

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JANUARY 23, 2018

<u>PAGE</u>	<u>ITEM</u>	
37	5A-2*	<p>REVISED MOTION AND SUMMARY: Staff recommends motion to: A) Receive the third party review and analysis presentation by Franklin Lee of Tydings & Rosenberg, LLP of the Palm Beach County Disparity Study Revised Final Draft report; B) Postpone Board action on the disparity study until March 13, 2018 to allow all stakeholders an opportunity to review the data and providing for a thirty day (30) public comment period; and C) Extend the contract period with Tydings & Rosenberg, LLP for an additional 180 days from the expiration date of the existing contract with no increase in the total amount, with the exception of travel related expenses as required by the County. SUMMARY: On December 19, 2017, MTA presented the findings of the Palm Beach County Revised Draft Final Disparity Study Report to the Board of County Commissioners. Following the recommendation of the County Administrator, the Board deferred taking any further action until the third party review conducted by Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP. had been adequately reviewed. The Board directed staff and the consultant to return to the Board on January 23, 2018 for a presentation of the findings of the third party review. To ensure that there is sufficient time for stakeholders to review the data and to provide a thirty day (30) public comment period, staff is recommending that the Board postpone taking any action on the disparity study until March 13, 2018. <u>Countywide</u> (HH)</p> <p>A) accept summary memorandum presented by Franklin Lee of Tydings & Rosenberg, LLP outlining the findings from Mr. Lee's third party review and analysis of the Palm Beach County Disparity Revised Final Draft report presented by Mason Tillman Associates, Ltd. (MTA);</p> <p>B) accept final disparity study presented by Mason Tillman Associates, Ltd.;</p> <p>C) direct staff to develop a Minority and Women-Owned Business Enterprises (M/WBE) program along with a program for implementation of race and gender-neutral and race and gender-conscious remedies contained in the final disparity study report in cooperation with County staff, stakeholders and Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP, subject to review and approval by the Board; and</p> <p>D) extend contract period with Tydings & Rosenberg, LLP for an additional 90 days from the expiration date of the existing contract with no increase in the total amount, with the exception of travel related expenses as required by the County.</p> <p>SUMMARY: On December 19, 2017, MTA presented the findings of the Palm Beach County Revised Draft Final Disparity Study Report to the Board of County Commissioners. Following the recommendation of the County Administrator, the Board deferred taking any further action until the third party review conducted by Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP. had been adequately reviewed. The Board directed staff and the consultant to return to the Board on January 23, 2018 for a presentation of the findings of the third party review. <u>Countywide</u> (HH)</p>

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

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

JANUARY 23, 2018

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

**COMMISSION
CHAMBERS**

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

- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
 - C. Special Presentations (Page 7)

- 3. CONSENT AGENDA (Pages 8-35)**

- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 36)**

- 5. REGULAR AGENDA (Pages 37-41)**

- 6. BOARD APPOINTMENTS (Page 42)**

- 7. STAFF COMMENTS (Page 43)**

- 8. COMMISSIONER COMMENTS (Page 44)**

- 9. ADJOURNMENT (Page 44)**

TABLE OF CONTENTS

SPECIAL PRESENTATIONS - 9:30 A.M.

Page 7

- 2C-1 Thomas Guthy Day
- 2C-2 Human Trafficking Awareness Month
- 2C-3 Mentoring Month
- 2C-4 David L. Carpenter Certificate of Appreciation
- 2C-5 Special Presentation by Tourist Development Council

CONSENT AGENDA

A. ADMINISTRATION

Page 8

- 3A-1 Budget transfer to the Capital Outlay Fund to move power lines for the Canal Point Pedestrian Bridge Project

B. CLERK & COMPTROLLER

Page 8

- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 Change orders, work task orders, minor contracts, final payments, etc
- 3B-5 Annual financial reports, excess fees and unexpended budget Fiscal Year 2016-2017
- 3B-6 Report of County Officials Bonds dated January 2018
- 3B-7 Receive and file Clerk & Comptroller records converted to electronic format

C. ENGINEERING & PUBLIC WORKS

Page 9

- 3C-1 Receive and file report of plat recordations from April 1, 2017 through September 30, 2017
- 3C-2 Contract with Wynn & Sons Environmental Construction Co., Inc. for annual pathway and minor construction
- 3C-3 Deleted
- 3C-4 Work order with Ranger Construction Industries, Inc. to mill and resurface Okeechobee Boulevard from Seminole Pratt Whitney to Royal Palm Beach Boulevard
- 3C-5 Work order with Ranger Construction Industries, Inc. to mill and resurface county-maintained residential streets in the Sandalfoot Subdivision

E. COMMUNITY SERVICES

Page 10

- 3E-1 Resolution providing reimbursement of in-County meeting-related expenses to members of the Comprehensive AIDS Resources Emergency Council
- 3E-2 Reappointment to the Citizens Advisory Committee on Health and Human Services
- 3E-3 Amendment with The Jerome Golden Center for Behavioral Health, Inc. amending the contract end date for provision of outreach case management services

Page 11

- 3E-4 Receive and file Project Award Notification from the Florida Department of Education
- 3E-5 Amendments with the Area Agency on Aging for Community Care for the Elderly and Alzheimer's Disease Initiative

Page 12

- 3E-6 Receive and file contract and Memorandum of Understandings with agencies providing services to low-income individuals in Palm Beach County
- 3E-7 Amendment with The Glades Initiative Inc. for provision of financial literacy training and access to care services

Page 13

- 3E-8 Allocations for Request for Proposals to provide new programs, maintain existing programs and medical and support services under the Ryan White Program

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

F. AIRPORTS

Page 13

- 3F-1 Receive and file permit and lease agreement with PrimeFlight Aviation Services, Inc.
- 3F-2 Receive and file Hotel Courtesy Operation Permit with WPB Hotel Partners, LLC
- 3F-3 Receive and file license agreement with Avis Rent A Car System, LLC

Page 14

- 3F-4 Receive and file license agreement with Enterprise Leasing Company of Florida, LLC
- 3F-5 Receive and file Hotel Courtesy Shuttle Operator Permit with PBG Hotel, LLC
- 3F-6 Receive and file consent to sublease documents for Atlantic Aviation West Palm Beach LLC and three consent documents for Jet Aviation Associated, Ltd
- 3F-7 Receive and file owner's affidavit and landlord estoppel certificate with CVH PBIA, LLC

Page 15

- 3F-8 Change order with Rio-Bak Corporation for a time extension related to the Wetland Wildlife Hazard Mitigation Phases at the North Palm Beach County General Aviation Airport
- 3F-9 Agreement with HUB Parking Technology, USA, Inc. providing for maintenance and refurbishment of the Parking and Revenue Control System at PBIA
- 3F-10 Declaration of easement for water utility improvements to Palm Auto Plaza, LLC
- 3F-11 Utility easement agreement with Florida Power & Light for electric utilities to Palm Auto Plaza, LLC

Page 16

- 3F-12 Change order with The Morganti Group, Inc. for air handler replacement at PBIA

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

Page 16

- 3G-1 Negotiated settlement offer with Okeechobee Station, Inc.
- 3G-2 Negotiated settlement offer with Somchai Dame

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 17

- 3H-1 Receive and file standard license agreement for the mid-county and north-county senior centers
- 3H-2 Receive and file Standard Infrastructure Surtax Project Funding Agreement to fund the FY 2018 vehicle replacements
- 3H-3 Receive and file notice of exercise extending the agreement with Guardians Credit Union at four county facilities

Page 18

- 3H-4 Resolution authorizing a Fourth Amendment to Agreement of Lease with Loggerhead MarineLife Center, Inc. extending the commencement of construction by 12 months

Page 19

- 3H-5 Receive and file first amendments with municipalities for Homeless Resource Centers
- 3H-6 Amendment with Robling Architecture Construction, Inc. to remodel the Osprey Point Golf Course Pro Shop

Page 20

- 3H-7 Amendments to 16 annual minor construction contracts

I. HOUSING AND ECONOMIC SUSTAINABILITY

Page 21

- 3I-1 Amendment with the Town of Lantana for improvements along North 8th Street and installation of two basketball courts
- 3I-2 Receive and file 2017 Crime Statistics Report for the Palm Beach County Urban High-Crime Job Tax Credit Program
- 3I-3 Agreement with the City of Riviera Beach for roadway resurfacing and street improvements on 28th, 30th, and 36th Streets and Avenue O

Page 22

- 3I-4 Agreement with the City of Greenacres for drainage improvements along First Street between Swain Boulevard and Haverhill Road
- 3I-5 Agreement with the Town of Mangonia Park for playground equipment and improvements at Addie Green Park

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

J. PLANNING, ZONING & BUILDING

Page 23

- 3J-1 Appointment and reappointments to the Land Development Regulation Advisory Board

K. WATER UTILITIES

Page 24

- 3K-1 Receive and file agreements received during the month of October 2017
- 3K-2 Consultant Services Authority with Mock, Roos & Associates, Inc. for the Priority Aerial Canal Crossing Improvements
- 3K-3 Amendment with Aquifer Maintenance and Performance Systems, Inc. for wellfield maintenance

Page 25

- 3K-4 Work authorization with Cardinal Contractors, Inc. for the Western Region Wastewater Treatment Facility sludge thickener and the Western Regional North Wastewater Treatment Facility Headworks Bypass Improvements
- 3K-5 Work authorization with Globaltech, Inc. for systemwide safety improvements

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 25

- 3L-1 South Cove Pedestrian Pier Facility Easement Agreement with Holy Trinity Properties, Inc. for a non-exclusive perpetual easement

Page 26

- 3L-2 Contract with Florida Atlantic University for shoreline surveying and mapping at the Jupiter Inlet Lighthouse Outstanding Natural Area
- 3L-3 Receive and file first amendment with CRB Geological and Environmental Services, Inc. to sink the *USS Clamagore* to create an artificial reef

Page 27

- 3L-4 Receive and file task assignment change order form with the Florida Fish and Wildlife Conservation Commission to provide specified control methods to the Lake Clarke Workplan and the Loxahatchee Slough Natural Area Workplan

M. PARKS & RECREATION

Page 27

- 3M-1 Receive and file six executed Amphitheater Rental Agreements

Page 28

- 3M-2 Receive and file two executed Sponsorship Agreements
- 3M-3 Receive and file executed project agreement amendment with Florida Inland Navigation District Waterways Assistance Program for the redevelopment and expansion of Bert Winters Park
- 3M-4 Receive and file three executed Entertainment Contractor Agreements

Page 29

- 3M-5 Non-Standard Amphitheater Rental Agreement with JM Family Enterprises, Inc. for a company picnic set up and event at the Sunset Cove Amphitheater
- 3M-6 Receive and file two executed South and Light Production Services Contractor Agreements
- 3M-7 Receive and file executed Independent Contractor Agreement

Q. CRIMINAL JUSTICE COMMISSION

Page 30

- 3Q-1 Interlocal Agreement with the Public Defender's Office of the Fifteenth Judicial Circuit to fund a Client Navigator position and Interlocal Agreement with the State Attorney's Office of the Fifteenth Judicial Circuit to fund a Public Safety Specialist position

Page 31

- 3Q-2 Receive and file three Grant Adjustment Notices revising the budget and changing the project director

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

X. PUBLIC SAFETY

Page 32

- 3X-1 Approve Interlocal Agreement with the School Board and ratify signature of the Director of Purchasing on the agreement relating to staffing and payment of school employees working at emergency shelters during Hurricane Irma
- 3X-2 Receive and file two Grant Adjustment Notices changing the grantee authorized signing official and travel to attend the 2017 Grantee Meeting

Page 33

- 3X-3 Acceptance of the Department of Justice, Office on Violence Against Women grant Improving Criminal Justice Responses Program

CC. SHERIFF

Page 34

- 3CC-1 Budget transfer from the Law Enforcement Trust Fund to fund crime prevention programs

DD. INTERNAL AUDIT

Page 35

- 3DD-1 Appointments to the Internal Audit Committee

PUBLIC HEARINGS – 9:30 A.M.

