

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

1. **CALL TO ORDER:** May 20, 2003, at 9:37 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 - Arrived later  
Commissioner Warren H. Newell  
County Administrator Robert Weisman  
County Attorney Denise Nieman  
Deputy Clerk Joseph Smith

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

1.C. **PLEDGE OF ALLEGIANCE**

(CLERK'S NOTE: Item 7.D. was discussed at this time. See page 44.)

2. **AGENDA APPROVAL**

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

County Administrator Weisman read the agenda changes as follows:

<u>PAGE</u>	<u>ITEM</u>
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**REVISED TITLE:** Three (3) Contracts with Computer Associates and a Settlement Agreement as follows:

**A)** Purchase and support of the CA Harvest™ product for managing software programming code through the stages of development, testing and production; and to re-establish the vendor's technical support for application development products already owned by Palm Beach County ISS;

**B)** Purchase of consulting services for the installation of the CA Harvest software;

**C)** Purchase of training on the new product; and

**D)** A negotiated Settlement Offer of \$75,210 in the form of a credit for full satisfaction of return of an unrelated software product. The three-year cost, net of the settlement credit, is ~~\$225,774~~ \$225,271, for the period May 6, 2003 to May 5, 2006. (ISS)

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**ADD-ON: Staff recommends motion to approve:** a Subordination of Mortgage for the Education & Development Center, Inc. d/b/a My First Steps Pre-School Development Regions Grant Agreement R2001-1399. **SUMMARY:** On August 28, 2001, the Board of County Commissioners approved a Development Regions Grant totaling \$30,500 for the business project, Education & Development Center, Inc. d/b/a My First Steps Pre-School located at 2440 Westgate Avenue, West Palm Beach, Florida 33409. The business is closing a U.S. Small Business Administration (SBA) Loan with Goleta National Bank. District 2 (DW) (Admin)

## 2.A. - CONTINUED

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5D-2

### **REVISED TITLE & SUMMARY:**

**A) rescind** the Resolution and various documents relating to the Convention Center and adjoining property adopted and approved by the Board on October 16, 2001 (R2001-1830 through R2001-1843); and

**B) approve** a Consent to Amendment to Declaration of Covenants and Restrictions (subjecting additional property reconveyed property and roadway property to Hotel Restrictive Covenant and permitting condominiums as part of hotel development); and

**C) approve** an Amendment to Roadway Easement and Agreement Regarding CityPlace Plat No. 2 (Roadway Realignment); and

**D) approve** an Easement for Retaining Wall Footings and Maintenance of Retaining Wall and Footings; and

**E) approve** a Temporary Construction Easement Agreement (Florida Avenue); and

**F) approve** a Temporary Construction Easement Agreement (Howard Park); and

**G) approve** an Amendment to Non-Exclusive Utility Easement Agreement (Howard Park Utility Easement).

**SUMMARY:** In order to facilitate construction of the Convention Center, the County requires ~~a 51 square foot expansion~~ an amendment to an existing utility easement modifying the configuration and location of the Easement Parcel within Howard Park and a temporary construction easement within Howard Park from the City of West Palm Beach ("City") and a temporary construction easement adjacent to Florida Avenue from the CRA. In order to facilitate construction of the adjoining hotel and townhomes, the City, CRA and CityPlace Developer ("CityPlace") requested that the County grant or amend various easements and amend the restrictions upon the hotel site to permit construction of condominiums upon the hotel site in addition to the hotel. The amendment to the restrictions does not impact the Convention Center. The County expedited approval of such documents at the City's insistence, approving them on October 16, 2001. The City did not deliver executed documents in proper form to the County until recently. In light of the passage of such a significant amount of time, this item is being presented to revoke the prior approvals and re-approve the ~~corrected~~ revised documents, ~~with the exception of~~ The Amendment to Non-Exclusive Utility Easement will require approval by the City Commission. (PREM) Countywide (HJF) (FD&O)

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5G-1

**ADD-ON:** **Staff recommends motion to approve:** Standard Contract No. A003-21 with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA) providing for Federal funds up to \$355,138, retroactive for the period January 1, 2003 through December 31, 2003 for Older American's Act (OAA) funding. **SUMMARY:** The OAA grant for Palm Beach County senior transportation is awarded on a unit cost basis, and the County will be reimbursed for 16,673 non-ambulatory trips at \$21.30 per trip. This grant is retroactive to January 1, 2003. This program is funded with \$355,138 in Federal funds, \$39,460 in County required funds, and \$7,138 in Program Income funds (donations). In the area south of Hypoluxo Road, Mae Volen Senior Center Inc. currently provides OAA Transportation services under a similar grant from the AAA. No additional County funds are required. (DOSS) Countywide except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road (TKF) (Comm Serv)

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5G-2

### **ADD-ON:** **Staff recommends motion to approve:**

**A)** Amendment No. 001 to Standard Contract No. IC002-1 (R2002-1043; dated July 09, 2002) for the Community Care for the Elderly (CCE) program decreasing the contract amount by \$81,000 for a new total not to exceed \$880,805;

**B)** Amendment No. 001 to Standard Contract No. IH002-1 (R2002-1044; dated July 09, 2002) for the Home Care for the Elderly (HCE) program decreasing the contract amount by \$78,000 for a new total not to exceed \$208,739; and

## 2.A. - CONTINUED

**C)** Amendment No. 004 to Standard Contract No. S003-1 (R2002-1159; dated July 23, 2002) for the Home and Community Based Medicaid Waiver Spending Authority (HCBW) program increasing the contract amount by \$386,204 for a new total not to exceed \$4,509,968 with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA) for the period July 1, 2002 through June 30, 2003.

**SUMMARY:** The \$81,000 decrease in Community Care for the Elderly (CCE), the \$78,000 decrease in Home Care for the Elderly (HCE) funds totaling \$159,000 (41.17%), plus Department of Elder Affairs (DoEA) Federal matching funds of \$227,204 (58.83%) will provide this \$386,204 increase in Home and Community Based Medicaid Waiver Spending Authority (HCBW) funds. These three (3) contract amendments are needed in order to address the Palm Beach County senior population immediate needs more appropriately by providing additional homemaker, personal care and respite services to assist the most frail and needy seniors who have been identified as Medicaid Waiver eligible thru the Medicaid Waiver eligibility process. No additional County funds are required. DOSS must ensure that authorized services do not exceed this spending agreement. (DOSS) Countywide except for portions of District 3, 4, 5, and 7 south of Hypoluxo Road (TKF) (Comm Serv)

34 5H-1

**ADD-ON: Staff recommends motion to approve:**

**A)** Budget Transfer of \$102,855 in the Capital Outlay Fund from Royal Palm Estates (RPE)-Marguerita, Ethelyn, Et Al to San Castle Water Improvements; and

**B)** a \$631,735.60 Contract with Foster Marine Contractors, Inc. for the construction of the San Castle Watermain Project.

**SUMMARY:** The San Castle Watermain Project is a joint funding improvement project by both Housing and Community Development (HCD) and Countywide Community Revitalization Team (CCRT). The contractor, who will install the watermain and associated items, is Foster Marine Contractors, Inc., the annual contractor for the Water Utilities Department (WUD). Their contract was approved by the Board of County Commissioners on November 19, 2002 (R2002-2086). The County Engineer has determined that this contract meets the emergency procurement standards that are identified in State Statute relating to the interest of the County and the health, safety and welfare of the residents. District 7 (MRE) (Eng)

34 5I-1

**ADD-ON: Staff recommends motion to adopt:** a Resolution requesting that the Governor veto CS for CS for SB 1660, an act relating to community development and planning. **SUMMARY:** CS for CS for SB 1660 was passed by the Florida Legislature during the 2003 regular session. The bill prohibits counties from exercising any of their powers to adopt any ordinance, resolution, regulation, rule, or policy to prohibit, restrict, regulate, or otherwise limit an activity of a bona fide farm operation on land classified as agricultural land pursuant to s.193.461, Florida Statutes, if the activity is regulated through best management practices or by regulations of the Florida Department of Environmental Protection, Florida Department of Agriculture and Consumer Services, water management districts, the United States Department of Agriculture, the United States Army Corps of Engineers, or the United States Environmental Protection Agency. The act, if it becomes law, will remove the statutory power of counties to adopt or expand land use, environmental, public health and safety, or other types of regulations affecting agricultural property, if a state or federal regulatory program is in place. This would eliminate the authority of counties to adopt ordinances or policies applying to agricultural lands that would be more stringent than state or federal requirements. The bill may also prevent a county from preventing or correcting a change in a farm operation that results in a more excessive operation with regard to traffic, noise, odor, dust, or fumes, if the farm operation was established after March 15, 1982. Countywide (ND) (ERM)

34 5J-1

**ADD-ON: Staff recommends motion to authorize:**

**A)** the Department of Airports to terminate the Fixed Base Operator and Lease Agreement for Palm Beach County Glades Airport with DEFCON Development, LLC dated September 11, 2001 (R2001-1481); and

**B)** the County Attorney-s Office to initiate legal action, if necessary, against DEFCON Development, LLC and/or DEFCON's surety company to recover unpaid rentals, fees and/or damages and/or eviction proceedings against DEFCON.

## 2.A. - CONTINUED

**SUMMARY:** On September 11, 2001, the Board approved a Fixed Base Operator and Lease Agreement for the Palm Beach County Glades Airport (the "Airport") with DEFCON Development, LLC ("DEFCON") effective on October 1, 2001 and ending on September 30, 2006 (the "Agreement"). On March 3, 2003, the Department provided DEFCON with a Notice of Default for violations of several provisions of the Agreement, including failure to pay rent and other charges when due, to provide evidence of minimum insurance coverage and to comply the audit requirements of the Agreement. The Department has unsuccessfully attempted to reach a settlement with DEFCON regarding the outstanding defaults. On May 15, 2003, the Department sent a demand letter to DEFCON's surety company requesting payment in the amount of \$23,216.42 for unpaid rental payments. The Department is in the process of preparing a temporary emergency management agreement for operation of the Airport in an amount less than \$100,000 and will request authorization from the Purchasing Department for the procurement of the services in accordance with Section 2-54(c)(3) of the Palm Beach County Code relating to emergency purchases until such time as a request for proposals can be issued for the operation and management of the Airport. Although it is unclear whether legal proceedings to recover amounts owed to the County or eviction proceedings will be necessary, the Department is requesting the Board authorize the County Attorney's Office to proceed with appropriate litigation in the event eviction proceedings and/or proceedings for the recovery of unpaid rentals, fees and/or damages become necessary. Countywide (LB) (Airports)

34 5J-2

**ADD-ON: Staff recommends a motion to adopt:** Resolution of the Board of County Commissioners of Palm Beach County, Florida; Establishing a monthly rental rate for T-hangar units located at the Palm Beach County Glades Airport (Airport); Authorizing the County Administrator or his Designee to execute a Standard Form Hangar Lease Agreement on behalf of the Board of County Commissioners; Providing for severability; And providing an effective date. **SUMMARY:** On September 11, 2001, the Palm Beach County Board of Commissioners approved a Fixed Base Operator and Lease Agreement with DEFCON Development, LLC (DEFCON) to provide aviation related services at the Airport (R2001-1481), (the "Agreement"). The services provided by DEFCON included the fueling of aircraft and leasing of T hangars. The Department has requested authorization by the Board to terminate the Agreement. The Department of Airports proposes that the Thangar tenants lease directly with the County following termination of the Agreement, and therefore, is requesting approval of a new Standard Form Hangar Lease Agreement to be used for the 10 T-hangars at the Airport. The Department is further desirous to establish a monthly rental rate of \$250 for each T-hangar unit. This rental rate is the same as is currently being charged the T-hangar tenants by DEFCON, and approximates market value for similar T-hangars. (LMD) Countywide (Airports)

34 5J-3

**ADD-ON: Staff recommends motion to approve:** Golf Tournament Agreement with Trump International Golf Club, L.C. and The Youth Recreation Association for sponsorship of a one-day charitable golf tournament to be held May 29, 2003. **SUMMARY:** Pursuant to the Development Site Lease Agreement with the Trump International Golf Club, L.C. (Trump), approved September 3, 1996 (R96-1277D), allows use of the golf course during the months of May through October for the County to host either a single two-day or two (2) one-day charitable golf tournament(s). Trump is permitting the County to use the golf course to accommodate a one-day charity golf event. The Golf Tournament Agreement provides for the Trump International Golf Club to be available exclusively for the tournament to be held on May 29, 2003. Proceeds from the golf tournament will benefit The Youth Recreation Association, Gold Coast Fire Fighters and Minority Law Enforcement Council. A maximum of 120 players will participate in the tournament. Countywide (LMB) (Airports)

35 6A-1

**REVISED TITLE:** the reappointment of Marie Horenburger to the Tri-County Commuter Rail Authority for the term of four (4) years beginning on June 22, 2003 through June 22, 2007 and appointing her to the Regional Transit Authority if and when constituted as successor to Tri-Rail. (Admin)

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**MOVE TO 6I-1: COMMISSION DISTRICT APPOINTMENTS**



**CONSENT AGENDA - CONTINUED**

**3.A.2.**

**a.** **DOCUMENT R-2003-0662**  
RECEIVE AND FILE STANDARD DEVELOPMENT AGREEMENT WITH G.L. HOMES OF BOCA RATON ASSOCIATES V, LTD., FOR THE WATER UTILITIES DEPARTMENT. APPROVED 5-20-2003

**b.** **DOCUMENT R-2003-0663  
(AMENDS R-98-0898-D)**  
RECEIVE AND FILE STANDARD DEVELOPMENT RENEWAL AGREEMENT WITH TUSCAN HARVEY ESTATE HOMES, INC., FOR THE WATER UTILITIES DEPARTMENT. APPROVED 5-20-2003

