

**MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR**

1. **CALL TO ORDER:** January 7, 2003, at 9:32 a.m., in the Palm Beach County Governmental Center, West Palm Beach, Florida.

1.A. **ROLL CALL**

**MEMBERS AND OFFICERS PRESENT:**

Chair Karen T. Marcus  
Vice-Chair Tony Masilotti  
Commissioner Burt Aaronson  
Commissioner Addie L. Greene  
Commissioner Jeff Koons  
Commissioner Mary McCarty  
Commissioner Warren H. Newell  
County Administrator Robert Weisman  
County Attorney Denise Dytrych  
Chief Deputy Clerk John W. Dame  
Deputy Clerk Denise Carmona

1.B. **INVOCATION** - Commissioner Masilotti

1.C. **PLEDGE OF ALLEGIANCE**

2. **AGENDA APPROVAL**

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

County Administrator Weisman noted the agenda changes as follows:

<u>PAGE</u>	<u>ITEM</u>
10	3C-16

**DELETED:** a Wireline Crossing Agreement with CSX Transportation, Inc. (CSX) to provide for the installation of a Fiber Optic Communications Cable under the railroad tracks at Military Trail, CSX Mile Post SX-964.06. (Co Eng) (Further staff review)

24	3M-5
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**REVISED SUMMARY:** This agreement provides a grant of \$400,000 to the County to construct a Boundless Playground in John Prince Park. Boundless Playgrounds, Inc., will design a universally accessible children's playground and the County will be responsible for constructing the playground according to plans and design criteria developed by Boundless. Funding in the amount of \$400,000 has been raised by Boundless, and the County will be reimbursed up to this amount for the purchase and installation of playground equipment and safety surfacing. Upon completion of the playground, the County will be responsible for maintaining the playground. This agreement requires an additional \$300,000 of funding which was previously allocated in the budget to develop related infrastructure. District 3 (GB)

28	4A
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**ADD-ON:** Certificate of Appreciation presented to Edwin Jack for 10 years of dedicated service as Deputy County Engineer. (Sponsored by Commissioner Marcus)

## 2.A. - CONTINUED

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6A-3

**REVISED TITLE:** ~~Evaluation valuation~~ of the propriety of the previously approved purchase of the King's Academy property. **SUMMARY:** As recommended by staff, the BCC in September 2001 approved an agreement to purchase the King's Academy property at the northwest corner of P.B.I.A. in accordance with the P.B.I.A. Noise Compatibility Study and the Federal Program for this purpose. In response to charges contained in the Palm Beach Post that there were improprieties and that the agreed upon price unfairly enriched King's Academy, the County Administrator has sought to confirm that the proposed purchase is in accordance with Federal law, accomplishes the intended goal and that there was no improper conduct by County staff. While there are aspects of this process that should have been disclosed or better disclosed to the BCC, confirming letters have been received from the Federal Aviation Administration (FAA) and the State and the Administrator's internal review does not reveal any improprieties by staff. It is therefore recommended that the BCC abide by its earlier approval of the King's Academy purchase and that your attention be directed to the proposed sale of Sansbury's Way property to King's Academy for their new campus on its merits. Countywide (Admin)

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6A-4

**ADD-ON: TO BE HEARD PRIOR TO 6A-3: Staff recommends motion to:**

**A) adopt** a Resolution to support Cross Country, of Delaware, Inc. d/b/a Cross Country, Inc. & Cross Country TravCorps, Inc. being approved as a qualified applicant for Florida's Qualified Target Industry Tax Refund Program, and to provide a \$62,500 local match; and

**B) approve** the Job Growth Incentive Grant Agreement with Cross Country, of Delaware, Inc. d/b/a Cross Country, Inc. & Cross Country TravCorps, Inc., totaling \$62,500 for the creation of 125 full time jobs at an average annual salary of \$34,544 in Palm Beach County.

**SUMMARY:** Cross Country, of Delaware, Inc. d/b/a Cross Country, Inc. & Cross Country TravCorps, Inc. a national healthcare services provider, has filed a Qualified Target Industry (QTI) Tax Refund Program application with Enterprise Florida, Inc. to seek State tax refunds not-to-exceed \$312,500. Staff recommends that this company be approved as a QTI Business, and that the Board provide the necessary 20% local match by appropriating \$62,500. The Job Growth Incentive (JGI) Grant Agreement with Cross Country, of Delaware, Inc. d/b/a Cross Country, Inc. & Cross Country TravCorps, Inc., for \$62,500 requires that the company create 125 full time jobs within 36 months of the commencement date of this Agreement which will be January 7, 2003. All newly created jobs must be maintained an additional 24 months at the proposed Boca Raton facility. The term of this Agreement will total 60 months. The average annual wage excluding benefits of the new jobs will be \$34,544 and the award per job will be \$500. In the event that the grant recipient does not completely satisfy its QTI obligations and the QTI contract is terminated, but complies fully with its JGI contractual commitments, the company will be entitled to seek reimbursement of expenditures pursuant to the Agreement. However, any funds that may have been provided to the State toward the QTI match must be subtracted from the total grant amount. District 4 (DW) (Admin)

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6B-2

**REVISED TITLE: ~~TIME CERTAIN 11:00 A.M.~~**

**A) ~~approve~~ a tenant list for the restored courthouse, and**

**B) ~~approve~~ an Agreement with REG Architects, Inc....**

**C) ~~authorize~~ the County Administrator to issue ... (FD&O)**

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6C-4

**DELETED:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, repealing Ordinance No. 91-1, the Palm Beach County Environmentally Sensitive Lands Bond Issue ("Bond Issue") Ordinance, codified in Chapter 11, Article VIII, Division 2, of the Palm Beach County Code, providing for repeal of laws in conflict; providing for severability; providing for an effective date. (Co Atty) (ERM wishes Ordinance to stay on the books)

**2.A. - CONTINUED**

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6D-1

**REVISED TITLE AND SUMMARY:** a Countywide Ordinance of the Board of County Commissioners of Palm Beach County, Florida, providing for a short title, purpose, applicability and authority; providing for definitions; providing for protection of natural areas; providing for removal of prohibited invasive non-native vegetation; providing for incentives; providing for exemptions; providing for enforcement; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the Unified Land Development Code of Laws and Ordinances; providing for an effective date.

**SUMMARY:** The proposed Ordinance, to be known as the Palm Beach County Countywide Prohibited Invasive Non-Native Vegetation Removal Ordinance, is designed to provide a countywide approach to the removal of prohibited invasive non-native vegetation, focusing primarily around natural areas and providing incentives to remove this nuisance vegetation. In accordance with PPM No. CW-O-041 (Countywide Ordinances: Applicability; and Notification to Municipalities), the Ordinance was presented to and approved by the Palm Beach County League of Cities Environmental Subcommittee on September 19, 2002, the League's Board of Directors on October 9, 2002, and the General Membership on October 23, 2002. The Ordinance was provided to the Citizens' Task Force (CTF) and Land Use Advisory Board for their review and comment on December 19, 2002. The CTF voted to recommend approval of the Ordinance with several modifications which are described in the Background and Policy Issues. Countywide (ND)

**2.B. ADOPTION**

**MOTION to adopt the agenda as amended. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 7-0.**

- 3. **CONSENT AGENDA** - See pages 4-24.
- 4. **SPECIAL PRESENTATIONS** - See page 24.
- 5. **PUBLIC HEARINGS - 9:30 A.M.** - See pages 24-25.
- 6. **REGULAR AGENDA** - See pages 25-36.  
**TIME CERTAIN 2:00 P.M. - ITEM 6.A.2.** - See pages 29-30.
- 7. **BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD** - See separate meeting of this date (item 7.A.1.).
- 8. **BOARD APPOINTMENTS** - See pages 36-38.
- 9. **STAFF COMMENTS** - See page 38.
- 10. **COMMISSIONER COMMENTS** - See pages 38-41.
- 11. **ADJOURNMENT** - See page 41.

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**3. CONSENT AGENDA**

**MOTION to approve the consent agenda as amended. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 7-0.**

**3.A. ADMINISTRATION**

**3.A.1. DOCUMENT R-2003-0001**

MARINE TECH PREP GRANT AGREEMENT WITH THE MARINE INDUSTRY EDUCATION FOUNDATION OF PALM BEACH COUNTY, INC., FOR \$50,000 TO PROVIDE FUNDING FOR THE SIXTH YEAR OF OPERATION: (A) IMPROVE JUNIOR AND SENIOR YEAR MARINE TECHNOLOGY CURRICULA FOR THE 2003-2004 SCHOOL YEAR TO INCORPORATE CLASSES IN THE SHIP FOR KIDS VESSEL; (B) MARKET THE MARINE ACADEMY PROGRAM THROUGH SPECIAL PRESENTATIONS, TV NEWS SPECIALS, AND THE PALM BEACH BOAT SHOW; (C) DEVELOP THE FIRST DRAFT OF THE MARINE APPRENTICESHIP PROGRAM CURRICULUM; AND (D) DEVELOP THE CONTENT, DESIGN, AND STRUCTURE OF THE MARINE INDUSTRY EMPLOYMENT WEBSITE FROM JANUARY 1, 2003, THROUGH DECEMBER 31, 2003. APPROVED 1-07-2003

**3.A.2.**

**a. DOCUMENT R-2003-0002**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 01-01093-000 FOR THE WATER UTILITIES DEPARTMENT WITH ROBIN SINGER & ASSOCIATES LLC. APPROVED 1-07-2003

**b. DOCUMENT R-2003-0003**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 01-01098-000 FOR THE WATER UTILITIES DEPARTMENT (WUD) WITH THE SCHOOL DISTRICT (WELLINGTON HIGH SCHOOL). APPROVED 1-07-2003

**c. DOCUMENT R-2003-0004**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 02-01063-000 FOR THE WATER UTILITIES DEPARTMENT WITH MANATEE KEY DEVELOPMENT, INC. APPROVED 1-07-2003

**d. DOCUMENT R-2003-0005  
(AMENDS R-97-1171)**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT RENEWAL AGREEMENT 05-00092-R01 FOR THE WATER UTILITIES DEPARTMENT WITH G L HOMES OF BOYNTON BEACH ASSOCIATES IV, LTD. APPROVED 1-07-2003

**e. DOCUMENT R-2003-0006  
(AMENDS R-2002-2086)**

RECEIVE AND FILE EXECUTED CONSTRUCTION WORK AUTHORIZATION 2 FOR THE WATER UTILITIES DEPARTMENT (WUD) WITH FOSTER MARINE CONTRACTORS, INC., WUD PROJECT 00-138. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.B. CLERK**

**3.B.1.**

WARRANT LIST DATED DECEMBER 16, 2002. APPROVED 1-07-2003

COMPUTER CHECKS	\$ 46,886,698.24
WIRE TRANSFERS	162,353,380.02
MANUAL CHECKS	600,640.32
EFT TRANSFER	<u>5,872,161.80</u>
	\$215,712,880.38

**3.B.2. MINUTES - None**

**3.B.3.**

CONTRACTS ON THE CONTRACT LIST EXECUTED BY THE PURCHASING DIRECTOR OR THE TOURIST DEVELOPMENT DIRECTOR, TOTALING \$3,264,466.50:

**a. DOCUMENT R-2003-0007**

CONTRACT WITH TESCO SOUTH, INC., DBA HECTOR TURF, FOR \$26,700 FOR ONE-TIME PURCHASE OF LEAF/DEBRIS VACUUMS FOR FLEET MANAGEMENT IN THE PARKS AND RECREATION DEPARTMENT. APPROVED 1-07-2003

**b. DOCUMENT R-2003-0008**

CONTRACT WITH KLPATRICK TURF EQUIPMENT FOR \$85,099.50 FOR ONE-TIME PURCHASE OF BALLFIELD GROOMERS FOR FLEET MANAGEMENT IN THE PARKS AND RECREATION DEPARTMENT. APPROVED 1-07-2003

**c.**

TERM CONTRACT INCREASE WITH BLISS PRODUCTS & SERVICES, INC., CONTRACT CONNECTION, GAMETIME, INC., GERBER MANUFACTURING, LTD., HUNA DESIGNS, LTD., LANDSCAPE STRUCTURES, INC., NEVCO SCOREBOARD COMPANY, PLAY IT SAFE ENTERPRISES, INC., PLAYMORE WEST, INC., AND REP SERVICES, INC., FOR \$1,154,000 FOR PURCHASE AND/OR INSTALLATION OF PLAYGROUND PARK EQUIPMENT FOR PARKS AND RECREATION DEPARTMENT FROM MARCH 23, 2002, THROUGH SEPTEMBER 22, 2003. APPROVED 1-07-2003

**d.**

TERM CONTRACT RENEWAL WITH MARPAN SUPPLY CO., INC., FOR \$120,000 FOR PURCHASE OF LIGHT BULBS FROM JANUARY 9, 2003, THROUGH JANUARY 8, 2004. APPROVED 1-07-2003

## CONSENT AGENDA - CONTINUED

### 3.B.3. - CONTINUED

e.

