

MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR/WORKSHOP

1. CALL TO ORDER: May 27, 2003, at 9:32 a.m., in the Palm Beach County Governmental Center, West Palm Beach, Florida.

1.A. ROLL CALL

MEMBERS AND OFFICERS PRESENT:

Chair Karen T. Marcus
Vice-Chair Tony Masilotti
Commissioner Burt Aaronson - Arrived later
Commissioner Addie L. Greene - Arrived later
Commissioner Jeff Koons
Commissioner Mary McCarty
Commissioner Warren H. Newell
Deputy Administrator Verdenia C. Baker
Assistant County Attorney Tammy K. Fields
Chief Deputy Clerk John W. Dame
Recording Clerk Dawn Whyte
Condensing Clerk Joan Haverly

2. AGENDA APPROVAL

2.A. ADDITIONS, DELETIONS, SUBSTITUTIONS - None

2.B. ADOPTION

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

3. 9:30 A.M. WORKSHOP - See pages 3-8.

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

5. 2:00 P.M. WORKSHOP - See page 10.

6. REGULAR AGENDA - See pages 1-3.

7. ADJOURNMENT - See page 11.

6. REGULAR AGENDA

6.A. CLERK

6.A.1.

WARRANT LIST DATED MAY 23, 2003. APPROVED 5-27-2003

COMPUTER CHECKS	\$10,482,527.64
WIRE TRANSFERS	52,187,393.29
MANUAL CHECKS	9,398.11
EDI DISBURSEMENTS	<u>3,690,707.84</u>
	\$66,370,026.88

REGULAR AGENDA - CONTINUED

6.A.1. - CONTINUED

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

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

6.A.2.

CONTRACTS ON THE CONTRACTS LIST EXECUTED BY THE PURCHASING DIRECTOR, TOTALING \$1,602,253.68:

a.

ONE-TIME PURCHASE OF LIBRARY FURNITURE FROM LIBRARY INTERIORS OF FLORIDA, IN THE AMOUNT OF \$139,204.68, OFF STATE OF FLORIDA CONTRACT 420-590-02-1 PER PURCHASE ORDER 035MF000001, FOR THE JUPITER BRANCH LIBRARY IN ACCORDANCE WITH ITS EXPANSION PROGRAM. APPROVED 5-27-2003

b.

RENEWAL OF TERM CONTRACT WITH GEORGE S. EDWARDS COMPANY, INC., IN THE AMOUNT OF \$200,000, FOR PURCHASE OF POTABLE WATER FILTER ELEMENTS ON AN AS-NEEDED BASIS FOR THE WATER UTILITIES DEPARTMENT, FOR JUNE 4, 2003-JUNE 3, 2004, PER BID 02-109A/VMG. APPROVED 5-27-2003

c.

RENEWAL OF TERM CONTRACT WITH J & J INDUSTRIES, INC., AND WITH SHAW INDUSTRIES, INC., IN THE TOTAL AMOUNT OF \$140,000, FOR PURCHASE AND INSTALLATION OF CARPET ON AN AS-NEEDED BASIS COUNTYWIDE, FOR JUNE 1, 2003-MAY 31, 2004, OFF STATE OF FLORIDA CONTRACT 360-240-00-1 PER CONTRACT 150169C. APPROVED 5-27-2003

d.

ONE-TIME PURCHASE OF 20 VEHICLES (SEDANS, VANS, AND PICKUP TRUCKS) FROM DON REID FORD AND FROM GENERAL GMC, IN THE TOTAL AMOUNT OF \$328,149, PER BID 03-105/PP, FOR PALM TRAN. APPROVED 5-27-2003

e.

TERM CONTRACT WITH SOD UNLIMITED AND WITH POWELL LANDSCAPING & DESIGN, IN THE TOTAL AMOUNT OF \$546,500, TO PROVIDE GROUNDS MAINTENANCE AT VARIOUS LOCATIONS FOR THE WATER UTILITIES DEPARTMENT, FOR JUNE 1, 2003-MAY 31, 2005, PER BID 03-029/MB. APPROVED 5-27-2003

REGULAR AGENDA - CONTINUED

6.A.2. - CONTINUED

f.