**3.A.3.** **DOCUMENT R-2003-0664**

RECEIVE AND FILE AN EXECUTED CONTRACT WITH TLC DIVERSIFIED, INC., FOR A PUMP STATION AT VILLA LAGO REHABILITATION FOR THE WATER UTILITIES DEPARTMENT. APPROVED 5-20-2003

**3.A.4.**

**a.** **DOCUMENT R-2003-0665**  
RECEIVE AND FILE NORTH COUNTY T-HANGAR LEASE AGREEMENT FOR HANGAR WITH THOMAS A. MAVRACIC. APPROVED 5-20-2003

**b.** **DOCUMENT R-2003-0666**  
RECEIVE AND FILE NORTH COUNTY T-HANGAR LEASE AGREEMENT FOR HANGAR WITH IVAN DEZELIC. APPROVED 5-20-2003

**3.A.5.** **DOCUMENT R-2003-0667  
(AMENDS R-2003-0507)**

INTERLOCAL AGREEMENT WITH THE COUNTY SCHOOL BOARD SETTING THE TERMS AND CONDITIONS FOR ACCEPTANCE OF GRANT FUNDS UNDER THE DRIVER EDUCATION SAFETY TRUST FUND PROGRAM. APPROVED 5-20-2003

**3.B. CLERK**

**3.B.1.**

WARRANT LIST DATED MAY 16, 2003. APPROVED 5-20-2003

COMPUTER CHECKS	\$19,009,111.20
WIRE TRANSFERS	60,265,125.28
MANUAL CHECKS	211,082.87
EFT TRANSFERS	<u>2,945,709.62</u>
	\$82,431,028.97

## **CONSENT AGENDA - CONTINUED**

### **3.B.2.**

MINUTES OF THE FOLLOWING MEETINGS: REGULAR JANUARY 7, 2003; JOINT/MARTIN COUNTY JANUARY 21, 2003; LEGISLATIVE DELEGATION JANUARY 29, 2003; REGULAR/WORKSHOP FEBRUARY 18, 2003; REGULAR/WORKSHOP MARCH 25, 2003; AND JOINT/MEETING APRIL 8, 2003. APPROVED 5-20-2003

### **3.B.3.**

CONTRACTS AND CLAIMS SETTLEMENTS LIST EXECUTED BY THE RISK MANAGEMENT DIRECTOR, PURCHASING DIRECTOR AND TOURIST DEVELOPMENT DIRECTOR, CUMULATIVELY TOTALING \$1,919,078.75. APPROVED 5-20-2003

#### **a.**

TERM CONTRACT WITH 1-800-AUTOTOW FLORIDA, INC., DBA LYONS TOWING FOR \$113,000 TO TOWING AND RECOVERY SERVICES FOR UNATTENDED VEHICLES AT PALM BEACH INTERNATIONAL AIRPORT FOR JUNE 14, 2003-JUNE 13, 2004 PER BID 03-085/TS. APPROVED 5-2-2003

#### **b.**

RENEWAL OF TERM CONTRACT WITH GENERAL GMC FOR \$105,000 FOR THE PURCHASE OF AUTO-TRUCK PARTS FOR JUNE 26, 2003-JUNE 25, 2004 PER BID O2-098A/PP. APPROVED 5-20-2003

#### **c.**

RENEWAL OF TERM CONTRACT WITH FLORIDA INDUSTRIAL ELECTRONICS AND GLOBAL ASSOCIATES COMPUTERS FOR \$452,940 FOR THE PURCHASE OF PAPER FOR AUGUST 1, 2003-JANUARY 21, 2005 PER BID 02-026/JJ. APPROVED 5-20-2003

#### **d.**

PURCHASE ORDER WITH CLUB CAR, INC., OF 80 NEW GOLF CARTS FOR \$115,478.75 FOR SOUTHWINDS GOLF COURSE, INCLUDING TRADE-IN OF 77 2000-MODEL GOLF CARTS AND A NEW FOOD AND BEVERAGE VEHICLE AT NO CHARGE. THE PURCHASE ORDER, 035MM0000001, IS OFF THE CITY OF DELRAY RFP 2002-52. APPROVED 5-20-2003

#### **e.**

RENEWAL OF TERM CONTRACT WITH JOHNSTONE SUPPLY, INC.; ALLIED CONTROLS, INC.; YORK INT'L CORP.; DWG, INC.; E.C. STOKES MECHANICAL; HVAC SELECT, INC.; ECONOMIC ELECTRIC MOTORS; MODERN CONTROL & SUPPLY, INC.; PAMECO CORP.; AND TRANE PARTS CENTER, FOR \$415,000 FOR THE PURCHASE OF AIR CONDITIONING PARTS, DISCOUNTED OFF MANUFACTURERS LIST PRICE, FOR MAY 21, 2003-DECEMBER 20, 2004 PER BID 02-014A/MF. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

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

**f.**

TERM CONTRACT WITH FISHER SCIENTIFIC COMPANY LLC FOR \$460,000 TO PROVIDE LABORATORY CHEMICALS AND SUPPLIES FOR MAY 20, 2003-APRIL 30, 2006 PER STATE CONTRACT 490-000-03-1. APPROVED 5-20-2003

**g.**

WORKERS COMPENSATION SETTLEMENT CLAIM OF \$140,600 FOR JOSE VELEZ. APPROVED 5-20-2003

**h.**

**DOCUMENT R-2003-0668**

AMENDMENT 1 TO TOURIST DEVELOPMENT CATEGORY G 2002-2003 GRANT AGREEMENT FOR \$10,000 FOR THE USA JUNIOR OLYMPIC BASEBALL CHAMPIONSHIPS TO BE HELD JUNE 20-29, 2003. APPROVED 5-20-2003

**MOTION to approve the contracts list. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner McCarty absent.**

**3.B.4**

**DOCUMENT R-2003-0669**

RECEIVE AND FILE CHANGE ORDERS, WORK TASK ORDERS, AND CONSULTANT SERVICES AUTHORIZATIONS APPROVED BY THE CONTRACT REVIEW COMMITTEE AND BY THE DEPARTMENT HEADS FOR ENGINEERING AND PUBLIC WORKS, FACILITIES DEVELOPMENT AND OPERATIONS, WATER UTILITIES, ENVIRONMENTAL RESOURCES MANAGEMENT, AND AIRPORTS DURING MARCH 2003. APPROVED 5-20-2003

**a.**

THE FOLLOWING CHANGE ORDERS WERE APPROVED BY THE LEAD DEPARTMENT FOR MARCH 2003:

	PROJECT	CONTRACTOR	CO#	INCREASE DECREASE AMOUNT	INDIVIDUAL CUMULATIVE PERCENTAGE	DESCRIPTION
1.	Project #94113 Boynton Beach Blvd. and Military Tr. Intersection Improvements Engineering & Public Works District 3 & 5	Weekley Asphalt Paving, Inc. R2002-0159	6	\$2,950.00	.15% .40%	Remove several existing pipe plugs and a time extension of 2 days. (Original Contract Amount: \$1,970,509.35)

**CONSENT AGENDA - CONTINUED**

**3.B.4.a. - CONTINUED**

2.	Project #96211 Okeeheelee Nature Center Exhibit Facilities Development & Operations District 6	Miami Skyline Construction Corp. R2002-0047	2	\$4,155.91	1.12% 3.58%	Addition of light hoods above aquarium tops, removal and replacement of porcelain tile, and exit and emergency lights. (Original Contract Amount: \$372,115.90)
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**b.**

THE FOLLOWING ITEMS WERE APPROVED FOR THE CONVENTION CENTER CONTRACTS DURING MARCH 2003:

	CONTRACTOR	ACTION TYPE AND #	AMOUNT	INDIVIDUAL/ CUMULATIVE PERCENTAGE	DESCRIPTION
1.	The Clark Construction Group, Inc. R2001-0699	CO #51	\$45,758.00	.08 (4.21)	Various electrical, design, and structural] changes made at the request of various organizations. (Original Contract Amount: \$55,917,000.00)

**c.**

THE FOLLOWING CONSULTANT SERVICE AUTHORIZATIONS WERE APPROVED BY THE CONTRACT REVIEW COMMITTEE DURING MARCH 2003:

	PROJECT	CONTRACTOR	CSA #	INCREASE (DECREASE) AMOUNT	DESCRIPTION
1.	Project #2002908 Lone Pine Rd. (West) Improvements - Drainage Study and Roadway Widening Engineering & Public Works District #1	K-F Group, Inc. R2000-1853	Supp. 1	\$28,372.00	Design, surveying, and geotechnical services.
2.	Project #2003905 45 <sup>th</sup> St. and Northlake Blvd. Bridges Over C-17 Canal Engineering & Public Works District #1 and #7	Bridge Design Associates, Inc. R2001-1599	n/a	\$10,474.80	Repair procedure, or an alternative post-tension scheme, for repair of the existing transverse post-tension rods.
4.	Project #94349 Riverbend/Reese Grove Regional Park Facilities Development & Operations District #1	Land Stewardship Co. R95-814D	6	\$19,408.43	Additional environmental, engineering, survey, and land planning services to obtain bridge permit from Florida Dept. of Environmental Protection.

**CONSENT AGENDA - CONTINUED**

**3.B.4.c.- CONTINUED**

5.	Project #03215 Parks & Recreation Facilities Standards and Design Criteria Facilities Development & Operations Countywide	Gee & Jenson, E-A-P, Inc. R2000-0454	25	\$25,000.00	Architectural and engineering services for development of standards and design criteria for facilities, including details, prototype facility plans, and specifications for sports facilities, support buildings, and site amenities.
6.	Project #01386 South County Administrative Building Shutters Facilities Development & Operations District #7	Bridge Design Associates, Inc. R2001-1599	11	\$15,058.68	Preparation of plans and specifications required, as well as construction phase services for the proposed structural modifications necessary for installation of hurricane shutters.
7.	Project #WUD03-072 State Rd. 7, Okeechobee Blvd. and Skees Rd. 42" Water Main Improvements Water Utilities District #2 and #6	Heller-Weaver and Sheremeta, Inc. R2002-0572	11	\$48,500.00	Land surveying, right-of-way mapping, and computer drafting services.
8.	Project #WUD03-021 Haverhill Rd. and Westview Ave. Water Main Extension Special Assessment Water Utilities District #2	Heller-Weaver and Sheremeta, Inc. R2002-0572	12	\$32,000.00	Land surveying, right-of-way mapping, and drafting and design engineering.

**d.**

THE FOLLOWING CONSULTANT SERVICE AUTHORIZATIONS WERE APPROVED BY THE LEAD DEPARTMENTS DURING MARCH 2003:

	PROJECT	CONTRACTOR	CSA#	INCREASE (DECREASE) AMOUNT	DESCRIPTION
1.	Project #n/a Residential Sound Insulation Improvement Program Airports District # not provided by dept.	Janus & Hill Corp. R2000-1485	3	(\$2,124.77)	Specific changes on Group 6 homes, and a deduction of rebates from FPL Wattsaver for attic insulation.
2.	Project #2001909 Belvedere Rd. and Haverhill Rd. Outfall Ditch Phase II Engineering & Public Works District # not provided by dept.	Mock, Roos & Associates, Inc. R94-1389D	Supp. 4	\$7,000.00	Modify outfall pipe to avoid existing PBC Water Utilities Dept. support columns at the Lake Worth Drainage District L-4 Canal.

**CONSENT AGENDA - CONTINUED**

**3.B.4.d. - CONTINUED**

3.	Project #95507 Northlake Blvd. - Coconut Blvd. to Ibis Blvd. Engineering & Public Works District #1	K-F Group, Inc. R2000-1853	Supp. 1	\$9,992.00	Additional drainage computations and plan review.
4.	Project #1998500 Persimmon Blvd E. End Connection to Okeechobee Blvd. Engineering & Public Works District #2 and #6	K-F Group, Inc. R2001-1011	Supp. 5	\$9,137.36	Analyze, prepare preliminary cost estimate, and prepare report summarizing comparison of Sierra Club alternate alignments; prepare alignment plan board and typical section boards for presentations, and research for, prepare for, and attend additional meetings; and provide additional fee for South Florida Water Management District permit.
5.	Project #98126 Edward Rd. Street Improvements Engineering & Public Works District #2	Tierra, Inc. R2001-1604	n/a	\$2,000.00	Chemical and physical analysis of materials; soil density and concrete cylinder, and asphalt testing; and prestress yard inspection.
6.	Project #n/a Unit 11/Other Conservation Lands Environmental Resources Management District # not provided by dept.	The Nature Conservancy R99-956D	7	\$99,000.00	Assist in acquiring tracts of land in Unit 11 Regional Offsite Mitigation Area and/or other conservation lands that become part of the tax deed process.
7.	Project #n/a Alzheimer's Community Care Center, Inc., Pahokee; J.A.Y. Ministries, Riviera Beach; Old Lake Shore Middle School, Belle Glade Facilities Development & Operations District # not provided by dept.	Dunkelberger Testing & Engineering, Inc. R2001-1603	27	\$5,700.00	Perform Phase I Environmental Site Assessment for each property.