CONTRACT RENEWAL WITH MORTON INTERNATIONAL, INC., DBA MORTON SALT, FOR \$225,000 FOR PURCHASE AND DELIVERY OF SODIUM CHLORIDE, GRANULAR, SOLAR SALT FOR WATER PURIFICATION PROCESS FOR THE WATER UTILITIES DEPARTMENT FROM MARCH 1, 2003, THROUGH FEBRUARY 28, 2004. APPROVED 1-07-2003

f.

CONTRACT RENEWAL WITH CONGRESS AUTO PARTS, EAST COAST FIRE EQUIPMENT, INC., FONTAINE TRUCK EQUIPMENT COMPANY, FRANK'S GUARANTEED A/C, INC., GENUINE PARTS, DBA NAPA AUTO PARTS, IMPERIAL, INC., KIRK'S AUTOMOTIVE, INC., L & L DISTRIBUTORS, INC., LAW ENFORCEMENT SUPPLY COMPANY, MARK'S AIR, INC., MULTI BEARINGS SERVICE COMPANY, PALM BEACH SPRING COMPANY, THE PARTS HOUSE, INC., RIGGS, INC., S & H DISTRIBUTORS, INC., SOUTHEAST POWER SYSTEMS OF ORLANDO, TRUCK & TRAILER USA, AND VEHICLE MAINTENANCE SYSTEM FOR \$254,100 FOR THE PURCHASE OF AUTOMOBILE AND TRUCK PARTS FOR FLEET MANAGEMENT, AIRPORTS, FIRE-RESCUE, PALM TRAN, PARKS AND RECREATION, WATER UTILITIES, AND FACILITIES MANAGEMENT DEPARTMENTS FROM JANUARY 13, 2003, THROUGH JANUARY 12, 2004. APPROVED 1-07-2003

g.

**DOCUMENT R-2003-0009**

CONTRACT WITH TRANSIT PLUS, INC., FOR \$235,767 FOR ONE-TIME PURCHASE OF SEVEN LOWERED-FLOOR PARATRANSIT MINIVANS FOR PALM TRAN. APPROVED 1-07-2003

h.

CONTRACT AMOUNT INCREASE WITH ALLIED UNIVERSAL CORPORATION, AND JCI JONES CHEMICALS, INC., FOR \$150,000 FOR DELIVERY OF SODIUM HYPOCHLORITE FOR THE WATER UTILITIES DEPARTMENT FROM JUNE 20, 2002, THROUGH JUNE 19, 2003. APPROVED 1-07-2003

i.

TERM CONTRACT WITH FIRESTONE TIRE & SERVICE, PALM BEACH TIRE, INC., BOCA TIRES, INC., MARTINO COMMERCIAL TIRE & SERVICE, TIRESOLES OF BROWARD, DBA ELPEX, ROBBIE TIRE, PALMIS TIRE & AUTO, AND PAN AMERICAN TIRE COMPANY FOR \$688,800 FOR THE PURCHASE OF TIRES FOR FLEET MANAGEMENT, FIRE-RESCUE, AND PALM TRAN DEPARTMENTS FROM JANUARY 1, 2003, THROUGH FEBRUARY 28, 2005. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.B.3. - CONTINUED**

j.

**DOCUMENT R-2003-0010**

EXTEND CONTRACT AND INCREASE AUTHORIZATION WITH TIRESOLES OF BROWARD, INC., DBA ELPEX, FOR \$325,000 FOR TIRE SERVICES/EMERGENCY ROAD SERVICE FOR GOODYEAR TIRES ONLY FOR FIRE-RESCUE AND FLEET MANAGEMENT DEPARTMENTS FROM DECEMBER 15, 2002, THROUGH FEBRUARY 23, 2003. APPROVED 1-07-2003

**3.B.4.**

REVIEW FOR SUFFICIENCY AND RECEIVE AND FILE REPORT OF COUNTY OFFICIALS BONDS FOR EXAMINATION AS TO THE SUFFICIENCY OF THEIR SURETIES, DATED JANUARY 7, 2003. APPROVED 1-07-2003

**3.C. ENGINEERING AND PUBLIC WORKS**

**3.C.1.**

PAYMENT TO THE VILLAS OF WILLOW BEND, INC., OF \$1,000 FOR THE REPLACEMENT OF IRRIGATION SYSTEM COMPONENTS DAMAGED BY THE ANNUAL PATHWAY AND MINOR CONSTRUCTION CONTRACTOR WHILE INSTALLING A PATHWAY ON THE WEST SIDE OF NASSAU ROAD, NORTH OF MEED DRIVE. APPROVED 1-07-2003

**3.C.2.**

a.

**BUDGET TRANSFER 2003-0420**

BUDGET TRANSFER OF \$70,041 IN THE CAPITAL OUTLAY FUND FROM LAKE WORTH CORRIDOR MEE COURT TO LAKE WORTH CORRIDOR MAINE STREET AND VERMONT AVENUE ACCOUNT FOR PAVING AND DRAINAGE IMPROVEMENTS. APPROVED 1-07-2003

b.

**DOCUMENT R-2003-0011**

CONTRACT WITH CHARLES S. WHITESIDE, INC., FOR \$871,960.40 FOR THE MAINE STREET AND VERMONT AVENUE STREET IMPROVEMENT PROJECT. APPROVED 1-07-2003

**3.C.3.**

a.

**DOCUMENT R-2003-0012**

AGREEMENT WITH THE TOWN OF HAVERHILL FOR THE JOINT PROJECT PARTICIPATION OF STORM SEWER CONSTRUCTION TO RECONSTRUCT THE STORM SEWER OUTFALLS TO THE COUNTY CANAL ADJACENT TO THE BRIARWOOD SUBDIVISION WITHIN TOWN LIMITS. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.C.3. - CONTINUED**

**b. BUDGET AMENDMENT 2003-0372**

BUDGET AMENDMENT OF \$77,150 IN THE TRANSPORTATION IMPROVEMENT FUND TO RECOGNIZE MUNICIPAL PARTICIPATION FOR THE BRIARWOOD SUBDIVISION STORM SEWER CONSTRUCTION PROJECT. APPROVED 1-07-2003

**3.C.4.**

**a. DOCUMENT R-2003-0013**

AGREEMENT WITH AMES APPRAISAL SERVICES TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**b. DOCUMENT R-2003-0014**

AGREEMENT WITH ANDERSON & CARR, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**c. DOCUMENT R-2003-0015**

AGREEMENT WITH APPRAISAL & ACQUISITION CONSULTANTS, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**d. DOCUMENT R-2003-0016**

AGREEMENT WITH CALLAWAY & PRICE, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**e. DOCUMENT R-2003-0017**

AGREEMENT WITH M. R. FORD & ASSOCIATES, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**f. DOCUMENT R-2003-0018**

AGREEMENT WITH S. F. HOLDEN, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**g. DOCUMENT R-2003-0019**

AGREEMENT WITH JENKINS APPRAISAL SERVICES, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003



**CONSENT AGENDA - CONTINUED**

**3.C.4. - CONTINUED**

**h. DOCUMENT R-2003-0020**

AGREEMENT WITH JOHNSON, PARRISH & EDWARDS, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**i. DOCUMENT R-2003-0021**

AGREEMENT WITH LAWSON VALUATION GROUP, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**j. DOCUMENT R-2003-0022**

AGREEMENT WITH MILLER APPRAISAL GROUP, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES FROM JANUARY 7, 2003, THROUGH JANUARY 6, 2004. APPROVED 1-07-2003

**k. DOCUMENT R-2003-0023**

AGREEMENT WITH WOOLSLAIR & ASSOCIATES, INC., TO PROVIDE APPRAISAL SERVICES FOR RIGHT-OF-WAY ACQUISITION PURPOSES THROUGH JANUARY 8, 2003. APPROVED 1-07-2003

**3.C.5. BUDGET TRANSFER 2003-0371**

BUDGET TRANSFER OF \$25,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 2 TO CONGRESS AVENUE/WESTGATE COMMUNITY REDEVELOPMENT AGENCY BEAUTIFICATION ACCOUNT FOR PHASE II OF THE INSTALLATION OF ROAD RIGHT-OF-WAY OF CONGRESS AVENUE, SOUTH OF CHERRY ROAD. APPROVED 1-07-2003

**3.C.6. DOCUMENT R-2003-0024**

INGRESS/EGRESS EASEMENT ALLOWING THE LAKE WORTH DRAINAGE DISTRICT ACCESS TO THE E-3 CANAL FOR MAINTENANCE. APPROVED 1-07-2003

**3.C.7. DOCUMENT R-2003-0025  
(AMENDS R-2001-1992)**

AMENDMENT 1 TO THE FUNDING AGREEMENT WITH THE CITY OF SOUTH BAY TO EXTEND TERM TO DECEMBER 31, 2003, TO PROVIDE ADDITIONAL TIME TO COMPLETE CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS WITHIN THE CITY LIMITS. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.C.8.**

**a. DOCUMENT R-2003-0026**

REIMBURSEMENT GRANT AGREEMENT WITH THE VILLAGE OF ROYAL PALM BEACH FOR \$15,500 TO PROVIDE FUNDING TO INSTALL TREES AND PALMS TO SUPPLEMENT EXISTING PALMS IN AND ALONG THE SOUTH RIGHT-OF-WAY OF OKEECHOBEE BOULEVARD BETWEEN FOLSOM ROAD AND CRESTWOOD BOULEVARD. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0411**

BUDGET TRANSFER OF \$15,500 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO OKEECHOBEE BOULEVARD ROADSIDE PLANTING BEAUTIFICATION ACCOUNT. APPROVED 1-07-2003

**3.C.9. RESOLUTION R-2003-0027**

RESOLUTION DESIGNATING AS COUNTY RIGHT-OF-WAY THE NORTH 10 FEET OF A PARCEL OF LAND, LOT 266, FOR PAVING AND INFRASTRUCTURE IMPROVEMENTS OWNED BY THE COUNTY ON MITCHELL STREET. ADOPTED 1-07-2003

**3.C.10. BUDGET TRANSFER 2003-0370**

BUDGET TRANSFER OF \$20,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 7 TO AUSTRALIAN AVENUE/CSX RAILROAD CROSSING REPAIRS ACCOUNT FOR REPAIRS TO THE AUSTRALIAN AVENUE APPROACHES TO THE CSX RAILROAD CROSSING. APPROVED 1-07-2003

**3.C.11. RESOLUTION R-2003-0028**

RESOLUTION AUTHORIZING THE CHAIR TO EXECUTE A MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PROVIDING FOR THE COUNTY'S ASSUMPTION OF MAINTENANCE RESPONSIBILITY FOR LANDSCAPING AND IRRIGATION TO BE FUNDED AND INSTALLED BY FDOT AS ELEMENTS OF THEIR STATE ROAD 80 (SOUTHERN BOULEVARD) WIDENING PROJECTS FROM SUNSHINE ROAD TO WEST OF INTERSTATE 95. ADOPTED 1-07-2003

