

**ORDER OF BUSINESS
BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA**

JUNE 3, 2003

**TUESDAY
9:30 A.M.**

**COMMISSION
CHAMBERS**

**DENISE CARMONA
DEPUTY CLERK**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance

- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption

- 3. CONSENT AGENDA (Page 6 - 24)**

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5-F-3 **ADD-ON:** Loan Agreement with Trust Lake Park Two, Ltd., a Florida partnership, in the amount of \$ 233,663 in State Housing Initiative Partnership (SHIP) Program

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **APPROVED** **R-2003-0766**
Staff recommends motion to approve: the Memorandum of Understanding with the U. S. Department of Housing and Urban Development (HUD) providing for the processing of dual-filed fair housing complaints by the Office of Equal Opportunity. **SUMMARY:** Execution of this Memorandum of Understanding is required so that OEO can continue to receive payment for processing and resolving dual-filed complaints of housing discrimination. The MOU provides for the referral of fair housing complaints between HUD and OEO and sets forth the terms and conditions upon which such referrals will be made. Countywide (TKF)

2. **Staff recommends motion to receive and file:** Eight (8) Standard County contracts/agreements/grants for the Department of Airports.

A) APPROVED R-2003-0767
North County Hanger Lease Agreement for Hanger 11300-16, signed by Atlantis Aviation, Inc. and dated May 1, 2003; and

B) APPROVED R-2003-0768
North County Hangar Lease Agreement for Hanger 11350-4, signed by Charles W. DeVane and dated May 1, 2003.

C) APPROVED R-2003-0769
North County Hangar Lease Agreement for Hanger 11350-12, signed by George Haddad and dated May 1, 2003.

D) APPROVED R-2003-0770
North County Hangar Lease Agreement for Hanger 11240-14, signed by Warbirds and dated June 9, 2003.

E) APPROVED R-2003-0771
North County Hangar Lease Agreement for Hanger 11300-1, signed by Cardinal Flyers, Inc. and dated May 1, 2003.

F) APPROVED R-2003-0772
North County Hangar Lease Agreement for Hanger 11300-3, signed by Gallo Insurance Agency, Inc. and dated May 1, 2003.

G) APPROVED R-2003-0773
North County Hangar Lease Agreement for Hanger 11350-8, signed by Jack Coscia and dated May 1, 2003.

(H) APPROVED R-2003-0774
REVISED TITLE: North County Hangar Lease Agreement for Hanger 11350-17, signed by ~~Gallo Insurance Agency, Inc.~~ Dennis Catanzaro and dated May 1, 2003. (Admin)

3. **Staff recommends motion to receive and file:** Two (2) Standard Development Renewal Agreements for the Water Utilities Department.

A) APPROVED R-2003-0775
Courchene Development Corp. 09-00590-R03

B) APPROVED R-2003-0776
American Retirement Corp. 09-00584-R00

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION Cont'd

4. **Staff recommends motion to receive and file:** Two (2) Standard County contracts/agreements/grants for the Department of Airports.

A) APPROVED R-2003-0777
North County Hanger Lease Agreement for Hanger 11240-9, signed by Paul Vota and dated May 15, 2003; and

B) APPROVED R-2003-0778
North County Hangar Lease Agreement for Hanger 11300-15, signed by Fred H. Gramling and dated May 1, 2003.

5. **APPROVED R-2003-0779**
Staff recommends motion to receive and file: One (1) Standard Development Agreement for the Water Utilities Department.

A) Ray Flow, Trustee 01-01106-000

B. CLERK

1. **APPROVED**
Staff recommends motion to approve: Warrant List.

2. **APPROVED**
Staff recommends motion to approve: Minutes - None

3. **APPROVED R-2003-0780 THROUGH R-2003-0782**
Staff recommends motion to approve: Contracts and claims settlements list.

4. **APPROVED**
Staff recommends motion to receive and file: Palm Beach County's annual financial reports for fiscal year ending 9/30/2002.

A) Comprehensive Annual Financial Report (CAFR).

B) Statement of Conflict Counsel Expenses & Costs.

C) Statement of Revenues & Expenditures of Additional Court Coasts.

SUMMARY:

A) The CAFR presents the County's audited financial statements prepared in accord with Chapter 218.32, F.S. and in conformance with generally accepted accounting principles.

