

MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR

1. **CALL TO ORDER:** March 11, 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 Attorney Denise Dytrych
Deputy County Administrator Verdenia C. Baker
Chief Deputy Clerk John W. Dame
Condensing Clerk Dawn Whyte

1.B. **INVOCATION** - Commissioner Greene

1.C. **PLEDGE OF ALLEGIANCE**

2. **AGENDA APPROVAL**

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

Deputy County Administrator Baker noted the agenda changes as follows:

PAGE **ITEM**

8 3C-1

DELETED: **A)** a Public Facilities Agreement with PGA Gateway, Ltd., and The Grande at Palm Beach Gardens, Inc. (The Grande); and

B) Budget Transfer of \$899,866 in the Road Impact Fee Zone 1 Fund from Reserves to Prosperity Farms Road/PGA Boulevard to Lone Pine Road. (Eng) (Further staff review)

8 3C-5

REVISED SUMMARY: This Budget Transfer will fund the installation of a memorial plaque and pedestal for the Banyan Creek Elementary School pathway along Barwick Road in Delray Beach. In the interest of the health safety and welfare of the traveling public, the District Commissioner wishes to fund this project to remind pedestrians, particularly the children of Banyan Creek Elementary, to use caution while riding or walking along roads. The plaque will be installed in a City of Delray Beach park, immediately adjacent to the County right-of-way, and will be maintained by the City. District 4 (MRE) (Eng)

9 3C-10

REVISED SUMMARY: The contract consists of all work necessary to construct the project. BLD has indicated a total Minority/Women Business Enterprise (M/WBE) participation of 12.79%, comprised of 8.7% Black, 2.29% Women and 1.8% Hispanic. The goals, as set in the contract, were 18% overall with a minimum 6% Black. BLD met the minimum black participation goal, but failed to meet the overall M/WBE goal requirements for this project. However, they remain eligible for award of the contract since the second low bidder was also non-compliant and the third low bidder exceeds the cost differential for consideration. District 5 (MRE) (Eng)

2.A. - CONTINUED

10 3C-12

DELETED: A) Budget Transfer of \$87,421 in the Capital Outlay Fund from Contingency Reserves to George Bush Boulevard Bascule Bridge Repair and Painting; and

B) a \$497,634.86 Contract with Astron General Contracting Company, Inc., the lowest responsive, responsible bidder, for the George Bush Boulevard Bascule Bridge Repair and Painting project. (Eng) (Further Staff Review)

11 3D-2

DELETED: Settlement in the Eminent Domain action styled Palm Beach County v. Payless ShoeSource, Inc., et al., Case No. CL-02-1928-AO, for improvements to Lake Worth Road and Military Trail, Project No. 2000102 in the amount of \$197,500. (Cty Atty) (Further staff review/moved to 4/01/03)

11 3E-1

DELETED: Cooperative Agreement with the School Board of Palm Beach County to provide Exceptional Student Education programs to eligible Head Start children for the period July 1, 2003 through June 30, 2004. (Comm Serv) (Insurance issues)

12 3E-3

DELETED: Amendment No. 001 to the Use of Facility Agreement (R2002-2053; dated November 19, 2002) with For the Children, Inc. for the period April 1, 2003 through December 31, 2003 at a not-to-exceed amount of \$6,751. (Comm Serv) (Insurance issues)

17 3H-12

DELETED: A) an Agreement for Purchase and Sale to acquire a 1.02 acre property from Wild Orchid Holdings, Inc. for \$65,000; and

B) a Memorandum of Agreement to be recorded in the public records to provide notice of the existence of this Agreement. (FD&O) (Further staff review)

18 3H-14

REVISED SUMMARY: This Amendment provides for expansion of the leased premises by 2,675 sf and exercises the first one-year extension option, thereby extending the Lease to March 31, 2005. The current gross annual rent is \$84,180 (\$14.03/sf). This additional space increases the rate by ~~\$37,524.530~~ (\$14.03/sf) for a total of \$121,434 710 (\$14.03/sf). The landlord will perform required tenant improvements at its cost. (FD&O)

27 3CC-2

REVISED MOTION AND TITLE: A) **ratify** the Chair's signature on the Creating a Culture of Integrity grant application from the U. S. Department of Justice in the amount of \$125,000 for the period of September 1, 2002 through August 31, 2003;

B) ~~Receive and File~~ **approve** the Culture of Integrity grant award; and

C) **approve** Budget Amendment of \$125,000 in the Sheriff's Grant Fund (104). (Sheriff)

28 4E

MOVE TO 4F: Presentation to the BCC by Dr. Jean Malecki

28 4E

ADD-ON: Proclamation declaring the month of March, 2003 as "American Red Cross Month" in Palm Beach County. (Sponsored by Commissioner Greene)

2.A. - CONTINUED

29

5C

REVISED SUMMARY: The Traffic Circulation Element of the Comprehensive Plan was changed in amendment round 02-1. This change to Article 15 of the Unified Land Development Code implements these changes and also includes some minor changes to parts of the ordinance that required modification. The main change is modification of the Traffic Performance Standards from an average daily standard to a peak hour, peak season standard. It also modifies the definition of "completion" of a residential project to be at 80% of the project's ultimate buildout level. Countywide (LB) (Eng)

31

5H

ADD-ON: Staff recommends motion to adopt: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Article 4, Section 4.11 of the Palm Beach County Unified Land Development Code, pertaining to the Environmental Ordinance Appeals Board; amending Article 4, Section 4.15 of the Palm Beach County Unified Land Development Code, pertaining to the creation and appointment of hearing officers; amending Article 7, Section 7.6 of the Palm Beach County Unified Land Development Code, pertaining to the administration of excavation permits; amending Article 9, Section 9.1 of the Palm Beach County Unified Land Development Code, pertaining to appeals of lighting plans; amending Article 9, Section 9.3 of the Palm Beach County Unified Land Development Code, pertaining to appeals of well-field permits; amending Article 9, Section 9.4 of the Palm Beach County Unified Land Development Code, pertaining to appeals of wetlands permits; amending Article 9, Section 9.5 of the Palm Beach County Unified Land Development Code, pertaining to administration of vegetation permits; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the Unified Land Development Code; and providing for an effective date. **SUMMARY:** The Environmental Ordinance Appeals Board is no longer necessary as it is almost entirely unused; and an adequate opportunity for appeal of administrative action taken by the Department of Environmental Resources Management (ERM) is provided by appeal to a hearing officer and petitioning for writ of certiorari to the Circuit Court. (ND) (Co Atty)

32

6A-2

ADD-ON: Staff recommends a motion to conceptually approve: entering into additional Contracts for consulting/professional services with Southern Strategy Group and Pittman Law Group, and other firms if necessary for State Lobbying on behalf of Palm Beach County in an amount not-to-exceed a total of \$60,000. **SUMMARY:** This authorizes the County to enter into an agreement with Southern Strategy Group with Christopher F. Dudley and Paul A. Bradshaw specified as the principal County contacts and Pittman Law Group with Sean A. Pittman specified as the principal County contact for the purpose of additional state lobbying on behalf of Palm Beach County for the duration of 2003 legislative session and subsequent special sessions of the Florida Legislature. The County may enter into agreements with additional firms, but only if those firm's names and justification for their use is brought before the Board in subsequent meetings. Countywide (Adm)

32

6A-3

ADD-ON: Staff recommends motion to adopt: a Resolution stating opposition to the position of the government of France regarding the possible use of military action in Iraq. **SUMMARY:** The residents of Palm Beach County are suggested to refrain from the purchase and/or consumption of French made products as long as the French government opposes the United States, in an effort to enforce military action in Iraq if they do not fully comply with the United Nations requirements of disarmament. (Admin)

34

6G-1

DELETED ADD-ON: a First Amendment to Exchange Agreement with United Civic Organization, Inc. (R2002-1466). (FD&O) (Further Staff Review)

34

6H-1

ADD-ON: Staff recommends motion to approve:

A) Second Amendment to the Option Agreement (Agreement) for Sale and Purchase with Brookside Tree Farm Limited Partnership, extending the time period to exercise the option to purchase from ninety (90) to one hundred and twenty (120) days, for acquisition of approximately 78.74 acres of land in the Agricultural Reserve;

2.A. - CONTINUED

B) Third Amendment to the Agreement crediting the County at closing with a \$110,000 reduction in the \$5,299,999.64 purchase price in order to partially satisfy the seller's obligations under the provisions of Sections 4.B and 14 of the Agreement;

C) Budget Transfer of \$110,000 in the \$75M General Obligation Conservation Land 2001 Bond Fund (308) from the Agricultural Reserve Project Account (E500) to Reserves (9900).

SUMMARY: On February 4, 2003, the Board accepted the Option to Purchase the Brookside Tree Farm Limited Partnership property (Property) from the Conservation Fund (R2003-0199), subject to satisfactory results of pre-closing due diligence. The environmental site assessment (ESA) conducted on the Property as part of the pre-closing due diligence was completed and delivered to the County staff only a few days prior to the deadline for exercising the option to purchase. Staff requested a time extension of 30 days from the seller to allow a more thorough review of the ESA, and the seller agreed and signed the Second Amendment to the Agreement. During the 30-day extension, staff have negotiated with the seller regarding the results of the ESA relative to hazardous materials and solid waste on the Property. The hazardous materials identified were low levels of arsenic in a former pesticide mixing and storage area. Staff estimates for assessment and cleanup of this problem were in the range of \$20,000. Seller is providing a credit in this amount. The solid waste identified in the ESA consisted of small waste piles observed in three locations on the property and a buried debris field found on approximately 3 acres where portions of two former mined lakes were filled in the late 1980's. A County consultant estimated that the cost of excavation and removal of 100% of the buried debris would exceed \$3 million. Staff has conducted an evaluation of the impact of the buried debris on future uses of the property and the potential for regulatory liability if the trash remained buried on-site. The Division of Property and Real Estate Management (PREM) and the Cooperative Extension Service have reviewed the ESA information and believe that the buried waste will only slightly limit the agricultural use of the 2-3 acres. In-ground nursery stock or row crops may not be appropriate for that area; however, aboveground nursery stock or common preparation or storage areas could occur in that location. After consultation with the Florida Department of Environmental Protection, ERM and Facilities staff have determined that the waste which has been characterized as non-hazardous, would not have to be removed to satisfy any regulatory requirements. Based on this information, it is staff's opinion that the regulatory liability associated with the buried solid waste is low and the waste is more of a nuisance than a liability. The presence of the waste, however, does somewhat diminish the value of the impacted acres. To compensate for the impacts and possible diminished value, the seller has agreed to credit the County at closing approximately \$90,000. This will partially satisfy his responsibilities under Section 14 of the Agreement which addresses the solid waste cleanup. Seller will not be required to remove the buried waste in the lake areas, but will be required to remove and dispose of the remainder of the waste on the property. The Third Amendment to the Agreement formally adjusts the purchase price with a reduction of \$110,000 to reflect these negotiations on both of these issues. The Budget Transfer accounts for this reduction. The Third Amendment to the Agreement will document the price reduction as partial satisfaction of the seller's responsibilities under Sections 4.B and 14 of the Agreement. This item is a late addition to the agenda because of the recent ESA information, subsequent negotiations, and lack of additional Board meetings that would allow the County to meet the contract time lines involved for the purchase. District 5 (HJ) (ERM)

2.B. ADOPTION

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

- 3. CONSENT AGENDA - See pages 5-27.**
- 4. SPECIAL PRESENTATIONS - 9:30 A.M. - See page 27.**
- 5. PUBLIC HEARINGS - 9:30 A.M. - See pages 28-34.**
- 6. REGULAR AGENDA - See pages 31 and 35-38.**
TIME CERTAIN 11:00 A.M. - 6.A.1. - See page 31.
- 7. BCC SITTING AS THE SOLID WASTE AUTHORITY**
TIME CERTAIN 11:45 A.M. - (Separate meeting)

- 8. **BOARD APPOINTMENTS** - See pages 41-42.
- 9. **MATTERS BY THE PUBLIC - 2:00 P.M.** - See pages 34.
- 10. **STAFF COMMENTS** - None
- 11. **COMMISSIONER COMMENTS** - See pages 43-45.
- 12. **ADJOURNMENT** - See page 45.