**CONSENT AGENDA - CONTINUED**

**3.B.4.d. - CONTINUED**

8.	Project #n/a Tapper's Oar House Property and 98 Cinquez Park Road Lots Facilities Development & Operations District #n/a	Dunkelberger Engineering & Testing, Inc. R2001-1603	28	\$3,800.00	Perform Phase I Environmental Site Assessment for each of two properties.
9.	Project #WUD01-030 Northern Region Operations Center Water Utilities District #6	Ardaman & Associates, Inc. R2001-1602	Supp. 1 to CSA 1	\$4,500.00	Perform field testing and laboratory testing scope of services.
10.	Project #WUD00-110 Southern Blvd. Corridor Utility Improvement Water Utilities District #2 and #6	Ardaman & Associates, Inc. R2001-1602	Supp. 1 to CSA 2	\$1,750.00	Perform field testing and laboratory testing scope of services.
11.	Project #WUD02-34 Lake Region Water Treatment Plant Financial Analysis Water Utilities District #6	Camp Dresser & McKee, Inc. R2002-0570	3	\$9,684.00	Additional financial analysis.
12.	Project #WUD03-071 Lyons Rd. and Pinehurst Dr. Utility Improvement - Value Engineering Services Water Utilities District #2, #3, #5, #6	Mathews Consulting, Inc. R2002-0573	9	\$9,982.00	Provide value engineering and constructibility services for the 90% design documents.

**e.**

THE FOLLOWING CONSTRUCTION CONTRACT FINAL PAYMENTS WERE APPROVED BY THE CONTRACT REVIEW COMMITTEE DURING MARCH 2003:

	PROJECT	CONTRACTOR	ORIGINAL CONTRACT AMOUNT	COMPLETED CONTRACT AMOUNT	DESCRIPTION
1.	Project #97506 Gateway Blvd. from Jog Rd. to Military Tr. Engineering & Public Works District #3	Hardrives, Inc. R2001-1420	\$4,135,823.26	\$4,169,180.70	The contract was increased by .81%.
2.	Project #02206 Stockade Bldgs. R-Z [Re-roofing] Facilities Development & Operations District #6	Master Contractors, Inc. R2002-0336	\$390,200.00	\$388,200.00	The contract was decreased by .51%.
3.	Project #00228 Peanut Island Phase I-C Facilities Development & Operations District #1 and #7	Marine Engineering, Inc. R2002-0652	\$396,100.00	\$444,334.27	The contract was increased by 12.18%.

**CONSENT AGENDA - CONTINUED**

**3.B.4. - CONTINUED**

f.

THE FOLLOWING ITEMS WERE APPROVED BY THE LEAD DEPARTMENT OR THE CONTRACT REVIEW COMMITTEE UNDER THE JOB ORDER CONTRACT PROGRAM DURING MARCH 2003:

	PROJECT	CONTRACTOR	JOC #	AMOUNT	DESCRIPTION
1.	Project #03423 Okeeheliee Park - Replace Drainfield Facilities Development & Operations District #6	Engineered Environments, Inc. R2002-1046	03-098	\$6,576.97	Replace drainfield for John Street's house.
2.	Project #02305.01 Loggerhead Park - Maintenance Bldg. - Additional Work Facilities Development & Operations District #1	H. A. Contracting Corp. R2001-0926	03-017	\$9,536.45	Level truss bottoms, remove exterior wood trim to the 2x4 frame, lath and stucco, lath and stucco soffit.
3.	Deleted				
4.	Deleted				
5.	Project #03354 Delray Health - Parking Repairs Facilities Development & Operations District #7	H. A. Contracting Corp. R2001-0926	03-087	\$24,760.25	Provide parking lot repairs including asphalt patching, curb repairs/ replacement, seal coating, and restriping.
6.	Project #02500.02 Coconut Cove Water Park - Punch List - Additional Work Facilities Development & Operations District #5	H. A. Contracting Corp. R2001-0926	03-088	\$6,252.65	Additional concrete removal required to replace badly installed plumbing lines (concrete slab thickness significantly greater than shown on as-builts).
7.	Project #03338 Animal Care & Control - Replace Doors Facilities Development & Operations District #6	M.A.C. Contracting, Inc. R2002-1049	03-097	\$18,065.39	Replace various metal doors (6) and frames with fiberglass doors and frames.
8.	Project #02424.01 Delray Early Head Start Center - Playground Facilities Development & Operations District #7	Master Contractors, Inc. R2002-1047	03-045	\$47,019.17	Provide playground requirements.

**CONSENT AGENDA - CONTINUED**

**3.B.4.f. - CONTINUED**

9.	Project #02396.01 F.S. #42 - Correct Deficiencies - Additional Work Facilities Development & Operations District #5	Master Contractors, Inc. R2002-1047	03-093	\$6,196.01	Provide VCT for training section in east bays; remove paneling in battalion chief's office and wallpaper from hallways and replace with knock-down texture finish and paint.
10.	Project #03434 Secure (PZ&B) 4190 Success St., WPB Facilities Development & Operations District #2	Master Contractors, Inc. R2002-1047	03-095	\$245.65	Emergency secure of residence.

**9.**

THE FOLLOWING CHANGE ORDERS WERE APPROVED BY THE CONTRACT REVIEW COMMITTEE DURING THE MONTH OF MARCH 2003:

	PROJECT	CONTRACTOR	CO #	INCREASE (DECREASE) AMOUNT	INDIVIDUAL/ CUMULATIVE PERCENTAGE	DESCRIPTION
1.	Project #PB02-1 Drainage Improvements - Phase II South and East Pump Station Improvements - PIA Airports District #2	Widell, Inc. R2002-1710	1	\$20,045.00	1% 1%	Complete removal and disposition of asbestos-containing transite shingles from South Pump Station. (Original Contract Amount: \$2,013,000.00)
2.	Project #91507A Northlake (Reliever) from Military Tr. to Garden Rd. Engineering & Public Works District #1	Hubbard Construction Co. R2001-2085	5	\$16,819.88	.30% 1.42%	Modify newly installed drainage system at west bridge approach per revised plans. Adjust inlet tops of structures along Military Tr. to match proposed finished grades. Remove existing fence within right-of-way at Garden Walk retention pond and reset. Time extension of 14 days. (Original Contract Amount: \$5,540,292.55)

**CONSENT AGENDA - CONTINUED**

**3.B.4.g. - CONTINUED**

3.	Project #91507A Northlake (Reliever) from Military Tr. to Garden Rd. Engineering & Public Works District #1	Hubbard Construction Co. R2001-2085	6	\$11,200.00	.20% 1.62%	Install conduit and pull box system throughout project limits as requested and approved by PBC Traffic Division, as well as a time extension of seven days. (Original Contract Amount: \$5,540,292.55)
4.	Project #97242 F.S. #56 - Loggers Run Facilities Development & Operations District #5	McTeague Construction Co., Inc. R2000-1873	10	\$15,281.26	1.12% 6.09%	FPL feeder relocation, add fire suppression system for kitchen hood, additional landscaping maintenance, and a time extension of 70 days. (Original Contract Amount: \$1,364,000.00)
5.	Project #02206 CJC Stockade Bldgs. R-Z Buildings Re-roofing Facilities Development & Operations District #6	Master Contractors, Inc. R2002-0335	1	(\$2,000.00)	(.51%) (.51%)	Liquidated damages and a time extension of 87 days. (Original Contract Amount: \$390,200.00)
6.	Project #00230 South Bay Head Start Phase I Facilities Development & Operations District #6	Edens Construction Co., Inc. R2002-0443	8	\$4,888.00	.65% 15.09%	Remove striping in U.S. 27 median; install various signage, and install sod in median. (Original Contract Amount: \$748,425.00)
7.	Project #00221 Jupiter Branch Library Expansion Facilities Development & Operations District #1	McTeague Construction, Inc. R2002-0882	3	\$12,108.47	.53% 1.09%	Six inch water meter for fire and domestic to replace existing four inch water meter. (Original Contract Amount: \$2,294,900.00)
8.	Project #00221 Jupiter Branch Library Expansion Facilities Development & Operations District #1	McTeague Construction, Inc. R2002-0882	4	\$10,187.15	.44% 1.54%	Labor and material to make structural corrections, as well as a time extension of ten days. (Original Contract Amount: \$2,294,900.00)
9.	Project #00221 Jupiter Branch Library Expansion Facilities Development & Operations District #1	McTeague Construction, Inc. R2002-0882	5	\$30,791.65	1.34% 2.88%	Remove existing metal roof and soffit and haul away. Furnish and install matching metal roof and white vinyl soffit over a Grace ice and water shield. (Original Contract Amount: \$2,294,900.00)

**CONSENT AGENDA - CONTINUED**

**3.B.4. - CONTINUED**

**h.**

THE FOLLOWING ITEMS WERE NOT REPORTED TO CONTRACT DEVELOPMENT AND CONTROL IN TIME FOR THE FEBRUARY 2003 REPORT. APPROVED (5-20-2003)

	PROJECT	CONTRACTOR	CSA OR CO #	INCREASE (DECREASE) AMOUNT	DESCRIPTION
1.	Project # 03369 Stockade - Bldg 550/551 Window Replacement Facilities Development & Operations District #6	HA Contracting Corp R2001-0926	03-080	\$16,609.41	Provide the replacement of windows in the control rooms of the female dorms.
2.	Project # 03396 Stockade - Concrete overlay Facilities Development & Operations District #6	HA Contracting Corp R2001-0926	03-081	\$14,821.22	Remove existing floor tile and add 2" concrete overlay to 2400 sf room.

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

**3.C.1. DOCUMENT R-2003-0670**

MEMORANDUM OF UNDERSTANDING WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND THE BOCA WOODS PROPERTY OWNERS ASSOCIATION FOR THE OPERATION OF A WATER CONTROL STRUCTURE WITHIN THE BOCA WOODS DEVELOPMENT. APPROVED 5-20-2003

**3.C.2. RESOLUTION R-2003-0671**

RESOLUTION APPROVING A COUNTY DEED TO CONVEY RIGHT-OF-WAY NO LONGER REQUIRED FOR JOG ROAD AT ROEBUCK ROAD TO THE COUNTY SCHOOL DISTRICT. ADOPTED 5-20-2003

**3.C.3.**

**a. DOCUMENT R-2003-0672**

FINANCIAL ASSISTANCE AGREEMENT IN THE AMOUNT OF \$100,000 WITH THE VILLAGE OF WELLINGTON FOR RESURFACING AND RECONSTRUCTION OF 12TH FAIRWAY ROAD. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1185**

BUDGET TRANSFER OF \$100,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 6 TO 12TH FAIRWAY RESURFACE/RECONSTRUCT - DISTRICT 6. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.C.4.**

**DOCUMENT R-2003-0673**

REIMBURSEMENT AGREEMENT WITH RIVERSIDE OAKS, LLC, FOR \$26,800 FOR CONSTRUCTION OF DRAINAGE IMPROVEMENTS TO RIVERSIDE DRIVE. APPROVED 5-20-2003

**3.C.5.**

**RESOLUTION R-2003-0674**

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT FOUR AND FLORIDA DEPARTMENT OF TRANSPORTATION FLORIDA TURNPIKE ENTERPRISE FOR THE BRIDGE REPLACEMENT AT THE FLORIDA TURNPIKE OVER WEST ATLANTIC AVENUE. THE COUNTY SHARE IS \$2,500,000 OF THE ESTIMATED \$7,500,000 TOTAL COST. ADOPTED 5-20-2003

**3.C.6.**

**DOCUMENT R-2003-0675  
(AMENDS R-2002-0521)**

AMENDMENT TO THE ANNUAL TRAFFIC SIGNAL CONTRACT WITH DESIGNED TRAFFIC INSTALLATION COMPANY FOR SIGNAL INSTALLATIONS TO PROVIDE FOR NEW MAST ARM ITEMS AND TO INCREASE THE EXISTING CONTRACT BY \$250,000 TO \$2,750,000. APPROVED 5-20-2003

**3.C.7.**

**RESOLUTION R-2003-0676**

RESOLUTION VACATING UTILITY EASEMENTS AND TRACT R-2 WITHIN THE OAKS AT BOCA RATON, PLAT ONE, NORTH OF CLINT MOORE ROAD AND EAST OF STATE ROAD 7, REQUESTED BECAUSE THE EASEMENTS AND PRIVATE ACCESS TRACT CONFLICT WITH THE PROPOSED REPLAT OF THE AREA. ADOPTED 5-20-2003

**3.C.8.**

**BUDGET TRANSFER 2003-1135**

BUDGET TRANSFER OF \$3,500 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 4 TO MILITARY TRAIL SOUTH AT LENOX/FLASHER - DISTRICT 4, TO FUND THE INSTALLATION OF A PEDESTAL MOUNTED ADVANCE WARNING FLASHER ON NORTHBOUND MILITARY TRAIL, SOUTH OF LENNOX DRIVE. APPROVED 5-20-2003

**3.C.9.**

**a.**

**DOCUMENT R-2003-0677  
(AMENDS R-2001-0806)**

AMENDMENT 4 TO THE FUNDING AGREEMENT WITH ABACOA TOWN CENTER MASTER PROPERTY OWNERS ASSOCIATION, INC., TO EXTEND TROLLEY SERVICE FROM MAY 31, 2003 TO SEPTEMBER 30, 2003. APPROVED 5-20-2003

**b.**

**BUDGET TRANSFER 2003-1180**

BUDGET TRANSFER OF \$52,164 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 1 TO ABACOA PROPERTY OWNERS ASSOCIATION, INC., MASS TRANSIT. APPROVED 5-20-2003

## CONSENT AGENDA - CONTINUED

### 3.C.10.

**a. DOCUMENT R-2003-0678**

FINANCIAL ASSISTANCE AGREEMENT OF \$225,000 FOR PHASE 1 IN FY 2003 AND \$225,000 FOR PHASE 2 IN FY 2004 TOWARD CONSTRUCTION OF NW/SW FIFTH AVENUE IN THE CITY OF DELRAY BEACH. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1137**