B) The Conflict Counsel Expenses & Costs Report is a special annual report containing a statement of conflict counsel expenses and costs and is required to be filed pursuant to Section 925.037(5)(b), F.S.

**C) The Additional Court Costs Report is a special annual report containing a statement of revenues, expenditures and allocation of funds for additional court costs, and is required to be filed annually pursuant to Section 27.3455, F.S..
Countywide**

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve:

A) APPROVED R-2003-0783
a Joint Project Participation/Funding Agreement for the total estimated cost of \$41,000 with the City of Boca Raton (City) for the utility construction to be incorporated into the County's construction of Clint Moore Road from S.R. 7 to Jog Road roadway improvements; and

B) APPROVED
Budget Amendment of \$7,000 in the Road Impact Fee Zone 5 Fund to recognize a Utility Relocation Reimbursement for Clint Moore Road/SR 7 to Jog Road.

SUMMARY: As part of the County's Clint Moore Road roadway improvement project, the County and the City desire to jointly participate in the utility adjustments to the water distribution and sewage transmission systems, and other improvements along the right-of-way. The City agrees to reimburse the County for the cost of these utility adjustments and other improvements. Bid tabulation is enclosed. The total estimated costs for the utility construction are now \$41,000 instead of the \$34,000 previously estimated. This Agreement will allow the City's utility adjustments and other improvements to occur as a component of the County's construction. The City will pay all construction costs associated with the utility work and perform all construction inspection of their work. Districts 4 & 5 (MRE)

2. **APPROVED R-2003-0784**
Staff recommends motion to approve: a \$183,599.59 Agreement with Wantman Group, Inc. (WGI) for Phase 1 professional services for 10th Avenue North - Congress Avenue to I-95, (Project). **SUMMARY:** This Agreement will provide the necessary professional services required to evaluate the Project's right-of-way availability for selecting an appropriate typical section (Phase 1), and procurement of related sub-consultant services. Palm Beach County's annual Minority/Women Business Enterprise's (M/WBE) goal at the time of selection was 11.1% participation. The M/WBE participation achieved for Phase 1 of the Project is 38.3%, comprising of 18.1% Black (Brown & Phillips, Inc.), 16.8% Women (Southern Mapping of Miami and Jenkins Appraisal, Inc.), and 3.4% Hispanic (Tierra, Inc.). District 3 (PK)

3. **APPROVED**
Staff recommends motion to approve: The recordation/filing of the Congress Avenue at the L-17 Canal, Maintenance Map - Specific Purpose Survey with the Clerk of the Circuit Court of and for Palm Beach County, Florida. **SUMMARY:** The recording/filing of the drawings will establish, as County right of way, a portion of land along the east side of Congress Avenue from the Lake Worth Drainage District L-17 Canal north, approximately 225 feet. This action is in accordance with 95.361, Florida Statutes, which provides that upon four years maintenance of the road by the County and upon filing of a map with the Clerk, title to the road becomes vested in the County. The Road and Bridge Division Director has certified that such maintenance has been performed. District 3 (MRE)

4. **APPROVED R-2003-0785**
Staff recommends motion to approve: a Roadway Transfer Agreement concerning Old Dixie Highway from the Broward/Palm Beach County Line to S.W./S.E. 18th Street in the City of Boca Raton. **SUMMARY:** This Agreement will temporarily transfer Old Dixie Highway from the South County line to S.W./S.E. 18th Street, from County to State jurisdiction. There are no County funds required in this Agreement. District 4 (MRE)

5. **APPROVED**
Staff recommends motion to receive and file: a Report of Plat Recordations from January 1, through March 31, 2003. **SUMMARY:** This is a quarterly summary of subdivision plats recorded during the past fiscal quarter as required by Department of Engineering and Public Works Policies and Procedures Manual Item No. ED-0-11, governing administrative approval of plats by the County Engineer. Countywide (ME)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

6. **APPROVED**
Staff recommends motion to approve: a Payment to BellSouth Telecommunications Company (B.S.T.) \$1,418 for the relocation of existing overhead and underground telecommunications facilities and a payment to Florida Power & Light Company (FPL) \$24,340 for the relocation of existing overhead and underground distribution electric power lines, as required for the construction of Hagen Ranch Road from West Atlantic Avenue to Boynton Beach Boulevard. **SUMMARY:** These payments to B.S.T. of up to \$1,418 and FPL of up to \$24,340 are required for the relocation of each of their respective existing overhead and underground facilities to allow for the construction of Hagen Ranch Road from West Atlantic Avenue to Boynton Beach Boulevard. Payments to B.S.T. and FPL are required because the facilities are covered by an existing recorded utility easement. District 5 (MRE)

