

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

NOVEMBER 7, 2017

<u>PAGE</u>	<u>ITEM</u>	
5	2C-10	ADD-ON: Certificate of Commendation presented to Sam Ruskin for his heroic actions (Sponsored by Commissioner Valeche)
12	3H-2	REVISED SUMMARY: SUMMARY: This Amendment authorizes the Construction Manager (CM) to provide interior renovation of the Archive Room and adjacent Reprographic Area to repurpose the space to accommodate 14 to 16 workstations. The work includes demolition of the existing area of approximately 4,500 square feet and <u>modifications to new</u> reflected ceiling, doors, hardware, sound panels, carpet tile, air conditioning, fire protection sprinklers, lighting, electrical, low voltage, access control, fire alarm, <u>and new doors, hardware, sound panels, carpet tile, and new</u> exterior windows and doors. The duration of construction is 120 days. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15%. Robling Architecture Construction, Inc.'s SBE participation for this Amendment is 70%. This project will be funded from Water Utilities Department User Fees. Robling Architecture Construction, Inc. is a Palm Beach County business and it is anticipated that 100% of the work will be performed by Palm Beach County contractors. (Capital Improvements Division) <u>District 5</u> (LDC) (FDO)
13	3I-1	DELETED: Staff recommends motion to:A) receive and file various documents executed in connection with the Palm Beach County Intermediary Relending Program funded by the U.S. Department of Agriculture (USDA) as follows: ... (HES)
15	3I-6	DELETED: Staff recommends motion to approve: Contract for Consulting/Professional Services with Paragon Florida, Inc. (Paragon) in the amount of \$40,000 for the period October 1, 2017 to September 30, 2018. (HES)
30	8B-1	ADD-ON: Request for off-site presentation of Certificate of Appreciation for Corporal Matthew Ott (Sponsored by Mayor Burdick)
30	8G-1*	ADD-ON: Request for off-site presentation of Proclamation declaring November 11, 2017 as St. Jude Walk-Run to End Childhood Cancer Day in Palm Beach County (Sponsored by Commissioner Bernard)

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

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

NOVEMBER 7, 2017

**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 6-22)**

- 4. REGULAR AGENDA (Pages 23-26)**

- 5. BOARD APPOINTMENTS (Page 27)**

- 6. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 28)**

- 7. STAFF COMMENTS (Page 29)**

- 8. COMMISSIONER COMMENTS (Page 30)**

- 9. ADJOURNMENT (Page 30)**

TABLE OF CONTENTS

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 5

- 2C-1 Special Needs Supportive Housing Awareness Week
- 2C-2 Hunger and Homelessness Awareness Week
- 2C-3 Diabetes Awareness Month
- 2C-4 Joey Bergsma Retinoblastoma Awareness Month
- 2C-5 Palm Beach County Wildfire Mitigation Day
- 2C-6 Alzheimer's Awareness Month
- 2C-7 Forensic Nurses Week
- 2C-8 Farm-City Week
- 2C-9 Lauren and Lulu Farina Recognition
- 2C-10 **ADD-ON:** Certificate of Commendation

CONSENT AGENDA

A. ADMINISTRATION

Page 6

- 3A-1 Contract with Habilitation Center for the Handicapped, Inc. for ADA compliance at the facility

B. CLERK & COMPTROLLER

Page 6

- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 List of documents that have been converted to electronic format

C. ENGINEERING & PUBLIC WORKS

Page 6

- 3C-1 Annual pavement marking contracts with Southwide Industries, Inc. and Oglesby Construction, Inc.

Page 7

- 3C-2 Resolution for the closing during construction of four bridge replacement projects by FDOT
- 3C-3 Consultant contracts with RADISE International, L.C., Terracon Consultants, Inc. and Tierra South Florida, Inc.
- 3C-4 Contract with Erdman Anthony of Florida, Inc. for professional engineering services
- 3C-5 Contract with Scalar Consulting Group Inc. for professional engineering services

Page 8

- 3C-6 Interlocal Agreement with the City of West Palm Beach for utility adjustments on the Roebuck Road from Jog Road to Haverhill Road project
- 3C-7 Resolution approving a Maintenance Memorandum of Agreement with FDOT for maintenance of landscaping improvements

D. COUNTY ATTORNEY

Page 8

- 3D-1 Settlement Agreement and Release of All Claims with Shirley Griggs

E. COMMUNITY SERVICES

Page 9

- 3E-1 Reappointment to the Palm Beach County HIV Comprehensive AIDS Resources Emergency Council
- 3E-2 Amendments to two Contracts for Provision of Financial Assistance for senior training and day labor employment services

Page 10

- 3E-3 Three Contracts for Provision of Financial Assistance for senior services, homeless assistance and home respite services for caregivers

F. AIRPORTS

Page 11

- 3F-1 Airline Agreement and Addendum with Canadian North, Inc.
- 3F-2 Donation Agreement with the PBSO transferring security camera equipment to the County

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

H. FACILITIES DEVELOPMENT & OPERATIONS

- Page 11
3H-1 Standard License Agreement for Use of County-Owned Property with the Palm Beach County of the Florida Engineering Society
- Page 12
3H-2 Amending to contract with Robling Architecture Construction, Inc. to provide more office space for the Water Utilities Department
3H-3 Amendment for time extension to six annual electrical contracts

I. HOUSING AND ECONOMIC SUSTAINABILITY

- Page 13
3I-1 DELETED
3I-2 Agreement with the City of South Bay for Code Enforcement services
3I-3 Agreement with the City of Belle Glade for Code Enforcement services
- Page 14
3I-4 Agreement with the City of Pahokee for Code Enforcement services
3I-5 Contract with the Florida Atlantic Research and Development Authority for consulting/professional services
- Page 15
3I-6 DELETED
3I-7 Budget transfer in the Housing and Community Development Fund and budget amendment in the Public Building Fund

K. WATER UTILITIES

- Page 16
3K-1 Receive and file executed agreements during the month of June 2017
3K-2 Partial assignment of easements and Indemnity Agreement with Le Lac POA
- Page 17
3K-3 Contract with B&B Underground Construction for NW 1st Avenue water main and force main replacement in the City of South Bay
3K-4 Consultant Services Authorization with Brown and Caldwell for the Western Region North Wastewater Treatment Facility

L. ENVIRONMENTAL RESOURCES MANAGEMENT

- Page 18
3L-1 Agreement with O.R. Condominium Association, Inc. for property access to trim vegetation

M. PARKS & RECREATION

- Page 18
3M-1 Amendment to contract with Chet's Inc to provide professional water ski instruction at Burt Aaronson South County Regional Park
3M-2 Amendment to Interlocal Agreement with the School Board of Palm Beach County for transitional life skills to students with disabilities

P. COOPERATIVE EXTENSION SERVICE

- Page 19
3P-1 Refund to the Friends of Mounts Botanical Garden, Inc.