BUDGET TRANSFER OF \$250,000 IN THE TRANSPORTATION IMPROVEMENT FUND FROM RESERVE FOR DISTRICT 7 TO NW/SW FIFTH AVENUE ROAD PROJECT - DISTRICT 7. APPROVED 5-20-2003

### 3.C.11.

REVISION TO PPM ETO-500, STREET LIGHTING POLICY, TO INCLUDE ADDITIONAL GUIDELINES ON THE USE OF DISCRETIONARY OR DISTRICT RESERVE FUNDING FOR STREET LIGHTING. THE REVISION WOULD ALLOW DISCRETIONARY FUNDING TO BE USED FOR STREET LIGHTING THAT DOES NOT MEET CURRENT POLICY REQUIREMENTS AND WHICH WOULD NOT BE RECOMMENDED THROUGH THE ANNUAL STREET LIGHTING PROGRAM. APPROVED 5-20-2003

### 3.C.12.

**DOCUMENT R-2003-0679  
(AMENDS R-2000-1737)**

SUPPLEMENTAL AGREEMENT 4 FOR \$397,449.64 WITH GREENHORNE & O'MARA, INC., FOR DESIGN PLANS AND CONSTRUCTION BID DOCUMENTS FOR THE OKEECHOBEE BOULEVARD FROM WEST OF STATE ROAD 7 TO EAST OF JOG ROAD PROJECT. APPROVED 5-20-2003

### 3.C.13.

**DOCUMENT R-2003-0680**

AGREEMENT FOR \$228,197.64 WITH AMERICAN CONSULTING ENGINEERS OF FLORIDA, LLC, FOR DESIGN PLANS, CONSTRUCTION BID DOCUMENTS AND PROCUREMENT OF SUB-CONSULTANT SERVICES FOR THE LYONS ROAD NORTH OF FOREST HILL BOULEVARD TO SOUTH OF STATE ROAD 80 PROJECT. APPROVED 5-20-2003

### 3.C.14.

**a. BUDGET TRANSFER 2003-1199**

BUDGET TRANSFER OF \$5,000 IN THE UNINCORPORATED IMPROVEMENT FUND FROM RESERVES TO THE COUNTRY OAKS LANE STREET IMPROVEMENT PROJECT. THE ACTION WILL PROVIDE FOR APPRAISAL AND ACQUISITION OF A DRAINAGE EASEMENT. APPROVED 5-20-2003

**b.**

APPRAISAL AND RIGHT-OF-WAY ACQUISITION OF PROPERTY FOR A DRAINAGE EASEMENT FOR THE COUNTRY OAKS LANE STREET IMPROVEMENT PROJECT, RUNNING EAST FROM THE END OF THE ROADWAY TO THE INTRACOASTAL WATERWAY. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**COUNTY ATTORNEY**

**3.D.1. DOCUMENT R-2003-0681**

APPOINTMENT OF COMMISSIONER KAREN T. MARCUS AS COUNTY REPRESENTATIVE TO THE PAL-MAR WATER CONTROL DISTRICT, TO VOTE AT THE JUNE 12, 2003, ANNUAL LANDOWNERS MEETING AND AT EACH ANNUAL MEETING THEREAFTER UNTIL THE PROXY IS REVOKED. APPROVED 5-20-2003

**3.D.2. DOCUMENT R- 2003-0682**

QUIT-CLAIM DEED TO P&Z CONSTRUCTION, INC., CONVEYING ANY COUNTY INTEREST IN CERTAIN RIGHTS-OF-WAY IN PALM BEACH FARMS PLAT NO. 3, LOCATED ADJACENT TO 6900 ARBOR LAKES ROAD, CITY OF GREENACRES. APPROVED 5-20-2003

**3.D.3. DOCUMENT R-2003-0683**

APPOINTMENT OF SOUTHWEST SECURITIES, INC., AS SUCCESSOR REMARKETING AGENT FOR THE \$5,500,000 COUNTY INDUSTRIAL DEVELOPMENT REVENUE BONDS, SERIES 1986 (FLORIDA CONVALESCENT CENTERS, INC., PROJECT). (SEE R-86-1768) APPROVED 5-20-2003

**3.E. COMMUNITY SERVICES**

**3.E.1.**

TRANSFER OF 2001 DODGE PASSENGER VAN TO GULFSTREAM GOODWILL INDUSTRIES, INC., A NON-PROFIT AGENCY THAT SERVES THE HOMELESS, THROUGH THE COUNTY'S HUD GRANT AS RECOMMENDED BY THE DIVISION OF HUMAN SERVICES TO PROVIDE TRANSPORTATION AT PROJECT SUCCESS. APPROVED 5-20-2003

**3.E.2. BUDGET AMENDMENT 2003-1200**

BUDGET AMENDMENT OF \$15,000 TO INCREASE THE DIVISION OF SENIOR SERVICES (DOSS) ADMINISTRATION FUND 168. THE INCREASE REFLECTS A DONATION FROM THE ESTATE OF MARIA CASANOVA. DOSS WILL USE THE MONEY TO SET UP A SPECIAL DONATION NON-GRANT FUND TO MAKE NEEDED PURCHASES FOR CLIENTS WHO ARE UNABLE TO BE PROVIDED FOR UNDER ANY GRANT-FUNDED PROGRAM. APPROVED 5-20-2003

**3.E.3.**

**a.**

**DOCUMENT R-2003-0684**

RATIFY THE CHAIR'S SIGNATURE ON THE SENIOR AIDES PROJECT MODIFICATION AGREEMENT WITH SENIOR SERVICE AMERICA, INC., (SSAI) FOR ADDITIONAL FUNDING OF \$5,426. APPROVED 5-20-2003

## CONSENT AGENDA - CONTINUED

### 3.E.3. - CONTINUED

**b. DOCUMENT R-2003-0685**

SENIOR AIDES PROJECT MODIFICATION AGREEMENT WITH SENIOR SERVICE AMERICA, INC., IN THE AMOUNT OF \$60,000. APPROVED 5-20-2003

**c. BUDGET AMENDMENT 2003-1201**

BUDGET AMENDMENT OF \$65,426 FOR THE SENIOR AIDES TRAINING AND EMPLOYMENT PROGRAM (SATEP) UNDER TITLE V OF THE OLDER AMERICANS ACT FOR JULY 1, 2002-JUNE 30, 2003. APPROVED 5-20-2003

### 3.E.4. DOCUMENT R-2003-0686

LEASE AGREEMENT WITH OPERATION HOPE, INC., TO PROVIDE TEMPORARY HOUSING FOR COMMUNITY ACTION PROGRAM (CAP) CLIENTS FOR \$22,200 FOR JUNE 1, 2003-MAY 31, 2004. APPROVED 5-20-2003

## 3.F. AIRPORTS

### 3.F.1 DOCUMENT R-2003-0687 (AMENDS R-93-1323-D)

AMENDMENT 2 TO THE AIRPORT BUILDING/GROUND LEASE AGREEMENT WITH AIRCRAFT SERVICE INTERNATIONAL, INC., TO EXTEND THE EXPIRATION DATE FROM JUNE 30, 2003, TO JUNE 30, 2004, AND TO INCORPORATE UPDATED CONTRACTUAL LANGUAGE COVERING THE TENANT'S USES AND RIGHTS, RENTALS, INSURANCE REQUIREMENTS, NON-DISCRIMINATION, AND NOTICE PROVISIONS. ANNUAL RENT REMAINS UNCHANGED AT \$68,038.56. APPROVED 5-20-2003

### 3.F.2.

**a. DOCUMENT R-2003-0688**

AGREEMENT TO PURCHASE PARCEL W-242 AT 4947 LYNNWOOD DRIVE, WEST PALM BEACH, FROM JOHN BANISTER, PERSONAL REPRESENTATIVE OF THE ESTATE OF ROBERT GRAVES DANIEL, JR., (DECEASED), FOR A SALES PRICE OF \$91,000 AND NO REPLACEMENT HOUSING COST. THE PROPERTY IS LOCATED WEST OF RUNWAY 9L AT PALM BEACH INTERNATIONAL AIRPORT AND IS BEING ACQUIRED IN ACCORDANCE WITH THE AIRPORT'S PART 150 NOISE COMPATIBILITY STUDY. APPROVED 5-20-2003

**b. DOCUMENT R-2003-0689**

AGREEMENT TO PURCHASE PARCEL W-248 AT 4920 HOMEWOOD DRIVE, WEST PALM BEACH, FROM GUILLERMO ROJAS FOR A SALES PRICE OF \$100,000 AND NO REPLACEMENT HOUSING COST. THE PROPERTY IS LOCATED WEST OF RUNWAY 9L AT PALM BEACH INTERNATIONAL AIRPORT AND IS BEING ACQUIRED IN ACCORDANCE WITH THE AIRPORT'S PART 150 NOISE COMPATIBILITY STUDY. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.F.3.**

RECEIVE AND FILE THE NORTH PALM BEACH COUNTY GENERAL AVIATION AIRPORT DEVELOPMENT OF REGIONAL IMPACT ANNUAL REPORT AND AUTHORIZE ITS DISTRIBUTION IN ACCORDANCE WITH SECTION 380.06(18) FLORIDA STATUTES. APPROVED 5-20-2003

**3.F.4.**

RECEIVE AND FILE THE PALM BEACH INTERNATIONAL AIRPORT DEVELOPMENT OF REGIONAL IMPACT ANNUAL REPORT; AND AUTHORIZE DISTRIBUTION OF THE REPORT IN ACCORDANCE WITH SECTION 380.06(18) FLORIDA STATUTES. APPROVED 5-20-2003

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

**3.G.1.**

PAYMENT OF \$2,601.25 TO THE VILLAGE OF ROYAL PALM BEACH TO REIMBURSE 50 PERCENT OF THE EXPENSES INCURRED FOR WATER TESTING AND CRANE RENTAL IN CONJUNCTION WITH THE POND CYPRESS NATURAL AREA (FOX PROPERTY) FLOOD PREVENTION IN THE LA MANCHA AREA. APPROVED 5-20-2003

**3.G.2.**

**RESOLUTION R-2003-0690**

RESOLUTION DECLARING THE COUNTY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN CAPITAL EXPENDITURES TO BE MADE WITH RESPECT TO THE ACQUISITION, CONSTRUCTION, AND/OR IMPROVEMENTS OF OR TO CERTAIN RECREATIONAL AND CULTURAL PROJECTS FROM THE PROCEEDS OF ITS \$50 MILLION GENERAL OBLIGATION BONDS (RECREATIONAL AND CULTURAL FACILITIES). ADOPTED 5-20-2003

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

**3.H.1.**

**DOCUMENT R-2003-0691  
(AMENDS R-2002-1049)**

JOB ORDER CONTRACT WORK ORDER 2003-106 WITH M.A.C. CONSTRUCTION, INC., FOR \$215,606.88 FOR IMPROVEMENTS TO THE SHELL SPACE AND INTERIOR RENOVATIONS IN THE JUDICIAL CENTER FOR THE CLERK OF THE CIRCUIT COURT. APPROVED 5-20-2003

**3.H.2.**

**DOCUMENT R-2003-0692  
(AMENDS R-2002-1876)**

CHANGE ORDER 1 TO CONTRACT WITH DPC GENERAL CONTRACTORS, INC., FOR \$196,847.96 FOR THE GOVERNMENTAL CENTER SUNSHADE PROJECT WITH A 30-DAY TIME EXTENSION. THIS CHANGE ORDER CHANGES THE OVERALL M/WBE PARTICIPATION TO 4.55 PERCENT WITH 2.97 PERCENT BLACK FROM THE ORIGINAL CONTRACT'S PARTICIPATION OF 5.91 PERCENT WITH 3.03 PERCENT. APPROVED 5-20-2003

## **CONSENT AGENDA - CONTINUED**

**3.H.3.**

**DOCUMENT R-2003-0693**

CONTRACT WITH HANSON PROFESSIONAL SERVICES, INC., TO PROVIDE ARCHITECTURAL SERVICES FOR CAPITAL IMPROVEMENTS PROJECT GENERALLY WITH A CONSTRUCTION VALUE OF LESS THAN \$1,000,000. CONSULTANT FEES WILL BE NEGOTIATED ON AN INDIVIDUAL BASIS FOR THE IDENTIFIED PROJECTS. THE CONTRACT WILL BE FOR ONE YEAR WITH THREE ONE-YEAR RENEWAL OPTIONS. APPROVED 5-20-2003

**3.H.4.**

**DOCUMENT R-2003-0694**

INTERLOCAL AGREEMENT WITH THE VILLAGE OF WELLINGTON FOR THE COUNTY TO LEASE AND MAINTAIN A FUEL CONTROL READER AT THE VILLAGE'S PUBLIC WORKS FACILITY. IN ADDITION, THE AGREEMENT PROVIDES THAT WELLINGTON WILL ALLOW THE SHERIFF'S OFFICE TO FUEL AT THIS LOCATION. THE AGREEMENT WILL BE FOR THREE YEARS WITH THREE ONE-YEAR RENEWAL OPTIONS. APPROVED 5-20-2003

**3.H.5.**

**RESOLUTION R-2003-0695**

RESOLUTION AUTHORIZING THE CONVEYANCE OF THE COUNTY'S INTEREST IN SIX PROPERTIES LOCATED WITHIN MUNICIPAL BOUNDARIES TOTALING 0.77 ACRE OF VACANT LAND, TO THE CITY OF DELRAY BEACH, WITHOUT CHARGE AND WITH RESERVATION OF MINERAL AND PETROLEUM RIGHTS, BUT WITHOUT RIGHTS OF ENTRY AND EXPLORATION; AND SIX COUNTY DEEDS IN FAVOR OF THE CITY. ADOPTED AND APPROVED 5-20-2003