3. CONSENT AGENDA

INFORMATION: Items pulled from the consent agenda for individual discussion at the request of members of the board and members of the public were numbers 3.E.4., 3.H.3., 3.H.5., 3.AA.1., 3.CC.2. For discussion of the items, see pages 38-41.

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

3.A. ADMINISTRATION

3.A.1.

a. DOCUMENT R-2003-0331

GRANT AGREEMENT WITH THE PALM BEACH COUNTY FILM AND TELEVISION COMMISSION FOR \$60,000 FROM MARCH 11, 2003, TO MARCH 10, 2004, FOR OPERATIONAL EXPENSES FOR CONDUCTING THE ASSESSMENT OF THE FILM AND TELEVISION TECH PREP PROGRAM AND TO FUND MARKETING EXPENSES TO CARRY OUT THE EIGHTH ANNUAL PALM BEACH INTERNATIONAL FILM FESTIVAL STUDENT SHOWCASE. APPROVED 3-11-2003

3.A.2. RESOLUTION R-2003-0332

RESOLUTION DESIGNATING THE TRI-CITY LEAGUE AS THE COMMUNITY-BASED ADVISORY BOARD TO PROVIDE DIRECTION AND ASSISTANCE IN THE IMPLEMENTATION OF THE STRATEGIC PLAN FOR THE GLADES CHAMPION COMMUNITY DESIGNATED BY THE U.S. DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT. (SEE R-99-2270-D) ADOPTED 3-11-2003

3.A.3.

a. DOCUMENT R-2003-0333

RECEIVE AND FILE STANDARD COUNTY AGREEMENT COVERING THE OPERATION OF AIRCRAFT WITH BRITANNIA AIRWAYS, LTD., FOR THE DEPARTMENT OF AIRPORTS. APPROVED 3-11-2003

b. DOCUMENT R-2003-0334

RECEIVE AND FILE STANDARD COUNTY AGREEMENT COVERING THE OPERATION OF AIRCRAFT WITH CHAUTAUQUA AIRLINES, FOR THE DEPARTMENT OF AIRPORTS. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.A.3. - CONTINUED

- c.** **DOCUMENT R-2003-0335
(AMENDS R-2001-0016)**

RECEIVE AND FILE AMENDMENT 2 TO THE AIRLINE-AIRPORT USE AND LEASE AGREEMENT FOR THE DEPARTMENT OF AIRPORTS WITH AIRTRAN AIRWAYS, INC. APPROVED 3-11-2003

3.A.4.

- a.** **DOCUMENT R-2003-0336**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 02-01066-000 WITH RONALD MASTROIANNI AND DAVID MOSCARELLI FOR POTABLE WATER AND WASTEWATER DEVELOPMENT. APPROVED 3-11-2003

- b.** **DOCUMENT R-2003-0337**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 02-10167-000 WITH LANCE S. UHLEY, TRUSTEE, FOR POTABLE WATER AND WASTEWATER DEVELOPMENT. APPROVED 3-11-2003

- c.** **DOCUMENT R-2003-0338**

RECEIVE AND FILE EXECUTED STANDARD DEVELOPMENT AGREEMENT 05-01051-000 WITH JUANA AURORA VASSALLO ET AL FOR POTABLE WATER AND WASTEWATER DEVELOPMENT. APPROVED 3-11-2003

3.A.5. **DOCUMENT R-2003-0339
(AMENDS R-2002-1499)**

RECEIVE AND FILE FINAL PAYMENT OF \$10,534 ON CONTRACT WITH FOSTER MARINE CONTRACTORS, INC., FOR THE STACY STREET WATER MAIN EXTENSION COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE WATER UTILITIES DEPARTMENT. APPROVED 3-11-2003

3.B. CLERK

3.B.1.

WARRANT LIST DATED MARCH 7, 2003. APPROVED 3-11-2003

| | |
|-------------------|---------------------|
| COMPUTER CHECKS | \$23,650,830.72 |
| WIRE TRANSFERS | 60,467,267.96 |
| MANUAL CHECKS | 121,913.08 |
| EDI DISBURSEMENTS | <u>3,917,241.90</u> |
| | \$88,157,253.66 |

3.B.2. MINUTES - None

CONSENT AGENDA - CONTINUED

3.B.3.

CONTRACTS ON THE CONTRACTS AND CLAIMS SETTLEMENTS LIST EXECUTED BY THE PURCHASING DIRECTOR OR TOURIST DEVELOPMENT DIRECTOR, TOTALING \$4,486,269.44:

a.

RENEWAL OF TERM CONTRACT WITH MWI VETERINARY SUPPLY, MERRITT VETERINARY SUPPLIES, INC., AND SCHERING-PLOUGH ANIMAL HEALTH CORPORATION FOR \$100,000 FOR THE PURCHASE OF VETERINARY PHARMACEUTICALS AND SUPPLIES FROM APRIL 23, 2003, THROUGH APRIL 22, 2004. APPROVED 3-11-2003

b.

PURCHASE ORDER WITH SAFETY VISION, INC., FOR \$140,851.44, FOR THE PURCHASE OF TURNKEY CCTV SYSTEMS FOR 18 PALM TRAN BUSES PER PURCHASE ORDER 036CC000005. APPROVED 3-11-2003

c.

TERM CONTRACT WITH TIRESOLES OF BROWARD, DBA ELPEX; AND AKRON TIRE, DBA ROBBIE TIRE, FOR \$300,000 FOR TIRE SERVICE AND REPAIR ON AN AS-NEEDED BASIS FROM MARCH 12, 2003, THROUGH FEBRUARY 28, 2005, PER BID 03-056/PP. APPROVED 3-11-2003

d.

SOLE SOURCE TERM CONTRACT WITH BENNETT FIRE PRODUCTS COMPANY, INC., FOR \$570,000 FOR THE PURCHASE OF CAIRNS AEGIS BUNKER GEAR FOR FIRE-RESCUE FIREFIGHTERS ON AN AS-NEEDED BASIS FROM APRIL 2, 2003, THROUGH APRIL 1, 2004, PER SS 300220A. APPROVED 3-11-2003

e.

TERM CONTRACT WITH NAZTEC, INC., FOR \$2,600,000 FOR TRAFFIC SIGNAL SYSTEM HARDWARE/SOFTWARE ON AN AS-NEEDED BASIS FROM MARCH 11, 2003, THROUGH JANUARY 25, 2004, OFF THE CITY OF ORLANDO CONTRACT 00-391 PER BID 350618. APPROVED 3-11-2003

f.

PURCHASE ORDER WITH FERRARA FIRE APPARATUS, INC., FOR \$282,691 FOR THE PURCHASE OF ONE 3,000-GALLON TANKER PER BID 02-044/CB. APPROVED 3-11-2003

g.

PURCHASE ORDER WITH DON REID FORD, DUVAL FORD, AND MAROONE CHEVROLET FOR \$205,727 FOR THE PURCHASE OF 11 VEHICLES PER STATE OF FLORIDA CONTRACT 070-001-03-1. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.B.3. - CONTINUED

h.

RENEWAL OF TERM CONTRACT WITH CROWN TECHNOLOGY, II, LLC, FOR \$222,000 FOR THE PURCHASE OF THERMOPLASTIC PAVEMENT MARKING MATERIALS ON AN AS-NEEDED BASIS FROM MAY 5, 2003, THROUGH MAY 4, 2004, PER BID 01-086/CB. APPROVED 3-11-2003

i.

DOCUMENT R-2003-0340

CONTRACT WITH STANTON CRENSHAW FOR \$45,000 TO REPRESENT THE COUNTY'S CULTURAL ATTRACTIONS TO THE MEDIA IN MAJOR EAST COAST CITIES FROM FEBRUARY 1, 2003, THROUGH FEBRUARY 28, 2004. APPROVED 3-11-2003

j.

DOCUMENT R-2003-0341

TOURIST DEVELOPMENT TAX CATEGORY G 2002-03 GRANT AGREEMENT WITH PALM BEACH COUNTY SPORTS INSTITUTE, INC., FOR \$10,000 FOR USA JUNIOR OLYMPIC BASEBALL CHAMPIONSHIPS FROM JANUARY 1, 2003, THROUGH JUNE 30, 2003. APPROVED 3-11-2003

k.

DOCUMENT R-2003-0342

TOURIST DEVELOPMENT TAX CATEGORY G 2002-03 GRANT AGREEMENT WITH PLAYER'S INTERNATIONAL MANAGEMENT, INC., FOR \$10,000 FOR USTA BOY'S & GIRL'S 12'S SUPER NATIONAL SPRING TENNIS CHAMPIONSHIP FROM OCTOBER 1, 2002, THROUGH APRIL 25, 2003. APPROVED 3-11-2003

3.C. ENGINEERING AND PUBLIC WORKS

3.C.1. DELETED

3.C.2. RESOLUTION R-2003-0343

RESOLUTION VACATING A SIX-FOOT-WIDE UTILITY EASEMENT AS SHOWN ON THE PLAT OF KENWOOD LOCATED ON THE SOUTH SIDE OF CAMBRIDGE STREET AND WEST OF MILITARY TRAIL. ADOPTED 3-11-2003

3.C.3. RESOLUTION R-2003-0344

RESOLUTION VACATING A PORTION OF A 12-FOOT-WIDE UTILITY EASEMENT WITHIN ARVIDA TURNPIKE PLAZA, PARCEL E. THE PETITION SITE IS LOCATED NORTH OF GLADES ROAD AND EAST OF THE FLORIDA TURNPIKE. ADOPTED 3-11-2003

CONSENT AGENDA - CONTINUED

3.C.4.

a. DOCUMENT R-2003-0345

FINANCIAL ASSISTANCE AGREEMENT FOR \$212,000 WITH THE CITY OF RIVIERA BEACH FOR INSTALLATION OF STREET LIGHTING ALONG AVENUE U BETWEEN DR. MARTIN LUTHER KING JR. BOULEVARD AND WEST 18TH STREET. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0585

BUDGET TRANSFER OF \$212,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 7 TO AVENUE U STREET LIGHTING PROJECT TO FUND INSTALLATION OF STREET LIGHTING ALONG AVENUE U BETWEEN DR. MARTIN LUTHER KING JR. BOULEVARD AND WEST 18TH STREET. APPROVED 3-11-2003

3.C.5. BUDGET TRANSFER 2003-0835

BUDGET TRANSFER OF \$1,400 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 4 TO BANYAN CREEK ELEMENTARY PATHWAY MEMORIAL TO FUND INSTALLATION OF A MEMORIAL PLAQUE AND PEDESTAL FOR THE BANYAN CREEK ELEMENTARY SCHOOL PATHWAY ALONG BARWICK ROAD IN DELRAY BEACH. APPROVED 3-11-2003

3.C.6.

a. DOCUMENT R-2003-0346

AGREEMENT WITH THE VIA VERDE HOMEOWNERS' ASSOCIATION, INC., FOR \$22,323 TO PROVIDE FOR THE MAINTENANCE OF LANDSCAPING AND COLORED, STAMPED CONCRETE TO BE INSTALLED BY THE COUNTY ON SAINT ANDREWS BOULEVARD IN THE FIRST MEDIAN SOUTH OF GLADES ROAD. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0604

BUDGET TRANSFER OF \$22,323 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 4 TO SAINT ANDREWS BOULEVARD - SOUTH OF GLADES ROAD BEAUTIFICATION TO FUND MAINTENANCE OF LANDSCAPING AND COLORED, STAMPED CONCRETE TO BE INSTALLED BY THE COUNTY ON SAINT ANDREWS BOULEVARD IN THE FIRST MEDIAN SOUTH OF GLADES ROAD. APPROVED 3-11-2003

3.C.7.