R. HUMAN RESOURCES

- Page 19
3R-1 FY 2018 wage increase for the Communication Workers of America, Local 3181

S. FIRE RESCUE

- Page 19
3S-1 Amendment to Professional Services Agreement with Palm Beach County Firefighters Employee Benefits Fund for occupational health and safety professional services

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

U. INFORMATION SYSTEMS SERVICES

Page 20

- 3U-1 Task order to contract with Pictometry Internal Corp for consulting/professional services related to detailed aerial photography
- 3U-2 Task order to contract with Woolpert, Inc. for consulting/professional services related to GeoSpatial Services
- 3U-3 Budget transfer from Information Technology Capital Improvements to ISS Capital Projects

CC. SHERIFF

Page 20

- 3CC-1 Subgrant Agreement with the State of Florida, Division of Emergency Management

Page 21

- 3CC-2 Agreement for Financial Assistant between Florida Department of Law Enforcement and the PBSO to fund Unmanned Aircraft System Pilot Program
- 3CC-3 Agreement with the State of Florida, Office of Attorney General related to victim advocacy
- 3CC-4 Purchase order and scope of services with the Florida Department of Juvenile Justice providing alert response services for Prolific Juvenile Offenders

DD. INTERNAL AUDIT

Page 22

- 3DD-1 Reappointment to the Internal Audit Committee

REGULAR AGENDA

A. ADMINISTRATION

Page 23

- 4A-1 Resolution recommending approval of Project Cane who is contemplating expanding its headquarters to Palm Beach County
- 4A-2 Resolution extending the Temporary Protected Status for Haitians displaced by disasters in Haiti

B. HOUSING AND ECONOMIC SUSTAINABILITY

Page 24

- 4B-1 Amendment to Agreement with the Business Development Board to amend the scope of services
- 4B-2 Consent for Phisha Major to receive State Housing Initiatives Program funds
- 4B-3 Budget amendment to the Affordable Housing Trust Fund to implement various affordable housing programs

C. FACILITIES DEVELOPMENT & OPERATIONS

Page 25

- 4C-1 Agreement for purchase and sale of land in unincorporated western Delray Beach to construct a new fire station

D. CRIMINAL JUSTICE COMMISSION

Page 26

- 4D-1 Receive and file grant award with John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge to fund strategies to reduce jail population

BOARD APPOINTMENTS (Page 27)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 28)

STAFF COMMENTS (Page 29)

COMMISSIONER COMMENTS (Page 30)

ADJOURNMENT (Page 30)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring November 12-19, 2017 as Special Needs Supportive Housing Awareness Week in Palm Beach County (Sponsored by Mayor Burdick)
2. Proclamation declaring November 11-19, 2017 as Hunger and Homelessness Awareness Week in Palm Beach County (Sponsored by Mayor Burdick)
3. Proclamation declaring November 2017 as Diabetes Awareness Month in Palm Beach County (Sponsored by Commissioner Kerner)
4. Proclamation declaring November 2017 as Joey Bergsma Retinoblastoma Awareness Month in Palm Beach County (Sponsored by Commissioner Kerner)
5. Proclamation declaring November 7, 2017 as Palm Beach County Wildfire Mitigation Day in Palm Beach County (Sponsored by Commissioner Kerner)
6. Proclamation declaring November 2017 as Alzheimer’s Awareness Month in Palm Beach County (Sponsored by Commissioner Abrams)
7. Proclamation declaring November 6-10, 2017 as Forensic Nurses Week in Palm Beach County (Sponsored by Vice Mayor McKinlay)
8. Proclamation declaring November 15-22, 2017 as Farm-City Week in Palm Beach County (Sponsored by Vice Mayor McKinlay)
9. Proclamation recognizing Lauren and Lulu Farina for Courage During the Las Vegas Siege (Sponsored by Vice Mayor McKinlay)
10. **ADD-ON:** Certificate of Commendation presented to Sam Ruskin for his heroic actions (Sponsored by Commissioner Valeche)

* * * * *

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. Staff recommends motion to approve: contract with Habilitation Center for the Handicapped, Inc. (HabCenter) in an amount not to exceed \$5,000 to be used to purchase and install an ADA compliant powered door at the main entrance of the HabCenter facility in Boca Raton. **SUMMARY:** The grant funds, previously derived from fines collected from parking violations in designated parking spaces, have been absorbed into the General Fund as of October 1, 2017. Approval of this contract will provide accessibility to persons with disabilities. Countywide (DO)

B. CLERK & COMPTROLLER

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

Meeting Type	Meeting Date
Regular	August 15, 2017
Zoning	August 24, 2017
Workshop	August 29, 2017
Budget Public Hearing	September 5, 2017
Budget Public Hearing	September 18, 2017
Regular	September 26, 2017
Zoning	September 28, 2017

3. Staff recommends motion to approve: Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide
4. Staff recommends motion to receive and file: list of Clerk & Comptroller Finance Department records which have been converted to an electronic format. **SUMMARY:** These records have been converted from paper to an electronic format. The electronic records will be maintained according to their required retention schedule under the State of Florida’s General Records Schedule GSI-SL for State and Local Government Agencies. (Ch. 119, Ch. 257).

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve:
A) annual pavement marking contract, Project No. 2017054, with Southwide Industries, Inc., in an amount not to exceed the total value of \$5,000,000 for task orders; and
B) annual pavement marking contract, Project No. 2017054, with Oglesby Construction, Inc., in an amount not to exceed the total value of \$5,000,000 for task orders.
SUMMARY: Approval of these contracts will facilitate, on a task order basis, the furnishing and installing of pavement marking materials, raised reflectorized pavement markers and traffic paint. The Small Business Enterprise goal for all contracts is 15%. Southwide committed to 100% SBE participation and Oglesby committed to 16.45% SBE participation. Southwide is a Palm Beach County based company. Oglesby is not a Palm Beach County based company. These contracts are for 12 months, with the possibility of an extension for up to a total of 36 months, with approval of the Board of County Commissioners. Countywide (LBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

2. Staff recommends motion to adopt: resolution endorsing the closures, during construction, of four bridge replacement projects by the Florida Department of Transportation which include the replacement of Bridge #934319 (Seminole Drive over the L-16 Canal), Bridge #934403 (Sandalfot Boulevard over the E-IE Canal), Bridge #934904 (New England Boulevard over the E-1 Canal), and Bridge #934419 (El Clair Ranch Road over the L-30 Canal). **SUMMARY:** As a requirement of the Local Initiatives Program being partnered between Palm Beach County and FDOT, all off-system road closures must be endorsed by resolution adopted by the Board of County Commissioners. Districts 3 & 5 (LBH)

3. Staff recommends motion to approve:

A) contract with RADISE International, L.C. to provide annual consultant professional services on a task order basis for construction materials testing, geotechnical engineering and inspection project;

B) contract with Terracon Consultants, Inc. to provide annual consultant professional services on a task order basis for the project; and

C) contract with Tierra South Florida, Inc. (TSF) to provide annual consultant professional services on a task order basis for the project.

SUMMARY: Approval of these contracts will provide the necessary professional services for construction materials testing, geotechnical engineering and inspection throughout Palm Beach County for all user departments. At the option of the County, these contracts may be renewed annually for a period of one year, with a maximum of two renewals. The term of these contracts will be from November 7, 2017 to November 6, 2018. RADISE, Terracon and TSF are all County based companies. The Small Business Enterprise goal for all contracts is 15%. RADISE has committed to 90% SBE participation and is a certified SBE company. Terracon has committed to 16% SBE participation. TSF has committed to 0% SBE participation. It is noted that TSF was an SBE firm but successfully graduated out of the program as of February 12, 2015. However, TSF continues to operate as a Minority Business Enterprise company and was able to achieve the necessary points through the consultant selection process. TSF determined that this specialized work could all be performed by its available staffing and that there was no advantage to subcontracting out any portion of the work. Countywide (LBH)

4. Staff recommends motion to approve: contract with Erdman Anthony of Florida, Inc. (EAF) in the amount of \$384,231.16 for professional engineering services for the Palmetto Park Road from east of Military Trail to I-95 Intersection Improvements project. **SUMMARY:** Approval of this contract will provide the professional services necessary for the preparation of design plans and construction bid documents to add eastbound and westbound auxiliary lanes along the existing six lane Palmetto Park Road project segment between Military Trail and the CSX Railroad west of I-95. The Small Business Enterprise goal for all contracts is 15%. EAF committed to 38% SBE participation. EAF is a Palm Beach County based company. District 4 (LBH)

5. Staff recommends motion to approve: contract with Scalar Consulting Group Inc. (SCG) in the amount of \$454,871.63 for professional engineering services for the Florida Mango Road from south of Barbados Road to north of Myrica Road project. **SUMMARY:** Approval of this contract will provide the professional services necessary for the preparation of roadway widening, design plans and construction bid documents for the project. The Small Business Enterprise goal for all contracts is 15%. SCG committed to 85% SBE participation. SCG is a Palm Beach County based, SBE certified company. Districts 2 & 3 (LBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

6. Staff recommends motion to approve:

A) Interlocal Agreement with the City of West Palm Beach in the amount of \$211,719.20 for water main and force main utility adjustments as part of the Roebuck Road from Jog Road to Haverhill Road project; and

B) budget amendment of \$211,720 in the Road Impact Fee Fund – Zone 2 to recognize reimbursement funding from the City and appropriate it to the project.