**3.H.6.**

**RESOLUTION R-2003-0696**

RESOLUTION AUTHORIZING THE CONVEYANCE OF 0.155 ACRE OF L-2 CANAL RIGHT-OF-WAY TO LANTANA CONSTRUCTION CORPORATION FOR SALES PRICE OF \$10,153.50; DEPOSIT RECEIPT AND CONTRACT FOR SALE AND PURCHASE, AND ISSUE A COUNTY DEED IN FAVOR OF LANTANA CONSTRUCTION CORPORATION. ADOPTED AND APPROVED 5-20-2003

**3.H.7.**

**DOCUMENT R-2003-0697**

TEMPORARY CONSTRUCTION EASEMENT AT SOUTH INLET BOCA RATON PARK IN FAVOR OF MURPHY CONSTRUCTION COMPANY TO BE USED IN BUILDING THE REEF SOUTH OF THE BOCA RATON INLET. MURPHY WILL COMPENSATE THE PARKS AND RECREATION DEPARTMENT \$11,909.10 FOR LOST REVENUES FROM DAILY PAVILION RENTAL FEES AND WILL RESTORE THE PARK AFFECTED BY THE CONSTRUCTION TO THE PREVIOUS CONDITION. APPROVED 5-20-2003

**3.H.8.**

**DOCUMENT R-2003-0698  
(AMENDS R-2000-1873)**

CHANGE ORDER 11 TO CONTRACT WITH MCTEAGUE CONSTRUCTION COMPANY, INC., TO COMPENSATE THE CONTRACTOR \$3,044.85 FOR PROVIDING ELECTRICAL SERVICE TO THE LIFT STATION OF FIRE STATION NO. 56 AND A 119-DAY TIME EXTENSION. APPROVED 5-20-2003

## **CONSENT AGENDA - CONTINUED**

### **3.H.9.**

**DOCUMENT R-2003-0699**

INTERLOCAL AGREEMENT WITH MARTIN COUNTY ALLOWING FOR INTEROPERABLE COMMUNICATIONS THROUGH THE COUNTYWIDE COMMON GROUPS OF THE COUNTY'S 800 MEGAHERTZ RADIO SYSTEM. THERE ARE NO CHARGES ASSOCIATED WITH THIS AGREEMENT, WHICH IS FOR FIVE YEARS WITH THREE FIVE-YEAR RENEWAL OPTIONS. APPROVED 5-20-2003

### **3.H.10.**

**DOCUMENT R-2003-0700**

INTERLOCAL AGREEMENT WITH THE TOWN OF JUNO BEACH FOR THE CO-USE OF THE TOWN'S 6.0-ACRE PUBLIC WORKS YARD BY THE COUNTY'S ROAD AND BRIDGE DIVISION FOR THE OPERATION OF A SATELLITE PUBLIC WORKS YARD AND MATERIAL STORAGE AREA. THERE ARE NO CHARGES ASSOCIATED WITH THIS AGREEMENT, WHICH IS FOR 10 YEARS WITH ONE 10-YEAR RENEWAL OPTION. APPROVED 5-20-2003

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

### **3.I.1.**

**DOCUMENT R-2003-0701**

AGREEMENT WITH UNITED FORWARD, INC., AND UF FLUID SYSTEMS, INC., FOR \$50,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO PURCHASE EXTRUSION LINE EQUIPMENT FOR USE IN THE MANUFACTURE OF AUTOMOBILE HOSES AT ITS FACILITY IN BOYNTON BEACH MAY 1, 2003-APRIL 30, 2004. APPROVED 5-20-2003

### **3.I.2.**

**DOCUMENT R-2003-0702  
(AMENDS R-2002-2173)**

AMENDMENT 1 TO AN AGREEMENT WITH THE CITY OF RIVIERA BEACH TO PROVIDE AN ADDITIONAL \$50,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR COMPLETION OF STREET IMPROVEMENTS ON WEST 26TH STREET BETWEEN OLD DIXIE HIGHWAY AND AVENUE M. APPROVED 5-20-2003.

### **3.I.3.**

WAIVER TO EXCEED THE \$10,000 PER HOME LIMIT FOR LEAD-BASED PAINT-RELATED COSTS IN CONNECTION WITH THE PROPERTY REHABILITATION PROGRAM BY AUTHORIZING \$7,005 IN ADDITIONAL FUNDS TO LUCILLE DORTCH OF RIVIERA BEACH. APPROVED 5-20-2003

### **3.I.4.**

ADDITIONAL FUNDING IN THE AMOUNT OF \$1,325 TO GREGORIO VELASQUEZ, OF UNINCORPORATED WEST PALM BEACH, TO COMPLETE AN EMERGENCY REHABILITATION PROJECT AT HIS HOME, WITH A WAIVER TO EXCEED THE MAXIMUM FUNDING AMOUNT OF \$8,000 ESTABLISHED UNDER THE EMERGENCY REHABILITATION PROGRAM. THE REQUESTED FUNDS ARE SHIP (STATE HOUSING INITIATIVE PARTNERSHIP) PROGRAM FUNDS. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.I.5.**

**DOCUMENT R-2003-0703**

REQUEST FOR RELEASE OF FUNDS AND CERTIFICATION FORM (HUD 7015.15) FROM U.S. HOUSING AND URBAN DEVELOPMENT TO COMPLY WITH THE ENVIRONMENTAL GRANT CONDITIONS FOR A PROJECT FUNDED UNDER THE HOME INVESTMENT PARTNERSHIP PROGRAM FOR FISCAL YEAR 2001-02 AS FOLLOWS: EVERNIA STATION LIMITED PARTNERSHIP, \$320,000 TOWARD THE CONSTRUCTION OF 20 AFFORDABLE HOUSING RENTAL UNITS AT 909 EVERNIA STREET, WEST PALM BEACH. SEE R-2002-2084. APPROVED 5-20-2003

**3.J. PLANNING, ZONING AND BUILDING**

**3.J.1.**

**RESOLUTION R-2003-0704**

RESOLUTION AUTHORIZING A STREET NAME CHANGE FOR VICTORIA WOODS CIRCLE TO "AZALEA CIRCLE," RUNNING FROM SWEET WILLIAM LANE TO APPLE BLOSSOM LANE, AS AN EXTENSION OF THE EXISTING AZALEA CIRCLE. ADOPTED 5-20-2003

**3.J.2.**

**a.**

**RESOLUTION R-2003-0705**

RESOLUTION GRANTING A TAX EXEMPTION TO KATHLEEN CROCKER FOR THE HISTORIC PROPERTY LOCATED AT 105 NORTHEAST 7TH STREET, DELRAY BEACH; AND RESTRICTIVE COVENANT REQUIRING IMPROVEMENTS TO BE MAINTAINED DURING THE TAX EXEMPTION PERIOD (JANUARY 1, 2003-DECEMBER 31, 2012). ADOPTED AND AUTHORIZED 5-20-2003

**b.**

**RESOLUTION R-2003-0706**

RESOLUTION GRANTING A TAX EXEMPTION TO PATRICK LYNCH FOR THE HISTORIC PROPERTY LOCATED AT 226 OCEAN BOULEVARD, DELRAY BEACH; AND RESTRICTIVE COVENANT REQUIRING IMPROVEMENTS TO BE MAINTAINED DURING THE TAX EXEMPTION PERIOD (JANUARY 1, 2003-DECEMBER 31, 2012). ADOPTED AND AUTHORIZED 5-20-2003

**3.J.3.**

**a.**

**DOCUMENT R-2003-0707**

AGREEMENT WITH THE PALM BEACH COUNTY HEALTH DEPARTMENT TO PROVIDE SANITARY ABATEMENT SERVICES. APPROVED 5-20-2003

**b.**

ESTABLISH A SUMMARY ABATEMENT ACCOUNT OF \$20,000. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.K. WATER UTILITIES**

**3.K.1.**

**a. DOCUMENT R-2003-0708**

CONTRACT WITH MURRAY LOGAN CONSTRUCTION, INC., FOR \$3,378,020 TO CONSTRUCT THE PUMP STATION REHABILITATION AND FORCE MAIN EXTENSION PROJECT. APPROVED 5-20-2003

**b. DOCUMENT R-2003-0709  
(AMENDS R-2003-0708)**

CHANGE ORDER 1 TO CONTRACT WITH MURRAY LOGAN CONSTRUCTION, INC., IN THE DEDUCTIVE AMOUNT OF \$1,014,475.65, DELETING MATERIALS AND EQUIPMENT FOR THE PURPOSE OF SALES TAX RECOVERY AND DESIGNATING MURRAY LOGAN CONSTRUCTION AS THE COUNTY'S AGENT FOR THE INSPECTION AND RECEIPT OF THE MATERIALS AND EQUIPMENT. APPROVED 5-20-2003

**c.**

PURCHASE ORDERS WITH VENDORS OF EQUIPMENT FOR SALES TAX RECOVERY INCLUDING A. GUTHRIE & ASSOCIATES, INC.; SINCO/SALA; SOUTHEASTERN PUMP; CUMMINS SOUTHEASTERN; TRI-COUNTY CONCRETE PRODUCTS, INC.; HUGHES SUPPLY, INC.; AND ENGINEER SERVICES, INC., IN THE AMOUNT OF \$957,052.50. APPROVED 5-20-2003

**3.K.2. DOCUMENT R-2003-0710  
(AMENDS R-2001-0099)**

CHANGE ORDER 3 TO CONTRACT WITH THE HASKELL COMPANY FOR THE WATER TREATMENT PLANT 9 EASTERN HILLSBORO CANAL AQUIFER STORAGE AND RECOVERY WELL PROJECT, DECREASING THE CONTRACT PRICE BY \$163,440.27 AND EXTENDING THE CONTRACT DURATION BY 210 DAYS. APPROVED 5-20-2003

**3.K.3. DOCUMENT R-2003-0711  
(AMENDS R-2002-2086)**

WORK AUTHORIZATION 8 TO THE WATER UTILITIES CONTINUING CONSTRUCTION CONTRACT WITH FOSTER MARINE CONTRACTORS, INC., FOR CONSTRUCTION OF THE HOLT ESTATES WATER MAIN EXTENSION IN THE AMOUNT OF \$272,113.52. THE WORK AUTHORIZATION PROVIDES FOR THE CONSTRUCTION OF WATER MAINS AND SERVICE LINES ON HOLT ROAD, MANGO DRIVE, KENT STREET AND ZILL STREET. APPROVED 5-20-2003

**3.L. ENVIRONMENTAL RESOURCES MANAGEMENT**

**3.L.1. RESOLUTION R-2003-0712**

RESOLUTION URGING CONGRESS TO APPROPRIATE NO LESS THAN \$150 MILLION IN FISCAL YEAR 2004 FOR PROTECTING AND ENHANCING AMERICA'S BEACHES AND TO CREATE A LONG-TERM DEDICATED FUNDING SOURCE FOR BEACH MAINTENANCE AND PROTECTION. ADOPTED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.L.2. RESOLUTION R-2003-0713  
(AMENDS R-94-1051)**

RESOLUTION AMENDING THE NATURAL AREAS MANAGEMENT ADVISORY COMMITTEE RESOLUTION TO ADD ADDITIONAL DUTIES AND FUNCTIONS RELATING TO THE PUBLIC LANDS GRANT PROGRAM. ADOPTED 5-20-2003

**3.L.3. BUDGET TRANSFER 2003-1202**

BUDGET TRANSFER OF \$25,000 IN THE \$75 MILLION GENERAL OBLIGATION CONSERVATION LAND 2001 BOND FUND FROM RESERVES TO THE LAKE OKEECHOBEE CONNECTOR PROJECT ACCOUNT FOR ADDITIONAL APPRAISAL COSTS TO ACQUIRE PROPERTY FOR THE LAKE OKEECHOBEE CONNECTOR GREENWAY. APPROVED 5-20-2003

**3.L.4.**

**a. DOCUMENT R-2003-0714  
(AMENDS R-2000-0082)**

AMENDMENT 4 TO AGREEMENT 99PB1 WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, INCREASING STATE AND COUNTY FUNDING BY \$1,093,187 EACH, FOR A TOTAL ESTIMATED COST OF \$4,021,374, FOR THE SOUTH LAKE WORTH INLET MANAGEMENT PLAN IMPLEMENTATION, INCLUDING PROJECT DESIGN, PERMITTING AND CONSTRUCTION, FOR THE GRANT PERIOD OF JANUARY 13, 2000-FEBRUARY 28, 2008. APPROVED 5-20-2003

**b. DOCUMENT R-2003-1203**

BUDGET AMENDMENT OF \$1,093,187 IN THE SOUTH LAKE WORTH INLET FUND. APPROVED 5-20-2003

**3.M. PARKS AND RECREATION**

**3.M.1.**

**a. DOCUMENT R-2003-0715**

AGREEMENT WITH THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF SOUTH PALM BEACH COUNTY, INC., FOR \$25,000 TO FUND THE DEVOS-BLUM FAMILY YMCA OF BOYNTON BEACH Y-YOUTH SUPER SPORTS AND SUMMER SPORTS CAMP PROGRAMS MAY 20-SEPTEMBER 30, 2003. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1082**

BUDGET TRANSFER OF \$25,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 3 TO YMCA/YOUTH PROGRAMS. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.M.2.**

**a. DOCUMENT R-2003-0716**

AGREEMENT WITH THE CITY OF PAHOKEE FOR \$5,000 TO FUND SENIOR CITIZEN PROGRAM EXPENSES AND YOUTH FOOTBALL PROGRAM UNIFORMS MAY 20-AUGUST 19, 2003. FUNDING IS FROM THE RECREATIONAL ASSISTANCE PROGRAM (RAP) RESERVES. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1083**