PAYMENT TO FLORIDA POWER & LIGHT COMPANY OF \$89,610.17 FOR THE RELOCATION OF EXISTING OVERHEAD TRANSMISSION ELECTRIC POWER LINES, AS REQUIRED FOR THE CONSTRUCTION OF BOYNTON BEACH BOULEVARD AND MILITARY TRAIL. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.C.8.

RECEIVE AND FILE REPORT OF PLAT RECORDATIONS FROM OCTOBER 1 THROUGH DECEMBER 31, 2002. APPROVED 3-11-2003

3.C.9. DELETED

3.C.10.

a. DOCUMENT R-2003-0347

CONTRACT WITH BERGERON LAND DEVELOPMENT FOR \$ 3,387,836.27 FOR THE CONSTRUCTION OF WOOLBRIGHT ROAD FROM JOG ROAD TO MILITARY TRAIL. APPROVED 3-11-2003

b. BUDGET AMENDMENT 2003-0847

BUDGET AMENDMENT OF \$102,650 IN THE TRANSPORTATION IMPROVEMENT FUND TO RECOGNIZE UTILITY REIMBURSEMENTS FOR THE CONSTRUCTION OF WOOLBRIGHT ROAD FROM JOG ROAD TO MILITARY TRAIL. APPROVED 3-11-2003

3.C.11.

a. DOCUMENT R-2003-0348

REIMBURSEMENT AGREEMENT FOR \$2,100 WITH THE NEWPORT COVE HOMEOWNERS' ASSOCIATION FOR REIMBURSEMENT OF REPAIRS TO DAMAGED IRRIGATION EQUIPMENT. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0631

BUDGET TRANSFER OF \$2,100 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 5 TO NEWPORT COVE HOMEOWNERS' ASSOCIATION FOR REIMBURSEMENT OF REPAIRS TO DAMAGED IRRIGATION EQUIPMENT. APPROVED 3-11-2003

3.C.12. DELETED

**3.C.13. DOCUMENT R-2003-0349
(AMENDS R-93-913-D)**

SUPPLEMENT 18 TO AGREEMENT WITH E.C. DRIVER, INC., FOR \$87,512.40 TO PROVIDE ADDITIONAL DESIGN SERVICES FOR THE NORTHLAKE RELIEVER FROM MILITARY TRAIL TO GARDEN ROAD, REVISE THE PLANS TO REALIGN THE ROADWAY AND BRIDGE TO MINIMIZE RIGHT-OF-WAY TAKE ON THE NORTHERLY PROPERTIES EAST OF INTERSTATE 95, AND REVISE RELATED DRAINAGE AND UTILITY IMPACTS FOR THE PROJECT. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.D. COUNTY ATTORNEY

3.D.1. DOCUMENT R-2003-0350

QUITCLAIM DEED TO HERBERT F. KAHLERT AND KARL A. KAHLERT, INDIVIDUALLY AND AS CO-TRUSTEES OF TRUST A UNDER THE WILL OF FRITZ M. KAHLERT, CONVEYING ANY COUNTY INTEREST IN CERTAIN RIGHTS-OF-WAY IN PALM BEACH FARMS PLAT 3 LOCATED AT 10931 JOG ROAD, BOYNTON BEACH. APPROVED 3-11-2003

3.D.2. DELETED

**3.D.3. DOCUMENT R-2003-0351
(AMENDS R-98-2078-D)**

AMENDMENT 4 TO AGREEMENT WITH THE LAW FIRMS OF GREENBERG TRURIG, P.A., AND WEISS & HANDLER, P.A., CONFIRMING THEIR SELECTION AS BOND COUNSELS AND TO PROVIDE RELATED SERVICES. APPROVED 3-11-2003

**3.D.4. DOCUMENT R-2003-0352
(AMENDS R-98-2077-D)**

AMENDMENT 5 TO AGREEMENT WITH MOYLE FLANIGAN KATZ RAYMOND & SHEEHAN, P.A., CONFIRMING THEIR SELECTION AS BOND COUNSEL AND TO PROVIDE RELATED SERVICES. APPROVED 3-11-2003

3.E. COMMUNITY SERVICES

3.E.1. DELETED

**3.E.2. DOCUMENT R-2003-0353
(AMENDS R-2002-0643)**

AMENDMENT 1 TO THE FLORIDA DEPARTMENT OF EDUCATION GRANT FOR THE FARM WORKER JOBS AND EDUCATION PROGRAM INCREASING THE GRANT BY \$50,000 FROM JULY 1, 2002, THROUGH JUNE 30, 2003. NO COUNTY FUNDS ARE REQUIRED. APPROVED 3-11-2003

3.E.3. DELETED

3.E.4. See page 39-40.

3.F. AIRPORTS

3.F.1. DOCUMENT R-2003-0354

AGREEMENT TO PURCHASE THE PROPERTY DESIGNATED AS PARCEL W-261 LOCATED AT 4939 HOMEWOOD DRIVE, WEST PALM BEACH, FROM FRANCES GABALDON AT A SALES PRICE OF \$90,000 WITH NO REPLACEMENT HOUSING COST FOR THE PALM BEACH INTERNATIONAL AIRPORT PART 150 NOISE COMPATIBILITY STUDY. THE PARCEL IS LOCATED WEST OF RUNWAY 9L AT PBIA. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.F.2. DOCUMENT R-2003-0355

TERMINAL BUILDING LEASE AGREEMENT WITH THE GENERAL SERVICES ADMINISTRATION FOR LEASE OF 455 SQUARE FEET OF TYPE FOUR SPACE (ANNUAL RENT OF \$37.02 PER SQUARE FOOT) LOCATED IN THE TERMINAL BUILDING AT PALM BEACH INTERNATIONAL AIRPORT TO BE USED AS A TRAINING AND BREAK ROOM AREA AND SUPPORT FOR THE TRANSPORTATION SECURITY ADMINISTRATION FROM NOVEMBER 1, 2002, THROUGH OCTOBER 31, 2003. APPROVED 3-11-2003

3.G. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET - None

3.H. FACILITIES DEVELOPMENT AND OPERATIONS

**3.H.1. DOCUMENT R-2003-0356
(AMENDS R-2002-1047)**

JOB ORDER CONTRACT 2003-070 WITH MASTER CONTRACTING FOR \$90,428.36 TO PROVIDE REPLACEMENT BUS LIFTS AT THE PALM TRAN NORTH MAINTENANCE FACILITY IN THE CITY OF WEST PALM BEACH. APPROVED 3-11-2003

**3.H.2. DOCUMENT R-2003-0357
(AMENDS R-2001-0926)**

JOB ORDER CONTRACT WORK ORDER 2003-078 WITH H.A. CONTRACTING FOR \$118,605.88 FOR CONSTRUCTION OF A STEAM CLEANING RACK WITH A WATER RECYCLING SYSTEM FOR THE CLEANING OF EQUIPMENT, ENGINES, AND PARTS AT PAHOKEE FLEET. APPROVED 3-11-2003

3.H.3. See pages 38-39.

3.H.4. DOCUMENT R-2003-0358

CONTRACT WITH REPUBLIC CONSTRUCTION AND DEVELOPMENT CORPORATION FOR \$775,451 FOR THE RENOVATIONS TO THE FIFTH FLOOR OF THE GOVERNMENTAL CENTER. APPROVED 3-11-2003

3.H.5. See page 41.

3.H.6. DOCUMENT R-2003-0359

AGREEMENT WITH STEPHEN L. BORUFF, AIA, ARCHITECTS & PLANNERS, INC., FOR \$137,550 FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE PARKS AND RECREATION DEPARTMENT ADMINISTRATION OFFICE BUILDING PHASE II. APPROVED 3-11-2003

3.H.7. DOCUMENT R-2003-0360

CONTRACT WITH THYSSENKRUPP ELEVATOR CORPORATION FOR \$116,853 FOR MODERNIZATION OF THE ELEVATORS IN THE EAST AND WEST TOWERS AT THE MAIN JAIL. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.8.

DOCUMENT R-2003-0361

RESTRICTIVE COVENANT FOR MAINTENANCE OF LITTORAL PLANTING AREAS IN LOGGER'S RUN DISTRICT PARK (LOCATED ON THE NORTH SIDE OF PALMETTO PARK ROAD ADJACENT TO THE LOGGER'S RUN SUBDIVISION) IN ACCORDANCE WITH SECTION 7.6 OF THE UNIFIED LAND DEVELOPMENT CODE. APPROVED 3-11-2003

3.H.9.

a.

RESOLUTION R-2003-0362

RESOLUTION AUTHORIZING THE CONVEYANCE OF THE COUNTY'S INTEREST IN A TAX DEED PROPERTY CONSISTING OF 6.25 ACRES OF VACANT LAND TO THE NORTH PALM BEACH HEIGHTS WATER CONTROL DISTRICT WITHOUT CHARGE AND WITH RESERVATION OF MINERAL RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION. THE ASSESSED VALUE OF THIS PROPERTY IS \$1,818. ADOPTED 3-11-2003

b.

COUNTY DEED IN FAVOR OF THE NORTH PALM BEACH HEIGHTS WATER CONTROL DISTRICT CONVEYING THE COUNTY'S INTEREST IN PROPERTY TOTALING 6.25 ACRES OF VACANT LAND WITHOUT CHARGE AND WITH RESERVATION OF MINERAL RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION. THE ASSESSED VALUE OF THIS PROPERTY IS \$1,818. APPROVED 3-11-2003

3.H.10.

a.

RESOLUTION R-2003-0363

RESOLUTION AUTHORIZING THE CONVEYANCE OF THE COUNTY'S INTEREST IN 0.12 ACRE OF VACANT LAND TO THE CITY OF WEST PALM BEACH WITHOUT CHARGE AND WITH RESERVATION OF MINERAL AND PETROLEUM RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION. ADOPTED 3-11-2003

(1)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOTS 33 AND 34, KNOWLES COURT. APPROVED 3-11-2003

b.

RESOLUTION R-2003-0364

RESOLUTION AUTHORIZING THE CONVEYANCE OF THE COUNTY'S INTEREST IN 25 PROPERTIES TOTALING 2.75 ACRES OF VACANT LAND TO THE CITY OF WEST PALM BEACH WITHOUT CHARGE AND WITH RESERVATION OF MINERAL AND PETROLEUM RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION. ADOPTED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.10.b. - CONTINUED

(1)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOTS 62 AND 63, BLOCK 31, NORTH PALM BEACH PLAT 2. APPROVED 3-11-2003

(2)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 45 AND WEST 20 FEET OF LOT 46, BLOCK 33, NORTHWOOD ADDITION PLAT 6. APPROVED 3-11-2003

(3)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 22, BLOCK 35, NORTHWOOD ADDITION PLAT 6. APPROVED 3-11-2003

(4)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 11, BLOCK 40, NORTHWOOD ADDITION PLAT 5. APPROVED 3-11-2003

(5)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOTS 38 AND 39, BLOCK 84, NORTHWOOD ADDITION PLAT 9. APPROVED 3-11-2003

(6)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOTS 5 AND 6 LESS THE SOUTH 33 FEET, BLOCK 11, AMENDED PLAT OF FRESHWATER ADDITION. APPROVED 3-11-2003

(7)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 3, BLOCK 70, AMENDED PLAT OF FRESHWATER ADDITION. APPROVED 3-11-2003

(8)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 3, BLOCK 41, 13TH AVENUE ADDITION TO FRESHWATER ADDITION. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.10.b. - CONTINUED

(9)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 5, BLOCK 47, LAKE AVENUE ADDITION. APPROVED 3-11-2003

(10)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT WEST HALF OF LOT 12, BLOCK 1, WASHINGTON HEIGHTS. APPROVED 3-11-2003

(11)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 10 LESS THE WEST 5.5 FEET, BLOCK 3, WASHINGTON HEIGHTS. APPROVED 3-11-2003

(12)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 7, BLOCK 6, WASHINGTON HEIGHTS. APPROVED 3-11-2003