SUMMARY: Approval of this agreement will allow Palm Beach County and the City to jointly participate in construction of utility adjustments as part of the roadway project. The City agrees to reimburse the County for the cost of these utility adjustments, which were included in the bid. This budget amendment is necessary to reflect the funding from the City for the utility improvements to be incorporated into the County's construction of the project. District 2 (LBH)

7. Staff recommends motion to:

A) adopt resolution to approve a Maintenance Memorandum of Agreement with the Florida Department of Transportation to ensure the maintenance of landscaping improvements (Beautification) to be installed on SR7/US441 from LWDD L-38 Canal to LWDD L-36 Canal; and

B) receive and file Agreement for Installation, Maintenance, Removal, and Indemnification of Landscaping and Irrigation with GL Homes, Inc., doing business as Boynton Beach Associates XXIV LLLP (Developer) recorded on March 1, 2017 and amended on October 2, 2017 (Developer's Agreement) transferring to the Developer the maintenance obligations as stipulated by the Resolution and MMOA.

SUMMARY: Adoption of the resolution to approve the MMOA will obligate Palm Beach County to maintain the beautification as well as the grassy areas, within the limits of the beautification, that are to be installed by the developer. The County will pass all of these maintenance obligations to the developer via the developer's agreement. District 5 (LBH)

D. COUNTY ATTORNEY

1. Staff recommends motion to approve: settlement in the amount of \$99,000 including attorney's fees and costs, for a personal injury claim which resulted from an accident involving a Palm Tran bus and Claimant, Shirley Griggs', automobile. **SUMMARY:** On March 10, 2015, a Palm Tran bus operator was driving a bus southbound on N. Congress Avenue approaching Palm Beach Lakes Boulevard when he became distracted and was unable to stop the bus in time to avoid a collision. The bus struck the rear of Claimant's car and she suffered bodily injuries. Countywide (SCL)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** reappointment of one current member and one new appointment to the Palm Beach County HIV Comprehensive AIDS Resources Emergency (CARE) Council for a term of three years, effective November 7, 2017.

<u>Seat No.</u>	<u>Reappointment</u>	<u>Seat Requirement</u>	<u>Term Expires</u>
1	Lilia Perez	Health Care Provider, including Federally Qualified Health Centers	11/06/20

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Term Expires</u>
25	Christopher McCoy	Non-Elected Community Leader	11/06/20

SUMMARY: The total membership shall be no more than 33 at-large members, per Resolution No. 2011-1560. The HIV CARE Council nominations process is an open process with publicized criteria and legislatively defined conflict of interest standards. Both Ms. Perez and Mr. McCoy have successfully completed the HIV CARE Council's nomination process and the HIV CARE Council recommends both nominees. Ms. Perez has disclosed that she is employed by FoundCare, Inc., which contracts with the County for services. The HIV CARE Council provides no regulation, oversight, management, or policy setting recommendations regarding contracts. Disclosure of this contractual relationship is being provided in accordance with the provisions of Section 2-443, of the Palm Beach Code of Ethics. The Board has 33 seats; 18 seats are currently filled with a diversity count of African-American: 8 (45%), Caucasian: 8 (45%), and Hispanic: 2 (10%). The gender ratio (female:male) is 9:9. The nominees are one Hispanic female and one African-American male. The Ryan White Program Manager and staff conduct targeted outreach in an effort to proffer candidates for appointments that maintain a diverse composition of the Board. (Ryan White Program) Countywide (HH)

2. **Staff recommends motion to approve:** Amendments to Contracts for Provision of Financial Assistance with the below listed agencies, for the two year period October 1, 2017 through September 30, 2019, in an amount totaling \$260,068, of which \$130,034 is budgeted in FY 2018 with an anticipated annual allocation of \$130,034 in each subsequent fiscal year, contingent upon a budgetary appropriation by the Board of County Commissioners, for the term of these amendments/contracts:

A) Amendment No. 1 with Ruth & Norman Rales Jewish Family Services, Inc. (R2016-1748), for the provision of training services to seniors promoting active participation in social, health and wellness opportunities, increasing funding by \$150,000, of which \$75,000 is budgeted in FY 2018 with an anticipated annual allocation of \$75,000 in each subsequent fiscal year for the term of this contract for a new total contract amount not to exceed \$225,000; and

B) Amendment No. 1 with El Sol, Jupiter's Neighborhood Resource Center, Inc. (R2016-1750), for the provision of employment services to day laborers to increase the frequency and level of job offers available, increasing funding by \$110,068, of which \$55,034 is budgeted in FY 2018 with an anticipated annual allocation of \$55,034 in each subsequent fiscal year for the term of this contract for a new total contract amount not to exceed \$165,102.

SUMMARY: On July 11, 2017, the Board of County Commissioners approved funding allocations for the Financially Assisted Agencies (FAA) Program. The amendments being recommended in this item reflect dollar amounts included in the FY 2018 budget. These amendments represent \$130,034 of the total FAA funding allocation of \$12,496,186. (Financially Assisted Agencies) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to approve:

A) Contracts for Provision of Financial Assistance with the below listed agencies, for the three year period October 1, 2017 through September 30, 2020, in an amount totaling \$1,506,582, of which \$502,194 is budgeted in FY 2018 with an anticipated annual allocation of \$502,194 in each subsequent fiscal year, contingent upon a budgetary appropriation by the Board of County Commissioners, for the term of these contracts:

1. Area Agency on Aging of Palm Beach/Treasure Coast, Inc., to provide matching funds for the Older Americans Act grants that provide services to seniors, in an amount not to exceed \$818,625, of which \$272,875 is budgeted in FY 2018 with an anticipated annual allocation of \$272,875 in each subsequent fiscal year for the term of this contract;
2. Palm Beach County Food Bank, Inc. for the provision of food distribution services to soup kitchens, homeless shelters and food pantries, in an amount not to exceed \$465,885, of which \$155,295 is budgeted in FY 2018 with an anticipated annual allocation of \$155,295 in each subsequent fiscal year for the term of this contract; and
3. United Cerebral Palsy of Broward, Palm Beach and Mid-Coast Counties, Inc., for the provision of home respite services for caregivers of children and young adults, in an amount not to exceed \$222,072, of which \$74,024 is budgeted in FY 2018 with an anticipated annual allocation of \$74,024 in each subsequent fiscal year for the term of this contract.

B) Memorandum of Agreement (MOA) with United Way of Palm Beach County, Inc. (United Way), to support the Hunger Relief Plan and implement hunger relief task force outreach and public information efforts, in an amount not to exceed \$135,000, of which \$45,000 is budgeted in FY 2018 with an anticipated annual allocation of \$45,000 in each subsequent fiscal year for the term of this agreement.