BUDGET TRANSFER OF \$5,000 IN THE PARK IMPROVEMENT FUND RESERVES FOR DISTRICT 6 TO PAHOKEE/SENIOR AND YOUTH EXPENSES. APPROVED 5-20-2003

**3.M.3.**

**a. DOCUMENT R-2003-0717**

AGREEMENT WITH ROYAL PALM BEACH YOUTH SOFTBALL ASSOCIATION, INC., FOR \$12,500 TO FUND UNIFORMS AND EQUIPMENT MAY 20-SEPTEMBER 30, 2003. FUNDING IS FROM RECREATIONAL ASSISTANCE PROGRAM (RAP) RESERVES. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1084**

BUDGET TRANSFER OF \$12,500 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 6 TO ROYAL PALM BEACH YOUTH SOFTBALL ASSOCIATION/UNIFORMS AND EQUIPMENT. APPROVED 5-20-2003

**3.M.4.**

**a. DOCUMENT R-2003-0718**

AGREEMENT WITH URBAN LEAGUE OF PALM BEACH COUNTY, INC., FOR \$10,000 TO FUND THE HERITAGE FESTIVAL MAY 20-AUGUST 19, 2003. FUNDING IS FROM RECREATIONAL ASSISTANCE PROGRAM (RAP) RESERVES. APPROVED 5-20-2003

**b. BUDGET TRANSFER 2003-1085**

BUDGET TRANSFER OF \$10,000 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 7 TO URBAN LEAGUE/HERITAGE FESTIVAL. APPROVED 5-20-2003

**3.M.5.**

**a. DOCUMENT R-2003-0719**

AGREEMENT WITH BOYS AND GIRLS CLUBS OF PALM BEACH COUNTY, INC., FOR \$1,500 TO FUND FAMILIES, AGENCIES, CULTURES, ESTABLISHMENTS OF SERVICES (FACES) SPECIAL EVENT MAY 20-AUGUST 19, 2003. FUNDING IS FROM THE RECREATIONAL ASSISTANCE PROGRAM (RAP) RESERVES. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.M.5. - CONTINUED**

**b. BUDGET TRANSFER 2003-1086**

BUDGET TRANSFER OF \$1,500 IN THE PARK IMPROVEMENT FUND FROM RESERVES FOR DISTRICT 7 TO BOYS AND GIRLS CLUBS/FACES EVENT. APPROVED 5-20-2003

**3.N. LIBRARY - None**

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

**3.Q. CRIMINAL JUSTICE COMMISSION - None**

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

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

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

**3.U. INFORMATION SYSTEMS SERVICES**

**3.U.1.**

**a. DOCUMENT R-2003-0720**

CONTRACT WITH COMPUTER ASSOCIATES INTERNATIONAL, INC., FOR PURCHASE AND SUPPORT OF THE CA HARVEST PRODUCT FOR MANAGING SOFTWARE PROGRAMMING CODE THROUGH THE STAGES OF DEVELOPMENT, TESTING, AND PRODUCTION, AND FOR REESTABLISHMENT OF THE VENDOR'S TECHNICAL SUPPORT FOR APPLICATION DEVELOPMENT PRODUCTS ALREADY OWNED BY COUNTY INFORMATION SYSTEMS SERVICES. APPROVED 5-20-2003

**b. DOCUMENT R-2003-0721**

CONTRACT WITH COMPUTER ASSOCIATES INTERNATIONAL, INC., FOR PURCHASE OF CONSULTING SERVICES FOR THE INSTALLATION OF THE CA HARVEST SOFTWARE. APPROVED 5-20-2003

**c. DOCUMENT R-2003-0722**

CONTRACT WITH COMPUTER ASSOCIATES INTERNATIONAL, INC., FOR PURCHASE OF TRAINING ON THE NEW PRODUCT. APPROVED 5-20-2003

**d. DOCUMENT R-2003-0723**

NEGOTIATED SETTLEMENT OFFER WITH COMPUTER ASSOCIATES INTERNATIONAL, INC., OF \$75,210 IN THE FORM OF A CREDIT FOR FULL SATISFACTION OF RETURN OF AN UNRELATED SOFTWARE PRODUCT. THE THREE-YEAR COST, NET OF THE SETTLEMENT CREDIT, IS \$225,271, FOR MAY 15, 2003-MAY 14, 2006. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.U.2.**

**a. DOCUMENT R-2003-0724**

CONFIRMING PURCHASE ORDER WITH AT&T WIRELESS FOR CELLULAR TELEPHONE SERVICE DECEMBER 22, 2002-MARCH 24, 2003 FOR \$104,977.65, COMBINED WITH THE NEXT ITEM. APPROVED 5-20-2003

**b. DOCUMENT R-2003-0725**

CONFIRMING PURCHASE ORDER WITH NEXTEL COMMUNICATIONS FOR CELLULAR TELEPHONE SERVICE DECEMBER 22, 2002-MARCH 24, 2003 FOR \$104,977.65, COMBINED WITH THE PREVIOUS ITEM. APPROVED 5-20-2003

**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**

TRAVEL AND RELATED EXPENSES FOR PALM TRAN SERVICES BOARD MEMBER DAVID EVANS TO ATTEND THE STATE TRANSPORTATION DISADVANTAGED CONFERENCE IN ORLANDO ON AUGUST 3-7, 2003; AND AUTHORIZATION FOR THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO APPROVE THE TRAVEL FORMS. TRAVEL EXPENSES ARE ESTIMATED TO BE \$701.40 AND ARE AVAILABLE IN PALM TRAN'S CURRENT BUDGET. APPROVED 5-20-2003

**3.AA.2.**

**a. DOCUMENT R-2003-0726  
(AMENDS R-2001-2243)**

AMENDMENT 4 TO CONTRACT WITH WALTER TRANSPORT CORPORATION, DBA PALM BEACH MEDICAL, TO SUPPLY HARDWARE AND SOFTWARE TO OPERATE THE TRAPEZE PARATRANSIT MANAGEMENT SOFTWARE. (SEE R-99-1207-D) APPROVED 5-20-2003

**b. DOCUMENT R-2003-0727  
(AMENDS R-2001-2243)**

AMENDMENT 3 TO CONTRACT WITH RUEL C. SERVICES, DBA R.C. SERVICES, TO SUPPLY ALL HARDWARE AND SOFTWARE TO OPERATE THE TRAPEZE PARATRANSIT MANAGEMENT SOFTWARE. (SEE R-99-1207-D) APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.AA.2. - CONTINUED**

- c.** **DOCUMENT R-2003-0728  
(AMENDS R-99-1208-D)**

AMENDMENT 2 TO CONTRACT WITH TWO WHEELS, INC., TO SUPPLY HARDWARE AND SOFTWARE TO OPERATE THE TRAPEZE PARATRANSIT MANAGEMENT SOFTWARE. APPROVED 5-20-2003

- d.** **DOCUMENT R-2003-0729  
(AMENDS R-99-1209-D)**

AMENDMENT 2 TO CONTRACT WITH PALM BEACH TRANSPORTATION, INC., TO SUPPLY HARDWARE AND SOFTWARE TO OPERATE THE TRAPEZE PARATRANSIT MANAGEMENT SOFTWARE. APPROVED 5-20-2003

**3.BB. SHERIFF**

**3.BB.1. BUDGET TRANSFER 2003-1115**

BUDGET TRANSFER OF \$50,000 FROM THE LAW ENFORCEMENT TRUST FUND TO THE SHERIFF'S OFFICE FOR A DONATION TO HOMELESS COALITION OF PALM BEACH COUNTY, INC., FOR THE CREATION OF AN EMERGENCY ASSESSMENT CENTER TO SHELTER AND SERVE HOMELESS PERSONS. APPROVED 5-20-2003

**3.BB.2. BUDGET TRANSFER 2003-1117**

BUDGET TRANSFER OF \$84,500 FROM THE LAW ENFORCEMENT TRUST FUND TO THE SHERIFF'S OFFICE FOR A DONATION TO THE COUNTYWIDE COMMUNITY REVITALIZATION TEAM TO INSTALL STREETLIGHTS AND SPEED HUMPS IN THE KENWOOD ESTATES DIVISION AT THE LAKE WORTH WEST NEIGHBORHOOD. APPROVED 5-20-2003

**3.BB.3. BUDGET TRANSFER 2003-1187**

BUDGET TRANSFER OF \$211,560 FROM THE LAW ENFORCEMENT TRUST FUND TO THE SHERIFF'S OFFICE FOR DONATIONS TO SUPPORT THE SAFE NEIGHBORHOOD, CRIME PREVENTION, AND DRUG ABUSE PREVENTION/EDUCATION/TREATMENT PROGRAMS FOR ALZHEIMER'S COMMUNITY CARE, INC., \$10,000; THE CHILDREN'S COALITION, INC., \$15,000; GLADES CENTRAL HIGH SCHOOL-CRIMINAL JUSTICE ACADEMY, \$12,400; FLORIDA SHERIFF'S YOUTH RANCHES, INC. - HARMONY IN THE STREETS, \$129,160; HEALTH AND HUMAN SERVICES PLANNING ASSOCIATION-THE COMMUNITY ALLIANCE OF PALM BEACH COUNTY, \$20,000; MISSION SANDBOX, INC., \$10,000; AND WORKFORCE ALLIANCE-PROBATIONER'S EDUCATION GROWTH, \$15,000. APPROVED 5-20-2003

**CONSENT AGENDA - CONTINUED**

**3.CC. COURT ADMINISTRATION**

**3.CC.1. DOCUMENT R-2003-0730**

CONTRACT WITH FLORIDA DEPARTMENT OF REVENUE TO REIMBURSE THE COUNTY \$212,307.02 FOR EXPENSES ASSOCIATED WITH PROCESSING TITLE IV-D CHILD SUPPORT ENFORCEMENT CASES JULY 1, 2003-JUNE 30, 2004. APPROVED 5-20-2003

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

**MOTION to receive and file proofs of publication. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner McCarty absent.**

**4.A. RESOLUTION R-2003-0731**

RESOLUTION ABANDONING A PORTION OF A 20-FOOT WIDE DRAINAGE EASEMENT ON THE NORTH SIDE OF TENTH AVENUE NORTH, WEST OF JOG ROAD, IN THE CITY OF GREENACRES. (P.O.P. 7219926) ADOPTED 5-20-2003

PUBLIC COMMENT - None

**MOTION to adopt the resolution. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner McCarty absent.**

**4.B.**

**a.**

CONDUCT A TAX EQUITY AND FISCAL RESPONSIBILITY ACT (TEFRA) PUBLIC HEARING CONCERNING THE ISSUANCE OF \$60,000,000 REVENUE BONDS FOR THE BENEFIT OF THE JOSEPH L. MORSE GERIATRIC CENTER, INC., AND MORSE HOLDING COMPANY OF PALM BEACH COUNTY, INC. APPROVED 5-20-2003

**b.**

**RESOLUTION R-2003-0732**

BOND RESOLUTION AUTHORIZING THE ISSUANCE OF THE REVENUE BONDS. (P.O.P. 7233778) ADOPTED 5-20-2003

PUBLIC COMMENT - None

**MOTION to approve the TEFRA hearing and adopt the resolution. Motion by Commissioner Masilotti, seconded by Commissioner Aaronson, and carried 6-0. Commissioner McCarty absent.**

**PUBLIC HEARINGS - CONTINUED**

**4.C.**

**a.**

CONDUCT A TAX EQUITY AND FISCAL RESPONSIBILITY ACT (TEFRA) PUBLIC HEARING CONCERNING THE ISSUANCE OF \$27,000,000 OF VARIABLE RATE DEMAND REVENUE REFUNDING BONDS TO FUND A LOAN TO SAINT ANDREW'S SCHOOL OF BOCA RATON, INC. APPROVED 5-20-2003

**b.**

**RESOLUTION R-2003-0733**

RESOLUTION AUTHORIZING ISSUANCE OF THE VARIABLE RATE DEMAND REVENUE BONDS. (P.O.P. 7223184) ADOPTED 5-20-2003

PUBLIC COMMENT - None

**MOTION to approve the TEFRA hearing and adopt the resolution. Motion by Commissioner Masilotti, seconded by Commissioner Aaronson, and carried 6-0. Commissioner McCarty absent.**

**4.D.**

**ORDINANCE 2003-018  
(RESCINDS R-94-693)**

ORDINANCE PERTAINING TO LOBBYIST REGULATIONS, INCLUDING PROVIDING FOR REGISTRATION, RECORD OF LOBBYING CONTACTS, CONE OF SILENCE, ENFORCEMENT AND PENALTIES. (P.O.P. 7232650) ADOPTED AS AMENDED 5-20-2003

Staff outlined changes in the revised county lobbying regulations ordinance and emphasized that persons who are paid to lobby the board, advisory boards or staff are required to register with the county as paid lobbyists, regardless of their job titles. Exceptions included those who lobby on their own behalf.

In addition, the ordinance requires lobbyists to sign contact logs in county departments and provides for a cone of silence to curtail oral communication between potential vendors and the board or staff during any selection process.

Violations of the ordinance are punishable by fines of \$250 per violation or per day of lobbying without registration, up to \$2,500, staff noted.

Commissioner Masilotti expressed a need to examine at a later date the possibility of including all corporate representatives as lobbyists and Commissioner Marcus thought a section of the ordinance regarding meetings outside commissioners' offices needed further clarification at a future date.

After lengthy discussion, an effective date of July 1 was agreed upon.