(13)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT NORTH HALF OF LOTS 9 AND 10 LESS THE WEST 5.5 FEET OF LOT 10, BLOCK 7, WASHINGTON HEIGHTS. APPROVED 3-11-2003

(14)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 16, GRANT PARK ADDITION. APPROVED 3-11-2003

(15)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT EAST 25 FEET OF LOT 21, GRANT PARK ADDITION. APPROVED 3-11-2003

(16)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 9, BLOCK 3, PLEASANT CITY. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.10.b. - CONTINUED

(17)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 13, WEST OF SPRUCE STREET, BLOCK 11, UP-TO-DATE ADDITION TO PLEASANT CITY. APPROVED 3-11-2003

(18)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT SOUTH HALF OF LOT 28, BLOCK 11, UP-TO-DATE ADDITION TO PLEASANT CITY. APPROVED 3-11-2003

(19)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 17, BLOCK 8, PALM BEACH NORTH RESUBDIVISION OF BLOCKS 7 AND 8. APPROVED 3-11-2003

(20)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOT 18, BLOCK 8, PALM BEACH NORTH RESUBDIVISION OF BLOCKS 7 AND 8. APPROVED 3-11-2003

(21)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT SOUTH 74.5 FEET OF LOT 6, BLOCK 72, FRANKLIN PARK ADDITION. APPROVED 3-11-2003

(22)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT NORTH 45 FEET OF LOT 7 AND NORTH 44.5 FEET OF LOT 8, BLOCK 72, FRANKLIN PARK ADDITION. APPROVED 3-11-2003

(23)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT LOTS 5 AND 6 LESS INTERSTATE 95 R/W, BLOCK 8, BELVEDERE PARK. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.10.b. - CONTINUED

(24)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT THAT PART OF THE SOUTH 165 FEET OF THE NORTH 660 FEET OF GOVERNMENT LOT 7 IN THE SOUTH WEST QUARTER LYING BETWEEN BLOCK 3 OF THE PLAT OF BUNKER HILL AND BUNKER ESTATES BOUNDED BY SOUTHERNLY EXTENSION OF THE EAST LINE OF LOT 21 AND THE WEST LINE OF LOT 24 OF BUNKER HILL. APPROVED 3-11-2003

(25)

COUNTY DEED TO THE CITY OF WEST PALM BEACH, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT WEST 5 FEET OF LOT 62, BLOCK D, LAKEVIEW RIDGE. APPROVED 3-11-2003

3.H.11.

a. RESOLUTION R-2003-0365

RESOLUTION AUTHORIZING THE CONVEYANCE OF THE COUNTY'S INTEREST IN FOUR PROPERTIES TOTALING 0.48 ACRE OF VACANT LAND TO THE VILLAGE OF WELLINGTON WITHOUT CHARGE AND WITH RESERVATION OF MINERAL AND PETROLEUM RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION. ADOPTED 3-11-2003

b.

COUNTY DEED TO THE VILLAGE OF WELLINGTON, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT CASA NELLA FORESTA OF WELLINGTON, REPLAT 1 OF TRACKS B AND F. APPROVED 3-11-2003

c.

COUNTY DEED IN FAVOR OF THE VILLAGE OF WELLINGTON, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT THE EAST 20 FEET OF THE WEST 1,425 FEET OF THE SOUTH 325 FEET OF THE NORTH 3,250 FEET OF THE EAST HALF ALSO KNOWN AS PART OF THE TRACT 29, OF THE MEADOWS UNRECORDED PLAT. APPROVED 3-11-2003

d.

COUNTY DEED IN FAVOR OF THE VILLAGE OF WELLINGTON, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT SOUTH SHORE 3 OF WELLINGTON, THE NORTHEASTERLY 22 FEET OF LOT 7, BLOCK 1. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.H.11. - CONTINUED

e.

COUNTY DEED IN FAVOR OF THE VILLAGE OF WELLINGTON, RELEASING ANY INTEREST THAT THE COUNTY HAS IN PROPERTY LOCATED AT SOUTH SHORE 4 OF WELLINGTON, THE SOUTHWESTERLY 88.5 FEET OF LOT 4, BLOCK 12. APPROVED 3-11-2003

3.H.12. DELETED

3.H.13. **DOCUMENT R-2003-0366
(AMENDS R-2000-0842)**

AMENDMENT 1 TO LEASE AGREEMENT WITH GEORGE BLUMEL AND SANDRA BLUMEL, AS TRUSTEES OF LAND TRUST DATED NOVEMBER 18, 1988, EXERCISING THE OPTION TO EXTEND THE AGREEMENT TO JUNE 19, 2006, WITH THE RIGHT TO CANCEL ANY TIME AFTER OCTOBER 20, 2005, AND ALLOWING THE COUNTY TO PERFORM \$15,000 OF INTERIOR BUILDING ALTERATIONS TO THE SITE. APPROVED 3-11-2003

3.H.14. **DOCUMENT R-2003-0367
(AMENDS R-2000-2059)**

AMENDMENT 1 TO LEASE AGREEMENT WITH GERRY TRADER, INC., PROVIDING FOR EXPANSION OF THE LEASED PREMISES AT THE PALM COAST PLAZA LOCATED AT 3040 SOUTH MILITARY TRAIL LAKE WORTH BY 2,675 SQUARE FEET AND EXERCISING THE FIRST ONE-YEAR EXTENSION OPTION, THEREBY EXTENDING THE LEASE TO MARCH 31, 2005, AND INCREASING THE ANNUAL RENT BY \$37,530 (\$14.03 PER SQUARE FOOT FOR A TOTAL OF \$121,710. APPROVED 3-11-2003

3.I. HOUSING AND COMMUNITY DEVELOPMENT

3.I.1. **DOCUMENT R-2003-0368**

AGREEMENT WITH ALZHEIMER'S COMMUNITY CARE, INC., FOR THE CONSTRUCTION OF AN ADULT CARE FACILITY IN THE CITY OF PAHOKEE, FOR \$250,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM MARCH 11, 2003, THROUGH APRIL 30, 2004. APPROVED 3-11-2003

3.I.2. **DOCUMENT R-2003-0369**

AGREEMENT WITH THE SICKLE CELL FOUNDATION OF PALM BEACH COUNTY, INC., FOR \$50,467 FROM FY 2002-03 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO PROVIDE CASE MANAGEMENT AND OUTREACH SERVICES FROM OCTOBER 1, 2002, THROUGH SEPTEMBER 30, 2003. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.J. PLANNING, ZONING AND BUILDING

3.J.1.

a. RESOLUTION R-2003-0370

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 735 ARDMORE ROAD, WEST PALM BEACH, OWNED BY ROBERT C. THOMPSON, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

b. RESOLUTION R-2003-0371

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 310-320 BELVEDERE ROAD, WEST PALM BEACH, OWNED BY PHILLIP GESUE, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

c. RESOLUTION R-2003-0372

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 711 FLAMINGO DRIVE, WEST PALM BEACH, OWNED BY ROGER JANSSEN AND KARYN JANSSEN, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

d. RESOLUTION R-2003-0373

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 1318 FLORIDA AVENUE, WEST PALM BEACH, OWNED BY BRIAN A. KENNEY, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

e. RESOLUTION R-2003-0374

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 701 KANUGA DRIVE, WEST PALM BEACH, OWNED BY RICHARD PINSKY AND KIMBERLY PINSKY, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

f. RESOLUTION R-2003-0375

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 811 KANUGA DRIVE, WEST PALM BEACH, OWNED BY MARSHA MONTOYA MAYER, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

CONSENT AGENDA - CONTINUED

3.J.1. - CONTINUED

g. RESOLUTION R-2003-0376

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 815 KANUGA DRIVE, WEST PALM BEACH, OWNED BY ROBERT BALTZ AND HOLLY BALTZ, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

h. RESOLUTION R-2003-0377

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 204 MONROE DRIVE, WEST PALM BEACH, OWNED BY JEAN GORE AND RAYMOND GORE, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

i. RESOLUTION R-2003-0378

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 715 PARK PLACE, WEST PALM BEACH, OWNED BY DANIEL HALL, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

j. RESOLUTION R-2003-0379

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 232 PLYMOUTH ROAD, WEST PALM BEACH, OWNED BY RICHARD MARTIN, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

k. RESOLUTION R-2003-0380

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 328 PLYMOUTH ROAD, WEST PALM BEACH, OWNED BY F. WENDELL NUCKOLS, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

l. RESOLUTION R-2003-0381

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 343 PLYMOUTH ROAD, WEST PALM BEACH, OWNED BY DOLORES WILLIS, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

CONSENT AGENDA - CONTINUED

3.J.1. - CONTINUED

m. RESOLUTION R-2003-0382

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 3135 WASHINGTON ROAD, WEST PALM BEACH, OWNED BY JENNIFER JACKSON, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

n. RESOLUTION R-2003-0383

RESOLUTION GRANTING A TAX EXEMPTION FOR HISTORIC PROPERTY LOCATED AT 645 36TH STREET, WEST PALM BEACH, OWNED BY LYNN JENKINS, AND A RESTRICTIVE COVENANT REQUIRING MAINTENANCE OF QUALIFYING IMPROVEMENTS FOR 10 YEARS EFFECTIVE JANUARY 1, 2003. ADOPTED 3-11-2003

3.K. WATER UTILITIES

3.K.1.

**a. DOCUMENT R-2003-0384
(AMENDS R-2001-1511)**

CHANGE ORDER 3 TO CONTRACT WITH LANZO CONSTRUCTION COMPANY FOR THE WEST ATLANTIC AVENUE 42-INCH WATER MAIN EXTENSION PROJECT, DECREASING THE CONTRACT PRICE BY \$106,950.40, RECONCILING THE FINAL PIPING QUANTITIES INSTALLED, REDUCING THE CONTRACT ALLOWANCES, AND ELIMINATING THE PHASE I EARLY COMPLETION BONUS. APPROVED 3-11-2003

**b. DOCUMENT R-2003-0385
(AMENDS R-2001-1511)**

FINAL PAYMENT OF \$44,704.13 TO LANZO CONSTRUCTION COMPANY FOR THE WEST ATLANTIC AVENUE 42-INCH WATER MAIN EXTENSION PROJECT. APPROVED 3-11-2003

**3.K.2. DOCUMENT R-2003-0386
(AMENDS R-2002-0573)**

CONSULTANT SERVICES AUTHORIZATION 8 TO THE CONTRACT WITH MATHEWS CONSULTING, INC., FOR \$59,827 FOR CONSTRUCTIBILITY ANALYSIS AND VALUE ENGINEERING SERVICES FOR THE WINSBERG FARM WETLANDS RESTORATION PROJECT. APPROVED 3-11-2003

3.L. ENVIRONMENTAL RESOURCES MANAGEMENT

3.L.1.

