

## MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR/WORKSHOP

1. **CALL TO ORDER:** January 29, 2002, at 9:36 a.m., in the Palm Beach County Governmental Center, West Palm Beach, Florida.

1.A. **ROLL CALL**

MEMBERS AND OFFICERS PRESENT:

Chair Warren H. Newell  
Vice-Chair Carol A. Roberts - Absent  
Commissioner Burt Aaronson  
Commissioner Addie L. Greene  
Commissioner Mary McCarty - Arrived later  
Commissioner Karen T. Marcus  
Commissioner Tony Masilotti  
County Attorney Denise Dytrych  
Deputy County Administrator Verdenia C. Baker  
Chief Deputy Clerk John W. Dame  
Recording Clerk Judith Crosbie  
Condensing Clerk Joan Haverly

2. **AGENDA APPROVAL**

2.A. **ADDITIONS, DELETIONS, SUBSTITUTIONS**

Deputy County Administrator Baker noted the agenda changes as follows:

**PAGE ITEM**

1	6D-2	<b><u>ADD-ON &amp; WAITING FOR BACKUP:</u></b> Proclamation declaring Friday, February 1, 2002 as ASchool Crossing Guard Appreciation Day® in Palm Beach County. (Sponsored by Commissioner Masilotti)
1	6E-1	<b><u>ADD-ON &amp; WAITING FOR BACKUP:</u></b> a Revised Agreement with Midnight Sun Tours, Inc. to transport paratransit advocates to Tallahassee on January 29 - 30, 2002 for Transportation Disadvantaged Day. <b>SUMMARY:</b> This agreement was tentatively approved by the Board of County Commissioners on January 8, 2002 subject to final review and negotiation with Midnight Sun Tours. They have agreed to all terms and conditions of the agreement with the exception of deleting one (1) sentence in Section 3. This change does not substantially alter the impact of this agreement. Midnight Sun Tours has also agreed to include Palm Beach County as an additional insured on their certificate of insurance. <u>Countywide</u> (DR)

**MOTION to adopt the agenda as amended. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 5-0. Commissioners McCarty and Roberts absent.**

3. **9:30 A.M. WORKSHOP (ADMINISTRATION)** - See pages 5-6.

4. **10:45 A.M. WORKSHOP (ENGINEERING)** - See pages 6-7.

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**6.A. CLERK**

WARRANT LIST DATED JANUARY 25, 2002. APPROVED 1-29-2002

COMPUTER CHECKS	\$ 31,635,673.96
WIRE TRANSFERS	88,051,067.51
MANUAL CHECKS	128,918.00
EFT TRANSFERS	<u>3,359,114.69</u>
	\$123,174,774.16

**MOTION to approve the warrant list. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Roberts absent.**

**6.A.2.**

CONTRACTS AND CLAIM SETTLEMENTS LIST EXECUTED BY THE PURCHASING DIRECTOR, RISK MANAGEMENT DIRECTOR, OR TOURIST DEVELOPMENT DIRECTOR, WHICH TOTAL \$5,346,666.76:

**a.**

INCREASE OF TERM CONTRACT WITH CAREERS USA; HEADWAY CORP STAFFING SERVICE, DBA HEADWAY TECHNOLOGY RESOURCES; KEYSTAFF; AND TRC STAFFING SERVICES FOR \$1,537,250 FOR COUNTYWIDE TEMPORARY PERSONNEL/CLERICAL FOR FEBRUARY 12, 2001-AUGUST 11, 2002, PER BID 01-031. APPROVED 1-29-2002

**b.**

TERM CONTRACT WITH ARBOR TREE & LAND, AND P.J.-S LAND CLEARING & EXCAVATING FOR \$420,500 FOR COUNTYWIDE TREE REMOVAL FOR FEBRUARY 1, 2002-JANUARY 31, 2003, PER BID 02-006/MM. APPROVED 1-29-2002

**c.**

RENEWAL OF TERM CONTRACT WITH BELL PETROLEUM FOR \$169,000 FOR JET FUEL FOR PALM BEACH INTERNATIONAL AIRPORT FOR APRIL 1, 2002-SEPTEMBER 30, 2003, PER BID 00-172A/PP. APPROVED 1-29-2002