A. ENGINEERING & PUBLIC WORKS

Page 36

- 4A-1 Resolution reserving drainage easement and utility easement over Vista Del Lago and abandoning right-of-way at Vista Del Lago

REGULAR AGENDA

A. ADMINISTRATION

Page 37

- 5A-1 Resolution establishing the Palm Beach County Commission on Women Advisory Board
- 5A-2 Acceptance of final disparity study

B. LIBRARY

Page 38

- 5B-1 Addition of the Canyon Branch Library to the Library Capital Improvement Plan

C. PARKS & RECREATION

Page 38

- 5C-1 Resolution authorizing the lease of certain real property to the City of Palm Beach Gardens for the North County District Park Property

D. HOUSING AND ECONOMIC SUSTAINABILITY

Page 39

- 5D-1 Consent for four county employees and one relative of a county employee to receive State Housing Initiatives Program funds to purchase homes

Page 40

- 5D-2 Satisfaction of 29 mortgages under the State Housing Initiatives Program

TABLE OF CONTENTS

REGULAR AGENDA CONTINUED

E. PLANNING, ZONING & BUILDING

Page 41

5E-1 Request by the Boynton Beach Community Redevelopment Agenda to use a portion of their annual tax increment to construct items at the Town Square at Boynton Beach

BOARD APPOINTMENTS (Page 42)

STAFF COMMENTS (Page 43)

COMMISSIONER COMMENTS (Page 44)

ADJOURNMENT (Page 44)

2C. SPECIAL PRESENTATIONS – 9:30 A.M.

1. Proclamation declaring January 26, 2018 as Palm Tran Bus Operator Thomas Guthy Day in Palm Beach County (Sponsored by Commissioner Burdick)
2. Proclamation declaring January 2018 as Human Trafficking Awareness Month in Palm Beach County (Sponsored by Mayor McKinlay)
3. Proclamation declaring January 2018 as Mentoring Month in Palm Beach County (Sponsored by Vice Mayor Bernard)
4. Certificate of Appreciation for David L. Carpenter for his service to the Land Development Regulation Advisory Board (Sponsored by Commissioner Burdick)
5. Special Presentation by Tourist Development Council

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends a motion to approve:** budget transfer of \$42,854 to the Capital Outlay Fund from the Countywide Community Revitalization Team (CCRT) Recoup Funding Account for Florida Power and Light (FP&L) to move power lines for the Canal Point Pedestrian Bridge Project. **SUMMARY:** Approval of this budget transfer will fund the temporary relocation of FP&L distribution lines for the Project with CCRT Recoup Funding reserves. District 6 (DW)

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:** following final minutes of the Board of County Commissioners’ meetings:

Meeting Type	Meeting Date
Regular	October 17, 2017
Comprehensive Plan	October 30, 2017
Regular	November 07, 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:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations; Water Utilities Department; Environmental Resources Department; and the Department of Airports during November 2016.
5. **Staff recommends motion to receive and file:** Annual financial reports, excess fees and unexpended budget for Fiscal Year 2016-2017, for the Clerk & Comptroller, Tax Collector, and Property Appraiser. **SUMMARY:** The financial reports of these Constitutional Officers were submitted to the Office of the Clerk & Comptroller on or before October 31, 2017, in accordance with F.S. 218.36. The amounts shown for the Tax Collector and the Property Appraiser represent the total payment to the County. A portion of these revenues are budgeted in the Library, Fire-Rescue, and various other special revenue funds. The amounts shown as additional/decrease in excess fees will be included in the adjustment for additional balances brought forward, which will be brought to the Board of County Commissioners in March 2018.
6. **Staff recommends motion to review for sufficiency and to receive and file:** The Report of County Officials Bonds dated January 2018. **SUMMARY:** Ordinance No. 98-51 sets the various bond amounts for specified county officers and provides for examination of the sufficiency of all the bonds at the regular meeting of the Board of County Commissioners in January and June of each year. Countywide
7. **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)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to receive and file: report of plat recordations from April 1, 2017 through September 30, 2017. **SUMMARY:** This is a bi-annual summary of subdivision plats recorded during the fiscal quarters since the previous report. There were 26 plats recorded during this period. This report is as required by the Department of Engineering and Public Works Policies and Procedures Manual No. EL-O-2618, governing administrative approval of plats by the County Engineer. Countywide (LBH)
2. Staff recommends motion to approve: contract in an amount not to exceed \$9,500,000 with Wynn & Sons Environmental Construction Co., Inc. (Wynn & Sons), for task orders which may be issued for the annual pathway and minor construction contract, Project No. 2017055. **SUMMARY:** Approval of this contract will provide for construction and/or resurfacing of pathways and parking areas, construction of speed humps, traffic separators, miscellaneous concrete works and other minor construction projects. The Small Business Enterprise (SBE) goal for the project is 15%. The SBE participation committed for the project by Wynn & Sons is 78% overall. Wynn & Sons was the only responsive and responsible bidder. They are a Palm Beach County based company. Countywide (LBH)
3. Deleted
4. Staff recommends motion to approve: Work Order 2015053-54 in the amount of \$922,000 to mill and resurface Okeechobee Boulevard from Seminole Pratt Whitney Road to Royal Palm Beach Boulevard utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2016-0143 with Ranger Construction Industries, Inc. (Ranger). **SUMMARY:** Approval of this work order will allow the contractual services necessary to construct the improvements. Per County PPM CW-F-050, this work order exceeds the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners. Prior to this work order, over \$13 million of Ranger's \$20 million contract has been spent or encumbered. The Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation proposed by Ranger for this work order is 15%. Approval of this work order will result in a cumulative SBE participation of 14.3% for all the work orders issued under the contract. **This project is funded through the infrastructure sales tax.** District 6 (LBH)
5. Staff recommends motion to approve: Work Order 2015053-36 in the amount of \$848,000 to mill and resurface the identified county-maintained residential streets within the Sandalfoot Subdivision utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2016-0143 with Ranger Construction Industries, Inc. (Ranger). **SUMMARY:** Approval of this work order will allow the contractual services necessary to construct the improvements. Per County PPM CW-F-050, this work order exceeds the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners. Prior to this work order, over \$13 million of Ranger's \$20 million contract has been spent or encumbered. The Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation proposed by Ranger for this work order is 15%. Approval of this work order will result in a cumulative SBE participation of 14.3% for all the work orders issued under the contract. District 5 (LBH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to adopt:** Resolution amending R2011-1560 providing for reimbursement of in-County meeting-related expenses to current and prospective members of the Comprehensive AIDS Resources Emergency (CARE) Council, updating a reference to CARE Council by-laws and membership, and providing for an effective date. **SUMMARY:** The proposed Resolution amends R-2011-1560 to allow reimbursement of in-County meeting-related expenses to current and prospective members of the Comprehensive AIDS Resources Emergency (CARE) Council. The United States Health Resources and Services Administration (HRSA) encourages Grantees of Ryan White HIV/AIDS Program Part A HIV Emergency Relief Grant Program Funds, such as the County, to reimburse these meeting-related expenses in order to encourage membership on the Federally mandated Ryan White Part A Planning Councils. **No County funds are required.** (Ryan White Program) Countywide (HH)

2. **Staff recommends motion to approve:** reappointment to the Citizens Advisory Committee on Health and Human Services (CAC/HHS), effective January 23, 2018:

<u>Seat No.</u>	<u>Reappointment</u>	<u>Seat Requirement</u>	<u>Term Ending</u>	<u>Nominated By</u>
8	Anne Gerwig	Palm Beach County League of Cities	09/30/20	Mayor McKinlay Comm. Burdick Comm. Abrams CAC/HHS

SUMMARY: The Citizens Advisory Committee on Health and Human Services consists of 11 at-large members with at least one member being a resident west of the 20 Mile Bend and at least one member being a representative of the Palm Beach County League of Cities, per Resolution R2013-1563. The Resolution creating the CAC/HHS requires the Executive Committee of the Citizens Advisory Committee to solicit and recommend member nominations for transmittal to the Board of County Commissioners. The Board of County Commissioners were notified by memo dated July 20, 2017 and were requested to provide nominations for appointments. Ms. Gerwig has successfully completed the CAC/HHS nomination process and the CAC/HHS recommends her reappointment. The Board has eleven 11 seats; nine seats are currently filled with a diversity count of Caucasian: 7 (78%), African-American: 1 (11%) and Hispanic: 1 (11%). The gender ratio (female:male) is 5:4. The nominee is a Caucasian female. CAC/HHS ex-officio membership consists of one African-American male (33.3%), one African-American female (33.3%) and one Caucasian female (33.3%). The Community Service Department and CAC/HHS conduct targeted outreach in an effort to proffer candidates for appointments that maintain a diverse composition of the Board. (Community Services Department) Countywide (HH)

3. **Staff recommends motion to approve:** Amendment No.1 to Contract for Provision of Services with The Jerome Golden Center for Behavioral Health, Inc. (JGC) (R2017-0997), to amend the contract end date to March 31, 2018, for the provision of outreach case management services. **SUMMARY:** The Division of Human and Veteran Services is tasked with conducting street outreach services for homeless individuals and families. Amendment No.1 is necessary in order to amend the end date of the original contract with JGC, due to an unanticipated delay in implementation of the services. The amended end date will allow the agency additional time to target and service homeless individuals that are experiencing mental or substance abuse issues. Studies have shown that when behavioral health services are addressed from the street, along with ongoing engagement, these “hard to serve” individuals are more likely to agree to housing placement. **No additional County funds are required.** (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to:

A) receive and file Project Award Notification No. 760-4058B-8CFJ1 from the Florida Department of Education, for the budget period July 1, 2017 through June 30, 2018, in an amount not to exceed \$245,336;

B) delegate signature authority to the County Administrator, or designee, to sign additional exhibits, and any other necessary documents related to the Florida Department of Education grant requirements for Project Award No. 760-4058B-8CFJ1; and

C) approve downward budget amendment of \$631 in the Farmworker Career Development Program fund to reconcile the budget to the actual grant award.

SUMMARY: The Project Award Notification No. 760-4058B-8CFJ1 was received from the Florida Department of Education for a grant award of \$245,336 in the National Farmworker Jobs Program, Title I Section 167. The Florida Department of Education Project Application was approved on April 4, 2017 (R2017-0393). The funds will be utilized to pay education/vocational fees for participants enrolled in the program. **No County funds are required.** This receive and file item is being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk and Comptroller's Office to note and receive this item. (Farmworker Career Development Program) Countywide (HH)

5. Staff recommends motion to approve:

A) Amendment 007 to Standard Agreement No. IC015-9500 (R2015-1447) for Community Care for the Elderly (CCE) with Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period July 1, 2015 through June 30, 2018, to revise and replace portions of the standard agreement, to assist seniors and caregivers by providing in-home services to help seniors live independently; and

B) Amendment 006 to Standard Agreement No. IZ015-9500 (R2015-1448) for Alzheimer's Disease Initiative (ADI) with AAA, for the period July 1, 2015 through June 30, 2018, to revise and replace portions of the standard agreement, to provide assistance to seniors and caregivers by ensuring that individuals affected with Alzheimer's disease and other forms of dementia are offered services to help them live independently in their own homes.