SUMMARY: On July 11, 2017, the Board of County Commissioners approved funding allocations for the Financially Assisted Agencies (FAA) Program. County staff will participate in all hunger relief task force steering committee and stakeholder meetings and assist with overall plan implementation. County staff will also share hunger relief task force outreach and public responsibilities with United Way. The contracts and MOA being recommended in this item reflect dollar amounts included in the FY 2018 budget. These items represent \$547,194 of the total FAA funding allocation of \$12,496,186. (FAA) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to receive and file:

A) Non-Signatory Airline Agreement with Canadian North, Inc., an Alberta Corporation, commencing September 18, 2017, and terminating September 30, 2018, with automatic October 1st to September 30th annual term renewals unless canceled; and

B) Addendum To Airline Agreement with Canadian North, Inc., an Alberta Corporation, commencing September 18, 2017, and terminating on the date the Non-Signatory Airline Agreement with Canadian North, Inc., either expires or is canceled, providing for changes in leased facilities on a short-term basis due to seasonal demands at the Palm Beach International Airport.

SUMMARY: Delegation of authority for execution of the standard County Non-Signatory Airline Agreement was approved by the BCC in R2014-1575. Delegation of authority for execution of the standard County Addendum agreement above was approved by the BCC in R2016-0976. Countywide (AH)

2. Staff recommends motion to approve: Donation Agreement with the Palm Beach County Sheriff's Office (PBSO) whereby security camera equipment at Palm Beach International Airport (PBIA) will be transferred to the County. **SUMMARY:** The proposed donation would transfer security cameras and various supporting components to the County for use at PBIA. The cameras and components were purchased by the PBSO in 2013 pursuant to a grant available to law enforcement agencies for airport applications; all equipment was installed at PBIA. The Department of Airports agreed to maintain the system at the date of the original installation in 2013 and will continue that role after the transfer. The Department of Airports has verified the location and condition of all assets included in the transfer. The terms of the grant agreement have expired therefore the County has no grant obligations by taking on these assets. Countywide (AH)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file: Standard License Agreement for Use of County-Owned Property dated September 16, 2017, with the Palm Beach Chapter of the Florida Engineering Society (Vista Center Room 3W-12). **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The attached standard Agreement, dated September 16, 2017 has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or her designee. The Standard License Agreements were approved in accordance with R2010-0333, as amended and approved by the Board on October 1, 2013. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. **Staff recommends motion to approve:** Amendment No. 4 to the contract with Robling Architecture Construction, Inc. (R2016-0762) in the amount of \$304,221 for Improvements to the Water Utilities Department Archive Room in Central Region Operations Center establishing a Guaranteed Maximum Price (GMP). **SUMMARY:** This Amendment authorizes the Construction Manager (CM) to provide interior renovation of the Archive Room and adjacent Reprographic Area to repurpose the space to accommodate 14 to 16 workstations. The work includes demolition of the existing area of approximately 4,500 square feet and modifications to reflected ceiling, air conditioning, fire protection sprinklers, lighting, electrical, low voltage, access control, fire alarm, and new doors, hardware, sound panels, carpet tile, exterior windows and doors. The duration of construction is 120 days. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15%. Robling Architecture Construction, Inc.'s SBE participation for this Amendment is 70%. This project will be funded from Water Utilities Department User Fees. Robling Architecture Construction, Inc. is a Palm Beach County business and it is anticipated that 100% of the work will be performed by Palm Beach County contractors. (Capital Improvements Division) District 5 (LDC)

3. **Staff recommends motion to approve:** Amendment No. 3 to six annual electrical contracts extending the term for one year for electrical services on a continuing contract basis.

<u>Contractor</u>	<u>Original Contract Resolution #</u>	<u>Status</u>	<u>Total dollars in Work Orders to date</u>	<u>Total SBE Participation to date</u>
A) Albert Electric, Inc.	R2014-1735	Local/SBE	\$292,488	95.5%
B) DAVCO Electrical Contractors, Corp.	R2014-1736	Local/Non-SBE	\$8,144	0.0%
C) Grid-One Electrical Construction, Inc.	R2014-1738	Local (Glades)/SBE	\$6,230	100.0%
D) Knight Electric Company, Inc.	R2014-1739	Local/Non-SBE	\$85,570	0.0%
E) Langer Electric Company	R2014-1740	Non-Local/Non-SBE	\$7,695	0.0%
F) Sullivan Electric & Pump, Inc.	R2014-1742	Local/SBE	\$11,798	100.0%

SUMMARY: Amendment No. 3 extends the term of the Contract for electrical services for one year through November 17, 2018. The Board approved the annual Contract on November 18, 2014, and the original Contract provided for an initial term of one year with four renewal options each for a period of one year. During the first three years of the Contract, the County awarded \$471,846 in work orders. The Annual Electrical contract is indefinite-quantity contracts with a maximum cumulative value of \$1,000,000 for the term. Projects are bid among the pre-qualified participants. Five of the six contractors are Palm Beach County businesses. Langer Electric Company is based in Broward. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15%. The cumulative SBE participation for all work orders to date is 75%. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY

1. ~~DELETED: Staff recommends motion to:~~

~~A) receive and file various documents executed in connection with the Palm Beach County Intermediary Relending Program funded by the U.S. Department of Agriculture (USDA) as follows:~~

- ~~1. USDA Rural Business-Cooperative Service Intermediary Relending Program Loan Agreement in the amount of \$1,000,000;~~
- ~~2. USDA Rural Business-Cooperative Service Intermediary Relending Program Promissory Note in the amount of \$1,000,000;~~
- ~~3. USDA Rural Business-Cooperative Service Security Agreement;~~
- ~~4. USDA Equal Opportunity Agreement;~~
- ~~5. Assurance Agreement;~~
- ~~7. Memorandum of Understanding with USDA Rural Development;~~
- ~~8. Applicant Certification Federal Collection Policies for Consumer or Commercial Debts; and~~

~~B) approve budget amendment of \$1,000,000 in the USDA Rural Development Intermediary Relending Program fund to recognize the loan revenue and to establish the loan appropriation budget.~~

~~**SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The attached documents have been executed on behalf of the Board of County Commissioners (BCC) by the County Administrator, or designee, in accordance with Resolution R2014-0355 approved by the BCC on March 11, 2014. These executed documents are now being submitted to the BCC to receive and file. **These are Federal loan funds which require no local match. District 6 (JB)**~~

2. Staff recommends motion to approve: Agreement for Code Enforcement services with the City of South Bay in the amount of \$38,198 for the period of October 1, 2017 to September 30, 2018. **SUMMARY:** This Agreement provides Community Development Block Grant (CDBG) funding towards the salary of one full-time Code Compliance Officer. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$38,198 for these code enforcement costs. **These are Federal CDBG funds which require no local match. District 6 (JB)**
3. Staff recommends motion to approve: Agreement for Code Enforcement services with the City of Belle Glade in the amount of \$150,447 for the period of October 1, 2017 to September 30, 2018. **SUMMARY:** This Agreement provides Community Development Block Grant (CDBG) funding towards the salary and benefits of three full-time Code Compliance Officers. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$150,447 for these code enforcement costs. **These are Federal CDBG funds which require no local match. District 6 (JB)**

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

4. **Staff recommends motion to approve:** Agreement for Code Enforcement services with the City of Pahokee in the amount of \$40,544 for the period of October 1, 2017 to September 30, 2018. **SUMMARY:** This Agreement provides Community Development Block Grant (CDBG) funding towards the salary and benefits of one full-time Code Compliance Clerk. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$40,544 for these code enforcement costs. The City of Pahokee's non-discrimination policy is substantially consistent with the County's policy. The City's policy includes all but four categories found in the County's policy (familial status, gender, gender identity and expression, and genetic information). **These are Federal CDBG funds which require no local match.** District 6 (JB)