**d.**

**DOCUMENT R-2002-0122**

PURCHASE ORDER FOR \$188,257.11 WITH FLORIDA OUTDOOR EQUIPMENT, TRESKA INDUSTRIES, AND WESCO TURF SUPPLY FOR \$188,257.11 FOR PURCHASE OF 10 MOWERS TO REPLACE EXISTING MOWERS IN THE PARKS AND RECREATION DEPARTMENT, PIGGYBACKING OFF STATE OF FLORIDA CONTRACT 515-000-001. APPROVED 1-29-2002

## **REGULAR AGENDA - CONTINUED**

### **6.A.2. - CONTINUED**

**f. DOCUMENT R-2002-0123**

PURCHASE ORDER FOR \$692,620 WITH RIVERS BUS SALES INC. FOR PURCHASE OF 10 65-PASSENGER BUSES TO REPLACE 10 SCHOOL BUSES USED BY COMMUNITY SERVICES (HEADSTART), PIGGYBACKING OFF FLORIDA DEPARTMENT OF EDUCATION BID 2001-19. APPROVED 1-29-2002

**g. DOCUMENT R-2002-0124**

PURCHASE ORDER FOR \$1,585,332 WITH AUTOWAY CHEVROLET, DON REID FORD, DUVAL FORD, GARBER CHEVROLET, HEINTZELMAN TRUCK, MAROONE CHEVROLET, MAROONE DODGE. ORVILLE BECKFORD FORD, AND REGENCY DODGE FOR PURCHASE OF 84 VEHICLES FOR VARIOUS DEPARTMENTS, PIGGYBACKING OFF STATE OF FLORIDA CONTRACT 070-001-02-1. APPROVED 1-29-2002

**h. DOCUMENT R-2002-0125**

PURCHASE ORDER FOR \$433,457.65 WITH DRAEGAR SAFETY, INC., FOR PURCHASE OF 173 REPLACEMENT STRUCTURAL FIREFIGHTING SELF-CONTAINED BREATHING APPARATUS AND ACCESSORIES (SCBA-S) FOR THE FIRE-RESCUE DEPARTMENT, BASED ON MIAMI-DADE COUNTY BID 6306-0/04-QTR. APPROVED 1-29-2002

**i. DOCUMENT R-2002-0126**

TOURIST DEVELOPMENT TAX CATEGORY G 2001-02 GRANT AGREEMENT WITH SOUTH FLORIDA RATTLERS FOR \$2,000 FOR KNOCK AND ROLL WHEELCHAIR RUGBY FOR JUNE 1, 2001-JANUARY 15, 2002. APPROVED 1-29-2002

**j. DOCUMENT R-2002-0127**

TOURIST DEVELOPMENT TAX CATEGORY G 2001-02 GRANT AGREEMENT WITH TWIST GYMNASTICS BOCA RATON FOR \$2,500 FOR PRESIDENTIAL CLASSIC 2002 FOR AUGUST 1, 2001-FEBRUARY 25, 2002. APPROVED 1-29-2002

**k.**

WORKER-S COMPENSATION CLAIM SETTLEMENT WITH NANELL BENNETT FOR \$115,750 FOR INJURIES SUSTAINED AS THE RESULT OF AN INDUSTRIAL ACCIDENT APPROVED 1-29-2002

**RECEIVE AND FILE REPORT OF COUNTY OFFICIALS= BONDS FOR  
EXAMINATION AS TO THE SUFFICIENCY OF THEIR SURETIES. APPROVED 1-  
29-2002**

**REGULAR AGENDA - CONTINUED**

**6.A.3. - CONTINUED**

**MOTION to receive and file the report. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Roberts absent.**

**6.B. ENGINEERING AND PUBLIC WORKS**

**6.B.1. RESOLUTION R-2002-0128**

RESOLUTION TO APPROVE THE RECORDATION/FILING OF A PORTION OF THE EAST RIGHT-OF-WAY OF HAGEN RANCH ROAD MAINTENANCE MAP - SPECIFIC PURPOSE SURVEY, SECTION 16, TOWNSHIP 46 SOUTH, RANGE 42 EAST. ADOPTED 1-29-2002