7. **APPROVED** **R-2003-0786**
Staff recommends motion to approve: an Amendment to the Annual Open Graded Asphalt Pavement Contract, dated April 2, 2002 (R2002-0428), with Florida Highway Products, Inc. to extend the contract expiration date through September 30, 2004 and increase the overall maximum contract amount from \$100,000 to \$150,000. **SUMMARY:** The Amendment to the Annual Open Graded Asphalt Pavement Contract extends the expiration date of the existing contract through September 30, 2004. The maximum value of Work Orders (\$100,000) issued under the existing Contract, together with this amendment (\$50,000) shall not, in any case, exceed \$150,000. The Annual Open Graded Asphalt Pavement Contract consists of placing a cold-mix asphalt pavement overlay on various County maintained local shell-rock roads. Minority/Women Business Enterprise (M/WBE) Goals were established by the Goal Setting Committee at 4% of the overall Contract amount. The low bidder, Florida Highway Products, Inc., achieved 9.5% overall M/WBE participation. Countywide (MRE)

8. **APPROVED** **R-2003-0787**
Staff recommends motion to approve: an Agreement with the Palm Beach County School Board concerning reimbursement for the construction of a portion of Lyons Road. **SUMMARY:** In order to provide access to the Discovery Key Elementary School, the School Board constructed a section of Lyons Road between Cypress Springs Road and the Lake Worth Drainage District L-11 Canal. The cost of the road construction was \$370,000. This Agreement reimburses the School Board for the expenses associated with this construction, pursuant to F.S.235.34(3). District 6 (ME)

9. **APPROVED**
Staff recommends motion to approve: Budget Transfer of \$25,000 in the Transportation Improvement Fund from Reserves for District 6 Improvements to the Street Lighting Program. **SUMMARY:** The District 6 Commissioner would like to fund five isolated street lights, with one street light at each of the following intersections: Okeechobee Boulevard at A Road, B Road, D Road, E Road, and F Road. This Budget Transfer will fund the installation, operation and maintenance of these five lights for 20 years. District 6 (ME)

10. **APPROVED**
Staff recommends motion to approve: Budget Transfer of \$51,500 in the Transportation Improvement Fund from reserve for District 3 to Lake Worth Park of Commerce Improvement Study. **SUMMARY:** Approval of this Budget Transfer will provide funding for Adair & Brady, Inc., an annual civil consultant, to proceed with a study of potential improvements to the Lake Worth Park of Commerce. District 3 (ME)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

11. Staff recommends motion to approve:

A) **APPROVED**

The Fourth Amendment to a Joint Participation Agreement (JPA) with the State of Florida Department of Transportation (FDOT) (R95-737) entered into on July 12, 1995; and

B) **APPROVED**

R-2003-0788

a Resolution authorizing this Amendment.

SUMMARY: This Amendment extends the JPA through FY 2007/2008 and increases the funding by \$50,000 per year for a total of \$2,000,000. This JPA provides for the County to accomplish small traffic related projects for the FDOT, when requested, and to be reimbursed for the work. Countywide (MRE)

12. **ADOPTED**

R-2003-0789

Staff recommends motion to adopt: a Resolution vacating a utility easement located within the south six (6) feet of Lot 12, together with a utility easement located within the north six (6) feet of Lot 13, Sierra Del Mar, as recorded in Plat Book 34, Page 190, Public Records of Palm Beach County, Florida. **SUMMARY:** This petition site is located on the west side of Sierra Terrace West, north of Palmetto Park Road and east of the Florida Turnpike. The owners/petitioners are requesting the vacation because certain encroachments protrude into the utility easement. The owners want to clear the title, thus allowing the use of the vacated easement. District 4 (PK)

