

MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR/WORKSHOP

1. **CALL TO ORDER:** March 25, 2003, at 9:30 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 - Absent
Vice-Chair Tony Masilotti
Commissioner Burt Aaronson
Commissioner Addie L. Greene
Commissioner Jeff Koons
Commissioner Mary McCarty - Absent
Commissioner Warren H. Newell
County Administrator Robert Weisman
Deputy Clerk Joseph Smith

2. **AGENDA APPROVAL**

2.A. **ADDITIONS, DELETIONS, SUBSTITUTIONS** - None

2.B. **ADOPTION**

MOTION to adopt the agenda. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Marcus absent.

3. **9:30 A.M. WORKSHOP** - See pages 3-4.

4. **10:30 A.M. WORKSHOP** - See pages 7-8.

5. **REGULAR AGENDA** - See pages 1-3.

6. **COMMISSIONER COMMENTS** - See pages 5-7.

7. **ADJOURNMENT** - See page 9.

5. **REGULAR AGENDA**

5.A. **CLERK**

5.A.1.

WARRANT LIST DATED MARCH 21, 2003. APPROVED 3-25-2003

COMPUTER CHECKS	\$24,291,382.29
WIRE TRANSFERS	76,586,069.18
MANUAL CHECKS	91,973.45
EFT TRANSFERS	<u>2,868,912.58</u>
	\$103,868,337.50

MOTION to approve the warrant list. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Marcus absent.

REGULAR AGENDA - CONTINUED

5.A.2.

CONTRACTS AND CLAIMS SETTLEMENT LIST EXECUTED BY THE PURCHASING DIRECTOR AND RISK MANAGEMENT DIRECTOR, CUMULATIVELY TOTALING \$1,118,423.03. APPROVED 3-25-2003

a.

TERM CONTRACT WITH BMH CONCRETE INC.; RINKER MATERIALS OF FLORIDA INC., DBA CALLAWAY CONCRETE & VAULT; AND RINKER MATERIALS CORPORATION FOR \$145,000 FOR THE PURCHASE OF CONCRETE FOR APRIL 1, 2003-MARCH 31, 2004 PER BID 03-057/KG. APPROVED 3-25-2003

b.

CONTRACT WITH JOHN DEERE COMPANY FOR \$115,423.03 FOR THE PURCHASE OF THREE TRACTORS FOR THE PARKS AND RECREATION DEPARTMENT AND ROAD AND BRIDGE DIVISION THROUGH STATE CONTRACT 765-900-02-1, PER PURCHASE ORDERS 033PP000063 AND 033PP000064. APPROVED 3-25-2003

c.

TERM CONTRACT WITH AT&T WIRELESS SERVICES, SPRINT PCS, VERIZON WIRELESS, AND NEXTEL SOUTH CORPORATION FOR \$500,000 FOR THE PURCHASE OF CELLULAR TELEPHONE SERVICE, EQUIPMENT, AND ACCESSORIES FOR MARCH 25, 2003-JUNE 30, 2004 THROUGH WESTERN STATES CONTRACTING ALLIANCE CONTRACT 1X-00115. APPROVED 3-25-2003

d.

WORKER'S COMPENSATION CLAIM SETTLEMENT WITH EDWARD O'CONNOR FOR \$158,000. APPROVED 3-25-2003

e.

WORKER'S COMPENSATION CLAIM SETTLEMENT WITH HORACE YOUNG FOR \$200,000. APPROVED 3-25-2003

MOTION to approve the contracts and claim settlements list. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Marcus absent.

5.B. RISK MANAGEMENT

5.B.1.

RENEWAL OF AN EXCESS LIABILITY INSURANCE POLICY WITH NORTH RIVER INSURANCE COMPANY FOR \$320,000 TO COVER PALM TRAN'S BUS FLEET FOR APRIL 1, 2003-APRIL 1, 2004. APPROVED 3-25-2003

MOTION to approve renewal of the insurance. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Marcus absent.

REGULAR AGENDA - CONTINUED

5.C. ENGINEERING AND PUBLIC WORKS

5.C.1.