TWO AGREEMENTS FOR PURCHASE AND SALE INVOLVING TWO PARCELS (2.60 ACRES) OF LAND IN UNIT 11 TO BE PURCHASED USING MITIGATION FUNDS. THE LAND COST IS \$15,600, PLUS CLOSING AND MISCELLANEOUS COSTS ARE \$910, FOR A TOTAL OF \$16,510 AS FOLLOWS:

CONSENT AGENDA - CONTINUED

3.L.1. - CONTINUED

a. DOCUMENT R-2003-0387

AGREEMENT FOR PURCHASE AND SALE WITH ROBERT L. BRESLER AND DIANA K. BRESLER, FOR \$7,860 FOR PURCHASE OF 1.31 ACRES OF LAND IN UNIT 11 ACQUISITION AREA. APPROVED 3-11-2003

b. DOCUMENT R-2003-0388

AGREEMENT FOR PURCHASE AND SALE WITH CHRISTIE PHILLIPS AND CLAIRE PHILLIPS, FOR \$7,740 FOR PURCHASE OF 1.29 ACRES OF LAND IN UNIT 11 ACQUISITION AREA. APPROVED 3-11-2003

3.L.2. DOCUMENT R-2003-0389

CONTRACT WITH MARINELIFE CENTER OF JUNO BEACH, INC., FOR \$137,493 FOR SEA TURTLE MONITORING IN ASSOCIATION WITH ACTIVITIES RELATED TO BEACH NOURISHMENT IN THE NORTH COUNTY AREA AND CONTINUED OPERATION OF THE JUNO BEACH PIER, FROM MARCH 11, 2003, THROUGH DECEMBER 31, 2005. APPROVED 3-11-2003

3.L.3.

a. DOCUMENT R-2003-0390

CONTRACT C-15173 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR THE LOXAHATCHEE SLOUGH RESTORATION PROJECT COMMENCING UPON EXECUTION IN FY2003 FOR A PERIOD OF THREE YEARS FOR \$750,000. APPROVED 3-11-2003

b. BUDGET AMENDMENT 2003-0821

BUDGET AMENDMENT OF \$600,000 IN THE \$75 MILLION GENERAL OBLIGATION CONSERVATION LAND 1999 BOND FUND FOR THE LOXAHATCHEE SLOUGH PROJECT ACCOUNT. APPROVED 3-11-2003

c. BUDGET AMENDMENT 2003-0822

BUDGET AMENDMENT OF \$150,000 IN THE \$75 MILLION GENERAL OBLIGATION CONSERVATION LAND 2001 BOND FUND FOR THE HUNGRYLAND SLOUGH PROJECT ACCOUNT. APPROVED 3-11-2003

d.

AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO SIGN ALL FUTURE TIME EXTENSIONS, TASK ASSIGNMENTS, CERTIFICATIONS, AND OTHER FORMS ASSOCIATED WITH THIS CONTRACT, AND NECESSARY MINOR AMENDMENTS THAT DO NOT CHANGE THE SCOPE OF WORK OR TERMS AND CONDITIONS OF THIS CONTRACT. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.M. PARKS AND RECREATION

3.M.1.

a. DOCUMENT R-2003-0391

AGREEMENT WITH THE PALM BEACH SHAKESPEARE FESTIVAL, INC., FOR \$10,000 FROM MARCH 11, 2003, THROUGH JULY 31, 2003, FOR FUNDING OF SHAKESPEARE BY THE SEA XIII AT CARLIN PARK. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0586

BUDGET TRANSFER OF \$10,000 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 1 TO PALM BEACH SHAKESPEARE FESTIVAL/SHAKESPEARE BY THE SEA XIII AT CARLIN PARK. APPROVED 3-11-2003

3.M.2.

a. DOCUMENT R-2003-0392

AGREEMENT WITH THE TOWN OF MANALAPAN FOR \$4,276 FROM MARCH 11, 2003, THROUGH MAY 31, 2003, FOR FUNDING OF THE J. TURNER MOORE MEMORIAL LIBRARY LECTURE SERIES. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0587

BUDGET TRANSFER OF \$4,276 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 4 TO MANALAPAN/LECTURE SERIES FOR FUNDING THE J. TURNER MOORE MEMORIAL LIBRARY LECTURE SERIES. APPROVED 3-11-2003

3.M.3.

a. DOCUMENT R-2003-0393

AGREEMENT WITH THE SCHOOL BOARD FOR \$5,700 FOR FUNDING OF EXPENSES FOR THE ROYAL PALM BEACH HIGH SCHOOL BAND FROM MARCH 11, 2003, THROUGH MARCH 10, 2004. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0588

BUDGET TRANSFER OF \$5,700 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO SCHOOL BOARD/ROYAL PALM BEACH HIGH SCHOOL/BAND EXPENSES. APPROVED 3-11-2003

3.M.4.

a. DOCUMENT R-2003-0394

AGREEMENT WITH THE SCHOOL BOARD FOR \$5,000 FOR FUNDING OF CHORAL ATTIRE FOR WELLINGTON HIGH SCHOOL FROM MARCH 11, 2003, THROUGH SEPTEMBER 10, 2003. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.M.4. - CONTINUED

b. BUDGET TRANSFER 2003-0589

BUDGET TRANSFER OF \$5,000 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO SCHOOL BOARD/WELLINGTON HIGH SCHOOL/CHORAL ATTIRE. APPROVED 3-11-2003

3.M.5.

a. DOCUMENT R-2003-0395

AGREEMENT WITH THE SOUTH FLORIDA OPERA COMPANY, INC., FOR \$5,000 FROM MARCH 11, 2003, THROUGH JULY 31, 2003 FOR FUNDING OF MADAMA BUTTERFLY. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0590

BUDGET TRANSFER OF \$5,000 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO SOUTH FLORIDA OPERA/MADAMA BUTTERFLY. APPROVED 3-11-2003

3.M.6.

a. DOCUMENT R-2003-0396

AGREEMENT WITH VILLAGE OF WELLINGTON FOR \$3,500 FROM MARCH 11, 2003, THROUGH SEPTEMBER 10, 2003, FOR FUNDING OF THE WELLINGTON ART FESTIVAL. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0591

BUDGET TRANSFER OF \$3,500 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO WELLINGTON/ART FESTIVAL. APPROVED 3-11-2003

3.M.7.

a. DOCUMENT R-2003-0397

AGREEMENT WITH THE CITY OF DELRAY BEACH FOR \$20,000 FOR THE FUNDING OF SPECIAL EVENTS FROM MARCH 11, 2003, THROUGH JUNE 10, 2003. APPROVED 3-11-2003

b. BUDGET TRANSFER 2003-0592

BUDGET TRANSFER OF \$20,000 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 7 TO DELRAY BEACH/SPECIAL EVENTS. APPROVED 3-11-2003

3.M.8.

BUDGET TRANSFER 2003-0593

BUDGET TRANSFER OF \$11,452 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 2 TO LAKE LYTAL/POOL EQUIPMENT FOR PURCHASE OF SWIM TEAM EQUIPMENT. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.M.9.

a. **DOCUMENT R-2003-0398**

AGREEMENT WITH THE PLEASANT CITY FAMILY REUNION COMMITTEE, INC., DBA HERITAGE GALLERY, FOR \$1,500 FOR FUNDING OF THE KWANZA AT THE GALLERY 2002 EVENT FROM MARCH 11, 2003, THROUGH JUNE 10, 2003. APPROVED 3-11-2003

b. **BUDGET TRANSFER 2003-0594**

BUDGET TRANSFER OF \$1,500 WITHIN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 7 TO PLEASANT CITY/KWANZA FOR FUNDING OF THE KWANZA AT THE GALLERY 2002 EVENT. APPROVED 3-11-2003

3.N. LIBRARY

3.N.1.

TRAVEL AT AN ESTIMATED COST OF \$1,147 FOR TWO LIBRARY ADVISORY BOARD MEMBERS, CLAUDE D'ANGIO AND ANDY EDWARDS, TO ATTEND THE 34TH ANNUAL LIBRARY DAYS IN TALLAHASSEE, MARCH 24-25, 2003. APPROVED 3-11-2003

3.P. COOPERATIVE EXTENSION SERVICE

3.P.1. **DOCUMENT R-2003-0399**

LEASE AGREEMENT WITH JAMES JOHNSON, JR., FOR \$1 PER YEAR FOR TWO YEARS FOR LAND LOCATED AT THE SOUTHWEST AREA OF MARTIN LUTHER KING JR. BOULEVARD AND SEACREST BOULEVARD FOR THE CONTINUATION OF COMMUNITY GARDENS BY THE PALM BEACH COUNTY 4-H YOUTH DEVELOPMENT PROGRAM. APPROVED 3-11-2003

3.Q. CRIMINAL JUSTICE COMMISSION

3.Q.1.

a. **BUDGET TRANSFER 2003-0638**

BUDGET TRANSFER OF \$115,000 IN THE DRUG ABUSE TRUST FUND FOR THE DRUG COURT PROGRAM DRUG TREATMENT SERVICES THROUGH SEPTEMBER 30, 2003. APPROVED 3-11-2003

b. **BUDGET AMENDMENT 2003-0639**

BUDGET AMENDMENT OF \$115,000 IN THE GENERAL FUND FOR FUNDING THE DRUG COURT PROGRAM DRUG TREATMENT SERVICES THROUGH SEPTEMBER 30, 2003. APPROVED 3-11-2003

c. **BUDGET AMENDMENT 2003-0640**

BUDGET AMENDMENT OF \$115,000 IN THE SHERIFF'S GRANT FUND FOR FUNDING THE DRUG COURT PROGRAM DRUG TREATMENT SERVICES THROUGH SEPTEMBER 30, 2003. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.R. EMPLOYEE RELATIONS AND PERSONNEL

**3.R.1. DOCUMENT R-2003-0400
(AMENDS R-2002-0361)**

AMENDMENT 1 TO CONTRACT WITH EVAN R. SHAPIRO TO PROVIDE SERVICES FOR THE COUNTY'S DRUG TESTING PROGRAM AS MEDICAL REVIEW OFFICER RESPONSIBLE FOR RECEIVING THE LABORATORY RESULTS, REPORTING THE RESULTS TO EMPLOYEES, AND PROVIDING A RANDOM SELECTION SYSTEM FOR TESTING; RENEWING THE CONTRACT FOR ONE YEAR AT AN ANNUAL COST OF \$16,560. APPROVED 3-11-2003

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 - None

3.X. PUBLIC SAFETY - None

3.Y. PURCHASING - None

3.Z. RISK MANAGEMENT - None

3.AA. PALM TRAN

3.AA.1. See pages 40-41.

3.BB. COURT ADMINISTRATION

3.BB.1. DOCUMENT R-2003-0401

CONTRACT WITH THE OFFICE OF THE STATE ATTORNEY, FIFTEENTH JUDICIAL CIRCUIT, FOR \$100,000 FOR THE CREATION OF THE DOMESTIC VIOLENCE INFORMATION SYSTEM AS PART OF THE MODEL COURT PILOT PROJECT FROM JULY 1, 2001, THROUGH JUNE 30, 2003. APPROVED 3-11-2003

3.CC. SHERIFF

3.CC.1.

a. DOCUMENT R-2003-0402

RECEIVE AND FILE THE ENFORCING UNDERAGE DRINKING LAWS GRANT FOR \$14,650 FROM FEBRUARY 1, 2003, THROUGH MAY 30, 2003. APPROVED 3-11-2003

CONSENT AGENDA - CONTINUED

3.CC.1. - CONTINUED

b. BUDGET AMENDMENT 2003-0641

BUDGET AMENDMENT OF \$14,650 IN THE SHERIFF'S GRANT FUND ACKNOWLEDGING THE ENFORCING UNDERAGE DRINKING LAWS GRANT. APPROVED 3-11-2003

3.CC.2. See page 39.

3.CC.3. DOCUMENT R-2003-0403

THE FY2002 FEDERAL ANNUAL CERTIFICATION REPORT FOR THE SHERIFF'S OFFICE WHICH OUTLINES THE FEDERAL LAW ENFORCEMENT TRUST FUND PROCEEDS AND EXPENDITURES FROM OCTOBER 1, 2001, THROUGH SEPTEMBER 30, 2002. APPROVED 3-11-2003

4. SPECIAL PRESENTATIONS - 9:30 A.M.

4.A.

PRESENTATION OF A PLAQUE TO THE BOARD OF COUNTY COMMISSIONERS FROM THE PALM BEACH COUNTY SCHOOL READINESS COALITION, INC., BY ITS CHAIRMAN, WILLIAM MOSS. PRESENTED 3-11-2003

4.B.

PROCLAMATION DECLARING MARCH AS WOMEN'S HISTORY MONTH. PRESENTED 3-11-2003

4.C.

PROCLAMATION DECLARING TUESDAY, MARCH 25, 2003, AS GREEK INDEPENDENCE DAY. DISCUSSED 3-11-2003

4.D.

PROCLAMATION DECLARING TUESDAY, MARCH 18, 2003, AS GIDEON DAY. PRESENTED 3-11-2003

4.E.