SUMMARY: Grant adjustments are made during the contract year to align services with need. These amendments are necessary to incorporate changes made to the standard agreements. The changes are administrative only and do not affect current funding. The Division of Senior Services is responsible for providing services north of Hypoluxo Road. The areas of service include all of the districts, excluding portions of Districts 3, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. Sufficient funding is included in the current budget to meet County obligations. **No County funds or budget amendments are required for these amendments.** (Division of Senior Services) Countywide except for portions of Districts 3, 4, 5, & 7 south of Hypoluxo Road (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. Staff recommends motion to:

A) receive and file

1. Contract for Provision of Financial Assistance with Gulfstream Goodwill Industries, Inc., (GGI), for the period October 1, 2017 through March 31, 2018, in an amount not to exceed \$50,000 to provide a variety of vocational training opportunities to low-income individuals in Palm Beach County;

2. Memorandum of Understanding (MOU) with Centro Campesino Farmworker Center, Inc. (CCFC), for the period September 26, 2017 through September 25, 2022, for Weatherization Assistance Program (WAP) services; and

3. Memorandum of Agreement (MOA) with the City of Lake Worth Utilities (CLWU), for the period April 1, 2017 through March 31, 2018, to provide utility services to eligible participants.

B) approve Low Income Home Energy Assistance Program Vendor Agreement with Florida Power & Light Company (FP&L), effective upon the last date the agreement is signed, to provide utility services to eligible participants.

SUMMARY: On February 7, 2017, the BCC approved a list of pre-qualified public and non-profit agencies to provide various training services for the Community Services Department and delegated signature authority to the County Administrator, or designee (Agenda Item 3E-1). GGI is part of the list of qualified vendors and will provide vocational evaluation, job readiness skills training programs, on-the-job training and support services. Training funds are provided by the Community Services Block Grant (CSBG). On April 4, 2017, the BCC approved the delegation of signature authority to the County Administrator, or designee (Agenda Item 3E-9), to sign service coordination and referral documents. The MOU with CCFC will allow Community Action Program (CAP) staff to refer homeowners who have high-energy bills, and have obtained three Low Income Home Energy Assistance Program (LIHEAP) services in an 18-month period to receive weatherization services in their home. The weatherization services will help reduce the energy burden of eligible homeowners. The MOU with CLWU will allow CAP staff to process payments on behalf of low-income clients, therefore avoiding disconnection of services for eligible participants. These items are being submitted in accordance with Countywide PPM No. CW-O-051 to allow the Clerk and Comptroller's Office to receive and file them. The vendor agreement with FP&L will provide utility services to participants who receive LIHEAP financial assistance, as referred by the Community Services Department. **No County funds are required.** (Community Action Program) Countywide (HH)

7. Staff recommends motion to approve: Amendment No. 1 to Contract for Provision of Financial Assistance with The Glades Initiative Inc. (R2016-1863), for the two year period October 1, 2017 through September 30, 2019, in an amount totaling \$304,500, of which \$152,250 is budgeted in FY 2018 with an anticipated annual allocation of \$152,250 in each subsequent fiscal year, contingent upon a budgetary appropriation by the Board of County Commissioners, for the term of this amendment/contract, for the provision of financial literacy training and access to care services. **SUMMARY:** On July 11, 2017, the Board of County Commissioners approved funding allocations for the Financially Assisted Agencies (FAA) Program. The recommended amendment reflects dollar amounts included in the FY 2018 budget. It represents \$152,250 of the total FAA funding allocation of \$12,496,186. (Financially Assisted Agencies) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

8. Staff requests motion to approve: Allocations for Request for Proposals (RFP) funding in the Ryan White Part A and Minority AIDS Initiative (MAI) Emergency Relief Grant, under the Ryan White HIV/AIDS Treatment Extension Act of 2009, for the period March 1, 2018, through February 28, 2021, in a total annual allocated amount estimated to be \$6,476,182. **SUMMARY:** The RFP Guidance was issued in July 2017 for all Ryan White Program Services. The RFP Guidance highlighted the need for new programs, maintaining existing programs and a variety of medical and support services. The Ryan White Part A and MAI Emergency Relief Grant Program Application was submitted to the U.S. Department of Health and Human Services, Health Resources Services Administration (HRSA) on November 8, 2017. The Board of County Commissioners ratified the Mayor's signature on the grant application (R2017-1776) on December 5, 2017. The total recommended annual funding allocation is \$6,476,182, which includes \$792,142 for inter-governmental agreements with the Florida Department of Health in Palm Beach County and the Health Care District of Palm Beach County. The inter-governmental agreements are not required to go through the RFP process. This item provides the recommended GY 2018 funding allocations for the Ryan White Program. **No County Funds are required.** The budget will be aligned upon receipt of the final grant award for each grant year. (Ryan White Program) Countywide (HH)

F. AIRPORTS

1. Staff recommends motion to receive and file:
- A)** General Aeronautical Services Permit (Permit) with PrimeFlight Aviation Services, Inc. (PrimeFlight), commencing November 10, 2017, terminating on September 30, 2018, and automatically renewing on an October 1st to September 30th annual basis until canceled, providing for support services to airlines operating at the Palm Beach International Airport (Pbia) and the payment of service fees in the amount of seven percent (7%) of gross revenues derived from airlines except signatory airlines; and
- B)** Terminal Space Lease Agreement (Lease) with PrimeFlight providing for the use of 193 SF of office space in the terminal at the Pbia, commencing November 10, 2017, terminating on September 30, 2018, and automatically renewing on an October 1st to September 30th annual basis until canceled.
- SUMMARY:** Delegation of authority for execution of the standard County Permit above was approved by the BCC in R2010-0708. Delegation of authority for execution of the standard County Lease above was approved by the BCC in R2011-1337. Countywide (AH)
2. Staff recommends motion to receive and file: Hotel Courtesy Shuttle Operator Permit with WPB Hotel Partners, LLC, a Florida Limited Liability Company, commencing December 1, 2017, and terminating September 30, 2018, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Hotel Courtesy Shuttle Operator Permit was approved by the BCC in R2017-1020. Countywide (AH)
3. Staff recommends motion to receive and file: License Agreement with Avis Rent A Car System, LLC, commencing December 1, 2017, terminating January 4, 2018 (Initial Term), and automatically renewing on a week-to-week basis thereafter but not beyond June 28, 2018, providing for the use of 149,500 square feet of paved parking at 2401 Turnage Boulevard for the parking of vehicles in connection with Avis' car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$11,500 for the Initial Term. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the BCC in R2007-2070. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

4. Staff recommends motion to receive and file: License Agreement with Enterprise Leasing Company of Florida, LLC, commencing November 28, 2017, terminating December 11, 2017 (Initial Term), and automatically renewing on a week-to-week basis thereafter but not beyond June 11, 2018, providing for the use of 50,000 square feet of parking at the intersection of 5th Street and Carmichael Road, north of Belvedere Road, for the parking of vehicles in connection with Enterprise's car rental operations at the Palm Beach International Airport and the payment of license fees in the amount of \$1,540 for the Initial Term. **SUMMARY:** Delegation of authority for execution of the standard County agreements above was approved by the BCC in R2007-2070. Countywide (AH)

5. Staff recommends motion to receive and file: Hotel Courtesy Shuttle Operator Permit with PBG Hotel, LLC, a Florida Limited Liability Company d/b/a DoubleTree by Hilton Palm Beach Gardens, commencing November 16, 2017, and terminating September 30, 2018, with automatic October 1st to September 30th annual term renewals unless canceled. **SUMMARY:** Delegation of authority for execution of the standard County Hotel Courtesy Shuttle Operator Permit was approved by the BCC in R2017-1020. Countywide (AH)

6. Staff recommends motion to receive and file: three Consent to Sublease (Consent) documents for Atlantic Aviation West Palm Beach LLC (Atlantic) for Palm Beach International Airport (PBI); and three Consent documents for Jet Aviation Associates, Ltd. (Jet Aviation) for PBI.
 1. Consent for Atlantic and LZ Aviation, effective 8/1/2017.
 2. Consent for Atlantic and the United States of America, Department of the Navy, effective 9/1/2017.
 3. Consent for Atlantic and Flexjet LLC, effective 9/1/2017.
 4. Consent for Jet Aviation and Standard Aero Business Aviation Services, LLC, dated 5/1/2017.
 5. Consent for Jet Aviation and 1551 Leasing, LLC, dated 7/1/2017.
 6. Consent for Jet Aviation and Third Security, LLC, dated 9/1/2017.

SUMMARY: Delegation of authority for execution of the standard County agreements above was approved by the BCC in R94-1453. Countywide (AH)

7. Staff recommends motion to receive and file:

A) Owner's Affidavit (Affidavit) for the Hotel Development Site Lease Agreement (Lease) (R-2017-0356) with CVH PBIA, LLC (CVH), a Florida Limited Liability Company, dated December 5, 2017; and

B) Landlord Estoppel Certificate (Estoppel) for the Lease with CVH, dated December 5, 2017.

SUMMARY: On September 26, 2017, the Board approved the Second Amendment to the Lease (R2017-1303) and authorized the Director of the Department of Airports to execute the Affidavit and Estoppel forms. Copies of the Affidavit and Estoppel were provided to CVH on October 5, 2017, and updated copies were required by CVH's lender. Countywide (HF)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

8. **Staff recommends motion to approve:** Change Order No. 3 to the contract with Rio-Bak Corporation extending the procurement period of the contract by an additional 35 calendar days and no additional cost, for the Wetland Wildlife Hazard Mitigation Phases 3A, 3B, and 4 at North Palm Beach County General Aviation Airport (F45). **SUMMARY:** The contract with Rio-Bak Corporation for the Wetland Wildlife Hazard Mitigation Phases 3A, 3B, and 4 at F45 in the amount of \$2,499,634 and 205 calendar days was approved by the Board on July 11, 2017 (R2017-0936). Change Order Nos. 1 and 2 approved under the delegated authority detailed in PPM CW-F-050, extended the contract by an additional 89 calendar days and no additional cost. Approval of Change Order No. 3 will extend the contract by an additional 35 calendar days with no additional cost, for a total contract time of 329 calendar days. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 21%. Rio-Bak Corporation committed to 22% DBE participation. Countywide (AH)
9. **Staff recommends motion to approve:** agreement with HUB Parking Technology, USA, Inc. to provide for maintenance and refurbishment of the Parking and Revenue Control System (PARCS) at Palm Beach International Airport (PBIA) for a five year term, subject to annual renewal by the Department of Airports (Department). Annual maintenance costs are \$123,018, escalated 3% per year, if renewed; capital costs are not to exceed \$761,985. **SUMMARY:** The PARCS consists of hardware and software used to control access, collect revenue, report, and monitor public parking operations at PBIA; annual parking operations consist of 800,000 exit transactions and \$19 million in total receipts. HUB was selected in 2008 pursuant to a public Request for Proposal (RFP) to install and subsequently maintain PARCS at PBIA. HUB is the sole source provider of proprietary software used in PARCS and is the sole source vendor for PARCS equipment. Therefore, the Department seeks to continue with HUB providing emergency services, maintenance and support of PBI PARCS as detailed in attached agreement. In addition to routine system maintenance, HUB will perform construction refurbishment and upgrading of components to extend the life of the system. Over the next few years the Department will continue to evaluate the hardware and software to determine if PARCS should be replaced; if full replacement is warranted, an RFP would be issued. Countywide (AH)
10. **Staff recommends motion to approve:** Declaration of Easement (Declaration) for water utility improvements to serve development of facilities on County-owned property under lease to Palm Auto Plaza, LLC (Palm Auto), south of the Palm Beach International Airport (PBIA). **SUMMARY:** Palm Auto is constructing a new retail auto sale and service facility on County-owned property south of PBIA pursuant to a Development Site Lease Agreement (R2014-0037). The Water Utilities Department is requesting the Declaration for water utility improvements to provide water and fire hydrant service to the facility. The Declaration provides for the installation, operation and maintenance of water transmission and distribution facilities on the property. Countywide (AH)
11. **Staff recommends motion to approve:** Utility Easement Agreement with Florida Power & Light Company (FPL) for electric utilities to serve development of facilities on County-owned property under lease to Palm Auto Plaza, LLC (Palm Auto), south of the Palm Beach International Airport (PBIA). **SUMMARY:** Palm Auto is constructing a new retail auto sale and service facility on County-owned property south of PBIA pursuant to a Development Site Lease Agreement (R2014-0037). FPL is providing electric utility service and requires an easement. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