PIPING LICENSE AGREEMENT WITH THE LAKE WORTH DRAINAGE DISTRICT TO PROVIDE FOR PAVING AND DRAINAGE IMPROVEMENTS FOR A PORTION OF THE DILLMAN ROAD EXTENSION FROM THE NEW CHOLEE ELEMENTARY SCHOOL AND JOG ROAD. APPROVED 3-25-2003

MOTION to approve the agreement. Motion by Commissioner Koons, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Marcus absent.

5.D. ENVIRONMENTAL RESOURCES MANAGEMENT

5.D.1.

**a. DOCUMENT R-2003-0421
(AMENDS R-2001-0128)**

AMENDMENT 1 TO INTERLOCAL AGREEMENT WITH INDIAN TRAIL IMPROVEMENT DISTRICT REVISING THE CONCEPTUAL MASTER PLAN TO ADD AN OUTDOOR AMPHITHEATER. APPROVED 3-25-2003

**b. DOCUMENT R-2003-0422
(AMENDS R-2001-0482)**

AMENDMENT 1 TO LEASE AGREEMENT WITH INDIAN TRAIL IMPROVEMENT DISTRICT INCORPORATING THE GRANT AWARD AGREEMENT BETWEEN THE COUNTY AND THE FLORIDA COMMUNITIES TRUST REGARDING ACREAGE PINES NATURAL AREA, REVISING THE USES APPROVED TO ADD AN OUTDOOR AMPHITHEATER AND SPECIFYING WHERE A COMMUNITY CENTER AND AMPHITHEATER WILL BE ALLOWED. APPROVED 3-25-2003

MOTION to approve the amendments. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners McCarty and Marcus absent.

(CLERK'S NOTE: The vote on item 6.B.1. took place at this time. See page 5.)

9:30 A.M. WORKSHOP

3.

PROPERTIES WITHOUT WATER AND SEWER SERVICES. DISCUSSED WITH DIRECTION 3-25-2003

The board had requested staff review regarding availability of wastewater service to existing businesses within the county Water Utilities Department service area.

The request grew out of the board's concerns related to the use of septic systems and that lack of wastewater service might be inhibiting redevelopment of properties in some areas.

Gary D. Dernlan, director of Water Utilities, gave a slide presentation.

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

Discussion included:

- ? Cost of extending wastewater service is two to three times the cost of installing water lines. New developers extend lines at their cost, while owners of existing development can obtain service through a petition-special assessment process. A majority of people who have a good septic system do not have an overwhelming desire to get on the county system, Mr. Dernlan observed.
- ? The 283 commercial-industrial customers not connected lie basically in four corridors: Congress Avenue, south of Palm Beach International Airport and north of Forest Hill Boulevard; Okeechobee Boulevard; Military Trail, west of the airport; and Southern Boulevard, near the fairgrounds. After petitioning property owners, staff found only two small sub-areas in the Okeechobee east of Military area and Congress Ave. favoring county wastewater.
- ? Total cost of bringing the service to all those customers would be \$3.1 million to install pipelines. In addition, property owners would be responsible for nearly \$8 million for private lift stations, service initiation fees, and conversion costs. Individually, the cost to owners would be \$42,000 or \$317 per month over 20 years, as well as \$49 a month for sewer service.

Commissioner Newell confirmed the possibility that the county itself could pursue funding the improvements.

PUBLIC COMMENT:

Drew Alba and Carey Joy expressed opposition to any changes in wastewater service policy. Both said they had small businesses on Military Trail near the airport that were on septic systems and did not want to incur the costs involved in a county connection.

STAFF WAS DIRECTED TO:

- ? Address providing wastewater service to the two sub-areas expressing interest and in which a majority of property owners were willing to participate in the costs.
- ? Investigate a five-year phase-in program with incentives, possibly using Countywide Community Revitalization Team (CCRT) or Capital Improvement Program (CIP) dollars, and with financing alternatives, to further expand the county wastewater program.

(CLERK'S NOTE: Unscheduled commissioner comments were made at this time.)

6. COMMISSIONER COMMENTS

6.A. COMMISSIONER ADDIE L. GREENE

6.A.1.

APPROVAL OF LETTER SEEKING REPEAL OF BUDGET CUTS TO MEDICAID. DISCUSSED 3-25-2003

Commissioner Greene asked for board approval of Legislative Affairs Coordinator Todd Bonlarron's request for a letter he wanted sent out in an attempt to protect state and local governments by repealing cuts to Medicaid.