PUBLIC COMMENT - None

**MOTION to adopt the ordinance as amended with language changes and effective date. Motion by Commissioner Masilotti, seconded by Commission McCarty, and carried 7-0.**

**PUBLIC HEARINGS - CONTINUED**

**4.E.**

**ORDINANCE 2003-019  
(AMENDS ORDINANCE 90-45)**

ORDINANCE AMENDING SCHEDULE A OF CHAPTER 8.5, ARTICLE II, OF THE COUNTY CODE TO UPDATE THE CODE ENFORCEMENT ORDINANCE, BRINGING VIOLATIONS AND FINES INTO CONFORMANCE WITH CHANGES MADE TO THE UNIFIED LAND DEVELOPMENT CODE AND EMERGENCY WATER USE ORDINANCE. (P.O.P. 7232650) ADOPTED 5-20-2003

PUBLIC COMMENT - None

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

**4.F.**

**ORDINANCE 2003-020  
(AMENDS ORDINANCE 2002-069)**

ORDINANCE TO BE KNOWN AS THE PETROLEUM STORAGE SYSTEMS ORDINANCE, PROVIDING FOR GENERAL REQUIREMENTS AND EXEMPTIONS, PROVIDING FOR REGISTRATION AND FINANCIAL RESPONSIBILITY, PROVIDING FOR NOTIFICATION AND REPORTING, PERFORMANCE STANDARDS, RELEASE DETECTION STANDARDS AND METHODS, REPAIRS, OPERATIONS AND MAINTENANCE OF STORAGE TANKS, RECORD-KEEPING, OUT OF SERVICE AND CLOSURE REQUIREMENTS, INCIDENT AND DISCHARGE RESPONSE, EQUIPMENT APPROVAL, MINERAL ACID STORAGE TANK REQUIREMENTS, STORAGE TANK FORMS, FEES, VIOLATIONS, ENFORCEMENT, AND PENALTIES. (P.O.P. 7247002) ADOPTED 5-20-2003

PUBLIC COMMENT - None

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

**4.G.**

**ORDINANCE 2003-021  
(AMENDS ORDINANCE 2002-068)**

ORDINANCE TO BE KNOWN AS THE PETROLEUM CONTAMINATION CLEANUP CRITERIA ORDINANCE, PROVIDING FOR GUIDELINES, CONDITIONS, REPORTING, SOURCE REMOVAL, QUALITY ASSURANCE REQUIREMENTS, PROFESSIONAL CERTIFICATIONS, SITE ASSESSMENT, FATE AND TRANSPORT MODEL REQUIREMENTS, RISK ASSESSMENT, NATURAL ATTENUATION, ACTIVE REMEDIATION, MONITORING, TIME SCHEDULES, NOTICES, FORMS, FEES, VIOLATIONS, ENFORCEMENT AND PENALTIES. (P.O.P. 7247002) ADOPTED 5-20-2003

PUBLIC COMMENT - None

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

## **PUBLIC HEARINGS - CONTINUED**

**4.H.**

**ORDINANCE 2003-022**

ORDINANCE GRANTING AN EXEMPTION FROM CERTAIN AD VALOREM TAXATION TO ENCOURAGE ECONOMIC DEVELOPMENT FOR SOUTH FLORIDA JANITORIAL AND POOL SUPPLY, INC., A NEW BUSINESS, GRANTING AN AD VALORUM TAX EXEMPTION FOR 100 PERCENT OF THE ASSESSED VALUE OF ALL QUALIFYING TANGIBLE PERSONAL PROPERTY ACQUIRED AND ADDED IMPROVEMENTS TO REAL PROPERTY FOR 10 YEARS, EXCLUDING LAND. (P.O.P. 7247002) ADOPTED 5-20-2003

PUBLIC COMMENT - None

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

### **5. REGULAR AGENDA**

#### **5.A. ADMINISTRATION**

##### **5.A.1.**

CONVENTION CENTER DISCUSSION WITH SID JORDAN, PRESIDENT OF CLARK CONSTRUCTION GROUP, INC. DISCUSSED WITH DIRECTION 5-20-2003

At board request, Sid Jordan, president of the Southern Division of Clark Construction, appeared to discuss the completion of work on the convention center.

Mr. Jordan said he hoped to have the building completed by late November, when the first major event, a sports and leisure show, was scheduled to be held.

Commissioner Marcus noted that the building would not be completed in July as had been expected and that county revenues would be affected by the delay.

Commissioner Marcus asked to be furnished with a monthly comparison of what work remains to be completed.

Commissioner Newell asked how the delay had occurred.

Mr. Jordan replied he was not prepared to discuss that. "We are focusing our energy on trying to get the building completed," he said.

Commissioner Newell requested Audrey Wolf, director of facilities development, to execute a report on reasons for the delays. Commissioner Marcus observed that the project appeared to be five to six months behind schedule.

The board was concerned about phasing of the building's construction and stressed they wanted the building completed as soon as possible.

Commissioners were scheduled to tour the building with Mr. Jordan following the meeting.

Commissioner Newell requested a report on the status of the convention center hotel site.

**REGULAR AGENDA - CONTINUED**

**5.A.2.**

**DOCUMENT R-2003-0734**

SUBORDINATION OF MORTGAGE FOR THE EDUCATION AND DEVELOPMENT CENTER, INC., DBA MY FIRST STEPS PRE-SCHOOL. (SEE R-2001-1399) APPROVED 5-20-2003

**MOTION to approve the subordination of mortgage. Motion by Commissioner Masilotti, seconded by Commissioner McCarty, and carried 7-0.**

**5.B. COUNTY ATTORNEY**

**5.B.1.**

**RESOLUTION R-2003-0735  
(AMENDS R-2003-0503)**

RESOLUTION PROVIDING FOR AN INCREASE IN SUBORDINATE MULTIFAMILY HOUSING MORTGAGE REVENUE REFUNDING BONDS, TO BE ISSUED BY THE HOUSING FINANCE AUTHORITY FOR THE RENAISSANCE APARTMENTS PROJECT, FROM \$1,000,000 TO \$2,100,000. ADOPTED 5-20-2003

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

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

**5.C.1.**

**RESOLUTION R-2003-0736  
(AMENDS R-84-1206)**

RESOLUTION AUTHORIZING THE ISSUANCE OF WATER AND SEWER REVENUE REFUNDING BONDS, SERIES 2003, IN AN AGGREGATE PRINCIPAL AMOUNT OF \$30,000,000 ADOPTED 5-20-2003

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

**5.D. FACILITIES DEVELOPMENT & OPERATIONS**

**5.D.1.**

**BUDGET TRANSFER 2003-1182**

BUDGET TRANSFER OF \$3,741,499 FROM RESERVES IN THE \$80.705 MILLION CONVENTION CENTER BOND FUND TO INCREASE VARIOUS PROJECT BUDGET LINES, INCLUDING FURNITURE, FIXTURES AND EQUIPMENT; CONSTRUCTION CONTINGENCY; DESIGN CONTINGENCY, AND PROGRAM MANAGEMENT CONTINGENCY. APPROVED 5-20-2003

**MOTION to approve the budget transfer. Motion by Commissioner McCarty and seconded by Commissioner Aaronson.**

Facilities Development and Operations Department Director Audrey Wolf explained that an earlier budget cut necessitated the budget transfer request. A total of \$1.6 million approved earlier proved to be inadequate to equip the convention center.

Commissioner Masilotti noted that the total \$3.2 million cost for furniture and equipment was similar to the original amount proposed and was anticipated.

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

**REGULAR AGENDA - CONTINUED**

**5.D.2.**

- a.** **DOCUMENT R-2003-0737  
(RESCINDS R-2001-1830  
THROUGH R-2001-1843)**

RESCIND THE RESOLUTION AND VARIOUS DOCUMENTS RELATING TO THE CONVENTION CENTER AND ADJOINING PROPERTY AS ADOPTED AND APPROVED BY THE BOARD ON OCTOBER 16, 2001. APPROVED 5-20-2003

- b.** **DOCUMENT R-2003-0738**

CONSENT TO AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS SUBJECTING ADDITIONAL PROPERTY TO HOTEL RESTRICTIVE COVENANTS AND PERMITTING CONDOMINIUMS AS PART OF HOTEL DEVELOPMENT. APPROVED 5-20-2003

- c.** **DOCUMENT R-2003-0739**

AMENDMENT TO ROADWAY EASEMENT AND AGREEMENT REGARDING CITYPLACE PLAT 2 (ROADWAY REALIGNMENT). APPROVED 5-20-2003

- d.** **DOCUMENT R-2003-0740**

EASEMENT FOR RETAINING WALL FOOTINGS AND MAINTENANCE OF RETAINING WALL FOOTINGS. APPROVED 5-20-2003

- e.** **DOCUMENT R-2003-0741**

TEMPORARY CONSTRUCTION EASEMENT AGREEMENT (FLORIDA AVENUE). APPROVED 5-20-2003

- f.** **DOCUMENT R-2003-0742**

TEMPORARY CONSTRUCTION EASEMENT AGREEMENT (HOWARD PARK). APPROVED 5-20-2003

- g.** **DOCUMENT R-2003-0743**

AMENDMENT TO NON-EXCLUSIVE UTILITY EASEMENT AGREEMENT (HOWARD PARK UTILITY EASEMENT). APPROVED 5-20-2003

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

## REGULAR AGENDA - CONTINUED

### 5.E. PUBLIC INFORMATION

#### 5.E.1. TIME CERTAIN 11:00 A.M.

RECEIVE AND FILE FINAL REPORT OF FAU/FIU JOINT CENTER FOR ENVIRONMENTAL AND URBAN SOLUTIONS REGARDING THE FEASIBILITY OF ESTABLISHING SUB-JURY DISTRICTS FOR THE FOUR COURTHOUSE LOCATIONS IN PALM BEACH COUNTY. APPROVED 5-20-2003

The board had requested a study investigating the feasibility of establishing sub-jury districts for the four county courthouse locations.

Staff reported that based on the demographics of the county, the establishment of the sub-jury districts was not feasible at this time.

The study used census data to attempt to come up with legally defensible jury sub-districts that would mirror the population at large, officials said. But the best potential districts that could be determined fell short of the legal requirements.

#### PUBLIC COMMENT:

Frank Beerman, appearing on behalf of the Alliance of Delray Residential Associations, said the report was based on incomplete information.

Bill Swartz noted that anyone living in the southwest part of the county had to commute 40 miles each way to the West Palm Beach courthouse for jury duty or other legal matters.

Responding to a question by Commissioner Aaronson, Chief Judge Edward Fine explained that jury trials were controlled by the state constitution. He noted that the smallest jurisdiction in which trials legally could be held without considering demographics is a county.

#### **MOTION to receive and file the report. Motion by Commissioner Masilotti and seconded by Commissioner Koons.**

Commissioner Aaronson and Commissioner McCarty both expressed favor for south county residents pursuing the matter further in an attempt to get jury trials at the south county courthouse.

**Upon call for a vote, the motion carried 7-0.**

### 5.F. PALM TRAN

#### 5.F.1.

ALLOCATION OF FEDERAL TRANSIT FORMULA FUNDS BASED ON THE AVERAGE POPULATION DENSITY OF PALM BEACH COUNTY, BROWARD COUNTY AND MIAMI-DADE COUNTY. THE FUNDS, TOTALING \$75,775,535, WERE A REGIONAL ALLOCATION AND STAFF RECOMMENDED A COUNTY ALLOCATION \$10,930,870, BASED ON FORMULA USED BY THE FEDERAL TRANSIT ADMINISTRATION, INCLUDING THE USE OF POPULATION DENSITIES. APPROVED 5-20-2003.

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

**REGULAR AGENDA - CONTINUED**

**5.G.**

**5.G.1.**

**DOCUMENT R-2003-0744**

STANDARD CONTRACT WITH THE AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC. (AAA), PROVIDING FOR \$355,138 IN OLDER AMERICANS ACT (OAA) FEDERAL FUNDING FOR SENIOR TRANSPORTATION FOR JANUARY 1-DECEMBER 31, 2003. APPROVED 5-20-2003

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

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

**5.G.2.**

**a.**

**DOCUMENT R-2003-0745  
(AMENDS R-2002-1043)**

AMENDMENT 1 TO STANDARD CONTRACT FOR THE COMMUNITY CARE FOR THE ELDERLY PROGRAM DECREASING THE CONTRACT AMOUNT BY \$81,000 FOR A NEW TOTAL OF \$880,805. APPROVED 5-20-2003

**b.**

**DOCUMENT R-2003-0746  
(AMENDS R-2002-1044)**

AMENDMENT 1 TO STANDARD CONTRACT FOR THE HOME CARE FOR THE ELDERLY (HCE) PROGRAM DECREASING THE CONTRACT AMOUNT BY \$78,000 FOR A NEW TOTAL OF \$208,739. APPROVED 5-20-2003

**c.**

**DOCUMENT R-2003-0747  
(AMENDS R-2002-1159)**

AMENDMENT 4 TO STANDARD CONTRACT FOR THE HOME AND COMMUNITY BASED MEDICAID WAIVER SPENDING AUTHORITY (HCBW) PROGRAM, INCREASING THE CONTRACT AMOUNT BY \$386,204 FOR A NEW TOTAL OF \$4,509,968 WITH THE AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC. (AAA) FOR JULY 1, 2002-JUNE 30, 2003. APPROVED 5-20-2003

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

**5.H.1.**

**a.**

**BUDGET TRANSFER 2003-1222**

BUDGET TRANSFER OF \$102,855 IN THE CAPITAL OUTLAY FUND FROM ROYAL PALM BEACH ESTATES – MARGUERITA, ETHELYN ET AL TO SAN CASTLE WATER IMPROVEMENTS. APPROVED 5-20-2003