**3.C.12. DELETED**

**3.C.13. BUDGET TRANSFER 2003-0412**

BUDGET TRANSFER OF \$54,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 1 TO NORTH PALM BEACH SPEED HUMPS ACCOUNT FOR THE INSTALLATION OF NINE SPEED HUMPS IN THE VILLAGE OF NORTH PALM BEACH. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.C.14.**

**DOCUMENT R-2003-0029  
(AMENDS R-2001-0838)**

CHANGE ORDER 11 FOR A 102-DAY TIME EXTENSION TO CONTRACT WITH RANGER CONSTRUCTION INDUSTRIES, INC., FOR CONSTRUCTION OF HYPOLUXO ROAD FROM MILITARY TRAIL TO CONGRESS AVENUE FOR A REVISED COMPLETION DATE OF FEBRUARY 3, 2003. APPROVED 1-07-2003

**3.C.15.**

**a.**

**DOCUMENT R-2003-0030**

SETTLEMENT AGREEMENT AND RELEASE WITH EDWARD TERCZAK AND JERRY OWINGS, PROPERTY OWNERS OF 4782 COCONUT LANE, BOYNTON BEACH, FOR \$11,100 TO RESOLVE THE PROPERTY OWNERS' CLAIMS OF INADEQUATE DRAINAGE. APPROVED 1-07-2003

**b.**

**BUDGET TRANSFER 2003-0413**

BUDGET TRANSFER OF \$11,100 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 4 TO GEORGE BUSH BASCULE BRIDGE REPAIR ACCOUNT. APPROVED 1-07-2003

**c.**

**BUDGET TRANSFER 2003-0414**

BUDGET TRANSFER OF \$11,100 IN THE CAPITAL OUTLAY FUND FROM GEORGE BUSH BASCULE BRIDGE REPAIR TO EDWARD TERCZAK DRAINAGE IMPROVEMENTS ACCOUNT. APPROVED 1-07-2003

**3.C.16. DELETED**

**3.D. COUNTY ATTORNEY**

**3.D.1.**

**DOCUMENT R-2003-0031  
(AMENDS R-2001-1441)**

AMENDMENT 1 TO THE AGREEMENT WITH JONATHAN KAPLAN, RICK HUTCHINSON, VALENTIN RODRIGUEZ, AND NELLIE KING, ONE OF THE TEAMS OF ATTORNEYS WHICH PROVIDE REPRESENTATION TO INDIGENT DEFENDANTS IN CIRCUIT CRIMINAL COURT CASES IN WHICH THE PUBLIC DEFENDER'S OFFICE WITHDRAWS BECAUSE OF A CONFLICT OF INTEREST. VALENTIN RODRIGUEZ HAS RESIGNED AND ALEX BRUMFIELD HAS BEEN SELECTED AS HIS REPLACEMENT. APPROVED 1-07-2003

**3.E. COMMUNITY SERVICES**

**3.E.1.**

**DOCUMENT R-2003-0032  
(AMENDS R-99-1632-D)**

AMENDMENT 1 TO THE USE OF FACILITY AGREEMENT WITH THE ALZHEIMER'S COMMUNITY CARE ASSOCIATION, INC., TO PROVIDE AN ADDITIONAL CONGREGATE DINING SITE AT 4075 HOLLY DRIVE, PALM BEACH GARDENS, EFFECTIVE JANUARY 7, 2003, WITH NO EXPIRATION DATE. NO ADDITIONAL FUNDING IS REQUIRED. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.E.2.**

- a.** **DOCUMENT R-2003-0033  
(AMENDS R-2002-0710)**

AMENDMENT 4 TO RYAN WHITE COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT CONTRACT WITH COMPREHENSIVE AIDS PROGRAM OF PALM BEACH COUNTY, INC., TO CHANGE NURSE CARE COORDINATION FROM UNITS OF SERVICE AND UNIT COST TO DIRECT REIMBURSEMENT FROM MARCH 1, 2002, THROUGH FEBRUARY 28, 2003. NO COUNTY FUNDS ARE REQUIRED. APPROVED 1-07-2003

- b.** **DOCUMENT R-2003-0034  
(AMENDS R-2002-0714)**

AMENDMENT 4 TO RYAN WHITE COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT CONTRACT WITH HAITIAN CENTER FOR FAMILY SERVICES, INC., TO INCREASE FUNDING BY \$200,000 FOR A TOTAL OF \$1,108,194 FROM UNALLOCATED RYAN WHITE FUNDS. NO COUNTY FUNDS ARE REQUIRED. APPROVED 1-07-2003

- c.** **DOCUMENT R-2003-0035  
(AMENDS R-2002-0717)**

AMENDMENT 1 TO RYAN WHITE COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT CONTRACT WITH THE PALM BEACH COUNTY HEALTH DEPARTMENT TO INCREASE FUNDING BY \$140,837 FOR A TOTAL OF \$1,741,002 FROM UNALLOCATED RYAN WHITE FUNDS. NO COUNTY FUNDS ARE REQUIRED. APPROVED 1-07-2003

**3.E.3. BUDGET AMENDMENT 2003-0388**

BUDGET AMENDMENT OF \$866,696 TO APPROPRIATE CARRY-OVER FUNDS FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES HEALTH RESOURCES & SERVICES ADMINISTRATION (HRSA) FOR RYAN WHITE TITLE I PROGRAM FUNDS FROM MARCH 1, 2002, THROUGH FEBRUARY 28, 2003. NO COUNTY FUNDS ARE REQUIRED. APPROVED 1-07-2003

**3.E.4.**

- a.** **DOCUMENT R-2003-0036**

MASTER AGREEMENT M003-1 WITH AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC., PROVIDING FOR SENIOR SERVICES. APPROVED 1-07-2003

- b.** **DOCUMENT R-2003-0037**

STANDARD CONTRACT A003-1 WITH AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC., PROVIDING FOR FEDERAL FUNDS UP TO \$1,927,362. APPROVED 1-07-2003

## **CONSENT AGENDA - CONTINUED**

### **3.E.4. - CONTINUED**

**c.**

**DOCUMENT R-2003-0038**

COMMITMENT OF CASH DONATION OF COUNTY FUNDS IN THE AMOUNT OF \$1,099,699 FOR OLDER AMERICANS ACT FUNDING PROVIDING FOR SENIOR SERVICES FROM JANUARY 1, 2003, THROUGH DECEMBER 31, 2003. APPROVED 1-07-2003

### **3.F. AIRPORTS**

#### **3.F.1.**

**DOCUMENT R-2003-0039**

EXECUTIVE HANGAR LEASE AGREEMENT AT NORTH COUNTY GENERAL AVIATION AIRPORT WITH BARRY AVIATION FLORIDA, INC., FOR \$18,467 TO PERFORM AIRCRAFT MAINTENANCE EFFECTIVE JANUARY 7, 2003, WHICH INCLUDES ANNUAL RENTAL PAYMENTS TO THE COUNTY WITH AN ANNUAL RENTAL ADJUSTMENT EVERY OCTOBER 1ST, BASED ON THE CHANGE IN CONSUMER PRICE INDEX. APPROVED 1-07-2003

#### **3.F.2.**

**DOCUMENT R-2003-0040  
(AMENDS R-2001-0016)**

AIRPORT CONSENT TO ASSIGNMENT OF AN AIRLINE-AIRPORT USE AND LEASE AGREEMENT BETWEEN THE COUNTY AND SPIRIT AIRLINES, INC., TO AIRTRAN AIRWAYS, INC., TO PROVIDE FOR AN EFFECTIVE DATE OF DECEMBER 1, 2002, TO ALLOW FOR CONTINUANCE OF A SIGNATORY AIR CARRIER'S REVENUE WHILE ALLOWING SPIRIT TO ENTER INTO A MONTH-TO-MONTH OR NON-SIGNATORY AIR CARRIER'S AGREEMENT WITH THE COUNTY. APPROVED 1-07-2003

### **3.G. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET**

#### **3.G.1.**

**BUDGET TRANSFER 2003-0435**

BUDGET TRANSFER OF \$827,000 IN THE \$22.425 MILLION REVENUE IMPROVEMENT BONDS, SERIES 1997 (NORTH COUNTY COURTHOUSE AND SHERIFF'S MOTOR POOL FACILITY PROJECTS) FROM RESERVES FOR FUTURE CONSTRUCTION ACCOUNT FOR THE PAYMENT OF ARBITRAGE REBATE ON INTEREST EARNED IN EXCESS OF THE TAX EXEMPT YIELD IN THE CAPITAL FUND. APPROVED 1-07-2003

### **3.H. FACILITIES DEVELOPMENT AND OPERATIONS**

#### **3.H.1.**

**DOCUMENT R-2003-0041  
(AMENDS R-2000-2055)**

CONSULTANT SERVICES AUTHORIZATION 4, SUPPLEMENT 1, TO CONTRACT WITH LBFH, INC., FOR \$83,460 TO PROVIDE ENGINEERING AND CONSTRUCTION ADMINISTRATION SERVICES FOR CALOOSA PARK IMPROVEMENTS. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.H.2.**

**DOCUMENT R-2003-0042**

STANDARD DEVELOPER AGREEMENT WITH LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT TO RESERVE SEWER SERVICE FOR THE WEST JUPITER HOUSING AND COMMUNITY DEVELOPMENT SUBDIVISION. APPROVED 1-07-2003

**3.H.3.**

**DOCUMENT R-2003-0043**

INTERLOCAL AGREEMENT WITH THE CITY OF GREENACRES ALLOWING FOR INTEROPERABLE COMMUNICATIONS THROUGH THE COUNTYWIDE COMMON GROUPS OF THE COUNTY'S 800 MEGAHERTZ RADIO SYSTEM. APPROVED 1-07-2003

**3.H.4.**

**DOCUMENT R-2003-0044**

CONSENT TO SUBLEASE WITH THE VILLAGE OF WELLINGTON TO ALLOW BOYS & GIRLS CLUB TO SUBLEASE THE FACILITY TO EXCEL ALTERNATIVES, INC., FOR USE AS AN ALTERNATIVE SCHOOL FOR AT-RISK MIDDLE AND HIGH SCHOOL-AGED STUDENTS AND CONTAINS LANGUAGE WAIVING THE DEED RESTRICTION, ON A ONE-TIME BASIS, OF USING THE PROPERTY FOR OTHER THAN PARKS PURPOSES. APPROVED 1-07-2003

**3.H.5.**

**DOCUMENT R-2003-0045**

AGREEMENT FOR PURCHASE AND SALE WITH CORNERSTONE PROPANE, L.P., FOR \$32,500 FOR A 0.41-ACRE VACANT PARCEL OF LAND LOCATED ON SOUTHWEST 65TH AVENUE IN THE CENTER OF THE SANDALFOOT COVE GOLF COURSE IN BOCA RATON CONTIGUOUS TO THE COUNTY'S WATER TREATMENT PLANT 9. APPROVED 1-07-2003

**3.H.6.**

**DOCUMENT R-2003-0046**

DECLARATION OF EASEMENT GRANTED TO FLORIDA POWER & LIGHT COMPANY, AT NO CHARGE, FOR A WATER AND SEWER MAIN DISTRIBUTION SYSTEM AT THE SHERIFF'S OFFICE VEHICLE MAINTENANCE FACILITY LOCATED AT 3350 GUN CLUB ROAD, WEST OF THE CITY OF WEST PALM BEACH. APPROVED 1-07-2003