12. Staff recommends motion to approve: Change Order No. 5 to Amendment No. 8 (Task M-18) to the Construction Manager (CM) at Risk Contract with The Morganti Group, Inc. for Air Handler Replacement at Palm Beach International Airport (PBIA) in the amount of \$149,925 and 104 calendar days. **SUMMARY:** The Contract with The Morganti Group, Inc. for CM at Risk Services for Terminal Improvements at PBIA was approved by the Board on June 4, 2013 (R2013-0663). 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 Morganti Group, Inc. is a Danbury, Connecticut, based firm; however, the work will be directly managed by their southeast regional office in Palm Beach County. Amendment No. 8 (Task M-18) in the amount of \$8,250,000 and 680 calendar days was approved by the Board on December 15, 2015 (R2015-1765). Approval of Change Orders No. 1-4 in the amount of \$796,256.37 and 27 calendar days were approved in accordance with the authority designated in PPM CW-F-050. Approval of Change Order No. 5 in the amount of \$149,925 and 104 calendar days will provide additional compensation to the contractor to complete the Air Handler Replacement at PBIA. The Disadvantaged Business Enterprise goal for this contract is 13%. The total to date participation for this contract is 16%. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to approve: negotiated settlement offer in the amount of \$60,000 for the full satisfaction of a Code Enforcement Lien that was entered against Okeechobee Station, Inc. on April 4, 2007. **SUMMARY:** The Code Enforcement Special Magistrate (CESM) entered an Order on September 6, 2006, on property owned by Okeechobee Station, Inc. giving them until December 5, 2006, to bring the property located at 4982 Okeechobee Blvd in West Palm Beach into full Code Compliance. The property had been cited for adding exterior lighting without the required permit. Compliance with the CESM's Order was not achieved by the ordered compliance date and a fine in the amount of \$75 per day was imposed. The CESM then entered a claim of lien against Okeechobee Station, Inc. on April 4, 2007. Code Enforcement issued an Affidavit of Compliance for the property on August 5, 2016, stating that as of June 28, 2016, the cited code violation had been fully corrected. The total accrued lien amount on June 2, 2017, the date on which settlement discussions began, totaled \$593,104.55, of which Okeechobee Station, Inc. has agreed to pay Palm Beach County \$60,000 (10%) for full settlement of their outstanding Code Enforcement Lien. District 7 (SF)
2. Staff recommends motion to approve: negotiated settlement offer in the amount of \$36,000 for the full satisfaction of a Code Enforcement Lien that was entered against Somchai Dame on June 4, 2008. **SUMMARY:** The Code Enforcement Special Magistrate (CESM) entered an Order on August 1, 2007 for property owned by Somchai Dame giving him until December 29, 2007 to bring his property located at 1187 Kent Street in West Palm Beach into full Code Compliance. The property had been cited for the enclosure of a screened room without the proper building permits. 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 Somchai Dame on June 4, 2008. Code Enforcement issued an Affidavit of Compliance for the property on January 20, 2016, stating that as of January 5, 2016, the cited code violations had been fully corrected. The total accrued lien amount on July 21, 2017, the date on which settlement discussions began, totaled \$246,524.91, of which Somchai Dame has agreed to pay Palm Beach County \$36,000 (14.6%) for full settlement of his outstanding Code Enforcement Lien. District 2 (SF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to receive and file:

A) Standard License Agreement for Use of County-Owned Property dated December 8, 2017, with AARP (Mid-County and North-County Senior Centers); and

B) Standard License Agreement for Use of County-Owned Property dated December 8, 2017, Elizabeth L. Dennis (North-County Senior Center).

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 Agreements, dated December 8 2017, have 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. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

2. Staff recommends motion to receive and file: Standard Infrastructure Surtax Project Funding Agreement for the administration and funding of FY2018 vehicle replacement dated December 1, 2017, with Ric L. Bradshaw, Sheriff of Palm Beach County (Sheriff). **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 December 1, 2017, has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of Facilities Development & Operations. The Standard Agreement was approved by the Board on April 4, 2017, Agenda 5C-3. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

3. Staff recommends motion to receive and file: Notice of exercise of the second and final 1-year option to extend the Agreement with Guardians Credit Union dated February 18, 2014, for operation of ATMs at the following locations:

A) PBC Criminal Justice Complex, 3228 Gun Club Road, West Palm Beach, FL 33406;

B) PBC Courthouse, 205 N. Dixie Highway, West Palm Beach, FL 33401;

C) South County Courthouse, 200 W. Atlantic Avenue, Delray Beach, FL 33444; and

D) Vista Center, 2300 N. Jog Road, West Palm Beach, FL 33411.

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 Notice of exercise dated December 5, 2017, received from Guardians Credit Union exercises its second and final extension option. The Agreement was executed by the Director of Facilities Development and Operations in accordance to the delegation of authority approved by the Board on June 5, 2012. This Notice to exercise is submitted to the Board to acknowledge the final one year extension until February 17, 2019. PREM will continue to administer this Agreement. (PREM) Districts 2 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to:

A) adopt Resolution authorizing a Fourth Amendment to Agreement of Lease dated August 19, 2003 (R2003-1246) with Loggerhead MarineLife Center, Inc., a Florida not-for-profit corporation (Center) to extend the deadline for commencement of construction by 12 months and extend the deadline for completion of construction to two years of commencement of the Expansion Project; and

B) approve Fourth Amendment to Agreement of Lease.

SUMMARY: On August 19, 2003, the Board approved a 30 year Lease Agreement with the Center to create a scientific research and rehabilitation center for sea turtles on 1.28 acres within Loggerhead Park in Juno Beach. On May 3, 2011 (R2011-0695), the Board approved an expansion of the leased premises to 2.39 acres to facilitate development of new classrooms and offices, exhibit areas, new holding and touch tanks, additional courtyard seating, a small outdoor amphitheater and an expanded gift shop (Expansion Project) and added milestones for fund raising and deadlines for construction. In September of 2016 (R2016-1356), the Board extended the fund raising milestones and the project construction commencement and completion deadline dates by one year. The Center has met the fund raising milestones but is requesting another one year extension of the construction deadline. The Center desires to have sufficient reserves for the operation and maintenance of the expanded facilities prior to commencing construction. This Fourth Amendment extends the construction commencement date to November 2, 2018, and completion date to November 2, 2020. Parks supports this amendment and will continue to have administrative responsibility for the Agreement of Lease. All other terms and conditions of the Agreement of Lease remain unchanged. (PREM) District 1 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. Staff recommends motion to receive and file:

A) First Amendment to Interlocal Agreement with Town of Lake Clarke Shores dated September 15, 2017 to extend the term of the Agreement for acceptance of Town referred individuals into the Homeless Resource Center to July 11, 2022;

B) First Amendment to Interlocal Agreement with City of Lake Worth dated October 17, 2017 to extend the term of the Agreement for acceptance of City referred individuals into the Homeless Resource Center to September 18, 2022;

C) First Amendment to Interlocal Agreement with City of Boynton Beach dated October 27, 2017 to extend the term of the Agreement for acceptance of City referred individuals into the Homeless Resource Center to October 22, 2022;

D) First Amendment to Interlocal Agreement with Town of Juno Beach dated November 3, 2017 to extend the term of the Agreement for acceptance of Town referred individuals into the Homeless Resource Center to March 27, 2023

E) First Amendment to Interlocal Agreement with City of Riviera Beach dated November 15, 2017 to extend the term of the Agreement for acceptance of City referred individuals into the Homeless Resource Center to August 30, 2022;

F) First Amendment to Interlocal Agreement with Village of Wellington dated November 15, 2017 to extend the term of the Agreement for acceptance of Village referred individuals into the Homeless Resource Center to May 21, 2022; and

G) First Amendment to Interlocal Agreement with City of West Palm Beach dated November 15, 2017 to extend the term of the Agreement for acceptance of City referred individuals into the Homeless Resource Center to May 21, 2022.

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 interlocal agreements, dated from September 15, 2017 to November 15, 2017, have been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or her designee. The Standard Interlocal Agreement was approved by the Board on December 20, 2011 with Agenda Item 3H-7. These executed documents are now being submitted to the Board to receive and file. (FDO Admin) Countywide (LDC)

6. Staff recommends motion to approve: Amendment No. 7 to the contract with Robling Architecture Construction, Inc. (R2016-0762) in the amount of \$1,425,261 for the Osprey Point Golf Course Pro Shop Remodel & associated Site Work (Phase 1) in Boca Raton establishing a Guaranteed Maximum Price. **SUMMARY:** This Amendment authorizes renovations to the existing pro shop/café to convert and expand it to a full service pro shop, and reconfigured cart parking and staging. The duration of construction is 420 days. The Small Business Enterprise (SBE) goal established by the SBE Ordinance for this contract is 15%. Robling Architecture Construction, Inc.'s SBE participation for this Amendment is 39.8% and including this Amendment, Robling Architecture Construction, Inc.'s overall SBE participation is 40.7%. This project is fully funded from the golf course revenue. 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. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. Staff recommends motion to approve: Amendments to 16 annual Minor Construction contracts extending the term for one year and increasing the maximum dollar value by \$3,000,000 for general construction 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)	All-Site Construction Inc.	R2015-0155	Local/SBE	\$667,340	64.5%
B)	Andrea Construction, Inc.	R2015-0157	Local/SBE	\$1,065,177	56.2%
C)	ANZCO, Inc.	R2015-0158	Local/SBE	\$1,051,145	38.9%
D)	Carrick Contracting Corporation	R2017-0297	Local/Non-SBE	\$0	0%
E)	Cooper Construction Management & Consulting, Inc.	R2017-0298	Local/SBE	\$130,419	34.6%
F)	DCOTA Contracting, Inc.	R2015-0161	Local/SBE	\$29,875	28.4%
G)	Green Building Construction Corp	R2017-0299	Local/SBE	\$0	0%
H)	J. Rawn Enterprises, Inc.	R2015-0165	Local/SBE	\$42,972	35.1%
I)	Joe Schmidt Construction, Inc.	R2015-0164	Local/SBE	\$522,428	44.7%
J)	McTeague Construction Co., Inc.	R2017-0301	Non-Local/Non-SBE	\$55,200	0%
K)	Newbold Construction, Inc.	R2017-0809	Local/SBE	\$0	0%
L)	One Call Property Services, Inc.	R2017-0302	Local/SBE	\$0	0%
M)	Ralph Della-Pietra Inc.	R2015-0167	Local/SBE	\$422,680	22.0%
N)	Randolph Construction Group, Inc.	R2017-1040	Local/SBE	\$0	0%
O)	Robling Architecture Construction, Inc.	R2015-0168	Local/SBE	\$137,187	99.5%
P)	Thermal Concepts, Inc.	R2017-0305	Non-Local/Non-SBE	\$0	0%

SUMMARY: The Amendments extend the term of the Contracts for Minor Construction services for one year through February 2, 2019. The Board originally approved the annual Contracts on February 3, 2015, and the original Contracts provided for an initial term of one year with four renewal options each for a period of one year each. This will be the third renewal option for the original contracts. During the first three years of the Contracts, the County awarded \$4,286,033 in work orders. Staff is requesting the cumulative limit be increased by \$3,000,000 for a total cumulative value of \$9,000,000. Projects are bid among the pre-qualified participants. 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 47.31%. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve:

A) Amendment No. 001 to an Agreement (R2017-0729) with the Town of Lantana to provide an additional \$59,643 for improvements along North 8th Street and the installation of two basketball courts; and

B) Delegated authority to the County Administrator, or designee, to execute future amendments to the Agreement (R2017-0729) with the Town of Lantana.