**REGULAR AGENDA - CONTINUED**

**5.H.1. - CONTINUED**

**b. DOCUMENT R-2003-0748**

CONTRACT WITH FOSTER MARINE CONTRACTORS, INC., FOR \$671,735.60 FOR THE CONSTRUCTION OF THE SAN CASTLE WATERMAIN PROJECT. APPROVED 5-20-2003

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

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

**5.I.1. RESOLUTION R-2003-0749**

RESOLUTION REQUESTING THAT THE GOVERNOR VETO CS FOR CS FOR SB 1660, AN ACT RELATING TO COMMUNITY DEVELOPMENT AND PLANNING. THE PROPOSAL WOULD REMOVE THE STATUTORY POWER OF COUNTIES TO ADOPT OR EXPAND REGULATIONS AFFECTING AGRICULTURAL PROPERTY THAT WOULD BE MORE STRINGENT THAN STATE OR FEDERAL REQUIREMENTS. ADOPTED 5-20-2003

**MOTION to adopt the resolution. Motion by Commissioner Koons, seconded by Commissioner Newell, and carried 6-0. Commissioner Greene absent.**

**5.J.1.**

**a. DOCUMENT R-2003-0750  
(RESCINDS R-2001-1481)**

AUTHORIZATION FOR THE DEPARTMENT OF AIRPORTS TO TERMINATE THE FIXED BASE OPERATOR AND LEASE AGREEMENT FOR PALM BEACH COUNTY GLADES AIRPORT WITH DEFCON DEVELOPMENT, LLC. APPROVED 5-20-2003

**b.**

AUTHORIZATION FOR THE COUNTY ATTORNEY'S OFFICE TO INITIATE LEGAL ACTION, IF NECESSARY, AGAINST DEFCON DEVELOPMENT, LLC, AND/OR ITS SURETY COMPANY TO RECOVER UNPAID RENTALS, FEES AND/OR DAMAGES AND/OR EVICTION PROCEEDINGS AGAINST DEFCON. APPROVED 5-20-2003

**MOTION to approve the authorizations. Motion by Commissioner McCarty, seconded by Commissioner Masilotti, and carried 6-0. Commissioner Greene absent.**

**5.J.2. RESOLUTION R-2003-0751**

RESOLUTION ESTABLISHING A MONTHLY RENTAL RATE FOR T-HANGAR UNITS AT THE GLADES AIRPORT, AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE A STANDARD HANGAR LEASE AGREEMENT FOR A LEASE RATE OF \$250. ADOPTED 5-20-2003

**MOTION to adopt the resolution. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner Greene absent.**

**REGULAR AGENDA - CONTINUED**

**5.J.3.**

**DOCUMENT R-2003-0752**

AGREEMENT WITH TRUMP INTERNATIONAL GOLF CLUB, L.C., AND THE YOUTH RECREATION ASSOCIATION FOR SPONSORSHIP OF A CHARITABLE GOLF TOURNAMENT, TO BE HELD MAY 29, 2003. APPROVED 5-20-2003

**MOTION to approve the agreement. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 6-0. Commissioner Greene absent**

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

**6. BOARD APPOINTMENTS**

**6.A. ADMINISTRATION**

**6.A.1.**

REAPPOINTMENT OF MARIE HORENBURGER TO THE TRI-COUNTY COMMUTER RAIL AUTHORITY FOR FOUR YEARS EFFECTIVE JUNE 22, 2003, AND APPOINTING HER TO THE REGIONAL TRANSIT AUTHORITY IF AND WHEN CONSTITUTED AS SUCCESSOR TO TRI-RAIL. APPROVED 5-20-2003

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

**6.B. ENVIRONMENTAL RESOURCES MANAGEMENT**

**6.B.1.**

APPOINTMENT OF NATHANIEL ROBERTS TO A TERM ENDING APRIL 6, 2005, AND REAPPOINTMENT OF FREDERICK CICHOCKI, JOANNE DAVIS, ROSA DURANDO, AND MARK HENRICKSON FOR THREE-YEAR TERMS ON THE CONSERVATION LAND ACQUISITION SELECTION COMMITTEE (CLASC). APPROVED 5-20-2003

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

**6.C. COMMUNITY SERVICES**

**6.C.1.**

APPOINTMENT OF BOB RICHARDSON TO THE HEAD START/EARLY HEAD START POLICY COUNCIL FOR A THREE-YEAR TERM EFFECTIVE MAY 21, 2003. APPROVED 5-20-2003

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

## **BOARD APPOINTMENTS - CONTINUED**

### **6.C.2.**

APPOINTMENT OF CYNTHIA SMITH AND RAYMOND T. ADAMS, JR., TO FILL AT-LARGE POSITIONS ON THE CITIZENS ADVISORY COMMITTEE ON HEALTH AND HUMAN SERVICES, EFFECTIVE MAY 20, 2003. APPROVED 5-20-2003

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

### **6.D. PALM TRAN**

#### **6.D.1**

REAPPOINTMENT OF DAVID EVANS, TERRY BROWN, AUTRIE MOORE-WILLIAMS, AND FRANK STANZIONE TO THE PALM TRAN SERVICE BOARD. APPROVED 5-20-2003

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

### **6.E. PUBLIC SAFETY**

#### **6.E.1.**

APPOINTMENT OF TWO REPRESENTATIVES TO FILL AT-LARGE POSITIONS ON THE ANIMAL CARE AND CONTROL ADVISORY BOARD FOR TWO-YEAR TERMS. APPROVED 5-20-2003

**MOTION to appoint Susan Joss and Linda Kender. Motion by Commissioner Newell and seconded by Commissioner Marcus.**

**SUBSTITUTE MOTION to appoint William Fletcher Judith Kouba. Motion by Commissioner McCarty and seconded by Commissioner Koons.**

**SUBSTITUTE MOTION to appoint William Fletcher and Cassie Kovacs. Motion by Commissioner Aaronson and seconded by Commissioner Greene.**

**Motion dies 3-4. Commissioners Koons, McCarty, Marcus, and Newell opposed.**

**SUBSTITUTE MOTION to appoint William Fletcher and Susan Joss. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-2. Commissioners Koons and Marcus opposed.**

### **6.F. PLANNING, ZONING AND BUILDING**

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

REAPPOINTMENT OF KATHARINE H. DICKENSON, CARTHEDA C. MANN, AND JUD LAIRD TO THE HISTORIC RESOURCES REVIEW BOARD. APPROVED 5-20-2003

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

## **BOARD APPOINTMENTS - CONTINUED**

### **6.F.2.**

REAPPOINTMENT OF RICHARD KLEISLEY, MICHAEL BRADFORD, AND MAURICE JACOBSON TO THE BUILDING CODE ADVISORY BOARD FOR THREE-YEAR TERMS. APPROVED 5-20-2003.

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

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

#### **6.G.1.**

APPOINTMENT OF STEPHEN M. FREILICH TO THE INVESTMENT POLICY COMMITTEE. APPROVED 5-20-2003

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

### **6.H.1. MOVED TO COMMISSION DISTRICT APPOINTMENTS**

#### **6.I.1.**

APPOINTMENT OF DAVID STEWART TO THE TRAFFIC PERFORMANCE STANDARDS COMMITTEE FOR TWO SEPARATE THREE-WEEK PERIODS, MAY 18-JUNE 7, 2003, AND JULY 17-AUGUST 10, 2003, DUE TO THE TEMPORARY ABSENCE OF MEMBER WILLIAM HOWELL. APPROVED 5-20-2003

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

### **6.H. COMMISSION DISTRICT APPOINTMENTS**

#### **6.H.1.**

REAPPOINTMENT OF AGNES HAYHURST TO THE CITIZENS COMMITTEE ON AIRPORT NOISE. APPROVED 5-20-2003

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

#### **6.H.2.**

REAPPOINTMENT OF JERRY GREENFIELD TO THE LAND USE ADVISORY BOARD. APPROVED 5-20-2003

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

## **DISTRICT APPOINTMENTS - CONTINUED**

### **6.H.3.**

REAPPOINTMENT OF KEN MURRAY TO THE LAND USE ADVISORY BOARD. APPROVED 5-20-2003

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

### **6.H.4.**

REAPPOINTMENT OF DEAN TURNEY TO THE LAND USE ADVISORY BOARD. APPROVED 5-20-2003

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

## **7. STAFF COMMENTS**

### **7.A. ADMINISTRATION COMMENTS**

#### **7.A.1.**

AIRPORT PUBLIC INFORMATION AND IMPACTS UPDATE. DISCUSSED 5-20-2003

Bruce Pelly, director of Airports Department, addressed the board on changes in the handling of public information and impacts resulting from airport incidents, particularly if the airport is closed unexpectedly.

The changes grew out of an incident at the Palm Beach International Airport when a gun was detected in luggage and the airport was evacuated. It was later determined to be the property of a secret service agent, Mr. Pelly told the board.

Among areas addressed were vehicular traffic control and advisories, community notification, terminal announcements and better communication between agencies participating in an investigation, Mr. Pelly reported.

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

### **7.B. COUNTY ATTORNEY - None**

### **7.C. COUNTY ADMINISTRATOR**

#### **7.C.1**

COUNTY AGAIN RECEIVES BUDGET AWARD. DISCUSSED 5-20-2003

County Administrator Weisman announced that the county again had received the Government Finance Officers Association's distinguished budget presentation award for the budget prepared by Richard Roberts and the staff at Office of Financial Management and Budget. He congratulated staff on the award.

**7.D. UNSCHEDULED ITEM**

(CLERK'S NOTE: Item 7.D. was discussed earlier in the meeting. See page 1.)

BOARD AWARDED SEVEN SEALS AWARD. PRESENTED 5-20-2003

David Bloodworth presented the board with the Seven Seals Award from the Department of Defense for its support of the military reserves.

**8. COMMISSIONER COMMENTS**

**8.A. COMMISSIONER KAREN T. MARCUS**

**8.A.1.**

HOUSING CODE EXPANSION REQUESTED. DISCUSSED WITH DIRECTION 5-20-2003

Commissioner Marcus passed out pictures of a shabby-looking house in unincorporated Tequesta that, based on the current county code, could not be condemned. She asked that staff review expanding the housing code to include developed properties so a citation could be issued.

**8.B. COMMISSIONER JEFF KOONS**

**8.B.1.**

HIGHWAY PRIORITIES NEED TO BE EXAMINED. DISCUSSED WITH DIRECTION 5-20-2003

Commissioner Koons said the board needed to discuss what it wanted to prioritize for Transportation Equity Act for the 21st Century (TEA-21) legislation when the Federal Highway Act comes up. Commissioner Marcus asked that County Administrator Weisman bring the matter back as an agenda item at a future meeting.

**8.B.2.**

EXAMINE NEEDS THAT MIGHT BE INCLUDED IN BOND ISSUE. DISCUSSED WITH DIRECTION 5-20-2003

Commissioner Koons requested that the board consider looking at what facilities were needed to serve children and neighborhoods that might be included in a county schools bond issue. Commissioner Marcus noted that information on that matter was expected from the school board in September, but Commissioner Koons said he would like to discuss it with the commission before that.

Commissioner Marcus asked County Administrator Weisman to meet with Commissioner Koons and bring the matter back at a regular board meeting.

**COMMISSIONER COMMENTS - CONTINUED**

**8.C. COMMISSIONER WARREN H. NEWELL**

NEW POLICY FOR VESSEL CHECK-IN A CONCERN. DISCUSSED WITH DIRECTION 5-20-2003

Commissioner Newell reported that there was a new policy in place for vessels returning from foreign ports. Crews of all vessels returning from the Bahamas are required to check in at the Port of Palm Beach or at the airport upon their return. Commissioner Newell said the policy would have a negative economic impact on South Florida and that he had spoken to Congressional representatives about it. Commissioner Marcus asked staff to follow up on the matter.

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

**8.E. COMMISSIONER BURT AARONSON**

**8.E.1.**

SALARY INCREASE QUESTIONED. DISCUSSED 5-20-2003

Commissioner Aaronson said he understood that Housing Finance Authority Manager Earl Mixon's salary had been increased from \$61,000 to \$103,000 and he wanted to know why an increase that large was allowed. County Administrator Weisman said Mr. Mixon had been treated more as a coordinator in the past, rather than as an agency manager, and the board should now expect him to accomplish his work more independently without so much staff support. Commissioner Aaronson said he would seek further justification for the increase.

**8.F. COMMISSIONER TONY MASILOTTI**

**8.F.1.**

SUBCONTRACTORS COULD DO COUNTY WORK. DISCUSSED WITH DIRECTION 5-20-2003

Commissioner Masilotti observed that with the abundance of work that staff is trying to do – community revitalization, the convention center, school board projects – the board was having difficulty arranging routine construction improvement work. He asked for board support to have subcontractors to do some work, such as drainage and sidewalk projects, since the county did not have sufficient manpower. County Administrator Weisman said he would do an evaluation and bring it back to the board.

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

**8.F.2.**

PROCLAMATION SUPPORTING "CLICK IT OR TICKET" SEATBELT ENFORCEMENT CAMPAIGN. APPROVED 5-20-2003

**MOTION to approve a proclamation supporting the Buckle Up Florida "Click It or Ticket" seatbelt enforcement campaign. Motion by Commissioner Masilotti, seconded by Commissioner Koons, and carried 5-0. Commissioners Greene and Newell absent.**

**8.G. COMMISSIONER ADDIE GREENE - None**

REGULAR

**9. ADJOURNMENT**

**The chair declared the meeting adjourned at 12:21 p.m.**

ATTESTED:

APPROVED:

Clerk

Chair