**3.H.7.** DELETED

**3.H.8.**

**DOCUMENT R-2003-0047  
(AMENDS R-2000-1161)**

CHANGE ORDER 6 FOR \$607,756.09 AND A 180-DAY TIME EXTENSION WITH ARTEM, INC., FOR CHOLEE PARK PHASE 1 TO EXPAND AND RECONFIGURE THE LAKE AREA TO CREATE AN ISLAND FOR A RECREATION AREA AND TO ALLOW FOR CLOSEOUT OF THE CONTRACT AND FINAL PAYMENT. (ORIGINAL CONTRACT AMOUNT, \$3,391,579.14) APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.H.9.**

**DOCUMENT R-2003-0048  
(AMENDS R-94-533-D)**

CONSULTANT SERVICES AUTHORIZATION 10 TO CONTRACT WITH GEE & JENSON ENGINEERS-ARCHITECTS-PLANNERS, INC., FOR \$351,000 FOR PLANNING, ENGINEERING, AND ARCHITECTURAL SERVICES FOR THE PERMITTING, DESIGN AND CONSTRUCTION ADMINISTRATION FOR CHOLEE PARK EQUESTRIAN FACILITY. APPROVED 1-07-2003

**3.I. HOUSING AND COMMUNITY DEVELOPMENT**

**3.I.1.**

**DOCUMENT R-2003-0049  
(AMENDS R-97-2029-D)**

AMENDMENT 5 TO THE AGREEMENT WITH THE CITY OF RIVIERA BEACH TO EXTEND THE EXPIRATION DATE FROM DECEMBER 31, 2002, TO SEPTEMBER 30, 2003, FOR THE EXPENDITURE OF \$619,296 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR LAND ACQUISITION, DESIGN, AND CONSTRUCTION OF A 5,000-SQUARE-FOOT COMMUNITY CENTER. NO LOCAL MATCHING FUNDS ARE REQUIRED. APPROVED 1-07-2003

**3.I.2.**

**a.**

ESTABLISH A SPECIAL ACCOUNT ENTITLED SPANISH COURTS WORKERS WAGE RESTITUTION ACCOUNT FOR \$1,055 IN CONNECTION WITH THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY SPANISH COURTS PROJECT, FOR COMPENSATION OF 17 UNDERPAID WORKERS. APPROVED 1-07-2003

**b.**

DISBURSE FROM SAID ACCOUNT THE AMOUNT SPECIFIED FOR EACH UNDERPAID WORKER UPON PRESENTATION OF APPROPRIATE IDENTIFICATION. APPROVED 1-07-2003

**c.**

FORWARD THE BALANCE OF FUNDS ASSOCIATED WITH UNFOUND WORKERS, AND REMAINING IN SAID ACCOUNT AFTER THREE YEARS, TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. APPROVED 1-07-2003

**3.I.3.**

**DOCUMENT R-2003-0050**

AGREEMENT WITH THE SALVATION ARMY FOR \$20,000 UNDER THE FISCAL YEAR 2002-03 EMERGENCY SHELTER GRANTS PROGRAM FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2003, TO ASSIST THE HOMELESS AND THOSE AT RISK OF HOMELESSNESS IN THE OPERATION OF AN EMERGENCY SHELTER/TRANSITIONAL HOUSING FACILITY KNOWN AS THE CENTER OF HOPE, LOCATED A 1577 NORTH MILITARY TRAIL. THESE ARE FEDERAL FUNDS AND REQUIRE NO LOCAL MATCH. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.I.4.**

**DOCUMENT R-2003-0051**

AGREEMENT WITH THE CITY OF SOUTH BAY FOR \$42,629 IN FISCAL YEAR 2002-03 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PROVISION OF PUBLIC SERVICES, FAIR HOUSING ACTIVITIES, AND ACTIVITY DELIVERY COSTS FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2003. THESE ARE FEDERAL FUNDS AND REQUIRE NO LOCAL MATCH. APPROVED 1-07-2003

**3.J. PLANNING, ZONING AND BUILDING - None**

**3.K. WATER UTILITIES**

**3.K.1.**

**DOCUMENT R-2003-0052  
(AMENDS R-2002-0573)**

CONSULTANT SERVICES AUTHORIZATION 7 TO CONTRACT WITH MATHEWS CONSULTING, INC., FOR \$79,005 FOR GEOGRAPHIC INFORMATION SYSTEM DATA CONVERSION AND MIGRATION. APPROVED 1-07-2003

**3.K.2.**

**RESOLUTION R-2003-0053  
(AMENDS R-2002-0821)**

RESOLUTION AMENDING THE FIRST ROAD WATER MAIN EXTENSION IMPROVEMENT PROJECT BY REDUCING THE INDIVIDUAL ASSESSMENT FROM \$40.25 PER FOOT TO \$37.01 PER FOOT. ADOPTED 1-07-2003

**3.K.3.**

**RESOLUTION R-2003-0054  
(AMENDS R-2001-1186)**

RESOLUTION AMENDING THE TOWN OF HAVERHILL CLUB ROAD/CHARLOTTE STREET AREAS WATER MAIN EXTENSION IMPROVEMENT PROJECT BY DELETING A PROPERTY FROM THE ASSESSMENT ROLL AND REDUCING THE INDIVIDUAL ASSESSMENT FROM \$42.10 PER FOOT TO \$42.06 PER FOOT. ADOPTED 1-07-2003

**3.K.4.**

**DOCUMENT R-2003-0055  
(AMENDS R-2002-2086)**

WORK AUTHORIZATION 3 TO THE WATER UTILITIES CONTINUING CONSTRUCTION CONTRACT WITH FOSTER MARINE CONTRACTORS, INC., FOR \$148,829.40 FOR THE CONSTRUCTION OF THE VILMA LANE WATER MAIN EXTENSION FROM MILITARY TRAIL TO HAVERHILL ROAD. APPROVED 1-07-2003

**3.K.5.**

**a.**

**DOCUMENT R-2003-0056**

REMEDICATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE REMOVAL OF CONTAMINATED SOIL IN CERTAIN DEFINED AREAS OF THE COUNTY COMPLEX LOCATED AT 2030 CONGRESS AVENUE (ALSO FRONTING ON 2065 PRAIRIE ROAD) IN PALM SPRINGS. APPROVED 1-07-2003



**CONSENT AGENDA - CONTINUED**

**3.K.5. - CONTINUED**

**b. DOCUMENT R-2003-0057**

TEMPORARY LICENSE AGREEMENT WITH THE LAKE WORTH DRAINAGE DISTRICT TO ALLOW ENTRANCE TO THE L-8 CANAL RIGHT-OF-WAY TO COMPLETE THE SOIL REMEDIATION WORK. APPROVED 1-07-2003

**c. DOCUMENT R-2003-0058  
(AMENDS R-2002-0574)**

CONSULTANT SERVICES AUTHORIZATION 3 TO THE CONTRACT FOR ENGINEERING SERVICES WITH CAMP DRESSER & MCKEE, INC., FOR \$223,448 FOR INITIAL ENGINEERING AND HYDRO-GEOLOGICAL WORK. APPROVED 1-07-2003

**d. DOCUMENT R-2003-0059**

CONTRACT WITH FLORIDA CONTRACTING CO., INC., FOR \$962,020 FOR EXCAVATION, TRANSPORTATION AND DISPOSAL OF THE CONTAMINATED SOIL AND RESTORATION OF AFFECTED AREAS. APPROVED 1-07-2003

**3.L. ENVIRONMENTAL RESOURCES MANAGEMENT**

**3.L.1. DOCUMENT R-2003-0060**

AGREEMENT FOR PURCHASE AND SALE WITH ROGELIO E. VEGA FOR \$6,900 (LAND COST), \$403 (CLOSING AND MISCELLANEOUS COSTS) FOR A TOTAL OF \$7,303 FOR 1.15 ACRES OF LAND IN UNIT 11 TO BE PURCHASED USING MITIGATION FUNDS. APPROVED 1-07-2003

**3.L.2.**

**a. DOCUMENT R-2003-0061**

GRANT AWARD AGREEMENT WITH THE FLORIDA COMMUNITIES TRUST AND TOWN OF HYPOLUXO THAT SPECIFIES THE STATE'S TERMS AND CONDITIONS FOR THE USE OF FLORIDA FOREVER BOND PROCEEDS AS A GRANT AWARD TO PARTIALLY REIMBURSE ACQUISITION COSTS FOR HYPOLUXO (FKA OVERLOOK) SCRUB NATURAL AREA LOCATED WITHIN THE TOWN LIMITS AND THAT SPECIFIES THE RESTRICTIONS IMPOSED ON THE SITE SUBSEQUENT TO RECEIPT OF THE REIMBURSEMENT. APPROVED 1-07-2003

**b. DOCUMENT R-2003-0062**

GRANT AWARD CALCULATION THAT STATES THE AMOUNT OF THE STATE GRANT AWARD FOR THE HYPOLUXO SCRUB NATURAL AREA TO BE \$1,709,820. APPROVED 1-07-2003

**c. BUDGET AMENDMENT 2003-0389**

BUDGET AMENDMENT OF \$1,709,820 IN THE \$75 MILLION GENERAL OBLIGATION CONSERVATION LAND 1999 BOND FUND. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.L.3.**

**a. DOCUMENT R-2003-0063**

INTERLOCAL AGREEMENT WITH THE CITY OF BOCA RATON FOR FUNDING A PORTION OF THE TOTAL PROJECT COSTS ASSOCIATED WITH THE SOUTH BOCA RATON BEACH NOURISHMENT PROJECT THROUGH SEPTEMBER 30, 2027, INCLUDING CONSTRUCTION OF AN ARTIFICIAL REEF AS MITIGATION. THE CITY WILL REIMBURSE THE COUNTY FOR 80 PERCENT OF THE REEF CONSTRUCTION COST. APPROVED 1-07-2003

**b. DOCUMENT R-2003-0064**

CONTRACT WITH THE MURPHY CONSTRUCTION COMPANY FOR \$1,232,126 FOR CONSTRUCTING 2.39 ACRES OF NEARSHORE ARTIFICIAL REEF AT SOUTH BOCA RATON OVER A ONE-YEAR PERIOD. APPROVED 1-07-2003

**c. BUDGET AMENDMENT 2003-0402**

BUDGET AMENDMENT OF \$985,701 IN THE BEACH IMPROVEMENT FUND. APPROVED 1-07-2003

**3.L.4.**

**a. DOCUMENT R-2003-0065**

GRANT AGREEMENT CZ306 WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR \$25,000 FOR THE FLORIDA COASTAL MANAGEMENT PROGRAM TO PARTIALLY FUND A SEA TURTLE PUBLIC EDUCATION PROGRAM EFFECTIVE UPON EXECUTION BY BOTH PARTIES AND EXPIRING ON SEPTEMBER 30, 2003. APPROVED 1-07-2003

**b. BUDGET AMENDMENT 2003-0407**

BUDGET AMENDMENT OF \$25,000 IN THE GENERAL FUND. APPROVED 1-07-2003

**c.**

AUTHORIZATION OF THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO SIGN ALL FUTURE TIME EXTENSIONS, TASK ASSIGNMENTS, CERTIFICATIONS AND OTHER FORMS ASSOCIATED WITH THIS AGREEMENT, AND NECESSARY MINOR AMENDMENTS THAT DO NOT CHANGE THE SCOPE OF WORK OR TERMS AND CONDITIONS OF THE AGREEMENT. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.L.5.**

**a. DOCUMENT R-2003-0066**

AGREEMENT WITH THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES FOR MOSQUITO CONTROL SERVICES PERFORMED BY THE DEPARTMENT OF ENVIRONMENTAL RESOURCES MANAGEMENT, FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2003. APPROVED 1-07-2003

**b. BUDGET AMENDMENT 2003-0417**

BUDGET AMENDMENT DECREASE OF \$35,025 IN THE STATE MOSQUITO FUND AS A RESULT OF ADDITIONAL PARTICIPANTS AND A FUNDING CAP IN THE STATE PROGRAM. APPROVED 1-07-2003

