM CW-O-051 (R2014-1836) and are now being submitted to the Board to receive and file. The original LEX contract (R2014-0633) was for \$100,000 for the period of October 1, 2013, through September 30, 2014. The First Amendment (R2015-0084) to the contract increased the total budget amount to \$150,000 and extended the term to September 30, 2015. The Second Amendment (R2015-0734) to the contract modified budget line items within the \$150,000 budget to further coordinate law enforcement activities. This GAN and Amendment extend the term to November 30, 2015 and modified the budget line items in order to spend down the total contract amount. Countywide (JB)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to approve: Statement of Work No. 6 to contract with CGI Technologies and Solutions, Inc. (CGI) (R2002-1782), at total cost of \$147,840. **SUMMARY:** This Statement of Work is to provide consulting, development, and training services for custom BIRT Forms and Email Script development required for upgrading the County's Advantage Financial System to the latest software version. Advantage is a third party commercial software application which has been customized by the vendor (CGI) for Palm Beach County and has been in use since October 2003. Countywide (PFK)

2. Staff recommends motion to:

**A) rescind** Interlocal Agreements (R2010-0280) dated February 23, 2010 for network services and (R2010-1931) dated November 16, 2010, as amended, for server hosting services with the Children's Services Council of Palm Beach County (CSC);

**B) approve** the Interlocal Agreement for network services and server hosting services with CSC for an initial term of one year ending October 31, 2016, with automatic one-year renewals, unless notice is given by either party with a revised annual revenue total of \$41,640; and

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

**SUMMARY:** The CSC has existing separate network services and server hosting services agreements, as amended, with Palm Beach County (R2010-0280 and R2010-1931). The new Interlocal Agreement, which will take effect on October 1, 2015, includes both services, incorporates current contract standards, reduces the network bandwidth rate at CSC's Boynton Beach location, and reduces the server hosting fees to reflect a decrease in their volume of data storage usage. This Interlocal Agreement will decrease revenues in FY 2016 and succeeding fiscal years by \$6,276 due to the rate reductions. The Florida LambdaRail LLC has approved connection of the CSC to the Florida LambdaRail. District 3 (PFK)

3. Staff recommends motion to:

**A) approve** an Interlocal Agreement for network services with the City of Atlantis (City) for an annual revenue total of \$3,600; and

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

**SUMMARY:** The City is requesting connection to the Palm Beach County network at their City Hall location, which also includes their Police, Building and Utilities Departments. This Interlocal Agreement is for an initial term of one year with automatic one-year renewals unless notice is given by either party. The City will reimburse Palm Beach County for a one-time fiber installation cost estimated at \$19,015 and will pay \$3,600 in annual revenues to the County. The Florida LambdaRail LLC has approved connection of the City to the Florida LambdaRail network. District 3 (PFK)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES (Cont'd)

4. Staff recommends motion to approve: the Second Amendment to Interlocal Agreement R2014-1071, as amended, for network services with The Raymond F. Kravis Center for the Performing Arts, Inc. (Kravis Center), to reduce network service fees and expand their wireless network. **SUMMARY:** The Kravis Center has an existing network services Interlocal Agreement, as amended, with Palm Beach County (R2014-1071) for an initial term of one year with automatic one-year renewals unless notice is given by either party. This Second Amendment reduces the network service fees, effective October 1, 2015; and revises the network wireless service by adding three nodes, effective December 1, 2015, and includes a one-time installation estimate of \$150. Fees for network handover service remain the same. The revised total annual service revenue is \$20,400 for FY 2016, a net decrease of \$3,840. The Florida LambdaRail LLC has approved connection of the Kravis Center to the Florida LambdaRail network. District 7 (PFK)

5. Staff recommends motion to:

**A) approve** Task Order No. 2 to Contract for Consulting/Professional Services (R2013-1843) with Pictometry International Corp. in the amount of \$327,230 for the period of December 15, 2015 to December 14, 2017; and

**B) approve** a Budget Amendment in the Information Technology Capital Improvements Fund to recognize \$163,614 in revenue from the Property Appraiser's Office.