5. **Staff recommends motion to approve:** Contract for Consulting/Professional Services with the Florida Atlantic Research and Development Authority (FARDA) in the amount of \$50,000 for the period October 1, 2017 to September 30, 2018. **SUMMARY:** On September 18, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Budget which included an allocation of \$50,000 for FARDA. This Contract for Consulting/Professional Services will fund the FARDA for operational expenses of the Technology Business Incubator (TBI) to provide technical assistance and business support services to emerging technology companies. Through the TBI, FARDA will be required to: host at least two educational seminars for entrepreneurs, provide ten internships through TBI and Research Park companies, arrange two introductory meetings between potential angel/venture capital investment funds and TBI companies, and create at least five new jobs. The FARDA was formed in 1985 by Broward and Palm Beach Counties as a special district whose public purposes includes the development, operation, management and financing of research and development parks in affiliation with one or more institutions of higher education, organized under Part V Chapter 159 of the Florida Statutes. FARDA brands itself as the Research Park at Florida Atlantic University (FAU) whose mission is to create and sustain the ideal environment for innovation and invention, maximizing the academic and entrepreneurial talent and regional resources in South Florida to accelerate economic development and prosperity. In 2000, the Research Park created the TBI to develop a pipeline of companies that would remain in the Research Park and/or Palm Beach County over the long term. FARDA currently serves all 38 companies located in the Research Park at FAU, including those in the Technology Business Incubator. FARDA scope of services has been expanded to serve all companies within the Research Park at FAU. All companies in the Research Park at FAU are required to have or develop a substantial relationship to FAU, involving students and/or faculty in order to increase research and development in the FAU community, which leads to job creation and economic activity in the Research Park at FAU and beyond. **These are County Ad Valorem funds.** Countywide (JB)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

6. ~~DELETED: Staff recommends motion to approve: Contract for Consulting/Professional Services with Paragon Florida, Inc. (Paragon) in the amount of \$40,000 for the period October 1, 2017 to September 30, 2018. SUMMARY: On September 18, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Budget which included an allocation of \$40,000 for Paragon. This Contract for Consulting/Professional Services will fund Paragon for operational expenses to provide consulting and financing to small businesses and persons developing small businesses. Paragon will be required to: provide one-on-one counseling to a minimum of 25 businesses, provide technical assistance to a minimum of 50 businesses, host at least three seminars/workshops for entrepreneurs, create a minimum of five full-time equivalent jobs, and approve loans to small businesses totaling at least \$100,000. Paragon's primary objective is to facilitate growth and development of small businesses in the low to moderate income areas of Palm Beach County. Paragon Florida, Inc., a non-profit economic development organization created on May 10, 2006, began operations in January 2008. As a result of corporate donations, Paragon was able to provide financial assistance programs which included a small business loan fund, business assistance grants and entrepreneurial scholarships. In 2011, Paragon became a Community Development Financial Institution designated by the U.S. Department of Treasury. As a result of the CDFI certification, Paragon accessed additional loan capital and technical assistance through the CDFI Program to continue supporting Palm Beach County small businesses. In 2012, Paragon became an intermediary re-lender of the U.S. Small Business Administration and was awarded \$1 Million under the Intermediary Lending Program to create the Venture Loan Fund. The Venture Loan Fund allows Paragon to make loans of up to \$200,000 to Palm Beach County small businesses in areas suffering from a lack of credit due to poor economic conditions or changes in the financial market. Paragon provides technical assistance, counseling, training, workshops/seminars and financing for small businesses. **These are County Ad Valorem Funds.** Countywide (JB)~~

7. Staff recommends motion to approve:

A) budget transfer of \$570,000 in the Housing and Community Development Fund, and

B) budget amendment of \$570,000 in the Public Building Fund to recognize the transfer.

SUMMARY: On August 16, 2016 (Agenda Item 5A-3), the Board of County Commissioners (BCC) approved the County's acquisition of the Program REACH/transitional housing facility (Facility), located at 1318-1320 Henrietta Avenue and 549-559 Palm Beach Lakes Boulevard in West Palm Beach. Despite the property and building being in use as a family shelter at the time of purchase, the property requires further improvements and the need for these subsequent improvements were disclosed to the BCC prior to making the decision to purchase the property. On April 4, 2017, the BCC approved \$570,000 in Community Development Block Grant (CDBG) funds for the renovation of the Facility. The Palm Beach County Facilities Development and Operations Department (FDO) is the implementing agency for this public facility project. The Memorandum of Understanding agreement between the Department of Housing and Economic Sustainability and FDO requires that an interdepartmental budget transfer be established to reimburse FDO for eligible project cost for the Project REACH project for \$570,000. This budget transfer and amendment is necessary to appropriate budget to process the interdepartmental transfers. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to receive and file: executed Agreements received during the month of June 2017.

A) Standard Potable Water and Wastewater Development Renewal Agreement with CHH-GD BOCA RATON REALTY, LLC, SDRA #09-01063-001, Recorded in OR BK 29181 PG 1510 (District 5).

B) Standard Reclaimed Water Service Agreement – Direct Irrigation System with RD LAND, LLC, SDA #05-90025-000, Recorded in OR BK 29181 PG 1503 (District 5).

C) Amendment No. 1 to the Utility Work by Highway Contractor Agreement with the Florida Department of Transportation (FDOT) (WUD Project No. 16-069) (District 5).

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

2. Staff recommends motion to approve:

A) Partial Assignment of Easements granted by the Le Lac Property Owners Association (Le Lac POA) to Palm Beach County (County) on property located within Le Lac, a Planned Unit Development (Le Lac PUD); and

B) Indemnity Agreement between the Le Lac POA and the County on property located within the Le Lac PUD.

SUMMARY: Pursuant to the plats of Le Lac PUD, Le Lac POA has retained certain easement rights located within the Le Lac PUD. Le Lac POA wishes to partially assign these easement rights to the Water Utilities Department (WUD) in order to facilitate WUD's ongoing operation and maintenance of potable water lines and appurtenances being installed within the Le Lac PUD. The Partial Assignment of Easements will allow WUD to install, operate, maintain, service, construct, reconstruct, remove, relocate, repair, replace, improve, expand, tie into and inspect potable water lines and appurtenant facilities within the assigned easements. WUD is also requiring the Le Lac POA to execute an indemnity agreement to address the costs and responsibility for the removal, repair, replacement and relocation of landscaping, mailboxes and paver drivers that are located within 10 feet of the water mains. Additionally, as the water main was located and constructed within the access road pursuant to the request of the Le Lac POA, the Indemnity Agreement holds the County harmless for any claims related to the partial or total impedance of access to the property during the repair and maintenance of the water main. The Indemnity Agreement is a nonstandard agreement that requires approval by the Board of County Commissioners. District 5 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. **Staff recommends motion to approve:** Contract with B & B Underground Construction Inc., for the NW 1st Avenue Water Main and Force Main Replacement, City of South Bay Project in the amount of \$1,482,200. **SUMMARY:** On May 17, 2017, four bids were received for the NW 1st Avenue Water Main and Force Main Replacement, City of South Bay Project (Project). The Project provides for the replacement of approximately 6,000-ft of old and substandard water main and 6,000-ft of force main pipes along NW 1st Avenue in South Bay. B & B Underground Construction Inc. was the second lowest responsive responsible bidder in the amount of \$1,482,200. The first low bidder was Pipeline Utilities, Inc. with a bid amount of \$1,469,956 and Small Business Enterprise (SBE) participation of 11.31%. However, the bid submitted by B & B Underground Construction Inc., provided for a SBE participation of 15.95% overall and is inside the range established by the SBE Ordinance requiring award to the lowest bidder meeting the 15% overall SBE goal. The Office of Small Business Assistance reviewed both bids and recommended award to B & B Underground Construction Inc., pursuant to the terms of the SBE Ordinance. B & B Underground Construction Inc., is a Palm Beach County company. The Project is included in the FY17 Capital Improvement plan adopted by the Board of County Commissioners. (WUD Project No. 15-043) District 6 (MJ)

4. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 2 for the Western Region North Wastewater Treatment Facility (WRNWWTF) - Facility Planning Project with Brown and Caldwell in the amount not to exceed \$196,157.09. **SUMMARY:** On June 20, 2017, the Board of County Commissioners approved the Water Utilities Department (WUD) Contract for Professional Consultation/ Wastewater Engineering Services with Brown and Caldwell (R2017-0813). CSA No. 2 will provide for professional/engineering services related to the WRNWWTF Facility Planning Project. The WRNWWTF serves the City of Pahokee and unincorporated Canal Point and is one of the oldest facilities owned and operated by WUD with infrastructure nearing or exceeding its serviceable life. In addition, the WRNWWTF has experienced wet weather peak flows approaching the treatment capacity of the facility and associated infrastructure. CSA No. 2 will implement the development of a capital improvement plan for the WRNWWTF to identify required infrastructure improvements to maximize treatment capacity and reliability while integrating the renewal and replacement needs. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The contract with Brown and Caldwell provides for SBE participation of 26% overall. This CSA includes 26.11% overall participation. The cumulative SBE participation, including this CSA is 28.48% overall. Brown and Caldwell's corporate headquarters are located in California but they maintain a local office in Palm Beach County from which the majority of the work under the Contract will be performed. (WUD Project No. 17-078) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

A) approve Agreement and License for Property Access To Trim Vegetation (Agreement) with the O. R. Condominium Association, Inc. (Association) providing property access for permit approved trimming of native vegetation on a County owned property. The Agreement is effective upon execution and shall continue for five years; and

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

SUMMARY: This Agreement permits the Association to trim approximately 450 linear feet of native vegetation growing on County property and it replaces the original Agreement (R2012-1555), which expired October 16, 2017. There is no cost to the County. District 1 (AH)

M. PARKS & RECREATION

1. Staff recommends motion to approve: Third Amendment to Contract No. 800014/LS with Chet's, Inc., located in Boynton Beach, Florida, providing professional water ski instruction at Burt Aaronson South County Regional Park renewing the contract for one year to begin October 1, 2017 and to expire September 30, 2018. **SUMMARY:** On September 30, 2014, Palm Beach County entered into a Contract for consulting/professional services (R2014-1780) with Chet's, Inc., to provide a complete water skiing school program at Burt Aaronson South County Regional Park. The Contract provided an initial one year term, which expired on September 30, 2015 with four one-year renewal options. This Third Amendment renews the Agreement for the third option period of October 1, 2017 through September 30, 2018. The total annual revenue for this Second Amendment is \$12,420. Article 10 - Insurance Requirements, is also amended to increase the Commercial General Liability limits to \$1,000,000 Each Occurrence. All other terms of the contract remain the same. District 5 (AH)

2. Staff recommends motion to approve: Second Amendment to the Interlocal Agreement between Palm Beach County and the School Board of Palm Beach County for the delivery of transitional life skills to students with disabilities (R2007-2031), as amended on September 11, 2012 (R2012-1286). **SUMMARY:** On November 6, 2007, the County and School Board entered into an Agreement, which set forth the requirements and obligations of each party for the delivery of transitional life skills to students with disabilities. On September 11, 2012, the County amended the agreement to provide for the addition of a second location, Westgate Recreation Center, increased the number of students being served and extended the term. The parties desire to amend the Agreement by extending the term and further define each party's responsibilities under the Agreement. Countywide (AH)

3. CONSENT AGENDA APPROVAL

P. COOPERATIVE EXTENSION SERVICE

1. Staff recommends motion to approve: refund to the Friends of Mounts Botanical Garden, Inc. (FMBG) in the amount of \$40,201 for costs the FMBG incurred for a FMBG employee performing job responsibilities of a County employee. **SUMMARY:** The Mounts Botanical Garden of Palm Beach County Curator-Director position, which is a County employee position within the Cooperative Extension Services Department, remained vacant from September 11, 2016 through July 16, 2017. During this 308-day time period, a FMBG employee served in the capacity of interim Curator-Director, and devoted 80% of her time conducting work responsibilities that are traditionally conducted by a Palm Beach County employee. The FMBG absorbed salary/benefit costs totaling \$40,201 during this interim Curator-Director time period. To offset the costs absorbed by the FMBG, \$40,201 is being requested to reimburse the FMBG. Funding is coming from Cooperative Extension Services FY2018 budget. District 7 (AH)

R. HUMAN RESOURCES

1. Staff recommends motion to approve: FY 2018 Wage Increase, in the amount of 3%, applied to the employees' base rate of pay, for employees covered by The Labor-Management Agreement with the Communication Workers of America, Local 3181, effective the first pay period of the current fiscal year. **SUMMARY:** Pursuant to collective bargaining negotiations directed by the current CWA Labor-Management Agreement (effective 10/1/15 – 9/30/18), the negotiating teams for Palm Beach County and The Communication Workers of America, Local 3181, have reached an agreement on a wage increase for FY 2018. The proposed wage increase will adjust the base rate of pay for covered employees by 3%. This is the same across-the-board increase already budgeted and approved for all County employees. Countywide (DO)

S. FIRE RESCUE

1. Staff recommends motion to approve: a Second Amendment to Professional Services Agreement (R2013-1048, R2014-0169) with Palm Beach County Firefighters Employee Benefits Fund (Fund) for occupational health and safety professional services for Palm Beach County Fire Rescue employees to reinstate and retroactively renew the Agreement from September 30, 2016 to September 30, 2018. **SUMMARY:** The components of the Palm Beach County Fire Rescue Wellness Program established by the Collective Bargaining Agreement (CBA) include the provision of a Fire Department Physician, the administering of medical physical examinations and drug testing for Fire Rescue employees. The Fund has provided these services to the County under the Agreement since January 11, 2013, and the services are funded through the CBA at no additional cost to the County. The expiration date of the Agreement was September 30, 2016, with two additional one year periods of renewal. Both parties have continued to operate under the terms and conditions of the Agreement to date, and desire to continue operating under the terms and conditions of the Agreement through the end of the second additional one-year renewal period ending September 30, 2018. Fire Rescue's Wellness Steering Committee has approved this Second Amendment to reinstate and retroactively renew the Agreement from September 30, 2016 to September 30, 2018. Countywide (SB)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to:

A) approve Task Order No. 3 to Contract for Consulting/Professional Services (R2013-1843) with Pictometry International Corp. in the not to exceed amount of \$346,461.50 for the period of December 15, 2017 to December 31, 2018; and

B) approve budget amendment in the Information Technology Capital Improvements Fund to recognize \$173,230 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. 3 is for the third capture of the imagery. The Board's share of funding for the imagery is budgeted in multiple accounts established for Countywide GIS Capital Project activities. The Property Appraiser's Office's contribution of \$86,615 in FY 2018 and \$86,615 in FY 2019 for a total amount of \$173,230 will increase the total budget of the project as necessary to fund all planned FY 2018 expenditures. Additional cost sharing contributions are anticipated from local municipalities and the Solid Waste Authority. Countywide (DW)

2. Staff recommends motion to receive and file: Task Order No. 1 to the Contract for Consulting/Professional Services (R2017-0764) with Woolpert, Inc. in the amount of \$82,000 for countywide coastal aerial photography. **SUMMARY:** On April 25, 2017, Woolpert, Inc. was selected using the Consultant Competitive Negotiations Act process as one of the contractors to provide GeoSpatial Services such as planimetric mapping, digital orthophotography, LiDAR processing and GPS Survey in support of the County's Geographic Information System. Task Order No. 1 to the Contract for Consulting/Professional Services with Woolpert, Inc. is to provide coastal aerial photography for Environmental Resources Management (ERM). Woolpert, Inc. is an Ohio-based company with offices in Orlando and Miami. The County Administrator, or designee (ISS Director), was authorized signature authority for Task Orders under \$100,000 at the time the original contract was approved. Task Order No. 1 in the amount of \$82,000 was executed by the ISS Director and was funded by ERM. This Task Order is now being submitted for receive and file purposes. Countywide (DW)