**c.**

AUTHORIZATION OF THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO SIGN ALL FUTURE TIME EXTENSIONS, TASK ASSIGNMENTS, CERTIFICATIONS AND OTHER FORMS ASSOCIATED WITH THIS AGREEMENT, AND NECESSARY MINOR AMENDMENTS THAT DO NOT CHANGE THE SCOPE OF WORK OR TERMS AND CONDITIONS OF THIS AGREEMENT. APPROVED 1-07-2003

**3.L.6.**

**a. DOCUMENT R-2003-0067**

GRANT CONTRACT WITH THE FLORIDA COMMUNITIES TRUST AND THE CITY OF BOCA RATON FOR THE USE OF FLORIDA FOREVER REVENUE BOND PROCEEDS AS A GRANT AWARD FOR THE REIMBURSEMENT OF PROJECT COSTS EXPENDED FOR THE ACQUISITION OF THE PONDHAWK NATURAL AREA (FKA IBM/BLUE LAKE) LOCATED IN BOCA RATON AND THE RESTRICTIONS IMPOSED ON THE SITE SUBSEQUENT TO RECEIPT OF THE GRANT AWARD. THE MAXIMUM AMOUNT THAT CAN BE AWARDED UNDER THE GRANT IS THE LESSER OF 50 PERCENT OF THE TOTAL PROJECT COSTS OF \$5,786,000. APPROVED 1-07-2003

**b.**

AUTHORIZE THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS IN CONNECTION WITH THIS GRANT ON BEHALF OF THE COUNTY INCLUDING BUT NOT LIMITED TO THE GRANT RECONCILIATION STATEMENT, STATEMENTS SUBMITTED AS A PART OF THE PROJECT PLAN, ANY ADDENDA TO THIS GRANT CONTRACT, AND THE GRANT AWARD AGREEMENT. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.M. PARKS AND RECREATION**

**3.M.1.**

**a. DOCUMENT R-2003-0068**

AGREEMENT WITH THE FLORIDA INSTITUTE OF CULTURAL AND ENTERTAINMENT/ARTS, INC., FOR \$10,000 FOR FUNDING OF THE MUSIC INDUSTRY EDUCATIONAL PROGRAM FOR TEENS AND ADULTS FROM JANUARY 7, 2003, THROUGH SEPTEMBER 30, 2003. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0387**

BUDGET TRANSFER OF \$10,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 2 TO FLORIDA INSTITUTE OF CULTURAL AND ENTERTAINMENT/ARTS/MUSIC PROGRAM ACCOUNT. APPROVED 1-07-2003

**3.M.2.**

**a. DOCUMENT R-2003-0069**

AGREEMENT WITH THE WESTERN COMMUNITIES FOOTBALL LEAGUE, INC., FOR \$10,000 FOR FUNDING OF UNIFORMS AND EQUIPMENT FOR YOUTH FOOTBALL AND CHEERLEADING PROGRAMS FROM JANUARY 7, 2003, THROUGH OCTOBER 1, 2003. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0386**

BUDGET TRANSFER OF \$10,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO WESTERN COMMUNITIES FOOTBALL LEAGUE/UNIFORMS AND EQUIPMENT ACCOUNT. APPROVED 1-07-2003

**3.M.3.**

**a. DOCUMENT R-2003-0070**

AGREEMENT WITH THE WELLINGTON SENIORS CLUB, INC., FOR \$6,000 FOR FUNDING OF SENIORS CLUB PROGRAMS FROM JANUARY 7, 2003, THROUGH SEPTEMBER 30, 2003. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0385**

BUDGET TRANSFER OF \$6,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO WELLINGTON SENIORS CLUB/PROGRAMS ACCOUNT. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.M.4.**

**a. DOCUMENT R-2003-0071**

AGREEMENT WITH THE CITY OF DELRAY BEACH FOR \$25,000 FOR THE FUNDING OF THE JP MORGAN CHASE TENNIS CHALLENGE BENEFIT FROM JANUARY 7, 2003, THROUGH APRIL 6, 2003. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0384**

BUDGET TRANSFERS OF \$5,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 5 AND \$20,000 FROM RESERVES FOR DISTRICT 7 TO DELRAY BEACH/TENNIS TOURNAMENT ACCOUNT FOR REIMBURSEMENT OF ELIGIBLE PRE-AGREEMENT COSTS. APPROVED 1-07-2003

**3.M.5.**

**a. DOCUMENT R-2003-0072**

AGREEMENT WITH BOUNDLESS PLAYGROUNDS, INC., DBA BOUNDLESS PLAYGROUNDS, FOR PLANNING AND DESIGN SERVICES AND PROVIDING FOR A \$400,000 GRANT FOR THE COUNTY TO PURCHASE AND INSTALL PLAYGROUND EQUIPMENT AND SAFETY SURFACING ON A REIMBURSEMENT BASIS BY AUGUST 31, 2003, FOR A PLAYGROUND AT JOHN PRINCE PARK. THIS AGREEMENT REQUIRES AN ADDITIONAL \$300,000 FOR DEVELOPMENT OF RELATED INFRASTRUCTURE WHICH WAS PREVIOUSLY ALLOCATED IN THE BUDGET. APPROVED 1-07-2003

**b. BUDGET AMENDMENT 2003-0383**

BUDGET AMENDMENT OF \$400,000 IN THE PARK IMPROVEMENT FUND FOR JOHN PRINCE PARK BOUNDLESS PLAYGROUND PROJECT. APPROVED 1-07-2003

**3.M.6.**

**a. DOCUMENT R-2003-0073**

AGREEMENT WITH THE SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN PARKS PROPERTY FOR A FIVE-YEAR PERIOD COMMENCING UPON EXECUTION AND ENDING SEPTEMBER 30, 2007. APPROVED 1-07-2003

**b. BUDGET TRANSFER 2003-0419**

BUDGET TRANSFER OF \$442,465 FROM THE PARKS SECURITY BUDGET TO THE SHERIFF'S LAW ENFORCEMENT BUDGET ACCOUNT. APPROVED 1-07-2003

**3.N. LIBRARY - None**

**3.P. COOPERATIVE EXTENSION SERVICE - None**

**CONSENT AGENDA - CONTINUED**

**3.Q. CRIMINAL JUSTICE COMMISSION**

**3.Q.1. DOCUMENT R-2003-0074  
(AMENDS R-2001-2053)**

GRANT EXTENSION WITH THE QUANTUM FOUNDATION, INC., FOR THE IMPLEMENTATION OF A CRISIS INTERVENTION TEAM PROGRAM TO EXTEND THE GRANT PERIOD FROM OCTOBER 22, 2002, TO JULY 22, 2003. APPROVED 1-07-2003

**3.R. EMPLOYEE RELATIONS AND PERSONNEL - None**

**3.S. FIRE-RESCUE - None**

**3.T. HEALTH DEPARTMENT - None**

**3.U. INFORMATION SYSTEMS SERVICES - None**

**3.V. METROPOLITAN PLANNING ORGANIZATION - None**

**3.W. PUBLIC INFORMATION OFFICE - None**

**3.X. PUBLIC SAFETY - None**

**3.Y. PURCHASING - None**

**3.Z. RISK MANAGEMENT - None**

**3.AA. PALM TRAN**

**3.AA.1.**

**a. RESOLUTION R-2003-0075  
(AMENDS R-2002-1599)**

RESOLUTION APPROVING SUPPLEMENTAL FLORIDA DEPARTMENT OF TRANSPORTATION JOINT PARTICIPATION AGREEMENT FM 235766-1-84-01, TO PROVIDE OPERATING FUNDING FOR MASS TRANSIT IN THE NON-URBANIZED (RURAL) AREAS BY INCREASING THE TOTAL AMOUNT TO \$372,992 (AN INCREASE OF \$56,806). ADOPTED 1-07-2003

**b. BUDGET AMENDMENT 2003-0368**

BUDGET AMENDMENT OF \$28,403 IN PALM TRAN'S OPERATING FUND FOR FISCAL YEAR 2002-03. APPROVED 1-07-2003

**c. BUDGET AMENDMENT 2003-0367**

BUDGET AMENDMENT OF \$28,403 IN PALM TRAN'S GRANTS FUND. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.AA.2. RESOLUTION R-2003-0076**

RESOLUTION APPROVING A GRANT APPLICATION WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR \$188,721 TO PROVIDE OPERATING FUNDING FOR MASS TRANSIT OF NON-URBANIZED AREAS OF FEDERAL FUNDS PASSED THROUGH THE STATE FOR THE COUNTY'S LAKE REGION FOR FISCAL YEAR 2004. ADOPTED 1-07-2003

**3.AA.3. DOCUMENT R-2003-0077**

AGREEMENT WITH LAKES OF DELRAY, INC., FOR THE PROVISION OF TRANSPORTATION SERVICE TO THE RESIDENTS OF LAKES OF DELRAY AT THE DWELLING RATE (1,408 UNITS) OF \$3.90 PER MONTH FROM FEBRUARY 1, 2003, THROUGH JANUARY 31, 2004, AND OF \$4.00 PER MONTH FROM FEBRUARY 1, 2004, THROUGH JANUARY 31, 2005. APPROVED 1-07-2003

**3.AA.4. DOCUMENT R-2003-0078**

INTERLOCAL AGREEMENT WITH THE CITY OF BELLE GLADE REGARDING THE PLACEMENT OF BUS SHELTERS WITHIN THE CITY BY THE COUNTY'S BUS SHELTER CONTRACTOR, NEXTMEDIA OUTDOOR, INC. APPROVED 1-07-2003

**3.BB. SHERIFF**

**3.BB.1. BUDGET TRANSFER 2003-0366**

BUDGET TRANSFER OF \$17,304 FROM THE STATE LAW ENFORCEMENT TRUST FUND TO THE SHERIFF'S OFFICE FOR THE PURCHASE OF AN HGI STINGER SYSTEM WHICH WILL BE USED BY THE AUTO THEFT UNIT IN BAIT VEHICLE AND COVERT OPERATIONS FOR THE REDUCTION OF AUTO THEFTS. APPROVED 1-07-2003

**3.BB.2.**

**a. DOCUMENT R-2003-0079**

CRIME LABORATORY IMPROVEMENT PROGRAM COOPERATIVE AGREEMENT BETWEEN THE OFFICE OF JUSTICE PROGRAMS AND THE SHERIFF'S OFFICE FOR \$158,465 TO IMPROVE THE EFFICIENCY AND PRODUCTIVITY OF STATE AND LOCAL CRIME LAB OPERATIONS FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2003. NO COUNTY FUNDS ARE REQUIRED. APPROVED 1-07-2003

**b. BUDGET AMENDMENT 2003-0398**

BUDGET AMENDMENT OF \$158,465 IN THE SHERIFF'S GRANTS FUND. APPROVED 1-07-2003

**CONSENT AGENDA - CONTINUED**

**3.CC. COURT ADMINISTRATION**

**3.CC.1.**

**a. DOCUMENT R-2003-0080**

RATIFY THE CHAIR'S SIGNATURE ON A GRANT-IN-AID AGREEMENT WITH THE JUSTICE ADMINISTRATIVE COMMISSION FOR \$135,654.90 FOR CHILD DEPENDENCY COUNSEL FROM JULY 1, 2002, THROUGH JUNE 30, 2003. APPROVED 1-07-2003

**b.**

RECEIVE AND FILE THE GRANT-IN-AID AGREEMENT WITH THE JUSTICE ADMINISTRATIVE COMMISSION FOR CHILD DEPENDENCY COUNSEL. APPROVED 1-07-2003

**4. SPECIAL PRESENTATIONS**

**4.A.**

CERTIFICATE OF APPRECIATION PRESENTED TO EDWIN JACK FOR 10 YEARS OF DEDICATED SERVICE AS DEPUTY COUNTY ENGINEER. PRESENTED 1-07-2003

**5. PUBLIC HEARINGS - 9:30 A.M.**

PROOF OF PUBLICATION. APPROVED 1-07-2003

**MOTION to receive and file proof of publication 6833151. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

**5.A. ORDINANCE 2003-001  
(AMENDS ORDINANCE 95-30)**

ORDINANCE AMENDING SECTION 17-115 OF THE CODE OF LAWS AND ORDINANCES RELATING TO THE TOURIST DEVELOPMENT TAX PURSUANT TO THE LOCAL OPTION TOURIST DEVELOPMENT ACT; PROVIDING FOR REMOVAL OF TOURIST DEVELOPMENT COUNCIL MEMBERS FOR LACK OF ATTENDANCE. (P.O.P. 6833151) ADOPTED AS AMENDED 1-07-2003

PUBLIC COMMENT: None

**MOTION to adopt the ordinance. Motion by Commissioner Masilotti and seconded by Commissioner Aaronson.**

Staff requested that in section 8 the effective date would be when the ordinance is filed with the state, instead of January 2003.