MODIFICATION TO AND RENEWAL OF TERM CONTRACT WITH LINE-TEC, INC., IN THE AMOUNT OF \$248,400, FOR THE REPLACEMENT, INCLUDING INSTALLATION, OF RESIDENTIAL AND NON-RESIDENTIAL WATER METERS ON AN AS-NEEDED BASIS FOR THE WATER UTILITIES DEPARTMENT, FOR JUNE 1, 2003-FEBRUARY 29, 2004, PER BID 02-165A/VMG. APPROVED 5-27-2003

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

6.B. INFORMATION SYSTEMS SERVICES

6.B.1. DOCUMENT R-2003-0765

PURCHASE OF ORACLE SERVER PROCESSOR-BASED LICENSES AND DATABASE LICENSES AT A COST OF \$73,140, WITH ASSOCIATED MAINTENANCE THROUGH MAY 19, 2004, AT A COST OF \$16,091. APPROVED 5-27-2003

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

6.C. UNSCHEDULED ITEM

6.C.1.

REVIEW OF COUNTY'S INDIGENT BURIAL POLICY AND ITS EXISTING CEMETERY CONTRACTS. DISCUSSED WITH DIRECTION 5-27-2003

Commissioner Newell cited a recent newspaper article concerning a child who was not able to receive a headstone at a local cemetery. In brief, the child's parents tried to purchase an inexpensive headstone, but both cemeteries under contract with the county required a full bronze monument-type headstone which the parents could not afford. Commissioner Newell asked Deputy County Administrator Baker to have staff review the county's indigent burial policy and its existing cemetery contracts and propose modifications that would allow for economical identification of loved ones.

Commissioner Marcus suggested that Ms. Baker provide the recommendations in a memorandum to the board.

No backup provided.

3. 9:30 A.M. WORKSHOP

REGIONAL BUSINESS PLAN FOR THE GLADES (LAKE) REGION: PROPOSED PROJECTS HAVING FISCAL IMPACT AND COMPILATION OF PAST COUNTY-SUPPORTED PROJECTS. DISCUSSED WITH DIRECTION 5-27-2003

Deputy County Administrator Baker summarized the purpose of the workshop.

3. - 9.30 A.M. WORKSHOP - CONTINUED

Housing and Community Development Director Remar M. Harvin gave the staff presentation.

Larry Pelton, president of the Business Development Board of Palm Beach County (BDB), summarized the contribution of the BDB to the Glades economic development efforts.

Commissioner Marcus commented on the absence of a prioritized municipal wish list. Ms. Baker explained its absence and discussed a report submitted by former Planning Director Frank M. Duke in November 2001 that included those priorities. Commissioner Marcus asked Ms. Baker to provide copies of the report to the board.

A staff member said Herb Marlowe had facilitated the meetings in Belle Glade, Pahokee, and South Bay in which municipal priorities were discussed, the top three being a regional water treatment plant, jobs, and community meeting places.

Commissioner McCarty made the following recommendations:

- Only a few trees were planted at the Pahokee Marina and more were needed.
- The county should set aside grant dollars for demucking to enable the Glades communities to realize a level playing field in land competition.

Commissioner Marcus acknowledged that demucking was important but contended that redevelopment should come first. Demucking could be done afterward when the communities needed land for new development.

Commissioner McCarty responded that if the county was going to talk about a significant number of jobs, it would need a big piece of property. None of the currently developed pieces would do the job, unless they were aggregated. Perhaps the county should set a threshold of 100,000 or 500,000 jobs for taking demucking off the table, she said. Commissioner Marcus agreed with the latter number of jobs.

Commissioner McCarty added that small businesses hold the county and the nation together and that consequently two different discussions needed to be held.

Ms. Baker commented that the county allowed demucking as a cost factor when it gave small grants but needed to set aside funds just for demucking as development occurs in the business parks.

Commissioner Koons said it was the county's responsibility to proceed with the regional water treatment plant in the absence of support from the state and federal governments.

Commissioner Masilotti agreed. He said he was in favor of setting aside funds for demucking but contended those dollars possibly could be used to attract businesses to the region that would provide good-paying jobs for Glades residents. He recommended focusing on the water treatment plant and employment centers.

3. - 9.30 A.M. WORKSHOP - CONTINUED

Commissioner McCarty called for clarification of the following: Where will funding come from? Would only the water treatment plant be constructed? Would the broken-down distribution system be dealt with? Would the county take over both the treatment plant and the distribution system?

Commissioner Koons said the county should assume all responsibilities for both the plant and system.

The board shared Commissioner Greene's concern that no elected officials or city managers were present from Belle Glade, Pahokee, or South Bay. Staff said they had notified the cities twice about the workshop.