3. Staff recommends motion to approve: budget transfer in the amount of \$689,829 within the Information Technology Capital Improvements fund to re-allocate expenditure budgets among specific ISS Capital Projects, with a net fiscal savings in the Operating Budget of \$277,800 over the next three years. **SUMMARY:** ISS manages 37 active Capital Improvement projects related to Information Technology for Palm Beach County. Three of the projects, Microsoft Office Suite Upgrade (Unit I342), Advantage Performance Budgeting System (Unit I344), and Storage Director Hardware Replacement (Unit I356) can be completed without expending their entire adopted budget. Conversely, two other projects, Network Equipment & Vendor Support (Unit I345) and Enterprise Backup RR&I (FY 2017) (Unit I352), will require additional funding to be completed. A total of \$689,829 will be transferred from the three completed projects to the two incomplete projects referenced above. These capital expenditures are necessary and cost effective. Countywide (DW)

CC. SHERIFF

1. Staff recommends motion to receive and file: Subgrant Agreement #1 between the State of Florida, Division of Emergency Management, and the Palm Beach County Sheriff's Office to extend the grant period from August 31, 2017 through December 31, 2017. **SUMMARY:** The Board of County Commissioners accepted this grant for \$150,000 on May 17, 2016 (R2016-0668). This agenda item will extend the grant period from August 31, 2017 through December 31, 2017. Countywide (DC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, an Agreement for State Financial Assistance between the Florida Department of Law Enforcement and the Palm Beach County Sheriff's Office, in the amount of \$728,378 for the period of July 1, 2017 through June 30, 2018; and

B) approve budget amendment of \$728,378 in the Sheriff's Grant Fund.

SUMMARY: On July 5, 2017, the Palm Beach County Sheriff's Office received an agreement from the Florida Department of Law Enforcement to provide funding for an Unmanned Aircraft System Pilot Program. The funds will be used for hardware, software, and professional services. There is **no match requirement** associated with this award. Countywide (DC)

3. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office an Agreement Between the State of Florida, Office of the Attorney General and the Palm Beach County Sheriff's Office for a Victim of Crime Act (VOCA) award in the amount of \$88,628 for the period October 1, 2017 through September 30, 2018; and

B) approve budget amendment of \$88,628 in the Sheriff's Grants Fund.

SUMMARY: On September 7, 2017, the Palm Beach County Sheriff's Office (PBSO) received a VOCA grant. These funds will be used to continue to allow for a victim advocate allocation to concentrate on the victim population in Palm Beach County. This position will continue to coordinate services with PBSO officers, the County's Victim Services Program, and other municipal agencies to offer crisis intervention, lethality assessments and safety plans. The PBSO will be reimbursed for personnel and training expenses totaling \$88,628. The PBSO will provide the 20% required match in the amount of \$22,157 through its approved operating budget. Countywide (DC)

4. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office a Purchase Order and Scope of Services between the Florida Department of Juvenile Justice and the Palm Beach County Sheriff's Office for funding in the amount of \$17,477 for the period October 1, 2017 through June 30, 2018; and

B) approve budget amendment of \$17,477 in the Sheriff's Grants Fund.

SUMMARY: The Palm Beach County Sheriff's Office (PBSO) received a purchase order from the Florida Department of Juvenile Justice, to provide electronic monitoring, tracking, and alert response services for Prolific Juvenile Offenders. This revenue source will support expenses associated with the supervision of this DJJ juvenile population, including contractual monitoring services, supplies and overtime. There is **no match requirement** associated with this award. Countywide (DC)

3. CONSENT AGENDA APPROVAL

DD. INTERNAL AUDIT

1. Staff recommends motion to: reappoint L. Marc Cohn to the Internal Audit Committee in Seat 5. **SUMMARY:** Mr. Cohn was originally appointed to the Internal Audit Committee as the alternate member in December 2013. He was appointed as the Seat 5 member in October 2014. His current term expired September 30, 2017. His new term will expire September 30, 2020. The Internal Audit Committee currently has three of its six seats filled with a diversity count of 3 Caucasians (100%) and a gender ratio (female:male) of 0:3. Mr. Cohn is a Caucasian male. The Committee is currently recruiting two new members with the intention of improving the existing diversity and gender composition of the Committee. Countywide (SB)

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4. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends motion to:

A) adopt resolution by the Board of County Commissioners of Palm Beach County, Florida, recommending approval of Project Cane, 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 \$64,800, and providing for an effective date; and

B) conceptually approve Economic Development Incentive for Project Cane in the form of a cash incentive over eight years, in an amount not to exceed \$64,800.

SUMMARY: Project Cane, a provider of information technology consulting services, is contemplating expanding its corporate headquarters in Palm Beach County or moving to Georgia, Tennessee or North Carolina. The project will invest \$200,000 to equip a 7,500 square foot facility and create 108 new jobs over a five year period at an annualized average wage of \$75,987. The project also will retain 16 existing jobs. The estimated five year local economic impact is \$79,500,000. The business qualifies for the QTI Tax Refund program which continues to be funded by the Florida Legislature. The Company is being offered a \$648,000 incentive. Of this amount, \$518,400 is from the State of Florida and \$129,600 is a required match from local government entities. Palm Beach County and the Town of Lake Park will equally share the required local match. The Palm Beach County portion of the local match will be provided as a cash grant in an amount not to exceed \$64,800. The incentive will be provided over a period of eight years provided the project meets the State of Florida requirements. The Palm Beach County grant will be paid according to the State's QTI Refund Schedule, and will be secured by a letter of credit or bond. The Company will be required to enter into a formal agreement memorializing their commitments and establishing terms under which the local match will be disbursed. The company name will be disclosed at such time. District 1 (JB)

2. Staff recommends motion to approve: resolution to urge the extension of the Temporary Protected Status designation of more than 50,000 Haitians granted by the Department of Homeland Security, for no less than 18 months beyond its current expiration date of January 22, 2018. **SUMMARY:** On May 22, 2017, the Department of Homeland Security (DHS) extended its Temporary Protected Status (TPS) designation of more than 50,000 Haitians for six months and informed the recipients of their impending return to Haiti, effective January 22, 2018. It is the intention of this resolution to urge DHS to extend the TPS for no less than 18 months beyond its current expiration date of January 22, 2018. Countywide (DW)

4. REGULAR AGENDA

B. HOUSING AND ECONOMIC SUSTAINABILITY

1. **Staff recommends motion to approve:** Amendment No. 1 to the Agreement (R2016-1422) with the Business Development Board of Palm Beach County, Inc. (BDB) to amend the Scope of Services. **SUMMARY:** On September 27, 2016, the Board of County Commissioners (BCC) entered into an Agreement (R2016-1422) with the BDB to provide business recruitment, expansion, and retention services and general marketing for Palm Beach County. The Agreement period is from October 1, 2016 through September 20, 2021 and is in the second year of its five year term. The public/private partnership between the County and the BDB works towards creating a stable and diverse economic climate throughout Palm Beach County. The Agreement's Scope of Services is reviewed annually and revised as appropriate to capitalize on changes within the Palm Beach County economy and business community. Amendment No. 1 to the Agreement revises the Scope of Services to lower job creation and retention requirements in response to the elimination of the State's Quick Action Closing Fund incentive program. In addition, the revised Scope of Services places additional emphasis on Glades-focused business recruitment, expansion, and retention. The revised Scope of Services also replaces an annual Economic Development Forum with an event focused on entrepreneurs and adds meetings with the Academic Leaders Council to better connect private companies creating jobs in Palm Beach County with the School District of Palm Beach County as well as public and private colleges and universities within the County. The revised Scope of Services is provided as an attachment to this Agenda Item. **These are County Ad Valorem funds. Countywide** (JB)