**AMENDED MOTION to change the effective date to when the ordinance is filed with the state. The maker and seconder agreed. Upon call for a vote, the motion carried 7-0.**



**PUBLIC HEARINGS - 9:30 A.M. - CONTINUED**

**5.B.**

FIRST PUBLIC HEARING AND ADVERTISE FOR SECOND PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M., AN ORDINANCE AMENDING ORDINANCE 92-20, KNOWN AS THE UNIFIED LAND DEVELOPMENT CODE AS FOLLOWS: ARTICLE 6, ZONING DISTRICTS, TO REVISE OVERLAY DISTRICTS ESTABLISHED, ADDING NORTHLAKE BOULEVARD OVERLAY ZONE; AMENDING DISTRICT PURPOSES AND USES; AMENDING OVERLAY DISTRICT REGULATIONS; AND ADOPTING DESIGN GUIDELINES. APPROVED 1-07-2003

PUBLIC COMMENT: None

**MOTION to approve the ordinance on first public hearing and advertise for second public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

**6. REGULAR AGENDA**

**6.A. ADMINISTRATION**

**6.A.1.**

DIRECTION REGARDING THE IMPLEMENTATION OF THE DRIVER EDUCATION SAFETY TRUST FUND PROGRAM PURSUANT TO THE DORI SLOSBERG ACT. DISCUSSED 1-07-2003

Representative of the school board Linda Cowart said that the Safety Council is managing the drivers' education program with the School District in partnership with the Quantum Foundation and Maroone Chevrolet of Greenacres. Ms. Cowart discussed the funding of the drivers' education program and noted that the classroom teachers are paid over a million dollars in supplements; new drivers' education textbooks are provided at a cost of \$35,000, as well as simulators at a one-time cost of \$77,000.

Ms. Cowart said the funding received for the program would make it possible to waive the \$50 fee that students had previously paid and to expand the current program. Commissioner Newell clarified that the funding from the Driver Education Safety Trust Fund Program is a complete supplement to the present funding of \$1.2 million provided by the school board.

Sheriff Edward W. Bieluch said he became involved in the program at the request of superintendent of schools Arthur C. Johnson. Sheriff Bieluch offered the school board the use of the police department's PT Cruisers for the program. The board thanked the Sheriff for his contribution of the cars.

## **REGULAR AGENDA - CONTINUED**

### **6.A.1. - CONTINUED**

#### **PUBLIC COMMENT:**

Don Marksz said he was proud of the county and that they were the leaders in the drivers' education field.

## **REORDER AGENDA**

**MOTION to reorder the agenda to consider items 6.F.1., 6.A.4., and 6.A.3. Motion by Commissioner Masilotti, seconded by Commissioner McCarty, and carried 7-0.**

### **6.F.1.**

### **BUDGET TRANSFER 2003-0332**

BUDGET TRANSFER OF \$30,175 FROM THE STATE LAW ENFORCEMENT TRUST FUND TO SPONSOR A TRIP TO THE 2003 NATIONAL CONFERENCE ON PREVENTING CRIME IN THE BLACK COMMUNITY TO BE HELD IN ATLANTA ON MAY 21-25, 2003. APPROVED 1-07-2003

Commissioners Masilotti, Koons, and Aaronson said that they were in favor of hosting a conference in the county to encompass the attendance of a larger number of children. Commissioner McCarty said that although the trip to Atlanta was a very good cause, the private sector should support it. Commissioners Greene and Koons said that taking at-risk children, who have never been out of their surroundings, on a trip, would provide them with an unforgettable experience and could effect a positive change in their attitude.

**MOTION to approve the budget transfer. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 6-1. Commissioner McCarty opposed.**

(CLERK'S NOTE: Commissioner Greene left the meeting.)

### **6.A.4.**

### **RESOLUTION R-2003-0081**

RESOLUTION SUPPORTING CROSS COUNTRY OF DELAWARE, INC., DBA CROSS COUNTRY, INC. & CROSS COUNTRY TRAVCORPS, INC., BEING APPROVED AS A QUALIFIED APPLICANT FOR FLORIDA'S QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM, AND TO PROVIDE A \$62,500 LOCAL MATCH; AND A JOB GROWTH INCENTIVE GRANT AGREEMENT. ADOPTED 1-07-2003

PUBLIC COMMENT: None

**MOTION to adopt the resolution and approve the agreement. Motion by Commissioner Koons and seconded by Commissioner Masilotti.**

(CLERK'S NOTE: Commissioner Koons left the meeting.)

**UPON CALL FOR A VOTE, the motion carried 5-0. Commissioners Greene and Koons absent.**

**REGULAR AGENDA - CONTINUED**

**6.A.3.**

RECEIVE AND FILE THE EVALUATION OF THE PROPRIETY OF THE PREVIOUSLY APPROVED PURCHASE OF THE KING'S ACADEMY PROPERTY. APPROVED 1-07-2003

County Administrator Weisman presented to the board an in-depth response regarding the charges in the Palm Beach Post that county staff improperly handled the purchase of King's Academy property. Mr. Weisman said that the staff appreciated the responses received from the federal and state review agencies that fully supported the proposed purchase as being in accordance with the goals and rules of the program. The commissioners expressed their support of Mr. Weisman and Director of Airports Bruce Pelly.

(CLERK'S NOTE: Commissioners Greene and Koons rejoined the meeting.)

**MOTION to receive and file the evaluation. Motion by Commissioner Masilotti, seconded by Commissioner Newell, and carried 7-0.**

**6.A.2. TIME CERTAIN - 2:00 P.M. - See pages 29-30.**

**6.A.3.** See page 27.

**6.A.4.** See page 26.

**6.B. FACILITIES DEVELOPMENT AND OPERATIONS**

**6.B.1.**

**a. DOCUMENT R-2003-0082  
(AMENDS R-2001-1575)**

AMENDMENT 1 TO AGREEMENT FOR PURCHASE AND SALE WITH THE KING'S ACADEMY, INC., TO ADDRESS ENCROACHMENTS OF THE SCHOOL'S FENCING AND PAVEMENT ONTO LAKE WORTH DRAINAGE DISTRICT RIGHT-OF-WAY AND PROVIDE THAT THE COUNTY SHALL HAVE NO RESPONSIBILITY FOR SAID ENCROACHMENTS. APPROVED 1-07-2003

**b. RESOLUTION R-2003-0083**

RESOLUTION AUTHORIZING THE EXCHANGE AGREEMENT WITH THE KING'S ACADEMY, INC., TO EXCHANGE 47 ACRES REQUIRED BY THE KING'S ACADEMY SCHOOL AT SANBURY'S WAY FOR THE EXISTING SCHOOL ON CHERRY ROAD WITHOUT RESERVATION OF MINERAL RIGHTS. (SEE R-2001-1575) ADOPTED 1-07-2003

**c. DOCUMENT R-2003-0084**

DECLARATION OF EASEMENT FOR A WASTEWATER FORCE MAIN WITHIN A PLATTED RIGHT-OF-WAY IN THE 47 ACRES TO BE CONVEYED TO KING'S ACADEMY. APPROVED 1-07-2003

**REGULAR AGENDA - CONTINUED**

**6.B.1. - CONTINUED**

- d. **DOCUMENT R-2003-0085  
(AMENDS R-98-1588-D)**

SUPPLEMENT 2 TO CONSULTANT SERVICES AUTHORIZATION 25 TO CONTRACT WITH MICHAEL B. SCHORAH & ASSOCIATES, INC., FOR PROFESSIONAL SERVICES FOR THE SANSBURY'S WAY PROPERTY FOR A TOTAL OF \$80,000. APPROVED 1-07-2003

- e. **DOCUMENT R-2003-0086  
(AMENDS R-98-1592-D)**

SUPPLEMENT 1 TO CONSULTANT SERVICES AUTHORIZATION 24 TO CONTRACT WITH BROWN & PHILLIPS, INC., FOR LAND SURVEYING SERVICES FOR THE SANSBURY'S WAY PROPERTY FOR A TOTAL OF \$71,000. APPROVED 1-07-2003

**PUBLIC COMMENT:**

Charles J. Baumann, Glenn Blackwood, Cathy Brandenburg, Omar Chaljub, Judy Cornillie, Christy Cunningham, Carol Ann Decker, Jim Farrell, Sherry Farrell, David Fiebig, Jeff Gentry, David Goodlett, Kyle Henderson, Steve Hood, Jill Ianni, Ken Ianni, Jim Jenkins, Wanda F. Jenkins, Walter Jones, Meg Krause, Richard A. Krause, Pam Kuhl, Janet Ledesma, David Legere, Patricia Legere, Jane Loveland, Jeff Loveland, Nelson Loveland, Charles McDulin, Glenn Martin, Mary Mills, Sherry Neal, Frank T. Noska III, Irelys Pattee, Christina Peterson, Emory Rogers, Jose M. Sosa, and Jeanette Wright said they were in support of the amended agreement for purchase and sale with The King's Academy.

**MOTION to approve the amendment, adopt the resolution of the exchange agreement, approve the declaration of easement and supplements to the consultant services authorizations. Motion by Commissioner Koons, seconded by Commissioner Greene, and carried 7-0.**

**6.B.2.**

- a. **DOCUMENT R-2003-0087**

AGREEMENT WITH REG ARCHITECTS, INC., FOR \$1,013,000 INCLUDING A NOTICE TO PROCEED FOR DESIGN PHASE SERVICES (THROUGH DESIGN DEVELOPMENT AND PERMITTING) FOR \$358,000 TO PROVIDE ARCHITECTURAL AND ENGINEERING RESTORATION DESIGN SERVICES AND CONSTRUCTION ADMINISTRATION FOR THE HISTORIC COUNTY COURTHOUSE RESTORATION. APPROVED 1-07-2003

- b.

AUTHORIZE THE COUNTY ADMINISTRATOR TO ISSUE A NOTICE TO PROCEED FOR THE BALANCE OF THE CONSULTANT'S DESIGN AND CONSTRUCTION PHASE SERVICES (\$655,000) AT A LATER DATE. APPROVED 1-07-2003

**MOTION to approve the agreement and authorization. Motion by Commissioner Masilotti and seconded by Commissioner Koons.**

## **REGULAR AGENDA - CONTINUED**

### **6.B.2. - CONTINUED**

Commissioner Newell said he wanted to postpone the item until the board had the tenant list for the courthouse. He was concerned, he said, about expanding offices in downtown West Palm Beach because of the traffic congestion caused by diminishing lanes.

**SUBSTITUTE MOTION to POSTPONE the item until February 4, 2003, upon receipt of tenant list. Motion by Commissioner Newell and seconded by Commissioner McCarty.**

Commissioner Marcus recommended a joint meeting between the City of West Palm Beach and the board to address the issue of traffic congestion and numerous other issues that needed to be resolved.

**UPON CALL FOR A VOTE, the motion FAILED 3-4. Commissioners Aaronson, Greene, Koons, and Marcus opposed.**

Commissioner Marcus clarified that the motion on the floor did not approve any tenants. The tenant list would be discussed on February 4, 2003. She said the staff was suggesting that by approving the contractor today, it would allow the architect to start on the exterior of the building.