Assistant County Administrator Jean Creamer made the following comments:

- While the effort to get state and federal grants this year for the \$30 million water treatment plant had not been successful, the county can try again for those funding sources. There appeared to be a strong commitment from the South Florida Water Management District (SFWMD).
- Staff had sent agreements to Pahokee, Belle Glade, and South Bay. If the cities sign those contracts, staff will recommend to the board moving forward with the design phase of the plant with funding from SFWMD and the Water Utilities Department.
- It was imperative to get started quickly on the water treatment plant because it was a public health issue.

Commissioner Masilotti suggested the three cities become franchisees of a county-run water treatment plant and collect franchise fees from their residents for water. Commissioner Marcus pointed out that the fees would not go back into the plant for upgrading but into municipal coffers for governmental operation. Commissioner McCarty said that the water problem was partly due to South Bay, Belle Glade, and Pahokee making bad decisions and objected to them making money on the county taxpayer-funded correction of that problem.

Commissioner Marcus suggested that the county:

- Expand water utilities boundaries, incorporate the cities into the financing mechanism, and supplement the cities' contribution.
- Build the water treatment plant, make it part of the county utilities system, and operate and manage it.

Commissioner Marcus further suggested that the county, not the cities, sell the water to the customers so that the fees would come back to and be used for the system. Ms. Creamer responded that in order to do that, the cities would have to agree to give up their service areas.

Commissioner Marcus stated that if the county was going to commit to this kind of financial investment, which is the number one priority for the three cities, it wanted to do it the right way--sell the water and collect the revenues. The county would be the utility department for the three cities, she said.

Ms. Creamer asked if wastewater would be included as well. Commissioners Marcus and Masilotti said no. Commissioner Koons said not yet.

3. - 9.30 A.M. WORKSHOP - CONTINUED

Ms. Creamer said that that was where it becomes complicated. The county and the cities would be billing the same customers--the former for water, the latter for wastewater--each with its own billing system. It would still cost the cities. Ms. Creamer emphasized that the only way to easily separate out water and deliver clean water was the regional plant and recommended that everything else be left intact right now.

Commissioner Marcus reiterated that the county, not the cities, should sell the water.

Commissioner Masilotti observed that South Bay Mayor Clarence Anthony had joined the meeting.

Commissioner Masilotti said that 95 percent of the area's problems would disappear with the provision of clean water and jobs.

Commissioners Marcus and Newell gave the following direction to staff concerning a county-city meeting:

- Arrange for a joint meeting in a couple of weeks at 4:00 p.m. between the county commission and the cities' elected officials, state legislators who represent the area, and SFWMD representatives.

Commissioner Marcus later asked Ms. Baker to work with her and the Public Information Office on scheduling the meeting in the next month to six weeks and determining the location at which to hold it.

- Furnish recommendations from the Water Utilities Department.
- Provide written policy decisions ahead of time so that everyone could come to agreement on those decisions and there would be no question in the future as to what the decisions were.

Commissioner Marcus said that today the commissioners needed to give direction to staff about what they were interested in doing. If it was operating the plant as part of county utilities and billing customers, then that needed to be stated very clearly to the cities. Mr. Newell said there were inherent difficulties in each one of those decisions and the board needed to have clarification from staff before it could give that direction. He said that having two utilities--one for water, the other for wastewater--was probably the worst thing that could be done. Commissioner Marcus asked if the county could do the wastewater billing for the cities.

County Administrator Weisman joined the meeting and said he wanted to stress that staff had been following earlier discussions with the board to this point in time but that circumstances may have changed because the county had not gotten the state funding. Mr. Weisman advised that as the board went beyond just constructing the water plant, they made the situation more complicated and potentially delayed solving the problem. Mr. Weisman said the financials were very important as well. There was outstanding debt in the cities aside from the physical condition, and the board needed to hear what those numbers were before they endorsed any concept. The numbers could be really substantial, he said.

3. - 9.30 A.M. WORKSHOP - CONTINUED

Commissioners Marcus and Koons spoke on behalf of the county's total management of the water plant and distribution system. Commissioner Marcus asked if the board wished to direct staff to go forward with that idea, including billing. Commissioner Newell replied he wanted to have the meeting with the cities first and have them come to an agreement with the board. The issue would be decided at that meeting as a policy decision by both groups.

Clarence Anthony, mayor of the City of South Bay, made the following comments:

- He welcomed the idea of the commissioners coming to the Glades to hold discussions with the cities' elected officials and residents. It was a challenge for officials who work 9 to 5 jobs to take off and get over to the Governmental Center at 9:30 a.m.
- The discussed recommendations were excellent. Some of them were not new. Some had been recommended before, some for at least 10 years but in a different form.
- A Glades regional economic development entity had been implemented but had not worked to the extent that was needed.
- The people are not getting quality water.
- Everyone in the Glades was committed to a regional water treatment plant. The details can be worked out very easily.
- Input on the regional facility was very important. Right now, there was a water advisory board that was put together by the county Water Utilities Department. Not one person from the Glades was on that board, perhaps because it was not a service area issue, but the Glades needed to be able to have some input on water.
- One idea for discussion at the upcoming joint meeting could be whether to have a regional advisory board in the Glades.