PROCLAMATION DECLARING MARCH 2003 AS AMERICAN RED CROSS MONTH. PRESENTED 3-11-2003

4.F.

PRESENTATION TO THE BOARD OF COUNTY COMMISSIONERS BY DR. JEAN MARIE MALECKI. DISCUSSED 3-11-2003

Dr. Jean Marie Malecki, director of the Palm Beach County Health Department, gave the board an update on small pox vaccine, prevention of small pox, and public health within the county.

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

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

MOTION to receive and file proofs of publication 534545, 7041906, 6978274, and 6999971. Motion by Commissioner Masilotti, seconded by Commissioner Aaronson, and carried 7-0.

**5.A. ORDINANCE 2003-012
(REPEALS ORDINANCE 89-21)**

ORDINANCE TITLED CONSTRUCTION PERMIT FEE SCHEDULE; PROVIDING THE CONSTRUCTION PERMIT FEE SCHEDULE AS EXHIBIT A; PROVIDING TIME FOR ASSESSMENT OF FEES; PROVIDING METHODOLOGY FOR VALUATION FOR PRIMARY PERMITTING FEES; PROVIDING FOR REVIEW; PROVIDING REFERENCE FOR ADMINISTRATIVE DETAILS ON PERMITS; PROVIDING FOR REFUNDS; PROVIDING FOR FEE INCREASES FOR FAILURE TO OBTAIN PERMITS IN ADVANCE OF CONSTRUCTION; PROVIDING FOR VIOLATIONS OF NON-PAYMENT OF FEES; PROVIDING FOR RECORDS OF FEES; AND PROVIDING A SAVINGS CLAUSE. (P.O.P. 6999971) ADOPTED AS AMENDED 3-11-2003

The board was requested by staff to adopt the ordinance as amended in accordance with a memorandum dated February 28, 2003.

PUBLIC COMMENT:

Danny Martell, representing the Gold Coast Builders Association, said the association strongly supported the permit fee increase.

MOTION to adopt the ordinance with changes in accordance with the memorandum dated February 28, 2003. Motion by Commissioner Koons, seconded by Commissioner Masilotti, and carried 6-0. Commissioner Greene absent.

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

5.B. RESOLUTION R-2003-0404

RESOLUTION ABANDONING FOUR UNIMPROVED 30-FOOT-WIDE RIGHTS-OF-WAY WITHIN PALM BEACH FARMS COMPANY PLAT 1 LOCATED JUST EAST OF THE FLORIDA TURNPIKE, NORTH AND SOUTH OF LINTON BOULEVARD. (P.O.P. 6978274) ADOPTED 3-11-2003

PUBLIC COMMENT: None

MOTION to adopt the resolution. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 7-0.

**5.C. ORDINANCE 2003-013
(AMENDS ORDINANCE 92-20)**

ORDINANCE AMENDING ORDINANCE 92-20, KNOWN AS THE UNIFIED LAND DEVELOPMENT CODE AMENDING ARTICLE 15, TRAFFIC PERFORMANCE STANDARDS; AMENDING INTENT AND AUTHORITY; AMENDING DEFINITIONS; AMENDING APPLICABILITY; AMENDING THE STANDARD; AMENDING TRAFFIC IMPACT STUDIES; AMENDING MODELING OF TRIPS; AND AMENDING PROCEDURE. (P.O.P. 7041906) ADOPTED AS AMENDED 3-11-2003

PUBLIC HEARINGS - CONTINUED

5.C. - CONTINUED

PUBLIC COMMENT: None

County Engineer George T. Webb informed the board that there were several changes to the ordinance to reflect a significant change from going to a daily test to a peak hour test of traffic patterns. The changes also modified the definition of completion of a project. He said the changes were recommended for approval by the engineering staff, the Traffic Performance Standards Committee, and the Citizens Task Force.

Assistant County Attorney Leonard Berger recommended March 31, 2003, as an effective date for the ordinance when the regulations would come into effect.

MOTION to adopt the ordinance to include the changes as stated. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.

5.D.

**ORDINANCE 2003-014
(AMENDS ORDINANCE 92-20)**

ORDINANCE AMENDING ORDINANCE 92-20 KNOWN AS THE UNIFIED LAND DEVELOPMENT CODE: AMENDING ARTICLE 15, TRAFFIC PERFORMANCE STANDARDS, TO REVISE THE DEFINITION OF THE TERM "PROJECT"; CREATING A NEW SECTION PROVIDING FOR PROJECT AGGREGATION; AND AMENDING LEVEL OF SIGNIFICANCE TABLE 2A-1. (P.O.P. 6999971) ADOPTED AS AMENDED 3-11-2003

County Engineer Webb informed the board that the ordinance included a graduated table incorporated for level of significance.

Assistant County Attorney Berger made a change to the ordinance: Page 2, subsection B - Aggregation Criteria, number 1, line 27, to read:

The Developments generate more than 500 peak hour two-way trips when aggregated.

Mr. Berger further recommended an effective date of March 31, 2003.

PUBLIC COMMENT:

Dan Miteff, chairperson, Traffic Performance Standard committee, said the committee invested a considerable amount of time and effort in arriving at solutions pertaining to traffic problems within the county. He said the committee enlisted the help of a technical subcommittee and held meetings where public speakers could make recommendations.

Michael Bornstein, town manager, Town of Lantana; Annie Marie Delgado, councilmember City of Palm Beach Gardens; Paul Dorling, planning and zoning director, City of Delray Beach; Karen Golonka, mayor, Town of Jupiter; William Howell, mayor, City of Atlantis; Thomas Lanahan, planning director, City of Greenacres; Bill Moss, commissioner, City of West Palm Beach; Carmine Priore, councilmember, Palm Beach County League of Cities; Mo Thornton, manager, City of Atlantis; and Trela J. White, attorney of several county municipalities, all spoke in favor of a 1 percent level of significance as adopted under a resolution passed by the League of Cities.

PUBLIC HEARINGS - CONTINUED

5.D. - CONTINUED

Rosa Durando, representing the Audubon Society of the Everglades; Lisa Interlandi, representing the Environmental and Land Use Law Center; Skeet Jernigan, president, Community and Economic Development Council of South Florida; L. John Samadi, city engineer, City of Riviera Beach; and Bev Smith, councilmember, Village of Palm Springs, commented as follows:

- * Municipalities with small-scale projects would face problems applying the standards of the traffic study and ordinance.
- * The traffic study was not technologically sound because it did not constructively address traffic problems within the county.
- * The traffic study should be done more strategically.
- * Project aggregation should be looked at before the ordinance is adopted.

Commissioner Newell recommended the ordinance be adopted as presented and that staff come back with a referendum to amend the traffic performance standards.

(CLERK'S NOTE: Commission Marcus passed the gavel.)

MOTION to adopt the ordinance as presented with the exemption of east of Interstate 95. Motion by Commission Marcus and seconded by Commissioner Newell.

Commissioner Newell expressed concern that the 0.5 percent level of significance would not be effective and suggested looking at peak hour directions as a means to solve some of the traffic problems.

SUBSTITUTE MOTION to adopt the ordinance with one percent level of significance. Motion by Commissioner McCarty and seconded by Commissioner Greene.

Assistant County Attorney Berger reminded the board of amendments which should be incorporated into the motion which were the 500 peak hour trips and the effective date of March 31, 2003.

AMENDED SUBSTITUTE MOTION to adopt the ordinance with one percent level of significance, amendment of the 500 peak hour trips, and an effective date of March 31, 2003. Motion by Commissioner McCarty, seconded by Commissioner Greene, and carried 4-3. Commissioners Koons, Marcus, and Newell opposed.

6. REGULAR AGENDA

TIME CERTAIN 11:00 A.M.

6.A.1.

DIRECTION ON A REGIONAL BUSINESS PLAN FOR THE GLADES DEVELOPED FOR THE MUNICIPALITIES OF BELLE GLADE, SOUTH BAY, PAHOKEE, AND THE SURROUNDING UNINCORPORATED AREAS INCLUDING CANAL POINT. DISCUSSED WITH DIRECTION 3-11-2003

Deputy County Administrator Baker requested conceptual approval from the board that staff and consultants were moving in the right direction with the regional business plan.

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

MOTION to direct staff to implement the non-financial projects and bring back at the May 27, 2003, workshop the projects that have a fiscal impact, and the projects and programs being implemented in the Glades, for comprehensive review by the board. Motion by Commissioner Koons, seconded by Commissioner Masilotti, and carried 6-0. Commissioner Newell absent.

TIME CERTAIN 11:45 A.M.

7. BCC SITTING AS THE SOLID WASTE AUTHORITY

RECESS 11:45 A.M.

MOTION to recess as the Board of County Commissioners and convene as the Solid Waste Authority for a presentation to the board by Donald J. Lockhart, executive director. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner Newell absent.

(CLERK'S NOTE: Preparation of minutes of the Solid Waste Authority is the responsibility of the authority.)

RECONVENE 12:15 P.M.

MOTION to recess as the Solid Waste Authority and reconvene as the Board of County Commissioners. Motion by Commissioner Marcus, seconded by Commissioner Koons, and carried 6-0. Commissioner Newell absent.

5.E.

a. RESOLUTION R-2003-0405

RESOLUTION CONFIRMING THE SPECIAL ASSESSMENT PROCESS FOR THE LAGUNA PARK AREA WATER MAIN EXTENSION. (P.O.P. 534545) ADOPTED 3-11-2003

PUBLIC HEARINGS - CONTINUED

5.E. - CONTINUED

b.

**DOCUMENT R-2003-0406
(AMENDS R-2002-2086)**

WORK AUTHORIZATION TO FOSTER MARINE CONTRACTORS, INC., UNDER THE SPECIAL ASSESSMENT PROGRAM CONTINUING CONSTRUCTION CONTRACT FOR \$288,350.20 FOR THE LAGUNA PARK AREA WATER MAIN EXTENSION. (P.O.P 534545) APPROVED 3-11-2003

PUBLIC COMMENT:

Gary Forney, Melanie Furney, Diana Liebla, and Stan Liebla all spoke in opposition to the assessment for reasons including: financial hardship, property liens resulting from the assessment, and the project being unsuitable for the community.

Reverend Scott C. Clark informed the board that his church was assessed at 8 percent of the total because the church owned two properties. He asked for help from the board.

Staff recommended that the board approve the assessment as presented.

Commissioner Aaronson said the church should be an exception because it was not a commercial property. Commissioner Koons said he would allot funds toward the church from his discretionary funds.

MOTION to adopt the resolution and approve the work authorization with understanding that the district commissioner will assist the church with discretionary funds. Motion by Commissioner Koons, seconded by Commissioner Greene, and carried 6-0. Commissioner Newell absent.

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

5.F.

a.

RESOLUTION R-2003-0407

RESOLUTION CONFIRMING THE SPECIAL ASSESSMENT PROCESS FOR THE COUNTRY CLUB ACRES WATER MAIN EXTENSION. (P.O.P. 534544) ADOPTED 3-11-2003

b.

DOCUMENT R-2003-0408

WORK AUTHORIZATION TO FOSTER MARINE CONTRACTORS, INC., UNDER THE SPECIAL ASSESSMENT PROGRAM CONTINUING CONSTRUCTION CONTRACT FOR \$1,289,315.35 FOR THE COUNTRY CLUB ACRES AREA WATER MAIN EXTENSION. (P.O.P 534545) APPROVED 3-11-2003

PUBLIC COMMENT:

Rosemary Taugher, Russell Warren, and John Wubbel spoke in support of the resolution.

PUBLIC HEARINGS - CONTINUED

5.F. - CONTINUED

Cynthia Dale, Kelly Dale, and Greg Phillips spoke in opposition to the resolution for reasons including: financial hardship, assessment allocation to residents, and property liens.

STAFF WAS DIRECTED TO:

- * Channel the water main to avoid chopping down trees and other vegetation.

MOTION to adopt the resolution and approve the work authorization. Motion by Commissioner Aaronson, seconded by Commissioner Koons, and carried 5-0. Commissioners Masilotti and Newell absent.