**MOTION to adopt the resolution. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 5-0. Commissioners McCarty and Roberts absent.**

**6.C. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET**

**6.C.1.**

**a. BUDGET TRANSFER 2002-0601**

BUDGET TRANSFER OF \$150,066 IN THE TOURIST DEVELOPMENT COUNCIL 4TH CENT LOCAL OPTION TAX FUND FROM RESERVES FOR FUTURE DEBT SERVICE PAYMENTS TO THE STADIUM FACILITIES \$1.2 MILLION CAPITAL IMPROVEMENT FUND FOR THE PAYMENT OF ARBITRAGE REBATE. APPROVED 1-29-2002

**b. BUDGET AMENDMENT 2002-0600**

BUDGET AMENDMENT OF \$150,066 IN THE STADIUM FACILITIES \$1.2 MILLION CAPITAL IMPROVEMENT FUND TO SET UP THE PAYMENT OF ARBITRAGE REBATE ON INTEREST EARNED IN EXCESS OF THE TAX EXEMPT YIELD ON THE INVESTMENTS OF BOND PROCEEDS IN THE CAPITAL FUND DURING THE CONSTRUCTION OF THE BASEBALL STADIUM. APPROVED 1-29-2002

**MOTION to approve the budget transfer and budget amendment. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 5-0. Commissioners McCarty and Roberts absent.**

**MOTION to approve the proclamation. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Roberts absent.**

**REGULAR AGENDA - CONTINUED**

**6.D.2.**

**PROCLAMATION DECLARING FEBRUARY 1, 2002, AS CROSSING GUARD APPRECIATION DAY. APPROVED 1-29-2002**

**MOTION to approve the proclamation. Motion by Commissioner Masilotti, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Roberts absent.**

**6.E. PALM TRAN**

**6.E.1.**

**DOCUMENT R-2002-0129**

REVISED AGREEMENT WITH MIDNIGHT SUN TOURS, INC., TO TRANSPORT PARATRANSIT ADVOCATES TO AND FROM TALLAHASSEE ON JANUARY 29-30, 2002, FOR TRANSPORTATION DISADVANTAGED DAY. THE COUNTY AGREES TO PAY \$2,200, WITH \$1,100 COMING OUT OF DISTRICT 6 GAS TAX. THIS AGREEMENT IS A REVISION OF AN AGREEMENT CONCEPTUALLY APPROVED ON JANUARY 8, 2002, SUBJECT TO FINAL REVIEW AND NEGOTIATION WITH MIDNIGHT SUN TOURS. APPROVED 1-29-2002

**MOTION to approve the agreement. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 5-0. Commissioners McCarty and Roberts absent.**

(CLERK'S NOTE: Commissioner McCarty joined the meeting.)

**3. 9:30 A.M. WORKSHOP**

OPTIONS TO CHANGE THE STRUCTURE, STAFFING, AND PROCEDURES OF THE HOUSING FINANCE AUTHORITY (HFA). DISCUSSED WITH DIRECTION 1-29-2002

STAFF WAS DIRECTED TO:

?? Rewrite the ordinance as follows:

- Spell out why the county is effecting low-income housing.
- Define very clearly the mission of the HFA, if it remains in existence.
- Determine where affordable housing is needed and is not needed in the county.

Define the expertise of each of the seven members of the HFA

?? Bring the revised ordinance back for first reading on February 26, 2002, with a possible final reading on March 12.

**3. 9:30 A.M. WORKSHOP - CONTINUED**

Staff was asked to consider the following suggestions:

- ?? Changing the entire HFA membership (no reappointments) or making appointments and reappointments to the list of categories named in the revised ordinance after adoption.
- ?? Issuance of RFPs (requests for proposal) for the various positions, instead of making appointments.
- ?? Consideration of staggered terms.
- ?? Consideration of term limits.
- ?? Making an agreement with the HFA that the BCC has the right to have a voice in the hiring of legal counsel.
- ?? Requiring each candidate for appointment to provide a letter with his or her qualifications, including financial disclosure, and whether or not he or she would support a county attorney on the board.
- ?? Termination of the HFA as a separate public body with the county assuming its responsibilities. Staff was directed to bring back information on how such an action would affect existing HFA bonds.
- ?? Provision by members of the BCC or HFA of any additional ideas as to ordinance revision to County Attorney Dytrych or Assistant County Administrator Jean Creamer.