Commissioner Marcus asked if the county was going to continue to look at prioritization of other issues, such as inner city-type improvements. Redevelopment would show outside businesses that there will be housing there. She asked if the county would use community development block grant (CDBG) funds, how it would prioritize, and whether it would use new money or was the water treatment plant and system the county's new money for the next couple of years for the Glades. Commissioner Marcus asked staff to send the board information on all CDBG dollars that the county receives and what percentage each of the three Glades cities receives.

Commissioner McCarty said the board needed to see on paper a comprehensive overview of priorities for this area and how they were going to be funded. Ms. Baker suggested that staff be given specific direction on each city at the joint meeting.

Commissioner Masilotti recommended that each Glades city furnish the board with a written list of its priorities.

3. - 9.30 A.M. WORKSHOP - CONTINUED

Ms. Baker said that staff wanted to get direction today not only on the regional water treatment plant but also on establishing an economic regional development entity for \$250,000, on establishing a specialized fund for demucking for the business parks for \$300,000 or other amount, and on the Lake Okeechobee marketing plan for tourism.

Commissioner McCarty suggested that staff research what organizations were currently in the area, including the Glades Community Development Corporation, and reconfigure them to meet the current-day needs rather than create another economic development entity. Commissioner Masilotti later said he would prefer the development of a regional economic development entity rather than involve the existing organizations.

Commissioner McCarty supported creating a demucking fund. Commissioner Marcus said the board should first meet with the three cities because she did not know how money could be spent by the county. Commissioner McCarty then suggested that when a city had a company that wanted to relocate in its boundaries and demucking was an issue that the county commission could look at it on contingency. Commissioner Marcus agreed and suggested establishing a threshold of businesses.

Commissioner Masilotti said the Lake Okeechobee tourism marketing plan was working. Commissioner McCarty said that as the Florida National Scenic Trail reaches completion, the state would probably help the county in marketing its portion of the trail.

4. 10:30 A.M. WORKSHOP

OVERVIEW OF HIV/AIDS FUNDING AND PROGRAMS: RYAN WHITE TITLE I APPLICATION/FUNDING PROCESS. DISCUSSED WITH DIRECTION 5-27-03

Assistant County Administrator Creamer gave a brief overview of the workshop.

Community Services Director Edward L. Rich summarized the current funding available for HIV/AIDS treatment.

Health Department Director Jean Marie Malecki gave a presentation that focused on: reported HIV/AIDS cases and deaths in the county, the county's counseling and testing program, infection rate statewide, service area funding matrices statewide, prevention strategies and goals adopted by other governmental entities, the need for the county to organize an initiative focusing solely on prevention, and the selection of the county to participate in the CARE System Assessment Demonstration Project sponsored by the federal Office of HIV/AIDS Policy and the Health Resources and Services Administration.

Ms. Creamer proposed that the Health Department manage and track the prevention and education efforts for the county. Dr. Malecki said she would be honored to take on that role in a collaborative effort with advocates and experts across the country, if the board wished her to do so. She said the initiative would be structured under the CARE Council, not the Health Department, and would cost about \$125,000 the first year and would decrease in cost in successive years. She acknowledged to Commissioner McCarty that it could be structured under the Health Care District (HCD). Commissioner McCarty said that oversight should be provided by the entity providing the funding and that the HCD properly should be involved in the prevention issue. She had no problem, she said, with the initiative being under the leadership of Dr. Malecki.

4. - 10.30 A.M. WORKSHOP - CONTINUED

A representative of the HCD said this information would be going to the HCD board of commissioners the following week. Both the Health Department and the HCD participate as part of the CARE Council. The Health Department may be the appropriate agency to provide the administrative support to the council in this initiative for the following reasons. First, prevention is a core public health mission. Second, the Health Department has more capacity than the HCD, from a staff perspective, on competencies on understanding HIV and AIDS prevention.

Commissioner McCarty said it was fine with her to have it under the Health Department as long as the funder agreed the initiative was properly under the Health Department and the HCD provided no funding.

Commissioner Koons expressed surprise that prevention services could not be funded under Title I and said the county should be very aggressive on the prevention program. He said he wanted the county to participate in a funding partnership with the HCD.