**UPON CALL FOR A VOTE, the motion carried 7-0.**

### **RECESS**

**At 12:10 p.m., the chair declared a recess.**

### **RECONVENE**

**At 2:00 p.m., the board reconvened with Commissioners Aaronson, Greene, Koons, McCarty, Marcus, Masilotti, and Newell present.**

### **TIME CERTAIN - 2:00 P.M.**

### **6.A.2.**

**DIRECTION ON THE DRAFT OF THE COUNTY'S STATE LEGISLATIVE PROGRAM FOR FISCAL YEAR 2003. APPROVED 1-07-2003**

The following comments were made:

- Cost shifts were a major concern and the board was unable to control them. (Commissioner Marcus)
- Article V costs were an appropriations issue and a huge priority for the Florida Association of Counties. (Legislative Affairs Director Todd Bonlarron)
- Lake Worth Lagoon and the Lake Region water treatment plant were two things that he would prioritize for appropriation, and that because the water treatment plant was a public safety issue, it was his top priority. (Commissioner Koons)

## **REGULAR AGENDA - CONTINUED**

**TIME CERTAIN 2:00 P.M.**

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

- The board, when talking to the state legislature, should emphasize that the county's two legislative priorities were cost shifts and Article V; and the two specific appropriation requests were Lake Worth Lagoon and the Lake Region water treatment plant. (Commissioner McCarty)
- Winsberg Farms wetland restoration was very important and should be included. (Commissioner Aaronson)

Mr. Bonlarron was directed by the board to bring the following issues before the state legislature:

- Unfunded mandates/cost shifts
- Implementation of Revision 7
- Lake Worth Lagoon Partnership Grant Program
- Lake Region water treatment plant
- Winsberg Farms wetland restoration

**MOTION to approve unfunded mandates/cost shifts and implementation of Revision 7 (Article V) as the county's top two legislative priorities, and the Lake Worth Lagoon Partnership Grant Program, Lake Region water treatment plant, and the Winsberg Farms wetland restoration as the county's top three appropriation priorities. Motion by Commissioner Koons, seconded by Commissioner Masilotti, and carried 7-0.**

### **6.C. COUNTY ATTORNEY**

#### **6.C.1.**

APPLICATION OF THE HENRY MORRISON FLAGLER MUSEUM FOR THE ISSUANCE OF UP TO \$9,000,000 OF ADJUSTABLE RATE REVENUE BONDS, SERIES 2003 (THE HENRY MORRISON FLAGLER MUSEUM PROJECT). BOND PROCEEDS WILL BE USED TO REFUND THE COUNTY'S \$6,500,000 VARIABLE RATE DEMAND REVENUE BONDS, SERIES 1999, AND TO FINANCE CAPITAL EXPENDITURES CONSISTING OF A PAVILION TO HOUSE THE RAILWAY CAR AND PROVIDE SPACE FOR SOCIAL GATHERINGS, AN EXHIBIT AREA, AN AREA FOR THE MUSEUM'S CAFÉ, AND ADDITIONAL BATHROOMS. APPROVED 1-07-2003

**MOTION to approve the application. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

## REGULAR AGENDA - CONTINUED

### 6.C.2.

APPLICATION OF THE COMMUNITY FOUNDATION FOR PALM BEACH AND MARTIN COUNTIES, INC., FOR THE ISSUANCE OF UP TO \$11,300,000 OF INDUSTRIAL DEVELOPMENT REVENUE BONDS. BOND PROCEEDS WILL BE USED TO REFUND THE COUNTY'S \$7,900,000 VARIABLE RATE DEMAND REVENUE BONDS, SERIES 1999 AND TO FINANCE ACQUISITION AND IMPROVING OF LAND FOR ADDITIONAL PARKING FOR THE COMPANY'S HEADQUARTERS. APPROVED 1-07-2003

**MOTION to approve the application. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

### 6.C.3.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M.: AN ORDINANCE REPEALING ORDINANCE 72-11, ENTITLED SPEED LIMITS ON SECONDARY ROADS, CODIFIED IN CHAPTER 19, ARTICLE 1, SECTION 19-2, OF THE COUNTY CODE; AND REPEALING RESOLUTION R-71-370 WHICH ACCEPTED JURISDICTION OVER ALL EXISTING SPEED LIMITS AND RESTRICTIVE SIGNS ON THE SECONDARY ROAD SYSTEM AND INCLUDED THE SECONDARY ROAD SYSTEM AS PART OF THE COUNTY ROAD SYSTEM. APPROVED 1-07-2003

**MOTION to approve the ordinance on preliminary reading and advertise for public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

6.C.4. DELETED

### 6.C.5.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M.: AN ORDINANCE REPEALING ORDINANCE 91-13, THE COUNTY ENVIRONMENTALLY SENSITIVE LANDS ACQUISITION SELECTION (ACQUISITION) ORDINANCE AND ORDINANCE 98-17, THE AMENDMENT THERETO, CODIFIED IN CHAPTER 21, ARTICLE VIII, DIVISION 3, OF THE COUNTY CODE. APPROVED 1-07-2003

**MOTION to approve the ordinance on preliminary reading and advertise for public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner McCarty, and carried 7-0.**

### 6.C.6.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M.: AN ORDINANCE REPEALING ORDINANCE 76-14, ENTITLED PALM BEACH COUNTY UNINCORPORATED AREA MUNICIPAL SERVICE TAXING UNIT ORDINANCE, CODIFIED IN CHAPTER 26, DIVISION 2, UNINCORPORATED AREAS, SECTION 26-31 THROUGH 26-35, OF THE COUNTY CODE. APPROVED 1-07-2003

**MOTION to approve the ordinance on preliminary reading and advertise for public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner McCarty, and carried 7-0.**

## REGULAR AGENDA - CONTINUED

### 6.D. ENVIRONMENTAL RESOURCES MANAGEMENT

#### 6.D.1.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M.: AN ORDINANCE PROVIDING FOR PROTECTION OF NATURAL AREAS; PROVIDING FOR REMOVAL OF PROHIBITED INVASIVE NON-NATIVE VEGETATION; PROVIDING FOR INCENTIVES; PROVIDING FOR EXEMPTIONS; PROVIDING FOR ENFORCEMENT; AND PROVIDING FOR INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE. APPROVED 1-07-2003

As a result of staff direction, Environmental Resources Management Director Richard E. Walesky presented an overview of the changes to the proposed ordinance concerning the removal of prohibited invasive non-native vegetation. The changes provided relief and incentives to property owners. Commissioner Masilotti clarified with Mr. Walesky that a property owner would not pay more than \$500 to have the vegetation removed.

#### PUBLIC COMMENT:

Jennifer Butler, representative of the Realtors Association of the Palm Beaches, said that the association supported the intent of the ordinance, but a method was needed to address the potential impact on older neighborhoods. Ms. Butler said the association would work on developing suggestions for an appeal process over the next several years to provide to the board.

Barbara Hadsell requested that a financial hardship appeal process be added to the amendment.

Steven Bell said the Palm Beach County Environmental Coalition supported the proposed changes to the ordinance. Mr. Bell asked the board to address the issue of the property owners that do not have invasive vegetation right now but may have two or three little trees that could become invasive.

Roberto Torres, a representative of The Nature Conservancy, stated their continued support for the proposed ordinance.

Commissioner Marcus commended Mr. Walesky for doing a great job. She said he had devised a compromise solution that worked for everybody, and suggested that staff move forward to develop potential hardship criteria over the next five years.

**MOTION to approve the ordinance on preliminary hearing and advertise for public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**



**REGULAR AGENDA - CONTINUED**

**6.E. HOUSING AND COMMUNITY DEVELOPMENT**

**6.E.1.**

CONCEPTUAL APPROVAL OF THE COMMISSION ON AFFORDABLE HOUSING COMPETITIVE RENTAL PROGRAM AWARDS TOTALING \$2,239,335 TO THE FOLLOWING:

**a.**

AKI & COMPANY, INC., DBA HOBBS REALTY - OASIS PLACE FOR \$250,000 FOR 24 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**b.**

HOUSTON REALTY & INVESTMENT, INC. - AMELIA GARDENS FOR \$489,398 FOR 22 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**c.**

N.O.A.H. DEVELOPMENT CORPORATION - COVENANT VILLAS FOR \$348,000 FOR 144 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**d.**

PINNACLE PALMS LTD. - PINNACLE PALMS FOR \$100,000 FOR 152 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**e.**

INDIAN TRACE ASSOCIATES, LTD. - INDIAN TRACE APARTMENTS FOR \$320,648 FOR 330 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**f.**

CITY HALL HOUSING LIMITED PARTNERSHIP - CITY HALL APARTMENTS FOR \$267,313 FOR 28 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**g.**

TRUST LAKE PARK TWO, LTD. - WESTLAKE PHASE 2 FOR \$232,663 FOR 112 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**REGULAR AGENDA - CONTINUED**

**6.E.1. - CONTINUED**

**h.**

LAKESIDE COMMONS, LTD. - LAKESIDE COMMONS APARTMENTS FOR \$231,313 FOR 99 UNITS. THESE ARE STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS AND REQUIRE NO MATCHING AD VALOREM DOLLARS. APPROVED 1-07-2003

**MOTION to conceptually approve the awards. Motion by Commissioner Masilotti and seconded by Commissioner Greene.**

**PUBLIC COMMENT:**

F. Martin Perry, agent for Pinnacle Palms Ltd., said that they were placed at the bottom of the awards list, receiving only \$100,000 for 152 units. Mr. Perry asked the board to exercise their discretion in the issue of fairness to reconsider the award. Deputy County Administrator Verdenia Baker explained that, although Pinnacle Palms Ltd. ranked highest, because their funding was in place, they received bond funding through the Housing Finance Authority, state funding, and the developer investments, and the staff's understanding was that the difference being requested was for overrun. Staff recommended that Pinnacle Palms Ltd. remain with the \$100,000, Ms. Baker said.

Lynn Solomon, a representative of Houston Realty, requested approval of their new construction in Belle Glade. Ms. Baker said the staff was supporting it.

**UPON CALL FOR A VOTE, the motion carried 6-1. Commissioner Koons opposed.**

The commissioners said they were not in favor of funding rentals but were in favor of funding homeownership. Commissioner Aaronson commented that owning multi-family units were equal to owning single-family homes because it instilled pride of ownership to a family unit. The board said they wanted a letter sent supporting homeownership versus rental programs.