13. **ADOPTED**

R-2003-0790

Staff recommends motion to adopt: a Resolution vacating a utility easement located within the west five (5) feet of Lot 16, together with a utility easement located within the west five (5) feet of the south twenty-five (25) feet of Lot 15, Manila Park, as recorded in Plat Book 23, Page 210, Public Records of Palm Beach County, Florida. **SUMMARY:** This petition site is located west of Kirk Road on the north side of Lakewood Road. The owner/petitioner is requesting the vacation to clear the record in order to utilize the land encumbered by the easement. District 3 (PK)

14. **APPROVED**

R-2003-0791

Staff recommends motion to approve: an Ingress/Egress Easement allowing the Lake Worth Drainage District access to the E-3 Canal. **SUMMARY:** This action is necessary to allow a 83 foot by 19 foot strip of land to be utilized as an ingress/egress easement by Lake Worth Drainage District for maintenance access to the E-3 Canal. The Canal is located in the area of the planned roadway improvement project on Woolbright Road between Jog Road and Military Trail. District 3 (PK)

D. COUNTY ATTORNEY

1. **APPROVED**

Staff recommends motion to approve: the application of the Young Men's Christian Association of South Palm Beach County, Inc. for the issuance of up to \$14,000,000 of Industrial Development Revenue Bonds (the YMCA Project) Series 2003. **SUMMARY:** The Young Men's Christian Association of Palm Beach County, Inc. has applied for the issuance of industrial development revenue bonds by the County in an amount not to exceed \$14,000,000. A portion of the proceeds of the bond financing will be utilized to refund \$6,700,000 Economic Development Revenue Bonds (YMCA Boynton Beach Project) Series 1999, and the balance will be utilized to renovate and refurbish its existing Boca Raton Family Social Service Center located at 6631 Palmetto Circle South, in unincorporated Palm Beach County. The Bonds shall be payable solely from the revenues of the facility, and certain other assets, revenues and monies, paid by the YMCA for such purposes. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay principal or redemption premiums, if any, or interest on the Bonds.** Districts 4 & 5 (PFK)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **APPROVED** **R-2003-0792**
Staff recommends motion to approve: Contract with the Department of Children and Families (DCF) for a Grant-In-Aid Program to prevent homelessness for a minimum of 68 at risk homeless households for the period July 1, 2003 through June 30, 2004 for a total contract amount of \$54,931. **SUMMARY:** This grant from the Department of Children and Families (DCF) enables the Division to provide rent/mortgage, utility assistance, food or clothing to households at risk of becoming homeless. The Division provides case management for participants to assure that payment through the grant is coupled with a plan that includes a comprehensive plan for emergency services, economic stability and self sufficiency. Eligibility is based on the Federal Poverty Income Index, with a maximum payment of \$1,000 per participant per grant year. A twenty five percent (25%) match is required and is met through in-kind contributions. (Human Services) Countywide (TKF)

2. **APPROVED** **R-2003-0793**
Staff recommends motion to approve: Contract for Provision of Ryan White Title I HIV Health Support Services with Comprehensive AIDS Program of Palm Beach County, Inc. as the fiscal agent for Sistah to Sistah Recovery House, Inc. in an amount not-to-exceed \$41,115 for the period June 1, 2003 through February 29, 2004. **SUMMARY:** Through a Request For Proposal process, Sistah to Sistah Recovery House, Inc., is being recommended to provide direct services to the Palm Beach County HIV/AIDS affected community and CARE Council/Program support. Under the provisions of the Ryan White CARE Act, the HIV CARE Council Priorities & Allocations Committee assigns the funding amounts per service category. Funding is provided by the U.S. Department of Health & Human Services. No County funds are required. (Ryan White) Countywide (TKF)

3. **Staff recommends motion to:**

A) **APPROVED**
receive and file award letter from the United Way of Palm Beach County granting \$20,000 to fund a Summer Lunch Program site in Royal Palm Beach; and

B) **APPROVED**
approve Budget Amendment of \$20,000 for the period June 9, 2003 through August 8, 2003 in the General Fund.