SUMMARY: On June 6, 2017, the County entered into an Agreement (R2017-0729) with the Town of Lantana to provide \$363,328 in Fiscal Year 2016-2017 Community Development Block Grant (CDBG) funding for the design and installation of improvements along North 8th Street and the installation of two basketball courts at 901 North 8th Street. The work was bid by the Town and the project is currently under construction. The bid documents included an alternate to add lighting to the basketball courts. This Amendment will provide \$59,643 in additional CDBG funding to enable the Town to add the work under the bid alternate. The additional funding consists of the Town's \$59,643 CDBG allocation for Fiscal Year 2017-2018. Delegation of authority to the County Administrator, or designee, to execute future amendments will allow timely execution of such amendments in order to facilitate continuous project implementation and allow for timely expenditure of CDBG funds in order to meet U.S. Department of Housing and Urban Development expenditure deadlines. **These are Federal CDBG funds which require no local match.** District 7 (JB)

2. Staff recommends motion to receive and file: 2017 Crime Statistics Report for the Palm Beach County Urban High-Crime Job Tax Credit (UJTC) Program and the UJTC Re-ranking Status Letter/Program. **SUMMARY:** Palm Beach County has participated in the UJTC Program since 1999. The County is required by the Florida Legislature to triennially prepare and submit the Crime Statistics Report to the State for review. The 2017 Crime Statistics Report was executed on August 18, 2017, by the County Administrator, under authority delegated by Agenda Item 3I-A of March 10, 2015, and was provided to the Florida Department of Economic Opportunity. The report includes the crime volume and number of arrests that took place for various crimes within the UJTC area during the 2016 calendar year. Upon review of the 2017 Crime Statistics Report, due to a reduction in crime the State re-ranked the County UJTC area from a Tier 1 to a Tier 2, allowing eligible businesses to receive State tax credits from \$1,000 to \$1,500 per qualified job. The re-ranking of the UJTC areas will become effective on January 1, 2018, and will remain in effect until December 31, 2020. Districts 2 & 7 (JB)

3. Staff recommends motion to approve:

A) Agreement with the City of Riviera Beach in the amount of \$177,587 for the period of January 23, 2018 to July 31, 2019; and

B) delegated authority to the County Administrator, or designee, to execute future amendments to the Agreement with the City of Riviera Beach.

SUMMARY: This Agreement provides Community Development Block Grant (CDBG) funding for roadway resurfacing and street improvements on 28th, 30th, and 36th Streets and Avenue O in Riviera Beach. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$177,587 for these street improvements. Delegation of authority to the County Administrator, or designee, to execute future amendments will allow timely execution of such amendments in order to facilitate continuous project implementation and allow for timely expenditure of CDBG funds in order to meet U.S. Department of Housing and Urban Development expenditure deadlines. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY

4. Staff recommends motion to approve:

A) Agreement with the City of Greenacres in the amount of \$148,771 for the period of January 23, 2018 to April 30, 2019, and

B) delegated authority to the County Administrator, or designee, to execute future amendments to the Agreement with the City of Greenacres.

SUMMARY: This Agreement provides Community Development Block Grant (CDBG) funding for drainage improvements along First Street between Swain Boulevard and Haverhill Road in Greenacres. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$148,771 for these drainage improvements. Delegation of authority to the County Administrator, or designee, to execute future amendments will allow timely execution of such amendments in order to facilitate continuous project implementation and allow for timely expenditure of CDBG funds in order to meet U.S. Department of Housing and Urban Development expenditure deadlines. **These are Federal CDBG funds which require no local match.** District 2 (JB)

5. Staff recommends motion to approve:

A) Agreement with the Town of Mangonia Park in the amount of \$31,334 for the period of January 23, 2018 to September 1, 2018; and

B) delegated authority to the County Administrator, or designee, to execute future amendments to the Agreement with the Town of Mangonia Park.

SUMMARY: This Agreement provides Community Development Block Grant (CDBG) funding for playground equipment and improvements at Addie Green Park located at 1233 53rd Street in Mangonia Park. On July 11, 2017, the Board of County Commissioners approved the Fiscal Year 2017-2018 Action Plan (R2017-0941) which allocated \$10,387 for the playground equipment and park improvements. The balance of the funding is derived from Mangonia Park's CDBG allocations from Fiscal Year 2014-2015 (\$7,191), Fiscal Year 2015-2016 (\$6,871) and Fiscal Year 2016-2017 (\$6,885). Delegation of authority to the County Administrator, or designee, to execute future amendments will allow timely execution of such amendments in order to facilitate continuous project implementation and allow for timely expenditure of CDBG funds in order to meet U.S. Department of Housing and Urban Development expenditure deadlines. **These are Federal CDBG funds which require no local match.** District 7 (JB)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve: appointment of one new member and reappointment of five members to the Land Development Regulation Advisory Board (LDRAB), for the term from February 7, 2018 to February 2, 2021.

Appoint one new member

<u>Appoint</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Xavier Salas	11	Architect/Engineer	American Institute of Architects

Reappoint five members

<u>Reappoint</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Daniel Walesky	8	Residential Builder	Gold Coast Builders Association
Anna Yeskey	9	Municipal Rep	PBC League of Cities, Inc.
Frank J. Gulisano	13	Realtor	Realtors Assoc. of Palm Beaches
C. Wesley Blackman, AICP	16	AICP Planner	PBC Planning Congress
Abraham Wien	18	Alternate	Commissioner Abrams

SUMMARY: The Board is comprised of 18 members. The term of office for Board members is three years, with a limit of three consecutive three-year terms. Nine of the members shall be appointed by a majority of the Board of County Commissioners (BCC) upon a recommendation by the following organizations: Gold Coast Builders Association, League of Cities, Florida Engineering Society, American Institute of Architects, Environmental Organization, Realtors Association of the Palm Beaches, Florida Surveying and Mapping Society, Associated General Contractors of America and The Palm Beach County Planning Congress. Seven members will be appointed by the BCC; one from each commissioner as a district appointment, with consideration of expertise in Article 2. G.3. A.3.b.; The BCC shall also appoint two at-large alternate members, by a majority vote of the BCC with consideration of the expertise noted above. The at-large members are alternates and therefore the attendance rules are not applicable. The Board consists of 18 members, with 18 seats currently filled and a diversity count of Caucasian: 16 (90%), African American: 1 (5%), Hispanic 1 (5%). The gender ratio (male: female) is 14:4. Nominees Mr. Salas and Mr. Wien are Hispanic-American males; Mr. Walesky, Mr. Gulisano and Mr. Blackman are Caucasian males, and Ms. Yeskey is a Caucasian female. Staff has addressed the need to increase diversity within our boards and will continue to encourage this in an effort to expand the Board's diversity. Unincorporated (LB)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

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

A) Standard Potable Water and Wastewater Development Agreement with Florida Power & Light Company, #05-01122-000 (District 1), Recorded in OR BK 29395 PG 1732;

B) Standard Potable Water and Wastewater Development Agreement with TT of Jennings, Inc., #02-01151-000 (District 2), Recorded in OR BK 29395 PG 1712; and

C) Standard Potable Water and Wastewater Development Agreement with West Boca Outparcel, LLC, #09-01086-000 (District 5), Recorded in OR BK 29395 PG 1722.

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 documents 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:** Consultant Services Authorization (CSA) No. 1 for the Priority Aerial Canal Crossing Improvements Phase 2 Project (Project) with Mock, Roos & Associates, Inc., in the amount of \$243,900. **SUMMARY:** On June 20, 2017, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract with Mock, Roos & Associates, Inc., (R2017-0818). CSA No. 1 provides for engineering services relating to the surveying, design and permitting for the replacement/rehabilitation of nine aerial canal crossings. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract with Mock, Roos & Associates, Inc., provides for SBE participation of 98% overall. CSA No. 1 includes 75.63% overall participation. The cumulative SBE participation, including CSA No. 1 is 75.63% overall. Mock, Roos and Associates, Inc., is a Palm Beach County company. The Project is included in the FY 18 Capital Improvement Plan adopted by the BCC. (WUD Project No. 17-077) Districts 5 & 6 (MJ)

3. **Staff recommends motion to approve:** Amendment No. 1 to the Contract (Contract) with Aquifer Maintenance and Performance Systems, Inc., (AMPS) for System-wide Wellfield Maintenance for the Water Utilities Department (WUD) to renew the Contract for an additional 12-month period. **SUMMARY:** On March 14, 2017, the Board of County Commissioners approved the WUD System-wide Wellfield Maintenance Project (R2017-0315) with AMPS in the amount of \$1,189,076. WUD has undertaken \$390,875.20 of authorized maintenance work through December 1, 2017. The proposed 12-month renewal will allow for the continuation of system-wide wellfield maintenance to maintain adequate raw water supply to the WUD water treatment plants and does not add any additional funds to the Contract beyond those already approved. The renewal of the Contract does not guarantee nor authorize any work. Work will be assigned during the 12-month renewal period by formal Construction Delivery Orders (KDO) drawn against the Contract with the project cost identified on each KDO. The unit prices contained in the Contract will be used in determining the cost of the KDOs. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract provided for SBE participation of 0%. AMPS has performed all of the work as specified and is working with the Office of Small Business Assistance to attain the SBE participation goal for the duration of the contract period. AMPS is a Palm Beach County company. (WUD Project No. 16-001/VMG) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. Staff recommends motion to approve: Work Authorization (WA) No. 7 for the Western Region Wastewater Treatment Facility (WRWWTF) Sludge Thickener and Western Region North Wastewater Treatment Facility (WRNWWTF) Headworks Bypass Improvements (Project) with Cardinal Contractors, Inc., in the amount of \$1,920,520. **SUMMARY:** On March 10, 2015, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Optimization and Improvements Design-Build with Cardinal Contractors, Inc., (R2015-0316). WA No. 7 provides for the replacement of the existing sludge thickener at the WRWWTF and the construction of headworks bypass at WRNWWTF. WA No. 7 will improve operational efficiency and increase reliability at WRWWTF by replacing the aging sludge thickener which is at the end of its useful life. WA No. 7 will also reduce the potential of wastewater overflows by constructing a bypass around the WRNWWTF influent screens. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract provides for SBE participation of 26%. WA No. 7 includes 31.36% overall SBE participation. The cumulative SBE participation, including WA No. 7, is 29.77% overall. Cardinal Contractors, Inc., is headquartered in Sunrise, Florida but maintains an office in Palm Beach County from which the majority of the work under WA No. 7 will be undertaken. The Project is in the FY18 Capital Improvement Plan adopted by the BCC. (WUD Project No. 18-008) District 6 (MJ)