**4. 10:45 A.M. WORKSHOP**

REVIEW OF THOROUGHFARE BEAUTIFICATION POLICIES, INCLUDING THE POSSIBLE ADDITION OF IRRIGATION IN TREES ONLY THOROUGHFARES. DISCUSSED WITH DIRECTION 1-29-2002

PUBLIC COMMENT:

Lewis J. Doctor and Sandra Greenberg appeared for comment.

STAFF WAS DIRECTED TO:

- ?? Hold a workshop on retention ponds in February 2002.
- ?? Establish OTIS (only trees, irrigation, and sod) with groundcover as the



#### **4. 10:45 A.M. WORKSHOP - CONTINUED**

- ?? Develop a proposal for developer or homeowners association (HOA) buyout or pay-as-you-go (in lieu of zoning conditions) for existing and future zoning petitions in order that the county would be the provider of uniform median maintenance for meaningful lengths (or groupings of medians) along the included thoroughfares in general, and the following thoroughfares in particular. The following road segments comprise the initial phase of irrigation and, as necessary, sod and may proceed in advance of the master plan once the buyout or pay-and-go issues are resolved: Lake Worth Road, Boynton Beach Boulevard, West Atlantic Avenue (trees only roads), and, if any money is left, Indiantown Road. Furnish a list to each commissioner of all affected developers or HOAs.
- ?? Bring back, when the funding is brought back, staff's proposal for one new code enforcement officer (to monitor only the fulfillment of median landscaping zoning petitions and, following county maintenance takeover, to work on contract monitoring) as well as for two new irrigation technician positions to assist in the tasks of the county's streetscape section.
- ?? Provide another code enforcement officer dedicated to monitor major thoroughfares for non-landscaping violations involving, among other things, structures, vehicles, tires, parking, and signages. Possibly reassign a staff member from elsewhere for this task. Make the cleanup of Lake Worth Road and Southern Boulevard a priority. Focus on businesses and pull the licenses of commercial violators. Enforce the full code enforcement fine instead of pennies on the dollar.

#### **RECESS**

**At 12:16 p.m., the chair declared a recess.**

#### **RECONVENE**

**At 2:20 p.m., the board reconvened with Commissioners Aaronson, Greene, McCarty, Masilotti, and Newell present.**

#### **5. 2:00 P.M. WORKSHOP**

**CREATION OF A HISPANIC/LATINO ADVISORY BOARD. DISCUSSED WITH DIRECTION 1-29-2002**

The presentation was made by Jaime A. Castellano and Alejandra Vizoso-Saylor.

**STAFF WAS DIRECTED TO:**

- ?? Draft a resolution for creation of the proposed board

?? Look into the possible creation of a citizens advisory council that encompasses the Hispanic/Latino community and other minority communities.

**5. 2:00 P.M. WORKSHOP - CONTINUED**

?? Identify potential financial assistance to this group if they want to be independent of the county.

Commissioner Aaronson offered to work with the group through the Latino Leadership Institute (not through the BCC officially) to obtain staff funding for the group.

?? Furnish a list of today's speakers for individual contact by the BCC.

?? Provide a white paper paraphrasing the study on the need for this type of communication.

?? Report back in 90 days with good solid answers.

The group was advised that in the event of an important issue or should the BCC need the group's leadership, the county would bring the matter to the group and provide staff, e.g., hiring practice for Hispanics/Latinos in construction contract, convention center, or minority issue. Otherwise, the group would work on its issues and provide its own staff when coming to the county.

The group was also invited to:

?? Send a representative to each BCC meeting to express the board's opinion and voice that of the Hispanic/Latino community.

?? Send résumés of persons for possible appointments to existing boards to each commissioner.

**6. ADJOURNMENT**

**The chair declared the meeting adjourned at 3:44 p.m.**

**ATTESTED:**

**APPROVED:**

**Clerk**

**Chair**