SUMMARY: The United Way of Palm Beach County has approved an award of \$20,000 to provide a non-sponsored summer lunch program for up to 200 children living in the Royal Palm Beach area during non school months. This is a pilot project to expand access to food for children who participate in free or reduced fee school lunches during the school year. No County funds are required. (Human Services) Countywide (TKF)

F. AIRPORTS

1. **APPROVED** **R-2003-0794**
Staff recommends motion to approve: The First Amendment to the Management Agreement (R2001-0925) for the Management and Operation of Airport Parking Facilities to allow the County to terminate the Agreement, without cause, upon thirty (30) days prior written notification. **SUMMARY:** AMPCO and the Department of Airports have reached agreement to terminate the current contract for parking management. The County will re-bid the contract and give AMPCO 30 days notice to coincide with the start date of a new operator. The early termination of the Agreement is in the best interest of both parties. Based on conflicts between local AMPCO staff and the Department's parking supervision, a change in local AMPCO management was not viewed as adequate to resolve the problem by either party. The new operator will be selected on a competitive bid basis, subject to Board review and approval. Countywide (GPS)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2.

Staff recommends motion to approve: Agreements to purchase the following properties at a total cost of \$477,535. Said properties are located West of Runway 9L at Palm Beach International Airport:

(A) APPROVED R-2003-0795
 Robert L. Welbes, Shirley A. Welbes &
 Lori Rosenbauer
 99 Post Road
 West Palm Beach, FL 33415
 Parcel W-187
 Sales Price \$100,000
 Replacement Housing \$ N/A

(B) APPROVED R-2003-0796
 Pedro A. Raga
 Gladys Raga
 4985 Lynnwood Drive
 West Palm Beach, FL 33415
 Parcel W-238
 Sales Price \$100,000
 Replacement Housing \$ 15,860

(C) APPROVED R-2003-0797
 Paul Thomas
 Rose Thomas
 4948 Homewood Drive
 West Palm Beach, FL 33415
 Parcel W-251
 Sales Price \$116,000
 Replacement Housing \$ 15,321

(C) APPROVED R-2003-0798
 Juan Carlos Batallan
 Marisol D. Batallan
 4966 Homewood Drive
 West Palm Beach, FL 33415
 Parcel W-253
 Sales Price \$115,000
 Replacement Housing \$ 15,354

SUMMARY: The above properties are being acquired in accordance with Palm Beach International Airport's approved Part 150 Noise Compatibility Study, which recommended the acquisition of property. Countywide (GPS)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1.

APPROVED

Staff recommends motion to approve a negotiated settlement in the amount of \$20,000 for full satisfaction of a Code Enforcement Lien that was entered against Juan & Martha Garcia on October 3, 2001. **SUMMARY:** The Code Enforcement Special Master (CESM) entered an Order on August 1, 2001 giving the Garcias until August 31, 2001 to correct their cited zoning code violations at their agricultural produce business located at 3133 Lake Worth Road, or a daily fine in the amount of \$250 would be imposed against them and the property for each day the violations continued past August 31, 2001. The cited violations were not fully corrected by August 31, 2001 and a fine of \$250 per day was imposed. The CESM entered a claim of lien against Juan and Martha Garcia on October 3, 2001. The cited code violations were fully corrected as of October 9, 2002. The accumulated fines, interest, and case costs through December 5, 2002, the month in which settlement discussions began, totaled \$108,538.31(\$101,000 + \$7,424.56 + \$113.75) of which the Garcias have agreed to pay the County \$20,000 (18.4%) for full settlement of their outstanding Code Enforcement Lien. District 3 (PM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **APPROVED** **R-2003-0799**

Staff recommends motion to approve: Amendment No. 1 to Agreement with Master Contractors, Inc. (R2002-1047) to implement the first renewal of Job Order Contract-South (bond waiver) with a maximum value of \$1,000,000. **SUMMARY:** This agenda item is a renewal to the Job Order Contract-South (B/W) which was awarded to Master Contractors, Inc. The contractor will continue to perform as an “annual general contractor” for implementation of maintenance and capital projects. This Job Order Contract (JOC) is an indefinite-quantity contract and this renewal has a maximum value of \$1,000,000. The renewal term is twelve (12) months or until \$1,000,000 in work orders are issued. All terms of the original contract remain in effect. This is the first of two extensions allowed by the Contract. M/WBE goals for the JOC program are 20% Overall and 10% Black. Master Contractors Inc.’s participation, for work orders issued-to-date, is 100.0% Overall, with the following categorical breakdown: Black: 10.2%; Hispanic: 0.6%; Women: 89.2%. (FD&O Admin) Countywide (JM)