No backup provided.

MOTION to approve the letter. Motion by Commissioner Newell, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Marcus absent.

6.A.2.

APPOINTMENT TO ZONING BOARD OF ADJUSTMENTS . APPROVED 3-25-2003

Commissioner Greene requested the appointment of Bart Cunningham to the Zoning Board of Adjustments.

MOTION to approve the appointment. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 5-0. Commissioners McCarty and Marcus absent.

6.A.3.

APPOINTMENT TO THE AVIATION AND AIRPORTS ADVISORY BOARD. APPROVED 3-25-2003

Commissioner Greene requested the appointment of Neil Haynie to the Aviation and Airports Advisory Board.

MOTION to approve the appointment. Motion by Commissioner Aaronson, seconded by Commissioner Koons, and carried 5-0. Commissioners McCarty and Marcus absent.

COMMISSIONER COMMENTS - CONTINUED

6.A.4.

UNPLEASANT EXPERIENCE WITH COUNTY EMPLOYEE. DISCUSSED 3-25-2003

Commissioner Greene told the board she had an unpleasant experience with a county employee when she tried to take care of a speeding ticket in the Information Systems Services Department. Commissioner Greene said she thought staff needed sensitivity training. County Administrator Weisman noted that the employee was suspended for a week and said the public was treated much better by county employees on a routine basis. Commissioner Greene said the event came on the heels of a letter from one of her constituents who also complained about being treated unprofessionally by a county employee in conjunction with a speeding ticket. Commissioner Masilotti noted that he had received many compliments on county employees.

No backup provided.

6.B.1.

6.B. COMMISSIONER JEFF KOONS

PROCLAMATION DECLARING MARCH 28, 2003, AS SOUTH FLORIDA SCIENCE MUSEUM FOUNDERS DAY. APPROVED 3-25-2003

MOTION to approve the proclamation. Motion by Commissioner Koons, seconded by Commissioner Aaronson, and carried 50. Commissioners McCarty and Marcus absent.

6.B.2.

CLEANUP IN HYPOLUXO. DISCUSSED 3-25-2003

Commissioner Koons reported he had participated in a cleanup at the Overlook Scrub Natural Area in Hypoluxo the previous Saturday and was impressed with employees and the fact that many of the same people showed up at such events. Commissioner Koons said he was also very impressed with the area's stewardship program. He suggested that the board take a look at funding some strategies to have more such volunteer programs.

No backup provided.

6.B.3.

TUSSLE WITH RTA PROCESS. DISCUSSED 3-25-2003

Commissioner Koons said he was trying hard to explain and gather support for the proposed regional transit authority (RTA) program but was meeting some resistance. He suggested that fellow commissioners "make some calls" to help get the funding in place. Commissioner Aaronson observed that the three legislators mentioned in the press as being against the RTA proposal were Connie Mack, Carl Domino, and Adam Hasner, and he urged residents in their districts to contact them to support the RTA program. Commissioner Koons said he was going to Tallahassee later in the day to promote the RTA proposal.

No backup provided.

COMMISSIONER COMMENTS - CONTINUED

6.C. COMMISSIONER WARREN H. NEWELL

6.C.1.

DEATH OF JERRY TAYLOR'S GRANDSON. DISCUSSED 3-25-2003

Commissioner Newell acknowledged that Commissioner McCarty was absent because of Jerry Taylor's grandson's funeral. Commissioner Newell expressed his sympathy to the family on behalf of the board.

No backup provided.

6.C.2.

PROPOSAL FOR PLAN TO HELP TROOPS AND THEIR FAMILIES. DISCUSSED 3-25-2003

Commissioner Newell asked if a plan could be developed to assist the troops overseas and their families. County Administrator Weisman said the county does supplement salaries of reservists and had authorized collections for items troops might need. Commissioner Newell said they love to get letters and that it would be great to put together a program.

No backup provided.

6.C.3.

AFFORDABLE HOUSING PLAN. DISCUSSED WITH DIRECTION 3-25-2003

Commissioner Newell observed that the county needed further planning for affordable housing. He said the county was not meeting the need of very low cost affordable housing and suggested a program be developed through the Planning Division. Staff was directed to schedule a workshop on the matter.

No backup provided.

6.D. COMMISSIONER TONY MASILOTTI

6.D.1.