5. Staff recommends motion to approve: Work Authorization (WA) No. 11 for the Systemwide Safety Improvements Design-Build (Project) with Globaltech, Inc., in the amount of \$711,566.57. **SUMMARY:** On March 10, 2015 the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract for Optimization and Improvements Design-Build with Globaltech, Inc., (R2015-0315) (Contract). WA No. 11 provides for safety improvements to upgrade 11 different facilities to currently established industry safety standards, thereby achieving a top priority of WUD's strategic initiatives. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15% overall. The Contract provides for SBE participation of 75%. WA No. 11 includes 94.35% overall SBE participation. The cumulative SBE participation including WA No. 11 is 96.21% overall. Globaltech, Inc., is headquartered in Palm Beach County. The Project is included in WUD's FY18 budget. (WUD Project No. 17-050) Districts 2, 3, 5 & 6 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to approve: South Cove Pedestrian Pier Facility Easement Agreement (Easement) with Holy Trinity Properties, Inc., a Florida limited liability company (Grantor), at no cost to Palm Beach County for an non-exclusive perpetual easement including riparian rights for the existing South Cove Pedestrian Pier Facility. **SUMMARY:** This Easement is required by the Florida Department of Environmental Protection and provides Palm Beach County with the necessary riparian rights to the uplands for ingress and egress and allowing for repair, replacement, operation, maintenance or modification to the existing South Cove Pedestrian Pier Facility located upon Sovereign Submerged Lands adjacent to the Grantor's property. District 7 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

2. Staff recommends motion to:

A) approve Contract for Consulting/Professional Services with Florida Atlantic University (Contract) for an amount not to exceed \$16,500 providing for shoreline surveying and mapping at the Jupiter Inlet Lighthouse Outstanding Natural Area (JILONA) beginning from contract execution until November 30, 2018; and

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

SUMMARY: On December 6, 2016, the Board of County Commissioners approved Bureau of Land Management (BLM) Cooperative Agreement L16AC00163 (Agreement) and Supplement 0001 (R2016-1780) for the management of JILONA for a five-year period ending July 20, 2021. The Agreement provides funding for management activities, including science and education support. The Contract provides surveying and mapping along the JILONA shoreline by FAU staff and students. The data collected will be used to calculate the loss of eroded material, track its waterward migration and assist in further development of a shoreline restoration project. The services provided by this Contract support recommended actions 1.4 and 2.6 of the JILONA climate strategy. Expenditures will be paid from the Natural Areas Fund, a non-ad valorem funding source, and will be reimbursed through the Agreement. District 1 (AH)

3. Staff recommends motion to receive and file: First Amendment to Contract for Sinking of Retired Naval Submarine *USS Clamagore* to create an artificial reef (Amendment) with CRB Geological and Environmental Services, Inc. D/B/A Artificial Reefs International *USS CLAMAGORE* (ARI-Clamagore) extending the completed service date one year to January 9, 2019, for the sinking of retired naval submarine *USS Clamagore*. **SUMMARY:** On January 10, 2017, the Board of County Commissioners approved Contract (R2017-0113) for the Sinking of Retired Naval Submarine *USS Clamagore* to create an artificial reef. ARI-Clamagore has secured exclusive rights with the submarine owner, Patriots Point Naval & Maritime Museum, for acquiring and reefing the *USS Clamagore*, a 320' long Balao class submarine built in 1945 and retired to the museum in 1975. The Amendment is for a one-year extension of time to January 9, 2019. The time extension allows ARI-Clamagore to complete their necessary fund-raising efforts and to complete the engineering design to allow the submarine to rest on the sea floor and be stable in storm events. Delegated authority to execute all future time extensions, task assignments, certification, and any other forms associated with the Contract was approved at that time. District 1 (AH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

4. Staff recommends motion to receive and file:

A) Task Assignment Change Order Form to Contract No. FWC11357 (R2012-0573), Task Assignment Number IP6, Change Order Number 1 with the Florida Fish and Wildlife Conservation Commission (FWC) adding 45 acres of Hydrilla with specified control methods to this plant type to the Lake Clarke Workplan; and

B) Task Assignment Change Order Form to Contract No. FWC11357 (R2012-0573), Task Assignment Number IP6, Change Order Number 2 with the Florida Fish and Wildlife Conservation Commission (FWC) adding 200 acres of an exotic Rhododendron with Diquat and Flumioxazin as control methods to this plant type to the Loxahatchee Slough Natural Area Workplan.

SUMMARY: On April 17, 2012, the Board of County Commissioners (BCC) approved FWC Contract No. FWC11357 (R2012-0573) for aquatic vegetation control services in Lakes Clarke, Ida, Osborne, and Pine. On August 15, 2017, Task Assignment Number IP6 (R2017-1054) was approved providing for aquatic vegetation control services and a cost reimbursement of \$50,000 for a term beginning upon execution to June 30, 2018. Delegated authority to execute all future time extensions, task assignments, certification, and any other forms associated with this Contract was approved at that time. Countywide (AH)

M. PARKS & RECREATION

1. Staff recommends motion to receive and file: following original executed Amphitheater Rental Agreements:

A) 4KIDS of South Florida, 20th Anniversary Celebration, Sunset Cove Amphitheater, for the period November 10, 2017 through November 11, 2017;

B) Teach The Beach Foundation, Inc., Bands and Brews Craft Beer Festival, Seabreeze Amphitheater, on November 18, 2017;

C) The Leukemia & Lymphoma Society, Inc. Light the Night Walk, Sunset Cove Amphitheater, on November 18, 2017;

D) JMF Corporation, Griot Festival, Sunset Cove Amphitheater, for the period November 19, 2017 through November 20, 2017;

E) People's Trust Holdings, LLC, People's Trust Employee Appreciation Day, Sunset Cove Amphitheater, on December 9, 2017; and

F) Bartman Productions LLC, Winter Wonder Jam, Seabreeze Amphitheater, for the period December 16, 2017 through December 17, 2017.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Amphitheater Rental Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2009-0335, amended by Resolutions 2009-1807, 2012-1715, and 2014-0166 and are now being submitted to the Board to receive and file. The events help to offer a balanced schedule of events which promote the quality of life in the communities we serve. An estimated 15,000 people attended the events produced under the Amphitheater Rental Agreements. Districts 1 & 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

2. Staff recommends motion to receive and file: following original executed Sponsorship Agreements:

A) Food Truck Invasion Inc., cash sponsorship of a series of twenty three Family Night with Food Truck Invasion events, Sunset Cove Amphitheater, for the period October 18, 2017 through September 19, 2018; and

B) Boynton Beach Associates XVIII, LLLP, cash sponsorship of a series of nine Canyon Amphitheater Music and Movie Nights events at Canyon Amphitheater, for the period January 6, 2018 through December 30, 2018.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Sponsorship Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department and the County Administrator in accordance with Resolution 2008-0442, amended by Resolution 2017-0102 and are now being submitted to the Board to receive and file. These sponsored events help offer a balanced schedule of events which promote the quality of life in the communities we serve. District 5 (AH)

3. Staff recommends motion to receive and file: fully executed Project Agreement Amendment with the Florida Inland Navigation District (FIND) Waterways Assistance Program Grant Number PB-15-188 for the redevelopment and expansion of Bert Winters Park extending the project completion date from September 30, 2017 to September 30, 2018. **SUMMARY:** In 2015, the County was awarded a \$1,000,000 FIND grant to fund a portion of the construction cost associated with the redevelopment and expansion of Bert Winters Park in northern Palm Beach County. The term of the grant agreement, R2015-1806, was from October 21, 2015 until September 1, 2017. The County applied for and was awarded a one year project completion extension. There are no other changes to the terms of the Agreement as a result of this Amendment. The fully executed Project Agreement Amendment is now being submitted to the Board to receive and file. District 1 (AH)

4. Staff recommends motion to receive and file: following original executed Entertainment Contractor Agreements for three community events:

A) Peter Sarfati, Solid Brass, Canyon Amphitheater, on November 11, 2017;

B) Sidney Parker, Sid Parker Orchestra, Canyon Amphitheater, on December 2, 2017; and

C) Sanderford Sound Inc., Odyssey Road, Seabreeze Amphitheater, on December 9, 2017.

SUMMARY: The Parks and Recreation Department produces cultural activities to promote the quality of life in the communities it serves. The Parks and Recreation Department produced three cultural events at the Canyon and Seabreeze Amphitheaters. These events were attended by an estimated 1,500 people and generated positive support and goodwill for the County. A sponsorship from GL Homes offset the expenses of the concerts at Canyon Amphitheater. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Entertainment Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644, 2014-0168 and 2017-1367, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

5. Staff recommends motion to approve: non-standard Amphitheater Rental Agreement with JM Family Enterprises, Inc., for a company picnic set up and event from February 1, 2018 through February 3, 2018, at Sunset Cove Amphitheater. **SUMMARY:** The Parks and Recreation Department (Department) utilizes a standard Amphitheater Rental Agreement which is executed at the Department level. However, non-standard Amphitheater Rental Agreements are sometimes required to satisfy the specific requirement terms of a given renter. JM Family Enterprises, Inc., has requested modifications to the approved standard Amphitheater Rental Agreement language. The modifications clarify the responsibilities and expectations of the County and JM Family Enterprises, Inc., for issues such as cancellation and postponement, minimum and maximum attendance, photography and recording rights, and compliance with public entity crimes certification. County net revenues generated from the company picnic event are estimated at \$6,713. District 5 (AH)

6. Staff recommends motion to receive and file: following original executed Sound and Light Production Services Contractor Agreements:

A) Blackwood Productions, LLC, Sound and Light Productions Services, Canyon Amphitheater, Seabreeze Amphitheater, and Sunset Cove Amphitheater, starting on November 10, 2017 through February 26, 2018; and

B) Blackwood Productions, LLC, Griot Festival, Sunset Cove Amphitheater, from October 28, 2017 through October 29, 2017.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File agenda item. The Sound and Light Production Services Contractor Agreements have been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2009-0592, amended by Resolutions 2010-0645, 2014-0167 and 2017-1368, and are now being submitted to the Board to receive and file. Districts 1 & 5 (AH)

7. Staff recommends motion to receive and file: following original executed Independent Contractor Agreement:

Palm Beach County Officials Association, Inc., Junior Volleyball League, West Boynton Recreation Center, for the period of November 7, 2017 through March 28, 2018.

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File Agenda Item. This Independent Contractor Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director/Assistant Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 2002-2103, 2007-0409, 2012-0168 and 2017-0822, and is now being submitted by the Board to receive and file. District 3 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

A) approve Interlocal Agreement with the Public Defender's Office of the Fifteenth Judicial Circuit in the amount \$124,000 for the period of January 23, 2018 through September 30, 2019 to fund a Client Navigator position for the John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge Project;

B) approve Interlocal Agreement with the State Attorney's Office of the Fifteenth Judicial Circuit in the amount of \$124,000 for the period of January 23, 2018 through September 30, 2019 to fund a Public Safety Specialist position for the John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge Project; and

C) authorize County Administrator, or designee, to execute amendments and documents related to both of these agreements, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County's Attorney's Office, and within budgeted allocations.