Commissioner Masilotti said the board did not have funding available this year but he thought that the HCD did.

Commissioner Greene said that the state, Health Department, sheriff's office, and school board could help in prevention and funding. She recalled that the last time the sheriff's office was before the board, she had asked if inmates entering and leaving the jail could be tested for HIV/AIDS and that she had still not received an answer. She asked whether the state mandated the testing of persons entering and exiting prisons. Dr. Malecki replied that testing was offered, not mandated, and depended on the length of incarceration. She said she believed that after seven days, prisoners were given a complete physical examination and offered the test. Commissioner Greene asked if inmates could be tested on entering and exiting the county jail. Dr. Malecki said the Health Department would have to discuss that idea with the sheriff's office, which had its own health delivery system that goes out for bid every couple of years. The sheriff's office had worked very cooperatively with the Health Department on sexually transmitted diseases, she said. Commissioner Greene said that voluntary HIV testing should be made a routine part of medical care for prisoners in the county jail, whatever the length of their stay. Dr. Malecki said that such testing was under the auspices of the sheriff's office, but the Health Department could request that it be done.

Commissioner Masilotti asked if the Health Department could look into the Law Enforcement Trust Fund paying a portion of the prevention efforts because so much of HIV/AIDS was associated with drug trafficking. Dr. Malecki agreed.

Commissioner McCarty clarified that the operation of the jail is contracted to the sheriff by the board of county commissioners. She did not know how often that contract was renewed, she said, but did not recall it ever coming before the board. She suggested that staff look at that contract and include the testing recommended by Commissioner Greene, if the sheriff was reluctant to provide it voluntarily.

Commissioner Marcus asked how Dr. Malecki proposed to make such testing mandatory for everybody. Dr. Malecki replied that it should be made a standard of care for the community so that people would not be reluctant to have it done. Physicians, medical societies, and community outreach persons could give the message and make it acceptable, she said.

4. - 10.30 A.M. WORKSHOP - CONTINUED

Dr. Malecki said only the Board of County Commissioners had the authority to create the structure as a standing committee under the CARE Council. Ms. Creamer said that following that creation, staff could develop a plan and budget for committee support staff. Ms. Creamer suggested that since only \$1 million of the tens of millions of dollars flowing from the state and federal governments can be used for HIV/AIDS prevention, the county should make prevention a lobbying priority at the state and federal levels. Commissioner Marcus asked that Ms. Creamer send a note to Legislative Affairs Director Todd Bonlarron to that effect.

RECESS

At 11:58 a.m., the chair declared a recess.

RECONVENE

The board reconvened at 2:05 p.m. with Commissioners Aaronson, Greene, Koons, Marcus, and Newell present.

5. 2:00 P.M. WORKSHOP

PLANNING PROCESS OF THE CHILDREN'S SERVICES COUNCIL OF PALM BEACH COUNTY. DISCUSSED WITH BOARD REQUESTS 5-27-2003

Gaetana D. Ebbole, chief executive officer of the Children's Service Council of Palm Beach County (CSC), gave a presentation on the strategies and results of the council's 2002-2003 annual planning session held March 10, 2003.

Commissioner Koons said it would be advantageous to do an analysis of the efficiency and effectiveness of current funding targets. Because of state and federal funding dropoffs, Mr. Koons said the county would have to step up to the plate in serving children and their families.

Commissioner Newell asked if the CSC would pick up part of the funding for the juvenile programs no longer funded by the state. Ms. Ebbole responded in the negative, commenting that the CSC-funded areas were facing cuts as well. Commissioner Newell said everyone was taking a hit and trying to share the adversity and would have to prioritize programs in terms of what was important to the community. Ms. Ebbole said it was important to join together and advocate for the needs of children and not have the cost shift that is happening in the state.

Commissioner Greene asked Ms. Ebbole to show her how the CSC was realizing its mission. Ms. Ebbole said she would get a copy of the CSC's funded programs for Commissioner Greene and encouraged her to visit the programs individually.

Commissioner Marcus requested a copy of CSC's budget. Ms. Ebbole agreed to provide it to the board.

Ms. Ebbole said the CSC was trying to schedule a joint meeting with the Board of County Commissioners, Health Care District, and the School District.

Commissioner Aaronson asked Ms. Ebbole to provide to each commissioner information on CSC's pre-cut and current state and federal funding.

6. REGULAR AGENDA - See pages 1-3.

7. ADJOURNMENT

The chair declared the meeting adjourned at 3:00 p.m.

ATTESTED:

APPROVED:

Clerk

Chair