2. **Staff recommends motion to approve:** consent for Phisha Major, a relative of a Palm Beach County employee, to receive State Housing Initiatives Partnership (SHIP) Program funds under the Purchase Assistance Program as administered by the Department of Housing and Economic Sustainability (HES). **SUMMARY:** Phisha Major is an income eligible applicant who is seeking to receive up to \$50,000 in a forgivable second mortgage under the Purchase Assistance Program. Phisha Major is the daughter of Shairrette Major who is presently employed by HES and who has been a County employee since June 1988. HES contacted all individuals on the waiting list (1,032) and advised them that they were able to apply for assistance. Phisha Major was on the waiting list and she applied for assistance on August 8, 2017. She was income certified on August 25, 2017. Applicants are income certified and funded on a first qualified, first approved basis as long as funds are available. Phisha Major is seeking to purchase a home at 4551 Biddeford Avenue, Unit #53 in West Palm Beach. It is a 1,426 square feet dwelling with two bedrooms and two bathrooms. The purchase price is \$175,000. Phisha Major's minimum contribution is \$6,125, which meets the program's required three and one-half percent (3.5%) of the purchase price. Wells Fargo will provide the first mortgage financing for \$118,875. The loan term is for 30 years at a 4.375% interest rate. The County's second mortgage will be a deferred loan that is forgiven at the end of 30 years, as long as the home remains the homeowner's primary residence. If the homeowner rents, sells, or otherwise conveys the home during the 30 years, the entire principal amount will become due and payable. **These are State SHIP funds which require no local match. District 7** (JB)

3. **Staff recommends motion to approve:** budget amendment of \$69,105 to the Affordable Housing Trust Fund 2016-2017 budget to recognize a funding increase to the Fiscal Year 2016-2017 State Housing Initiative Partnership (SHIP) Program grant award. **SUMMARY:** For SHIP Fiscal Year 2016-2017, which began on July 1, 2016, Palm Beach County received a total allocation of \$6,779,094 from the Florida Housing Finance Corporation (FHFC). The FHFC recently awarded the County an additional \$69,105 in SHIP funds for Fiscal Year 2016-2017 which increased the total allocation from \$6,779,094 to \$6,848,199. These SHIP funds are to be used to implement various affordable housing programs and other related activities. On April 19, 2016, the Board of County Commissioners approved the SHIP Local Housing Assistance Plan for Fiscal Years 2016-2017, 2017-2018 and 2018-2019 (R2016-0535). **These are State SHIP funds which require no local match. Countywide** (JB)

4. REGULAR AGENDA

C. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Agreement for Purchase and Sale to acquire a 4.98 acre vacant parcel of land in unincorporated western Delray Beach for \$1,050,000 from Haim Tepper, Trustee of the Haim Tepper Revocable Trust under Agreement dated October 30, 2015 and Mordechai Markowicz and Sarah Markowicz, husband and wife, (Sellers) for development of a Fire Rescue Station. **SUMMARY:** Fire Rescue has identified a need to construct a Fire Station in the Southeastern area of the Ag Reserve. Fire Rescue projects there will be sufficient call volumes between existing and approved, but not yet constructed, development to support this new station. The subject site lies approximately 1,600 feet east of the Lyons Road/Linton Boulevard intersection and is currently being used as a plant nursery. It is larger than required for development of the station, but there are no smaller sites with good access available. Fire Rescue can use the excess land for an equipment storage building, or the site could be exchanged for a smaller site if the surrounding area is subsequently developed. Staff obtained two appraisals indicating values of \$1,000,000 and \$1,020,000 for an average of \$1,010,000. The \$1,050,000 purchase price exceeds the average of the appraised values by \$40,000 or 3.96%. The Agreement contains a 35 day Inspection Period and the County has the right to terminate if the inspections are unsatisfactory. Closing must occur within 15 days after expiration of the Inspection Period. The Agreement allows the Sellers, through June 30, 2018, to remove any remaining plant inventory and personal property not sold off prior to closing. This acquisition is being funded with \$950,000 of Fire Rescue Impact Fees which must be encumbered by the first quarter of FY 18, with the balance funded from the Fire Rescue MSTU. **This purchase requires approval by a supermajority vote of the Board (5 commissioners).** (PREM) District 5 (HJF)

4. REGULAR AGENDA

D. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

A) receive and file grant award agreement with the John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge in the amount of \$2,000,000 for two years to fund five strategies to reduce Palm Beach County's jail by 16.7% by April 30, 2019 and address racial and ethnic disparities in the jail population;

B) approve budget amendment of \$2,000,000 in the MacArthur Foundation Safety and Justice Challenge Fund to recognize grant funding from the MacArthur Foundation and set up a transfer of \$472,500 to the General Fund for the Department of Public Safety Division of Justice Services PreTrial Office to allocate funding for services as provided in the grant budget;

C) approve budget amendment of \$472,500 in the General Fund to recognize the transfer from the Criminal Justice Grant Fund;

D) approve addition of one Senior Criminal Justice Analyst (pay grade 35) to the Criminal Justice Commission complement; and

E) approve addition of one Pretrial Services Interviewer (pay grade 16) and two Pretrial Services Counselor I (pay grade 23) to the Department of Public Safety Division of Justice Services Pretrial Office complement.

SUMMARY: Palm Beach County was awarded \$2,000,000 from the John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge (SJC) Grant Program on October 2, 2017 to be a Core Site. The grant continued Palm Beach County's participation in the SJC Network of 18 national sites in order to continue the criminal justice system reform work started in 2015. This grant proposes to reduce the county's jail population of 2,210 by 16.7% by September 30, 2019 through five strategies identified by the McArthur Core Team of stakeholders including the Judiciary, State Attorney, Public Defender, Sheriff's Office, The Lord's Place, Department of Public Safety Division of Justice Services Pretrial Office, Clerk's Office, State and County Probation, West Palm Beach Police Department, , and Court Administration. The five strategies include: 1) pretrial jail population reduction for low and medium risk defendants; 2) diversion and warrant reduction for low-level defendants; 3) case processing efficiencies for pretrial inmates; 4) racial and ethnic disparity identification and resolution; and 5) increased data capacity, analysis and evaluation. The grant application was approved by the Board on July 11, 2017 and this agreement was executed on October 6, 2017 on behalf of the Board by the Executive Director of the Criminal Justice Commission (CJC), Kristina Henson, in accordance with R2017-0914. The Senior Criminal Justice Analyst Position will provide research and analysis to identify racial and ethnic disparities in the jail population and work with the Core Team on implementing remedies. The two Pretrial Services Counselor I and the Pretrial Services Interviewer will conduct risk assessments on defendants for First Appearance Hearings. If grant funding ceases, the positions will be deleted from the CJC and Department of Public Safety Division of Justice Services Pretrial Office complements. **No County matching funds are required.** Countywide (DC)

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NOVEMBER 7, 2017

5. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

NOVEMBER 7, 2017

6. MATTERS BY THE PUBLIC – 2:00 P.M.

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NOVEMBER 7, 2017

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

8. COMMISSIONER COMMENTS

A. District 1 – COMMISSIONER HAL R. VALECHE

B. District 2 – COMMISSIONER PAULETTE BURDICK, MAYOR

1. **ADD-ON:** Request for off-site presentation of Certificate of Appreciation for Corporal Matthew Ott

C. District 3 – COMMISSIONER DAVE KERNER

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

1. Request for off-site presentation of Proclamation declaring November 2017 as Family Caregiver Month in Palm Beach County

F. District 6 - COMMISSIONER MELISSA MCKINLAY, VICE MAYOR

G. District 7 – COMMISSIONER MACK BERNARD

1. **ADD-ON:** Request for off-site presentation of Proclamation declaring November 11, 2017 as St. Jude Walk-Run to End Childhood Cancer Day in Palm Beach County

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."