**SUMMARY:** Pictometry International of Rochester, New York provides detailed aerial photography which shows buildings, infrastructure and land from all sides, as well as a straight down perspective. Task Order No. 2 is for the second capture of the imagery. The Board's share of funding for the imagery is budgeted in the Countywide GIS Capital account, and the Property Appraiser's Office will contribute \$81,807 in year one and \$81,807 in year two for a total amount of \$163,614. Additional cost sharing contributions are anticipated from local municipalities and the Solid Waste Authority. Countywide (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to:

**A) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, authorizing the County Administrator or designee to sign the FY 2015-2016 annual Emergency Medical Services (EMS) Grant Fund Application for \$205,012 and sign the EMS grant program change request forms related to the grant after the approval of the application by the Florida Department of Health, Bureau of EMS and forward same to the state of Florida Department of Health, Bureau of EMS; and

**B) approve** a downward Budget Amendment of \$18,359 in the EMS Grant Fund to adjust the budget to reflect the actual grant award of \$205,012.

**SUMMARY:** The EMS County Grant is an annual grant provided to Palm Beach County from the FL-EMS, to improve and expand the EMS system. The funds are used to purchase EMS equipment which is distributed to EMS providers and other agencies that are eligible for EMS grant funding. The grant period is to be determined by the State once the application has been approved. **No County matching funds are required for this grant.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

BB. YOUTH SERVICES

1. Staff recommends motion to approve:

**A)** First Amendment to Interlocal Agreement for Youth Empowerment Center (YEC) Services with the City of Riviera Beach (R2014-1977) for the period October 1, 2015, through September 30, 2016, in an amount totaling \$180,000 to provide a variety of youth programming to the community; and

**B)** Budget Transfer of \$80,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the City of Riviera Beach YEC (Unit 7682) program to fund the cost associated with this Amendment.

**SUMMARY:** On December 16, 2014, Palm Beach County entered into an Agreement with the City of Riviera Beach (City) to provide funding for the Youth Empowerment Center located within the City. The center incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Amendment will extend the term of the Agreement for a one-year period from October 1, 2015, through September 30, 2016, and provides the same level funding as FY15 for existing programming, as well as provide an additional \$80,000 in funding to implement new evidence-based/promising programming including the implementation of a summer teen employment program. District 7 (HH)

2. Staff recommends motion to approve:

**A)** Amendment No. 2 to Contract for Youth Empowerment Center (YEC) Services with the City of Belle Glade (R2014-1976, as previously amended R2015-0593), increasing funding by \$155,000 for the period beginning October 1, 2015, through September 30, 2016; and

**B)** Budget Transfer of \$15,000 in the General Fund from the Head Start Match reallocation (Unit 1451) for new evidence-based/promising programming to the Belle Glade YEC (Unit 7686) program to fund the cost associated with this Amendment.

**SUMMARY:** On December 16, 2014, Palm Beach County entered into an Agreement with the City of Belle Glade (City) to provide funding for the Youth Empowerment Center located within the City. The center incorporates teen-specific programs such as: employment services, educational opportunities, tutoring, mentoring, audio visual production and marketing, computer hardware technology and a variety of other crime prevention components. This Amendment will extend the term of the agreement for a one-year period from October 1, 2015, through September 30, 2016, and provides the same level funding as FY15 for existing programming, as well as provide an additional \$15,000 in funding to implement new evidence-based/promising programming. District 6 (HH)



3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to:

**A) accept** on behalf of the Palm Beach County Sheriff's Office, a Subgrant Agreement from the State of Florida Department of Transportation for the Palm Beach County Sheriff's Office, City of Lake Worth Impaired Driving Initiative, in the amount of \$75,000, for the period of October 19, 2015, through September 30, 2016; and

**B) approve** a Budget Amendment of \$75,000 increasing the Sheriff's Grants Fund.

**SUMMARY:** On October 19, 2015, the Florida Department of Transportation awarded a grant to the Palm Beach County Sheriff's Office in the amount of \$75,000, to support an Impaired Driving Initiative in the City of Lake Worth. Funds will be used to support overtime costs associated with the Impaired Driving project. There is no match requirement associated with this award. No additional positions are needed and no additional County funds are required. Countywide (JB)

2. Staff recommends motion to:

**A) receive and file** an Amendment 1 to the Agreement between the State of Florida, Office of the Attorney General and the Palm Beach County Sheriff's Office, to provide an additional \$63,223 in grant funds for the Victims of Crime Act Grant Program for the period October 1, 2015, through September 30, 2016; and

**B) approve** a Budget Amendment of \$63,223 in the Sheriff's Grants Fund.

**SUMMARY:** On November 18, 2014, the Board of County Commissioners (BOCC) accepted an award from the Florida Office of the Attorney General to provide \$63,223 in reimbursable funding for the personnel expenses of a Victim Advocate for the period of October 1, 2014, through September 30, 2015 (R2014-1788). This Amendment will provide an additional \$63,223 in reimbursable funding for the same Victim Advocate position and extend the grant period through September 30, 2016. The Palm Beach County Sheriff's Office will provide the 20% required match in the amount of \$15,806, through its approved operating budget. Countywide (JB)

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4. REGULAR AGENDA

A. ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve:

**A)** an Economic Development Incentive Agreement with Biomet 3i, LLC (Company), a subsidiary of Zimmer, Inc., in the amount of \$250,000 over a four year period;

**B)** a Budget Transfer of \$250,000 from the General Fund Contingency Reserves to the Department of Economic Sustainability Fund Economic Incentive Growth Program; and

**C)** a Budget Amendment of \$250,000 in the Department of Economic Sustainability Fund to recognize the funds from the General Fund.