RECESS

At 12:46 p.m., the chair declared a recess.

RECONVENE

At 2:06 p.m., the board reconvened with Commissioners Aaronson, Greene, Koons, Marcus, Masilotti, and Newell present.

5.G.

ORDINANCE 2003-015

ORDINANCE AMENDING SCHEDULE A OF THE CODE ENFORCEMENT CITATION ORDINANCE, TO INCREASE CERTAIN FINE AMOUNTS AND UPDATE CERTAIN CODE REFERENCES. (P.O.P 7041906) ADOPTED 3-11-2003

PUBLIC COMMENT:

Edward McJobian expressed concern that businesses such as nightclubs should be subject to not only fines but also suspension of businesses if they violated the code.

MOTION to adopt the ordinance. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 6-0. Commissioner McCarty absent.

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

5.H.

ORDINANCE 2003-016

ORDINANCE AMENDING ARTICLE 4, SECTION 4.11 OF THE UNIFIED LAND DEVELOPMENT CODE (ULDC), PERTAINING TO THE ENVIRONMENTAL ORDINANCE APPEALS BOARD; AMENDING ARTICLE 4, SECTION 4.15 PERTAINING TO THE CREATION AND APPOINTMENT OF HEARING OFFICERS; AMENDING ARTICLE 7, SECTION 7.6, PERTAINING TO THE ADMINISTRATION OF EXCAVATION PERMITS; AMENDING ARTICLE 9, SECTION 9.1, PERTAINING TO APPEALS OF LIGHTING PLANS; AMENDING ARTICLE 9, SECTION 9.3, PERTAINING TO APPEALS OF WELLFIELD PERMITS; AMENDING ARTICLE 9, SECTION 9.4, PERTAINING TO APPEALS OF WETLANDS PERMITS; AND AMENDING ARTICLE 9, SECTION 9.5, PERTAINING TO ADMINISTRATION OF VEGETATION PERMITS. (P.O.P 7041906) ADOPTED 3-11-2003

PUBLIC HEARINGS - CONTINUED

5.H. - CONTINUED

MOTION to adopt the ordinance. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 7-0.

9. MATTERS BY THE PUBLIC

9.A.

HIV PREVENTION PROGRAM. DISCUSSED 3-11-2003

Edward McJobian contended that the budget allocated for HIV prevention within the county was not sufficient.

9.B.

KING'S TOWING COMPANY. DISCUSSED 3-11-2003

Jennifer Pitts said King's Towing Company was illegally removing vehicles from private properties. She asked the board for assistance in the matter.

Assistant County Attorney Dawn Wynn informed the board that the sheriff's office and the state attorney's office both agreed that the issue was a civil matter. She further said the county attorney's office in conjunction with the Division of Consumer Affairs drafted a revision to the state law and forwarded it to the state attorney's office for review.

9.C.

STATE ROAD 7/ACREAGE RELIEVER ROAD. DISCUSSED 3-11-2003

John Bonde, district administrator, Indian Trail Improvement District; Michele Damone, member, Indian Trail Improvement District Board of Supervisors; Rosa Durando, David Farber, Carol Francis, Fred Gordon, Michael Horwitz, Suzanne Horwitz, Lisa Interlandi, Ray Liggins, engineer, Village of Royal Palm Beach; David Lodwick, mayor, Village of Royal Palm Beach, Matty Mattioli, councilmember, Village Royal Palm Beach; Maria Wise Miller, William Morris, Stella Rossi, and David Swift councilmember, Village of Royal Palm Beach voiced their concerns for a reliever road; their comments included references to:

- * Traffic congestion and the dangers of speeding.
- * Extension of a reliever road through to Northlake Boulevard.
- * Community growth.

Commissioner Masilotti said the county was doing its best to solve the problem, and he would continue to work with staff toward a solution.

Commissioner McCarty disapproved of the issue being discussed under Matters by the Public.

REGULAR AGENDA - CONTINUED

6.A. ADMINISTRATION

6.A.1. See page 31.

6.A.2.

ADDITIONAL CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES WITH SOUTHERN STRATEGY GROUP, PITTMAN LAW GROUP, AND OTHER FIRMS, IF NECESSARY, FOR STATE LOBBYING ON BEHALF OF THE COUNTY FOR \$60,000. APPROVED 3-11-2003

MOTION to approve the item. Motion by Commissioner Aaronson and seconded by Commissioner Koons.

STAFF WAS DIRECTED TO:

- * Outline in the contracts the duties, goals and results expected by the county of the lobbyists.
- * Ensure that written weekly reports are received from the lobbyists for the commissioners.

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

6.A.3.

RESOLUTION R-2003-0409

RESOLUTION STATING OPPOSITION TO THE POSITION OF THE GOVERNMENT OF FRANCE REGARDING THE POSSIBLE USE OF MILITARY ACTION IN IRAQ. ADOPTED 3-11-2003

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

Commissioner McCarty said the resolution was negative, and she expressed concern that she was not comfortable with supporting it. She said she would rather offer a more positive resolution to support the countries that supported the United States in the war against Iraq.

Commissioner Newell said he believed the resolution should emphasize the countries that were supporting the United States and make the resolution read that way.

UPON CALL FOR A VOTE, the motion carried 5-2. Commissioners McCarty and Newell opposed.

6.B. COUNTY ATTORNEY

6.B.1.

**a. DOCUMENT R-2003-0410
(AMENDS R-96-714-D))**

AMENDMENT 6 TO THE CONTRACT WITH DENISE M. DYTRYCH, COUNTY ATTORNEY, PROVIDING FOR SERVICES THROUGH MARCH 25, 2008. APPROVED 3-11-2003

REGULAR AGENDA - CONTINUED

6.B.1. - CONTINUED

b.

SET SALARY FOR COUNTY ATTORNEY DENISE M. DYTRYCH FROM MARCH 26, 2003, THROUGH MARCH 25, 2004. APPROVED 3-11-2003

Commissioner Marcus recommended extending the County Attorney's contract for an additional five years and increase her salary from \$126,000 to \$150,000 annually.

MOTION to approve the contract and set salary for \$150,000. Motion by Commissioner McCarty, seconded by Commissioner Masilotti, and carried 7-0.

County Attorney Dytrych thanked the board and also thanked her staff for their support.

PUBLIC COMMENT:

Edward McJobian commended County Attorney Dytrych for serving the county well in her position.

6.C. COMMUNITY SERVICES

6.C.1.

RECOMMENDATIONS FROM THE CITIZENS ADVISORY COMMITTEE ON HEALTH AND HUMAN SERVICES (CAC/HHS) ON THE FINANCIALLY ASSISTED AGENCIES FUNDING PROCESS TO ALLOW MULTI-YEAR CONTRACTS, AND MODIFY FUNDING CATEGORIES FROM OCTOBER 1, 2003, THROUGH SEPTEMBER 30, 2004. THE CATEGORIES ARE: (A) PREVENTION/INTERVENTION (B) INDEPENDENT LIVING AND SUPPORT SERVICES (C) DOMESTIC ABUSE (D) HUMAN SERVICE PROGRAMS (E) HEALTH AND HUMAN SERVICES IN THE GLADES. APPROVED 3-11-2003

MOTION to approve the recommendations. Motion by Commissioner McCarty, seconded by Commissioner Masilotti, and carried 7-0.

6.D. AIRPORTS

6.D.1. RESOLUTION R-2003-0411

RESOLUTION ADOPTING GENERAL AVIATION MINIMUM STANDARDS FOR PALM BEACH INTERNATIONAL AIRPORT (PBI); REPEALING MINIMUM OPERATION STANDARDS FOR THE CONDUCT OF SOUTH QUADRANT SERVICES AND ACTIVITIES FOR PBI DATED JULY 1989. ADOPTED 3-11-2003

MOTION to adopt the resolution. Motion by Commissioner McCarty, seconded by Commissioner Masilotti, and carried 7-0.

REGULAR AGENDA - CONTINUED

6.E. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

6.E.1. RESOLUTION R-2003-0412

RESOLUTION ELECTING TO ADOPT AN EMERGENCY LOCAL COMMUNICATIONS SERVICES TAX CONVERSION RATE TO RECOUP ESTIMATED REVENUE SHORTFALLS TO THE COUNTY AS A RESULT OF THE COMMUNICATIONS SERVICES TAX SIMPLIFICATION LAW AND ELECTING TO ADOPT A LOCAL COMMUNICATIONS SERVICES TAX CONVERSION RATE UPON EXPIRATION OF THE EMERGENCY RATE TO ENSURE EXPECTED REVENUES ARE GENERATED ON AN ONGOING BASIS. ADOPTED WITH DIRECTION 3-11-2003

MOTION to adopt the resolution. Motion by Commissioner Koons, seconded by Commissioner Masilotti, and carried 6-1. Commissioner McCarty opposed.

STAFF WAS DIRECTED TO:

- * Provide an update regarding status of the cellular telephone service tax.

6.E.2. BUDGET AMENDMENT 2003-0831

BUDGET AMENDMENT OF \$7,200 TO ESTABLISH THE SCHOOL CONCURRENCY FUND. APPROVED 3-11-2003

MOTION to approve the budget amendment. Motion by Commissioner Newell, seconded by Commissioner Masilotti, and carried 7-0.

6.F. ENGINEERING AND PUBLIC WORKS

**6.F.1. RESOLUTION R-2003-0413
(AMENDS R-2002-0167)**

RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT TO THE BLANKET LICENSE AGREEMENT DATED FEBRUARY 5, 2002, WITH THE FLORIDA EAST COAST RAILWAY COMPANY AND ANY FUTURE AMENDMENTS FOR SUBGRADE AND OVERHEAD FACILITIES THAT DO NOT EXCEED \$10,000 AND SPECIFICALLY AT A COST OF \$5,040 FOR THIS AMENDMENT. ADOPTED 3-11-2003

MOTION to adopt the resolution. Motion by Commissioner Newell, seconded by Commissioner Masilotti, and carried 7-0.

6.G. PROPERTY AND REAL ESTATE MANAGEMENT

6.G.1. DELETED

REGULAR AGENDA - CONTINUED

6.H. ENVIRONMENTAL RESOURCES MANAGEMENT

6.H.1.

- a. DOCUMENT R-2003-0414
(AMENDS R-2003-0199)**

AMENDMENT 2 TO THE OPTION AGREEMENT FOR SALE AND PURCHASE WITH BROOKSIDE TREE FARM LIMITED PARTNERSHIP, EXTENDING THE TIME PERIOD TO EXERCISE THE OPTION TO PURCHASE FROM 90 TO 120 DAYS, FOR ACQUISITION OF APPROXIMATELY 78.74 ACRES OF LAND IN THE AGRICULTURAL RESERVE. APPROVED 3-11-2003

- b. DOCUMENT R-2003-0415
(AMENDS R-2003-0199)**

AMENDMENT 3 TO THE OPTION AGREEMENT FOR SALE AND PURCHASE WITH BROOKSIDE TREE FARM LIMITED PARTNERSHIP CREDITING THE COUNTY AT CLOSING WITH A \$110,000 REDUCTION IN THE \$5,299,999.64 PURCHASE PRICE OF THE BROOKSIDE TREE FARM LIMITED PARTNERSHIP PROPERTY IN ORDER TO PARTIALLY SATISFY THE SELLER'S OBLIGATIONS UNDER THE PROVISIONS OF SECTIONS 4.B AND 14 OF THE AGREEMENT. APPROVED 3-11-2003

- c. BUDGET TRANSFER 2003-0870**

BUDGET TRANSFER OF \$110,000 IN THE \$75 MILLION GENERAL OBLIGATION CONSERVATION LAND 2001 BOND FUND FROM THE AGRICULTURAL RESERVE LAND PROJECT ACCOUNT TO PROPERTY ACQUISITION RESERVES FOR PURCHASE OF THE BROOKSIDE TREE FARM LIMITED PARTNERSHIP PROPERTY. APPROVED 3-11-2003

MOTION to approve the agreements and budget transfer. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 7-0.

