

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

JUNE 18, 2024

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

COMMISSION CHAMBERS

1. CALL TO ORDER

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance

2. AGENDA APPROVAL

- A. Additions, Deletions, Substitutions
- B. Adoption

3. REGULAR AGENDA (Pages 2 - 5)

4. WORKSHOP SESSION 9:30 A.M.

- A. Partnerships with Non-Profits (ADMIN)
- B. Density Bonus Program & Workforce Housing Concepts (PZB)

5. BCC COMMENTS

6. ADJOURNMENT

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3. **REGULAR AGENDA**

A. **CLERK AND COMPTROLLER**

1. **Staff recommends motion to receive and file:** Warrant List – Backup information can be viewed in the Clerk & Comptroller’s Office.

B. **WATER UTILITIES**

1. **Staff recommends motion to:**

- A) **approve** Agreement No. DMS-24/25-141 a Grant Agreement For Local Cybersecurity Grant Program (Agreement) with State of Florida Department of Management Services (FDMS) through Florida Digital Service (FDS) for assistance in the amount of \$450,000;
- B) **delegate authority to** the County Administrator, or her designee which in this case shall be the Director of Palm Beach County Water Utilities Department (PBCWUD), to sign all future grant agreements and supporting documents, complete all registration requirements, future time extensions, task assignments, certifications, and other forms associated with the grant agreement and any necessary minor amendments that do not substantially change the scope of work, terms, or conditions of the Agreement; and
- C) **receive and file** the 2024 Florida Local Government Cybersecurity Grant Application.

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3. REGULAR AGENDA

B. WATER UTILITIES

1. **SUMMARY:** The FDS has \$40 million available for fiscal year 2024-2025 cybersecurity technical assistance and capabilities to Florida's local governments to improve their cybersecurity posture and resiliency. The awarded capabilities of Palm Beach County Water Utilities Department (PBCWUD) include Endpoint-Based Asset Discovery (Agent); Network-Based Asset Discovery (Agentless); Content Delivery Network; Endpoint Detection & Response (EDR); Security Operations Platform; Email Security Solution. FDS will expend funds for the provision of services, licenses, or commodities awarded to the PBCWUD to be utilized for cybersecurity technical assistance purposes. PBCWUD is being granted assistance in the form of services, licenses, or commodities to enhance its cybersecurity framework, to identify and mitigate risks, and to protect its infrastructure from threats. The awarded capability assistance will equate to \$450,000 in savings for PBCWUD. On April 9, 2024, the Board of County Commissioners (BCC) delegated authority to the County Administrator or her designee which in this case shall be the Director of PBCWUD, to sign all grant application forms. The grant application was submitted April 29, 2024. In accordance with County PPM CW-F-003, all grants executed under delegated authority must be submitted to the BCC as a receive and file. The Risk Management Department and County Attorney's Office have reviewed the various indemnification and limitation of liability requirements of the Agreement and advised staff accordingly. Given that the County is not responsible for FDMS's negligence and the total liability of either party for tort claims is limited to the amounts prescribed in section 768.28, Florida Statutes, plus the party's reasonable attorneys' fees, staff recommends Board approval. **No local match is required for this grant.** Countywide (MWJ)

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3. REGULAR AGENDA

C. PALM TRAN

1. Staff recommends motion to approve: a twelve (12) month lease agreement between the Board of County Commissioners (BCC), of Palm Beach County, Florida, and Nations Bus Corp, a California Corporation, for the leasing of three (3) coach bus vehicles to operate the Port St. Lucie Express (PSL Express) Regional Transit Pilot Program, in the amount of \$396,000. **SUMMARY:** The PSL Express Regional Transit Pilot Program will connect Palm Beach County and St. Lucie County commuters using a motor coach-style transit service and will travel north and south via I-95 providing two (2) morning and two (2) evening trips between Gatlin Park in St. Lucie County and the Intermodal Transfer Center in West Palm Beach. The terms and conditions of the lease agreement shall commence and are set forth to begin on July 15, 2024, and end on July 14, 2025. The rental amount for each vehicle is eleven thousand (11,000) per month. The lease can be extended up to two (2) times with twelve (12) month extensions with a written notification of an extension request submitted at least thirty (30) days before the current term's maturation date. This lease agreement has been fully funded by a Public Transportation Grant Agreement (PTGA- G2S14) with the State of Florida Department of Transportation (FDOT). The lease of the buses requires that the County indemnify and hold Lessor harmless from all loss and damage Lessor may sustain or suffer by reason of Lessee's use, maintenance or operation of the Equipment during the applicable Term. The Risk Management Department and County Attorney's Office have reviewed this indemnification requirement and advised staff accordingly. Given that liability is limited to the County's use, maintenance or operation of the buses for the St. Lucie Express route service and the statutory caps of Section 768.28, Florida Statutes, staff recommends Board approval. Countywide (MM)

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3. REGULAR AGENDA

C. PALM TRAN

2. Staff recommends motion to approve:

- A) Memorandum of Understanding (MOU) between South Florida Regional Transportation Authority (SFRTA), Broward County Transit (BCT), Miami Dade Public Works (MDPW), and Palm Tran (PT) setting forth the required co-operation between the Agencies allowing for the purchase of fares and the successful implementation of SFRTA's new mobile application; and
- B) an Application Programming Interface (API) License and Services Agreement with Palm Tran's contractor, Genfare, LLC, to facilitate Genfare's development and ongoing maintenance of SFRTA's new mobile application.

SUMMARY: SFRTA has received funding from the Broward County Metropolitan Planning Organization (MPO) for the creation of a Regional Transit Application for South Florida. This project, fully funded by SFRTA through the MPO will require staff time and a commitment from each transit agency to meet the funding deadline. The mobile application will serve as a method of purchasing other transit agency fare media. SFRTA's application will transfer the user over to each agencies platform for the purchase of those fares and for processing. The API agreement will allow the regional mobile app to leverage the Genfare Link API for Palm Tran's Genfare Link. The SFRTA app will use this API to allow riders who wish to purchase Palm Tran products to create accounts, and use those products. All data for Palm Tran transactions will remain within Palm Tran's Genfare Link. No personal information for riders will be shared, and credit card payments will be processed, as they are today in Palm Tran's system. The Risk Management Department and County Attorney's Office have reviewed the indemnification requirements of the API License and Services Agreement and advised staff accordingly. Given that liability is limited to the County's acts and omission arising out of this agreement and the statutory caps of Section 768.28, Florida Statutes, staff recommends Board approval. Countywide (MM)

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