**SUMMARY:** On June 23, 2015, the Board of County Commissioners conceptually approved (R2015-0818) an Economic Development Incentive for the Company totaling \$250,000. This Agreement discloses the name of the Company, Biomet 3i, LLC previously referred to as Project Bruin. The Agreement requires the Company to make a minimum \$1.895 Million capital investment, create 178 new full-time jobs over a four year period and retain 473 existing full-time jobs at an average annualized wage of \$83,000 and a median wage of \$70,000, and will maintain the new and existing jobs for five years following the job creation period. Biomet 3i, LLC is a subsidiary of Zimmer, Inc. and a world leader in the design and manufacture of orthopedic, dental and surgical devices. The Company operates in 25 countries and has net sales of in excess of \$3 Billion. The State of Florida is providing a \$1 Million in State funding from the Quick Action Closing Fund, and City of Palm Beach Gardens is providing a portion of the local match as a grant on the amount of \$350,000. This project is expected to have a five year economic impact of \$772 Million. The Company shall, without risk of violating any laws, make best efforts to develop and implement hiring policies that provide Palm Beach County residents preference in the hiring process. This Economic Development Incentive Grant will be secured by a Letter of Credit, Bond, Corporate Guarantee, or equivalent security. District 1 (JB)

B. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve on preliminary reading and advertise for public hearing on Tuesday, December 15, 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:** This is the Annual Update of Palm Beach County's Five Year Road Program which is required to be considered each year by the Five Year Road Program Ordinance. 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, December 15, 2015. Countywide (MRE)

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5. BOARD APPOINTMENTS

A. ADMINISTRATION  
(Treasure Coast Regional Planning Council)

1. Staff requests Board direction: as it relates to the Board of County Commissioners (BCC) appointments to the Treasure Coast Regional Planning Council for a one year term beginning December 1, 2015 to November 30, 2016. Current representatives are shown below:

	<u>Seat No.</u>	<u>Requirement</u>
<b><u>Regular Seats:</u></b>		
Vice Mayor Hal R. Valeche	1	Palm Beach County Official
Commissioner Paulette Burdick	2	Palm Beach County Official
Commissioner Priscilla A. Taylor	3	Palm Beach County Official
<b><u>Alternate Seats:</u></b>		
Commissioner Melissa McKinlay	1A	Palm Beach County Official
Commissioner Steven L. Abrams	2A	Palm Beach County Official
Commissioner Shelley Vana	3A	Palm Beach County Official

**SUMMARY:** In accordance with the Treasure Coast Regional Planning Council (TCRPC) Rules of Order, the Board of County Commissioners (BCC) is requested to appoint their members and alternates for the coming year before the Council's Annual meeting on December 11, 2015. The BCC will also need to ratify the Palm Beach County League of Cities (League) members under a separate board appointment item. The League is scheduled to make their selections at their November 25, 2015 Meeting. Countywide (RPB)

B. COMMISSION DISTRICT APPOINTMENTS

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DECEMBER 1, 2015

6. MATTERS BY THE PUBLIC – 2:00 P.M.

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**DECEMBER 1, 2015**

**7. STAFF COMMENTS**

**A. ADMINISTRATION COMMENTS**

**B. COUNTY ATTORNEY**

**DECEMBER 1, 2015**

**8. COMMISSIONER COMMENTS**

**A. District 1 – COMMISSIONER HAL R. VALECHE, VICE MAYOR**

**B. District 2 – COMMISSIONER PAULETTE BURDICK**

**C. District 3 - COMMISSIONER SHELLEY VANA**

**D. District 4 – COMMISSIONER STEVEN L. ABRAMS**

**E. District 5 - COMMISSIONER MARY LOU BERGER, MAYOR**

**F. District 6 - COMMISSIONER MELISSA MCKINLAY**

**G. District 7 - COMMISSIONER PRISCILLA A. TAYLOR**

**9. ADJOURNMENT**

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