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 one of 20 national Implementation Sites. 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 Client Navigator and Public Safety Specialist positions will identify clients in jail and those with outstanding warrants not yet served and determine if assistance could result in release or dismissal of the warrant. The positions will review relevant court and other documents, meet with the clients, and make recommendations to the designated attorneys. Funding for both positions beyond September 30, 2019 is contingent upon continuation of the MacArthur Grant. Countywide (DC)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (Cont'd)

2. Staff recommends motion to:

A) receive and file two Grant Adjustment Notices (GANs) from the Federal Fiscal Year 2016 (County FY17) Florida Department of Law Enforcement (FDLE) Edward Byrne Memorial Justice Assistance Grant (JAG) Program grant 2017-JAGC-PALM-1-F9-015 for GAN 1 to extend the grant period from September 30, 2017 to December 31, 2017, revise the budget and the scope of work and GAN 2 to change the project director; and

B) receive and file one GAN from the Federal Fiscal Year 2016 (County FY17) FDLE JAG Program 2017-JAGC-PALM-4-F9-226 to change the project director.

SUMMARY: The JAG Program allows local governments to support a range of activities to prevent and control crime based on local needs and conditions. Palm Beach County was allocated \$333,395 in Federal FY2016 as part of the FDLE JAG Program. The grants were approved to support the Department of Public Safety's Adult Reentry Program and the Criminal Justice Commission's (CJC) Law Enforcement Exchange (LEX) project, and the new Frequent Users Systems Engagement (FUSE) Project. Grant 2017-JAGC-PALM-1-F9-F14 was awarded in the amount of \$44,000 to the Law Enforcement Exchange (LEX) Program and has been expended and closed out. Grant 2017-JAGC-PALM-1-F9-015 was awarded in the amount of \$233,395 to the Adult Reentry Program. GAN 1 for this grant provides for an extension from September 30, 2017 to December 31, 2017 to fully expend the funds, a modification of the budget and scope of work to provide transitional housing for homeless ex-offenders. GAN 2 of this grant changes the project director due to a resignation and reassignment of CJC staff. Grant 2017-JAGC-PALM-4-F9-226 was awarded in the amount of \$56,000 to the FUSE Project. GAN 1 of this grant also changes the project director due to a resignation and reassignment to another CJC staff person. These three GANs have been fully executed on behalf of the Board of County Commissioners by the Executive Director of the Criminal Justice Commission, Kristina Henson, in accordance with R2016-1029 and R2017-1741. **No County matching funds are required for this grant.** Countywide (DC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to:

A) approve Interlocal Agreement with the School Board of Palm Beach County; relating to the staffing and payment for school employees working at emergency shelters beginning September 6, 2017 and remaining in effect until terminated by either party; and

B) ratify signature of the Director of Purchasing on the Interlocal Agreement.

SUMMARY: The County will reimburse the School Board for costs to open, staff, and operate the emergency shelters, in partnership with the County and to repair or replace property lost or damage from the use of the school facilities as emergency shelters. The County will reimburse overtime costs, which includes straight time pay and time and one-half pay, directly associated with facility operation in accordance with the School Board's Emergency or Disaster Compensation and Cost Policy. The County will not reimburse for the School Board employees' regularly scheduled salary. School Board staff operating the facility could include administrative, cafeteria, custodial, and police officers. However, the County will seek reimbursement of all costs using the Federal Emergency Management Agency (FEMA) Public Assistance (PA) Program reimbursement protocol. Typically, FEMA will reimburse 75% of all eligible costs, the State of Florida will contribute 12.5%, and the County will be responsible for absorbing the remaining 12.5%. The agreement does not provide a disclosed amount for reimbursement due to the uncertainty of the level of impact a disaster can have on Palm Beach County. Due to the approach of Hurricane Irma, the emergency process was utilized to execute this agreement, which applies to Hurricane Irma as well as future emergencies. Pursuant to Palm Beach County Purchasing Code Section 2-54, the Board of County Commissioners must approve emergency purchases exceeding \$200,000. Countywide (LDC)

2. Staff recommends motion to receive and file: two Grant Adjustment Notices (GAN) numbered 002 and 003 with the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP) Multidisciplinary Response to Families and Communities in Complex Homicide Cases grant award (2016-XV-GX-K018), which facilitated an administrative filing and approvals through October 31, 2017.

1. GAN #002 Change Grantee Authorized Signing Official; and
2. GAN #003 Travel.

SUMMARY: As per grant guidelines, certain expenditures and work product require approval from the DOJ OJP grant manager. The approval process is facilitated by drafting a GAN and submitting it through the DOJ's Grant Management web portal. GAN 002 facilitated approval of changing the grantee authorized signing official and GAN 003 facilitated approval of Victim Services staff and DUI project Team members to attend the 2017 Grantee Meeting in Alexandria, VA that was hosted specifically for this project. The approved grant budget, total grant, and scope of work remained the same. R2017-0477 authorized the County Administrator, or designee, to execute future amendments and partner agreements associated with the current grant on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. Staff recommends motion to:

A) approve acceptance of the Department of Justice, Office on Violence Against Women (OVW) grant Improving Criminal Justice Responses (ICJR) Program (2017-WE-AX-0034) in the amount of \$900,000 for the period of October 1, 2017 through September 30, 2020; and

B) receive and file following executed Contracts for Consulting/Professional Services with project partners for the period of October 1, 2017 through September 30, 2020:

1) Aid to Victims of Domestic Abuse, Inc. (AVDA) in the amount of \$155,877 to provide crisis intervention, supportive counseling and advocacy to victims of sexual assault in cases of domestic violence;

2) Destiny By Choice, Inc. in the amount of \$15,000 to provide culturally specific training;

3) Coalition for Independent Living Options, Inc. in the amount of \$15,000 to provide education to the deaf and disabled community on availability of sexual and domestic violence services; and

4) Catholic Charities Foundation of the Diocese of Palm Beach, Inc. in the amount of \$16,000 to provide specialized legal advocacy services to 24 immigrant victims of domestic violence and other crimes.

SUMMARY: Palm Beach County Victim Services and Rape Crisis Center, in conjunction with project partners AVDA, Destiny By Choice, Inc., Coalition for Independent Living Options, Inc. and Catholic Charities Foundation of the Diocese of Palm Beach, Inc., received this grant award to enhance victim safety and offender accountability in cases of sexual assault, domestic violence, dating violence, and stalking. An integral component of the ICJR program is the creation and enhancement of collaborative partnerships between criminal justice agencies, victim services providers, and community organizations, which respond to sexual assault, domestic violence, dating violence and stalking. Funding for this project will be used for: 1) increasing support by strengthening legal advocacy programs and other services for victims of sexual assault, domestic violence, dating violence and stalking; 2) improving judicial handling of cases; 3) developing and promoting policies that enhance best practices for responding to victims; 4) improving the quality of care provided to sexual assault victims through SANE; 5) maintaining and strengthening the SART; and 6) meaningfully increasing access to OVW programming for specific underserved populations. R2014-1633 authorized the County Administrator, or designee, to execute future applications, awards, contracts and amendments/modifications utilizing funding from the Department of Justice, Office on Violence Against Women on behalf of the Board of County Commissioners. This is the third time the County was awarded this three-year grant. **This grant will continue to fund three existing positions through September 30, 2020, which is the County's last pay period of the fiscal year 2020. These positions will be eliminated September 30, 2020, if funding is not continued through the ICJR program. No County matching funds are required for this grant.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to approve: budget transfer of \$513,003 from the Law Enforcement Trust Fund (LETF) to the Palm Beach County Sheriff's Office (PBSO).

SUMMARY: Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 25% of the LETF's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2018 donation requirement is \$302,934. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$358,500. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETF requires approval by the Board, upon request of the Sheriff. The current State LETF balance is \$2,689,268. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$2,176,265. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (DC)

ORGANIZATION	AMOUNT
Alpha Educational Foundation - DDL, Inc.	\$18,500
Faith, Hope, Love, Charity, Inc.	\$25,000
Florida Sheriffs Youth Ranches, Inc.	\$130,000
FSU Foundation, Inc.	\$50,000
Gulf Stream Council of the Boy Scouts of America, Inc.	\$10,000
KidSafe Foundation, Inc.	\$5,000
National Campaign to Stop Violence, Inc.	\$19,000
Palm Beach Recovery Coalition, Inc.	\$25,000
PSBO – Quick Response Vehicle Build-out	\$36,930
PBSO – Long Range Acoustic Device	\$62,714
PBSO – Plastic Water Barriers	\$54,859
Safety Council of Palm Beach County, Inc. - Baby in Back Program	\$3,500
Safety Council of Palm Beach County, Inc. - Mobile Eyes Program	\$2,500
Sunset House, Inc.	\$15,000
The ARC of Palm Beach County, Inc.	\$25,000
Wounded Veterans Relief Fund, Inc.	\$25,000
Young Women's Christian Association of Palm Beach County, Inc.	\$5,000
Total Amount	\$513,003

3. CONSENT AGENDA APPROVAL

DD. INTERNAL AUDIT

1. [Staff recommends motion to appoint:](#) following individuals to the Internal Audit Committee:

Seat #	Nominee	Seat Requirement	Term
1	Raquel Batista Sjomeling	Not seat specific	Expires 9/30/19
Alternate	Rhonda Rogers	Not seat specific	Expires 9/30/20

All members of the Internal Audit Committee are required to be citizens of the County, independent of County operations and officials, with experience in business or finance; government accounting, auditing, operations or financial management; or other relevant experience. **SUMMARY:** Ms. Sjomeling will serve out the balance of the term for Seat 1 ending on September 30, 2019. Ms. Rogers will serve the balance of a three-year term ending September 30, 2020. The Internal Audit Committee unanimously recommended these appointments at its December 20, 2017 meeting. The audit committee has 6 seats (including one alternate), 4 seats are currently filled. Diversity count of Caucasian: 3 (75%), Asian American: 1 (33%). The gender ratio (male: female) is 4:0. One nominee is a Hispanic female; the other nominee is an African American female. Countywide (DB)

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

A. ENGINEERING & PUBLIC WORKS CONTINUED FROM 11/21/17 BCC MEETING

1. Staff recommends motion to adopt a resolution to:

A) reserve drainage easement and utility easement for Palm Beach County (County) over Vista Del Lago, as shown on the Replat of Boca Lago, recorded in Plat Book 31, Page 62, Public Records of Palm Beach County, Florida;

B) approve County quit claim deed conveying the County's interest in the 80-foot wide right-of-way of Vista Del Lago to the Vista Del Lago at Boca Flores Homeowners Association Inc. (HOA) pursuant to F.S. 336.125(2), and to abandon any public interest in the 80-foot wide right-of-way of Vista Del Lago, as shown on the Replat of Boca Lago, recorded in Plat Book 31, Page 62, Public Records of Palm Beach County, Florida; and

C) approve access, drainage and utilities easement to the County from the HOA over a portion of the abandoned right-of-way.

SUMMARY: All reviewing agencies and utility companies are in support of this right-of-way conveyance and abandonment. Approval of the quit claim deed will convey the road to the HOA. **County Ordinance 2009-052 requires approval by supermajority vote of the Board of County Commissioners for conveyance of fee simple title to real property. The County owns a portion of the road in fee, thus requiring approval of this motion by a supermajority vote.** Staff supports the abandonment because easements provided for herein will allow the County's facilities to remain. The petition site is located on the west side of Lyons Road, south of Glades Road and north of Palmetto Park Road. The petition to abandon the public's interest in the 80-foot wide right-of-way of Vista Del Lago is not subject to a privilege fee due to application under Florida Statutes 336.125. District 5 (LBH)

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5. REGULAR AGENDA

A. ADMINISTRATION

1. Staff recommends a motion to:

A) approve an exception to Resolution No. 2013-0193, Section 11, which restricts the number of members on a board to a maximum of 11; and

B) adopt Resolution of the Board of County Commissioners of Palm Beach County, Florida, creating and establishing the Palm Beach County Commission on Women Advisory Board; establishing a purpose for the advisory board; establishing the composition, membership, and authority of the advisory board; establishing procedures for the conduct of meetings; establishing member responsibilities; providing an effective date.