A PARCEL FOR FACILITIES IN THE ACREAGE. DISCUSSED 3-25-2003

Commissioner Masilotti said he hoped that a single parcel could be used in the Acreage for its proposed fire station, library, and sheriff's substation, rather than buying several sites. Officials of the Callery-Judge Grove agreed to make available 12 acres on Seminole Pratt Whitney Road to the county for one dollar for the project, Commissioner Masilotti disclosed. The board by consensus agreed that using the single property for the project was the good idea.

No backup provided.

(CLERK'S NOTE: Commissioner Masilotti welcomed visitors from Pahokee.)

10:30 A.M. WORKSHOP

4.

COUNTYWIDE COMMUNITY REVITALIZATION TEAM (CCRT) FUNDING RECOMMENDATIONS. DISCUSSED WITH DIRECTION 3-25-2002

Staff presented the board with information on proposed funding priorities of the Countywide Community Revitalization Team (CCRT) totaling \$2.5 million for fiscal year 2003 and an update on current projects with a slide presentation.

Projects recommended for funding included:

- ? Road and drainage improvements in the areas of Kennedy Estates, Haverhill, Kenwood Estates, Summit and Kirk, the Lake Worth Road Corridor, Canal Point Royal Palm Estates and San Castle;
- ? Park development and/or equipment in Juno Ridge, Schall Circle, Stacy Street, Lakewood, Harris Park, Canal Point and San Castle;
- ? Installation of streetlights in Kenwood Estates and Lake Worth Road Corridor; Neighborhood/Family Resource Center in the Lake Worth Road Corridor; a centralized gravity sewer system in Canal Point; and
- ? CCRT Neighborhood Partnership Grant (NPG) (allocation for expansion of the program) for all areas.

Staff also outlined completed projects in the areas of Cinquez Park, Summit and Kirk, Dyson Circle, Lake Worth Road Corridor, Canal Point, Okeechobee Center, Fremd Village, Padgett Island, Royal Palm Estates, and San Castle.

Audrey Wolf, director of Facilities Development and Operation, discussed the progress on the Lake Worth West Neighborhood Center and the San Castle Neighborhood Center.

Ms. Wolf observed that the CCRT after-school program was its highest priority and recommended that the board request the school district to require that elementary and middle schools accommodate after school programs. Because of decision-making authority available to principals, the policy is not consistent throughout the county and it is difficult for program providers to plan, she said.

MOTION to support staff recommendation that the board request the school district to accommodate after school programs. Motion by Commissioner Newell and seconded by Commissioner Koons.

PUBLIC COMMENT:

Supporting the CCRT program and the community centers in particular were Kenneth Smith, Rachel Waterman, Kathy King, Lela Hughis, Elvira Garcia, Rae Rose, Susan Esler, Audrey Blanchard, Renee Deese, and Pam Moss.

Ms. Wolf said staff hoped to secure the lease of the existing Lake Worth neighborhood center on Vermont Street and that the experience gained in obtaining those facilities would provide the basis for new regulations regarding land development and zoning for neighborhood centers in other CCRT areas.

4. 10:30 A.M. WORKSHOP - CONTINUED

MOTION DECLARED APPROVED BY CONSENSUS.

Commissioner Masilotti also called for and received consensus approval for funding levels suggested by staff for the entire fiscal year 2003 CCRT program.

At staff request, the board informally approved interim funding of \$8,400 for children's services council for the neighborhood center in Lake Worth until a permanent center is in place.

STAFF WAS DIRECTED TO:

- ? Draft an agreement with the school board regarding the use of schools for after-school activities.

Angela Usher, representing the school district, said the district already had a blanket interlocal agreement with Palm Beach County allowing joint use in all schools in unincorporated Palm Beach County. Principals have the authority to disapprove use by private groups and that is where the inconsistency arises, she observed.

The board expected to discuss the matter with the school board at an upcoming joint meeting.

Commissioner Koons asked if CCRT dollars could be put into a five-year capital improvements fund to leverage greater dollars. County Administrator Weisman said funding of CCRT in the future was expected, but not guaranteed. The consensus of the board was to list CCRT as a priority in the budget.

7. ADJOURNMENT

The chair declared the meeting adjourned at 11:45 a.m.

ATTESTED:

APPROVED:

Clerk

Chair