ITEMS PULLED FROM CONSENT AGENDA

(CLERK'S NOTE: The items were heard out of order in the following sequence: 3.H.3., 3.CC.2., 3.E.4., 3.AA.1., and 3.H.5.)

3.H.3.

CONSULTANT SERVICES AUTHORIZATION 24 TO THE AGREEMENT WITH STEPHEN BORUFF, AIA ARCHITECTS AND PLANNERS, INC., TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR THE SHERIFF'S OFFICE ACREAGE SUBSTATION FOR \$75,000. POSTPONED FOR THIRTY DAYS -- 3-11-2003

Commissioner Masilotti expressed his view that it would be better to combine the fire station and the sheriff's office substation on one property to save taxpayers money. He recommended postponement of the item for further information concerning why two buildings were to be constructed instead of one.

ITEMS PULLED FROM CONSENT AGENDA

3.H.3. - CONTINUED

MOTION to POSTPONE the item for 30 days. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 6-1. Commissioner McCarty opposed.

3.CC.2.

a.

DOCUMENT R-2003-0416

RATIFICATION OF THE CHAIR'S SIGNATURE ON THE CREATING A CULTURE OF INTEGRITY GRANT APPLICATION OF \$125,000 FROM THE U.S. DEPARTMENT OF JUSTICE FROM SEPTEMBER 1, 2002, THROUGH AUGUST 31, 2003. APPROVED 3-11-2003

b.

CULTURE OF INTEGRITY GRANT AWARD OF \$125,000 FROM THE U.S. DEPARTMENT OF JUSTICE FROM SEPTEMBER 1, 2002, THROUGH AUGUST 31, 2003. APPROVED 3-11-2003

c.

BUDGET AMENDMENT 2003-0642

BUDGET AMENDMENT OF \$125,000 IN THE SHERIFF'S GRANT FUND FOR CULTURE OF INTEGRITY GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE FROM SEPTEMBER 1, 2002, THROUGH AUGUST 31, 2003. APPROVED 3-11-2003

Commissioner Greene expressed concern over the staff recruitment process within the sheriff's office, in particular, disparities in race and gender.

Jerry D. Nicholas, grant manager, Sheriff's Office, read statistics of minorities employed in the Sheriff's Office including the areas of law enforcement and corrections.

Commissioner Greene inquired what percentage of sheriff deputies were seeking a higher education and requested information in writing.

MOTION to approve the item. Motion by Commissioner McCarty, seconded by Commissioner Newell, and carried 7-0.

3.E.4.

RESOLUTION R-2003-0417

RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE RYAN WHITE TITLE I AGREEMENTS WITH ELIGIBLE PROVIDER AGENCIES FROM MARCH 1, 2003, THROUGH FEBRUARY 29, 2004. ADOPTED 3-11-2003

PUBLIC COMMENT:

Commissioner Marcus read into the record comments by Larry Leed as follows:

"Twelve agencies have continued to provide services to over 1,800 HIV/AIDS clients as of March 1st. Those agencies need to have signed contracts in order to continue to obligate services, deliveries, and costs for our clients."

ITEMS PULLED FROM CONSENT AGENDA - CONTINUED

3.E.4. - CONTINUED

Charles A. Falana, Angie Bates Hardnett, Mary Ann Jones, Victor Jones, M. Woodard spoke in opposition to the resolution for reasons including:

- * The agencies needed more money to provide higher level of service
- * The need for a workshop with the county commissioners to address disparities for the way in which services are provided in the county.
- * Disparity and inequity in funding to agencies with African American leadership.
- * Inadequate services for care, testing, and counsel for victims of HIV/AIDS.
- * Overall insufficient funding to control and prevent the spread of the disease.

Commissioner Greene said the county commissioners should help in getting more funding for smaller organizations such as the Florida African American HIV/AIDS Council of Palm Beach County.

Director of Community Services Edward L. Rich informed the board that the budget was late coming out of Congress and so the county was allocated approximately one-third of the money for the fiscal year. The county was therefore funding the agencies that were already providing services, he said. The recommendations for the 2004 allocations along with contracts would be brought before the board at a later date.

There was consensus by the board that a workshop was needed to discuss matters concerning the funding of the agencies affected. The suggested date for a workshop was May 27, 2003.

MOTION to adopt the resolution. Motion by Commissioner Koons, seconded by Commissioner Masilotti, and carried 7-0.

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

3.AA.1.

a. DOCUMENT R-2003-0418

INTERLOCAL AGREEMENT WITH THE METROPOLITAN PLANNING ORGANIZATION FOR \$200,000 TO CONSTRUCT BUS SHELTERS IN MUNICIPALITIES WHICH DO NOT ALLOW ADVERTISING ON BUS SHELTERS. APPROVED 3-11-2003

b. BUDGET AMENDMENT 2003-0596

BUDGET AMENDMENT IN THE PALM TRAN FUND OF \$200,000 IN CONGESTION MITIGATION AND AIR QUALITY FUNDS FROM THE METROPOLITAN PLANNING ORGANIZATION TO CONSTRUCT BUS SHELTERS IN MUNICIPALITIES WHICH DO NOT ALLOW ADVERTISING ON BUS SHELTERS. APPROVED WITH DIRECTION 3-11-2003

ITEMS PULLED FROM CONSENT AGENDA - CONTINUED

3.AA.1. - CONTINUED

PUBLIC COMMENT:

Edward McJobian said he hoped the board ensured that the bus shelters met the Americans with Disabilities Act (ADA) requirements of safety. Staff assured the board that all shelters were ADA compliant.

STAFF WAS DIRECTED TO:

- * Provide a list with the percentage and locations of shelters that were without advertisement.

MOTION to approve the agreement and the budget amendment. Motion by Commissioner McCarty, seconded by Commissioner Koons, and carried 6-0. Commissioner Newell absent.

3.H.5.

DOCUMENT R-2003-0419

CONTRACT WITH HEDRICK BROTHERS CONSTRUCTION COMPANY, INC., FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE HISTORIC PALM BEACH COUNTY COURTHOUSE RESTORATION PROJECT FOR \$46,913 FOR PRE-CONSTRUCTION SERVICES. APPROVED 3-11-2003

PUBLIC COMMENT:

Ed McJobian said the project was unsuitable because it would add to traffic congestion within the downtown area.

STAFF WAS DIRECTED TO:

- * Meet with Commissioner Greene to provide a report on the M/WBE goal for the project.

MOTION to approve the contract. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 6-0. Commissioner Newell absent.

(CLERK'S NOTE: Commissioner Newell rejoined the meeting.)

8. BOARD APPOINTMENTS

8.A. COMMISSION DISTRICT APPOINTMENTS

8.A.1.

REAPPOINTMENT OF DAVE BURKE TO THE TOURIST DEVELOPMENT COUNCIL. APPROVED 3-11-2003

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

No backup submitted.

BOARD APPOINTMENTS - CONTINUED

8.A.2.

REAPPOINTMENT OF MARTHA MARKS TO THE ANIMAL CARE AND CONTROL ADVISORY BOARD. APPROVED 3-11-2003

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

No backup submitted.

8.A.3.

REAPPOINTMENT OF JAMES BRONSTEIN TO THE TOURIST DEVELOPMENT COUNCIL. APPROVED 3-11-2003

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

No backup submitted.

8.A.4.

REAPPOINTMENT OF SUE DRAWDY TO THE ANIMAL CARE AND CONTROL ADVISORY BOARD. APPROVED 3-11-2003

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

8.A.5.

REAPPOINTMENT OF LINDA GORE TO THE ANIMAL CARE AND CONTROL ADVISORY BOARD. APPROVED 3-11-2003

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

No backup submitted.

9. MATTERS BY THE PUBLIC - 2:00 P.M. - See pages 34.

10. STAFF COMMENTS

10.A. ADMINISTRATION - None

10.B. COUNTY ATTORNEY - None

11. COMMISSIONER COMMENTS

11.A. COMMISSIONER KAREN T. MARCUS

11.A.1.

TOWN OF HAVERHILL REQUEST COUNTY SUPPORT TO LOBBY FOR STATE FUNDING IN TALLAHASSEE. DISCUSSED 3-11-2003

Commissioner Marcus informed the board that a letter was received from the Town of Haverhill requesting the board's support in the town's effort to lobby for \$75,000 in state funding. The town required the funds for work related to drainage improvements.

The board's consensus was not to support the Town because the county was already spending approximately \$1.2 million on drainage improvements on the same project.

11.B. COMMISSIONER JEFF KOONS - None

11.C. COMMISSIONER WARREN H. NEWELL

11.C.1.

NEEDS ASSESSMENT OF AFFORDABLE HOUSING WITHIN THE COUNTY. DISCUSSED WITH DIRECTION 3-11-2003

Commissioner Newell spoke about affordable housing issues within the county projects that have met the needs assessment.

STAFF WAS DIRECTED TO:

- * Move forward with guidelines for the Housing Finance Authority that would follow similar guidelines of the Department of Housing and Community Development for housing, maintenance, and management.
- * Reagenda two multifamily housing projects, namely Malibu Bay and Renaissance, which meet the needs assessment.
- * Bring forward all other projects that have met county standards.

No backup submitted.

11.C.2.

UNITED WAY HEAD START AND SENIOR CENTER ON LAKE WORTH ROAD. DISCUSSED WITH DIRECTION 3-11-2003

Commissioner Newell informed the board that United Way had expressed an interest in working with the county to utilize a parcel of property located along Lake Worth Road as part of a plan for a new Head Start and Senior Center.

STAFF WAS DIRECTED TO:

- * Work with United Way to arrive at a suitable plan for the Head Start and Senior Center and return to the board with recommendations.

No backup submitted.

COMMISSIONER COMMENTS - CONTINUED

11.C.3.

ROAD CONSTRUCTION AND THE COORDINATION OF TRAFFIC DURING WITHIN THE COUNTY. DISCUSSED WITH DIRECTION 3-11-2003

Commissioner Newell said there was a great need, countywide, to coordinate traffic in the midst of road construction. He said the public needed to be better informed when roads would be closed. He suggested a coordination effort among the sheriff's office, Florida Highway Patrol, Florida Department of Transportation, and the municipalities on a weekly basis.

County Engineer Webb was directed to initiate a meeting with all the above agencies and make recommendations.

Commissioner Marcus further suggested bringing the issue to the Department of Public Information/Cable Channel 20 for public announcements to be made.

No backup submitted.

11.D. COMMISSIONER MARY MCCARTY - None

11.E. COMMISSIONER BURT AARONSON

11.E.1.

IMPROVEMENT NEEDED FOR GOVERNMENTAL CENTER SECURITY. DISCUSSED WITH DIRECTION 3-11-2003

Commissioner Aaronson expressed concern about the security issues around the Governmental Center. He said security was lax and should be improved for the protection of the employees and visitors.

The board directed the County Administrator to follow up with recommendations.

No backup submitted.

11.F. COMMISSIONER TONY MASILOTTI

11.F.1.

COMMENDATION GIVEN TO LANZO CONSTRUCTION COMPANY. DISCUSSED 3-11-2003

Commissioner Masilotti informed the board that Lanzo Construction Company should be commended for completing utility improvements along West Atlantic Avenue and for saving the county approximately \$110,000 under the same contract.

No backup submitted.

COMMISSIONER COMMENTS - CONTINUED

11.F.2.

COMMENDATION GIVEN TO DEPUTY SHERIFF DARLEEN LAPAGLIA.
DISCUSSED 3-11-2003

Commissioner Masilotti, along with the rest of the board, commended Deputy Sheriff Darleen Lapaglia for helping to apprehend a terrorist suspect in the county.

No backup submitted.

11.G. COMMISSIONER ADDIE L. GREENE - None

12. ADJOURNMENT

The chair declared the meeting adjourned at 4:37 p.m.

ATTESTED:

APPROVED:

Clerk

Chair