SUMMARY: At its November 7, 2017 board meeting, the Board directed staff to reestablish the Commission on the Status of Women, which was created by enactment of Ordinance No. 73-9 on June 29, 1973 and ultimately repealed by Ordinance Number 95-27 in July of 1995. The Board has now determined a need still exists for a County advisory board to represent the special interests and concerns of local women of all races, ethnic and cultural backgrounds, religious convictions and social circumstances to review County policies and other important issues pertaining to the best interest of the citizens of Palm Beach County, particularly the women therein. Staff recommends adoption of the Resolution creating and establishing a 15 member advisory board, to be known as the Palm Beach County Commission on Women Advisory Board. Countywide (DO)

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

A) Receive the third party review and analysis presentation by Franklin Lee of Tydings & Rosenberg, LLP of the Palm Beach County Disparity Study Revised Final Draft report;

B) Postpone Board action on the disparity study until March 13, 2018 to allow all stakeholders an opportunity to review the data and providing for a thirty day (30) public comment period; and

C) Extend the contract period with Tydings & Rosenberg, LLP for an additional 180 days from the expiration date of the existing contract with no increase in the total amount, with the exception of travel related expenses as required by the County.

SUMMARY: On December 19, 2017, MTA presented the findings of the Palm Beach County Revised Draft Final Disparity Study Report to the Board of County Commissioners. Following the recommendation of the County Administrator, the Board deferred taking any further action until the third party review conducted by Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP. had been adequately reviewed. The Board directed staff and the consultant to return to the Board on January 23, 2018 for a presentation of the findings of the third party review. To ensure that there is sufficient time for stakeholders to review the data and to provide a thirty day (30) public comment period, staff is recommending that the Board postpone taking any action on the disparity study until March 13, 2018. Countywide (HH)

~~**A) accept** summary memorandum presented by Franklin Lee of Tydings & Rosenberg, LLP outlining the findings from Mr. Lee's third party review and analysis of the Palm Beach County Disparity Revised Final Draft report presented by Mason Tillman Associates, Ltd. (MTA); **B) accept** final disparity study presented by Mason Tillman Associates, Ltd.; **C) direct staff** to develop a Minority and Women-Owned Business Enterprises (M/WBE) program along with a program for implementation of race and gender neutral and race and gender-conscious remedies contained in the final disparity study report in cooperation with County staff, stakeholders and Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP, subject to review and approval by the Board; and **D) extend** contract period with Tydings & Rosenberg, LLP for an additional 90 days from the expiration date of the existing contract with no increase in the total amount, with the exception of travel related expenses as required by the County. **SUMMARY:** On December 19, 2017, MTA presented the findings of the Palm Beach County Revised Draft Final Disparity Study Report to the Board of County Commissioners. Following the recommendation of the County Administrator, the Board deferred taking any further action until the third party review conducted by Franklin M. Lee, Esq. of Tydings & Rosenberg, LLP. had been adequately reviewed. The Board directed staff and the consultant to return to the Board on January 23, 2018 for a presentation of the findings of the third party review. Countywide (HH)~~

5. REGULAR AGENDA

B. LIBRARY

1. **Staff recommends motion to approve:** addition of the Canyon Branch Library to the Library Capital Improvement Plan and to authorize staff to initiate the process to secure design and construction services for a Palm Beach County Library System branch library in the Canyon Town Center area. **SUMMARY:** The Library Department has recognized a need to build a new branch location in the West Boynton area. The current West Boynton Library branch does not have room to expand the building or increase parking capacity. A new library in West Boynton will relieve demand on the existing branch. This project was presented as part of a Board of County Commissioners Library workshop on January 9, 2017. The Canyon Town Center TMD Final Master Plan designates the proposed site for a library. This site is currently occupied by temporary athletic fields operated by the Parks & Recreation Department. Development of the site will begin after athletic fields are constructed at the new and adjacent Canyon Park in 2019. The estimated cost for construction for the branch library is \$18 million. It is anticipated that additional FTE positions will be needed before completion of the project and that this can be accomplished through future growth projections under the current operational millage rate. Ad Valorem funds for this project were raised through the Library Taxing District. Countywide (AH)

C. PARKS & RECREATION

1. **Staff recommends motion to:**
 - A) adopt** Resolution authorizing the lease of certain real property to the City of Palm Beach Gardens, pursuant to Florida Statute Section 125.38; and
 - B) approve** Lease Agreement with the City of Palm Beach Gardens (City) for the funding, construction, operation and maintenance of an active park on approximately 82 acres identified on the conceptual master plan.

SUMMARY: On June 20, 2017, the Board approved the conceptual master plan for the North County District Park Property (5D-1), and authorized staff to negotiate a long-term lease agreement with the City. The City desires to lease 81.7 acres of County owned property for the development of a district park with active recreational facilities to serve residents and visitors in northern Palm Beach County. The City will develop the Park in two phases and is required to commence construction of the improvements associated with the 36.5 acre Phase I within two years of execution of the Lease Agreement. The City must also remove exotic vegetation, develop trails and open space, construct a retention lake, and provide stabilized grass parking with road access on the 45.4 acre Phase II property within 24 months of execution of this Lease Agreement. The City must complete Phase II facilities as depicted on the Conceptual Master Plan, including vertical construction, within ten years of execution of this Lease Agreement or the 45.4 acre property will be automatically redacted from the lease and return to County control. The initial lease term is for 50 years with one 50 year renewal option. The Parks and Recreation Department will be responsible for administration of this Lease Agreement. District 1 (AH)

5. REGULAR AGENDA

D. HOUSING AND ECONOMIC SUSTAINABILITY

1. Staff recommends a motion to approve: consent for four County employees and one relative of a 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:** This item is a change in procedure to request advance Board of County Commissioners (Board) consent of the approval of SHIP Purchase Assistance for four County employees and one relative of a County employee in order for the home-buying process for these applicants to proceed in a similar fashion to other applicants. HES staff usually requests Board consent after each applicant enters into a contract to purchase a home which staff has found often necessitated extending the purchase contracts and delaying the private lender's first mortgage underwriting and closing process. This change will help timely achieve the SHIP Program objective of providing affordable housing to the applicants by removing the delays. Between August 10, 2016 and May 1, 2017, HES accepted names for the SHIP Program waiting list. One thousand and thirty-two applicants signed up. Staff subsequently contacted all of the applicants to advise them that the SHIP applications would be available on May 8, 2017. From July 17, 2017 to August 31, 2017, intake appointments were scheduled and 282 applications submitted. Of which, 129 applicants were ineligible and the remaining 153 applicants are income certified or in the income-certification process. The intake process included six applicants who are County employees or relatives of County employees including the five subject applicants. At the November 7, 2017 meeting, the Board gave its consent for one of the applicants and this request is for the other five: 1) Derek Wiley, a County employee; 2) Jonathan Henry, a relative of a County employee; 3) Audrey Richards, a County employee; 4) Margo Smith, a County employee; and 5) Albert Daughrity, a County employee. All five applicants have been income certified and are eligible to purchase a home in Palm Beach County for a purchase price that may not exceed the SHIP Program's maximum of \$317,647. The County's second mortgage assistance will be a deferred, forgivable loan 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.** Countywide (JB)

5. REGULAR AGENDA

D. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to:

A) expand the approval provided on October 3, 2017, for the satisfaction of 29 mortgages received from homeowners in exchange for funding under the State Housing Initiatives Program (SHIP) to also include, on a case by case basis, approval of the payment of costs to satisfy these mortgages, the reimbursement of SHIP eligible costs paid by affected homeowners and the return of payments received from such homeowners; and

B) authorize County Administrator, or designee, to execute satisfactions of mortgage for these and other affected homeowners whose affordability periods are as described herein and to approve the payment of costs to satisfy these mortgages, the reimbursement of SHIP eligible costs paid by affected homeowners, and the return of payments received from such homeowners.

SUMMARY: On October 3, 2017, the Board of County Commissioners approved the satisfaction of 29 mortgages received from homeowners in exchange for funding under the State Housing Initiatives Program (SHIP) and authorized the County Administrator, or designee, to execute satisfactions of mortgages for these and other homeowners. The affected homeowners are ones who received second mortgage subsidies for the purchase of their homes during a seven month period starting on May 18, 2004, and ending on December 18, 2004. The discrepancies were contained in their Homebuyer Agreements which stated an affordability period of ten years, while their recorded second mortgages reflected an affordability period of 30 years. The BCC recognized the affordability period as being the ten years as stated in the Homebuyer Agreement and approved the satisfactions of mortgages. The expanded approval would make affected homeowners whole by approving the payment of costs to satisfy these mortgages, the reimbursement of SHIP eligible costs paid by affected homeowners and the return of payments received from such homeowners. Countywide (JB)

5. REGULAR AGENDA

E. PLANNING, ZONING & BUILDING

1. **Staff recommends a motion to consider:** request by the Boynton Beach Community Redevelopment Agency (BBCRA) for the Palm Beach County Board of County Commissioners, to approve the use of a portion of the BBCRA's annual tax increment revenue funding budget to construct certain statutorily eligible items of the "Town Square at Boynton Beach" project. **SUMMARY:** By request of the Boynton Beach Community Redevelopment Agency (BBCRA) in a letter dated December 12, 2017, the item before the Board of County Commissioners is to consider allowing the BBCRA to utilize Tax Increment Financing (TIF) revenues in order to construct a new city hall and fire station at the proposed Town Square at Boynton Beach. Chapter 163, Part III, establishes the powers granted to Community Redevelopment Areas including how TIF revenues can be spent. Sec. 163.370(3)(a), F.S., provides that TIF revenues cannot be utilized for the "construction or expansion of administrative buildings for public bodies or police and fire buildings" unless each taxing authority agrees to the method of financing. The Town Square at Boynton Beach is a 16-acre site in downtown Boynton Beach, just east of the I-95 Boynton Beach Boulevard exit. The project is a public/private partnership between the City of Boynton Beach and E2L Real Estate Solutions, LLC and includes the renovation of a historic Boynton Beach High School into a cultural center, residential and retail spaces, a hotel, public spaces, a garage, fire station and a new city hall. The Schoolhouse Children's Museum and Learning Center will remain and the Boynton Beach City Library will receive upgrades in association with the construction of a new city hall. The total project cost is \$133,000,000, of which the City would fund \$52,150,000 (40%) and the CRA would fund \$80,850,000 (60%). On June 12, 2017, the Boynton Beach City Commission approved the use of the BBCRA's annual tax increment revenue funding budget to construct the proposed public buildings and the final financing package for the Town Square at Boynton Beach project will be heard by the City Commission and BBCRA on February 6, 2018. District 7 (RPB)

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JANUARY 23, 2018

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

JANUARY 23, 2018

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

C. District 3 – COMMISSIONER DAVE KERNER

D. District 4 – COMMISSIONER STEVEN L. ABRAMS

E. District 5 - COMMISSIONER MARY LOU BERGER

F. District 6 - COMMISSIONER MELISSA MCKINLAY, MAYOR

G. District 7 – COMMISSIONER MACK BERNARD, VICE MAYOR

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."