**MOTION to send a letter to the Housing Finance Authority, Commission of Affordable Housing, and state Housing Finance Authority indicating support of single-family and multi-family homeownership and to not support future rental programs. Motion by Commissioner Masilotti, seconded by Commissioner Newell, and carried 7-0.**

**6.E.2.**

**DOCUMENT R-2003-0088**

LOAN AGREEMENT WITH AKI & COMPANY, INC., DBA HOBBS REALTY, FOR \$250,000 IN STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM FUNDS TO ASSIST IN THE ACQUISITION OF A 24-UNIT AFFORDABLE HOUSING RENTAL PROJECT KNOWN AS OASIS PLACE, LOCATED AT 3225 AND 3227 J AVENUE, RIVIERA BEACH. APPROVED 1-07-2003

**MOTION to approve the loan agreement. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 7-0.**

**6.F. SHERIFF**

**6.F.1.** See page 26.

**REGULAR AGENDA - CONTINUED**

**6.G. PALM TRAN**

**6.G.1.**

**a. RESOLUTION R-2003-0089**

RESOLUTION APPROVING FLORIDA DEPARTMENT OF TRANSPORTATION JOINT PARTICIPATION AGREEMENT FM 41228918401 FOR \$102,500 TO FUND 50 PERCENT OF THE OPERATING COST TO ESTABLISH A NEW PROGRAM FOR PALM TRAN CONNECTION CALLED VOLUNTEERS IN PARATRANSIT, FOR TWO YEARS. ADOPTED 1-07-2003

**b. BUDGET AMENDMENT 2003-0390**

BUDGET AMENDMENT OF \$50,000 IN PALM TRAN'S GRANTS FUND TO RECOGNIZE THE FLORIDA DEPARTMENT OF TRANSPORTATION FUNDS. APPROVED 1-07-2003

**c. BUDGET AMENDMENT 2003-0392**

BUDGET AMENDMENT OF \$50,000 IN PALM TRAN'S OPERATING FUND. APPROVED 1-07-2003

**d.**

ONE GRANT-FUNDED POSITION FOR PALM TRAN TO COORDINATE THE VOLUNTEERS IN PARATRANSIT PROGRAM. APPROVED 1-07-2003

**MOTION to adopt the resolution and approve the budget amendments and the position to coordinate the program. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

**6.H. LIBRARY**

**6.H.1.**

**a. BUDGET TRANSFER 2003-0409**

BUDGET TRANSFER OF \$530,500 IN THE LIBRARY OPERATING FUND FOR INCREASED SALARIES AND FRINGE BENEFITS, CONSULTANT SERVICES, FACILITIES DEVELOPMENT AND OPERATIONS DEPARTMENT STAFF CHARGES, AND APPRAISAL FEES. APPROVED 1-07-2003

**b.**

INCREASE IN LIBRARY'S COMPLEMENT BY ONE FULL-TIME POSITION, A CAPITAL IMPROVEMENTS PROJECTS SPECIALIST TO HANDLE THE PROJECTS RECENTLY APPROVED IN THE LIBRARY BOND ISSUE. APPROVED 1-07-2003

**MOTION to approve budget transfer and one full-time position. Motion by Commissioner Masilotti, seconded by Commissioner Greene, and carried 7-0.**

**REGULAR AGENDA - CONTINUED**

**6.I. PLANNING, ZONING AND BUILDING**

**6.I.1.**

PRELIMINARY HEARING AND ADVERTISE FOR PUBLIC HEARING ON FEBRUARY 25, 2003, AT 9:30 A.M.: AN ORDINANCE REPEALING ORDINANCE 95-34, COUNTY PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT ORDINANCE, CODIFIED IN CHAPTER 22, ARTICLE XI OF THE COUNTY CODE. APPROVED 1-07-2003

**MOTION to approve the ordinance on preliminary reading and advertise for public hearing on February 25, 2003, at 9:30 a.m. Motion by Commissioner Masilotti, seconded by Commissioner Aaronson, and carried 7-0.**

**7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD - See separate meeting of this date (item 7.A.1.).**

**8. BOARD APPOINTMENTS**

**8.A. ADMINISTRATION**

**8.A.1.**

APPOINTMENT OF EITHER DONNA BROSEMER OR JAMES B. HUTCHINSON AS AN AT-LARGE MEMBER TO THE JOINT COMMITTEE TO INCREASE COUNTY GOVERNMENT EFFICIENCY EFFECTIVE JANUARY 7, 2003. APPROVED APPOINTMENT OF DONNA BROSEMER -- 1-07-2003

**MOTION to approve the appointment of Donna Brosemer. Motion by Commissioner Masilotti, seconded by Commissioner McCarty, and carried 7-0.**

**8.A.2.**

APPOINTMENT OF LINDA SORRELLS, REPLACING ED RYAN. AND LARRY JORDAN, REPLACING TODD SAPPERSTEIN; AND REAPPOINTMENT OF LOUISE BUIE, LEROY GIVENS, LYDIA PATTERSON, SID POE, RICHARD SLAYMAKER, BRENDA STAR, AND MARVIN TANCK TO THE WORKFORCE ALLIANCE FROM FEBRUARY 2003 THROUGH JANUARY 31, 2007. APPROVED 1-07-2003

**MOTION to approve the appointments and reappointments. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

**BOARD APPOINTMENTS - CONTINUED**

**8.B. COMMUNITY SERVICES**

**8.B.1.**

APPOINTMENTS OF THE FOLLOWING INDIVIDUALS TO THE COUNTY'S HIV COMPREHENSIVE AIDS RESOURCES EMERGENCY CARE COUNCIL: RAPHAEL DURAN, ROSALYN COLLINS, HELEN HOPSON, LORENZA JACKSON, ROOSEVELT WILKENS, ELIZABETH ROBINSON, RONALD WIEWORA, AND BEVERLY ELLIOT-MORRISON FROM JANUARY 7, 2003, THROUGH JANUARY 7, 2005; AND REAPPOINTMENTS OF THE FOLLOWING INDIVIDUALS TO THE COUNCIL: BARTHELEMY DEMEZIER, THOMAS ALAN MENARD, MARY JANE REYNOLDS, VICTOR JONES, SHIRLEY SAMPLES, AND SHIRLEY LANIER FROM SEPTEMBER 25, 2002, THROUGH SEPTEMBER 25, 2004. APPROVED 1-07-2003

**MOTION to approve the appointments and reappointments. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.**

**8.B.2.**

APPOINTMENTS OF TERRI ROSE AND ANTHONY REED TO THE HEAD START POLICY COUNCIL FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2005. APPROVED 1-07-2003

**MOTION to approve the appointments. Motion by Commissioner Koons, seconded by Commissioner McCarty, and carried 7-0.**

**8.C. PARKS AND RECREATION**

**8.C.1.**

REAPPOINTMENT OF LEAH SCHAD AS AN AT-LARGE MEMBER TO THE OKEEHEELEE PARK CITIZENS ADVISORY COMMITTEE FROM JANUARY 7, 2003, THROUGH DECEMBER 31, 2004. APPROVED 1-07-2003

**MOTION to approve the reappointment. Motion by Commissioner Koons, seconded by Commissioner Greene, and carried 7-0.**

**8.D. COMMISSION DISTRICT APPOINTMENTS**

**8.D.1.**

REAPPOINTMENT OF GARY LEHNETZ TO THE OKEEHEELEE PARK CITIZENS ADVISORY COMMITTEE FROM JANUARY 7, 2003, THROUGH DECEMBER 31, 2004. APPROVED 1-07-2003

**MOTION to approve the reappointment. Motion by Commissioner Greene, seconded by Commissioner Masilotti, and carried 7-0.**

**BOARD APPOINTMENTS - CONTINUED**

**8.D.2.**

REAPPOINTMENT OF JIMMY WITHERSPOON TO THE HOUSING FINANCE AUTHORITY. APPROVED 1-07-2003

**MOTION to approve the reappointment. Motion by Commissioner Greene, seconded by Commissioner Masilotti, and carried 7-0.**

**8.D.3.**

APPOINTMENT OF CARLA S. BRYANT TO THE TOURIST DEVELOPMENT COUNCIL. APPROVED 1-07-2003

**MOTION to approve the appointment. Motion by Commissioner Greene, seconded by Commissioner Masilotti, and carried 7-0.**

**9. STAFF COMMENTS**

**9.A. ADMINISTRATION**

**9.A.1.**

TRAFFIC PERFORMANCE STANDARDS (TPS) COMMITTEE REPORT DUE BY FEBRUARY 12, 2003. DISCUSSED 1-07-2003

County Administrator Weisman said County Engineer George T. Webb was available to answer any questions about the memo on the Traffic Performance Standards (TPS) Committee's progress. Commissioner Marcus said she recognized the committee was doing a great deal of work on a volunteer basis, but requested that their targeted finish date be set for February 12, 2003. Commissioner Marcus asked Mr. Weisman to notify the board with a new date, before February 12, 2003, if the TPS committee was unable to comply with that date.

No backup provided.

**9.B. COUNTY ATTORNEY - None**

**10. COMMISSIONER COMMENTS**

**10.A. COMMISSIONER KAREN T. MARCUS**

**10.A.1.**

CHANGES IN COMMISSION APPOINTMENTS LIST. DISCUSSED 1-07-2003

Commissioner Marcus said there was a change in the appointments list that she had distributed. Commissioner Greene would be the Value Adjustment Board regular member and Commissioner Masilotti would be the Value Adjustment Board alternate member.

**COMMISSIONER COMMENTS - CONTINUED**

**10.B. COMMISSIONER JEFF KOONS**

**10.B.1.**

METROPOLITAN PLANNING ORGANIZATION GRANT ON PARKER AVENUE. DISCUSSED 1-07-2003

Commissioner Koons said he would recommend to the Metropolitan Planning Organization to withdraw a grant for \$500,000 for a traffic study of Parker Avenue, because of the city of West Palm Beach's lack of concern for the county. He suggested that it would be better to meet with the city in late March or after.

No backup provided.

**10.B.2.**

ALLOCATION OF FUNDS FOR THE COUNTYWIDE COMMUNITY REVITALIZATION TEAM (CCRT). DISCUSSED 1-07-2003

Commissioner Koons requested that allocation of the CCRT's \$2.5 million be placed into the Five-Year Capital Improvement Program. County Administrator Weisman said it was staff's intent to put it into the budget, but if there was a shortfall, the CCRT may be targeted for a cut, so there would be no guarantee.

No backup provided.

**10.C. COMMISSIONER WARREN H. NEWELL**

**10.C.1.**

ENDORSEMENT OF CHANGES ON ELECTION REFORM. DISCUSSED 1-07-2003

Commissioner Newell asked the board for endorsement of a list of changes from the Select Task Force on Election Procedures, Standards and Technology on reform to be discussed at the legislative delegation meeting. Commissioner Marcus said he had the board's endorsement.

No backup provided.

**10.C.2.**

ORDINANCE TO CONTROL ROADWAY REDUCTION CAPACITY. DISCUSSED WITH DIRECTION 1-07-2003

Commissioner Newell asked County Administrator Weisman for an update on an ordinance that would control the county and cities from reducing roadway capacity that the board had requested some months ago.

No backup provided.

**COMMISSIONER COMMENTS - CONTINUED**

**10.C.3.**

MEETING WITH THE MAYOR OF WEST PALM BEACH TO DISCUSS FUTURE GROWTH ISSUES. DISCUSSED WITH DIRECTION 1-07-2003

Commissioner Newell stated that it was necessary for the board to meet with the mayor of West Palm Beach and to discuss the issues of the impact the future growth of the city had on county employees. Commissioner Newell said it was important to voice the issues of their dissatisfaction with the mayor, because future decisions made by the county could affect the city. Commissioner Marcus agreed and requested that each of the commissioners submit a list of his or her unresolved issues for discussion. Commissioner Aaronson said that they had done that many times before. Commissioner Marcus said they should try one more time, before any decisions were made to relocate. Commissioner Marcus asked County Administrator Weisman to schedule the meeting for them.

No backup provided.

**10.D. COMMISSIONER MARY MCCARTY - None**

**10.E. COMMISSIONER BURT AARONSON**

**10.E.1.**

HAPPY NEW YEAR. DISCUSSED 1-07-2003

Commissioner Aaronson wished everyone a happy and healthy new year.

No backup provided.

**10.F. COMMISSIONER TONY MASILOTTI**

**10.F.1.**

REVAMPING OF THE COMMISSIONERS' SEATING AREAS IN CHAMBERS. DISCUSSED 1-07-2003

Commissioner Masilotti asked if their seating areas on the dais were going to be revamped. County Administrator Weisman replied that the matter was in the discussion stage.

No backup provided.

**10.F.2.**

ORDINANCE TO INCINERATE THE REMAINS OF HOGS. DISCUSSED 1-07-2003

Commissioner Masilotti requested board support for an ordinance that would require incineration of hogs' remains. In his area, small hog farmers buried the slaughtered remains of hogs. Area residents are concerned about contamination of their well water. Commissioner Marcus said he had consensus of the board.

No backup provided.



**COMMISSIONER COMMENTS - CONTINUED**

**10.G. COMMISSIONER ADDIE L. GREENE - None**

**11. ADJOURNMENT**

**The chair declared the meeting adjourned at 4:01 p.m.**

ATTESTED:

APPROVED:

Clerk

Chair