2. **APPROVED** **R-2003-0800**

Staff recommends motion to approve: A JOC Work Order No. 01-251 with Master Contracting, (R2002-1047) in the amount of \$189,303.50 to provide interior renovations at the South County Civic Center in Delray. **SUMMARY:** The work consists of replacing all acoustical wall paneling and hanging acoustical panels, replacing acoustical room dividers, replacing the wooden dance floor, installing new carpet with perimeter ceramic tiles throughout, repairing damaged drywall and re-painting throughout, and electrical work to add new circuits for each room. The M/WBE participation in this work order is 100.0% Overall, of which 10.0% is Black and 90.0% is Hispanic. When the participation for this work order is added to Master’s total participation from the original contract date of July 9, 2002, the resulting values are 100.0% Overall, of which 10.1% is Black, 18.4% is Hispanic, 0% is Other, and 71.5% is Women. The contractual goals are 20% Overall and 10% Black. The construction duration for this work is 90 days. (FD&O Admin) District 5 (JM)

3. **APPROVED** **R-2003-0801**

Staff recommends motion to approve: an Interlocal Agreement with the City of West Palm Beach allowing for interoperable communications through the countywide common groups of the County’s 800 MHz Radio System. **SUMMARY:** This Interlocal Agreement provides the conditions under which the City can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. The County’s system will not be utilized for routine operational communications by the City. The terms of the agreement are standard and have been offered to all municipalities and local branches of federal agencies with 800 MHz trunked radio capabilities. There are no charges associated with this agreement. The City is required to pay all costs associated with subscriber units and to comply with the established operating procedures for the System. The term of the agreement is for five (5) years with three (3), five (5) year renewals. The Agreement may be terminated by either party, with or without cause. (Electronic Services) Countywide (ND)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. **APPROVED** **R-2003-0802**
Staff recommends motion to approve: Supplement No. 1 to Consultant Services Authorization No. 5 (R2002-2262) with LBFH, Inc., to provide additional engineering and architectural services for redevelopment of Phil Foster Park in the amount of \$52,371. **SUMMARY:** Phil Foster Park is a well established and heavily used facility in need of renovation and redevelopment. Base Services of CSA No. 5 were for design, permitting, and construction administration services for park improvements including new restrooms and improved boat ramps and parking. Also included were investigative services to assess the condition of the water side structures. This supplemental authorization will include additional services associated with bulkhead repair and replacement, pier and boat ramp repairs and construction, additional submerged resources survey, and revisions to the approved site plan to provide for additional boat parking. LBFH, Inc. has an annual contract (R2000-2055) with Palm Beach County to provide consultant services for the design of Parks and Recreation Department projects. The annual contract provides for an overall M/WBE participation goal of 14%. This supplemental authorization provides for 0% M/WBE. Including this authorization, the cumulative M/WBE participation for the annual contract is 40.3%. This project will meet all applicable codes, laws and ordinances, including accessibility requirements of ADA. (Capital Improvements Division) Districts 1 & 7 (JM)

5. **APPROVED** **R-2003-0803**
Staff recommends motion to approve: Change Order No. 2 in the amount of \$229,982.65 and the addition of 234 days to the contract with Ed Taylor Construction South, Inc. (R2002-1055) for Ocean Inlet Park. **SUMMARY:** Change Order No. 2 provides for construction of a new retaining wall and site plan modifications; revisions to the lighting fixtures to accommodate the Sea Turtle Ordinance; replacement of the existing septic tank system with a lift station and force main; and replacement of the existing seawall cap in the south park. This change order extends the completion date to September 15, 2003, to resolve delays related to unforeseen conditions and the addition of new work requested by the Parks and Recreation Department. Completion of this work will allow for reopening of the north side of the Park in July. This change order contains 5.6% M/WBE participation with 0% Black. When added to the participation to date, the contractor has achieved 20.3% overall with 3.7% Black. The original contract goal was 15% overall. (Capital Improvements Division) District 4 (JM)

6. **APPROVED** **R-2003-0804**
Staff recommends motion to approve: Amendment No. 2 to the annual Property Development Evaluation Services Agreement with Kilday & Associates, Inc. (R2001-0866). **SUMMARY:** Kilday & Associates, Inc. was selected to provide professional services for property development evaluations, and the Board approved an annual Agreement on June 5, 2001. The original Agreement provided for an initial one (1) year term with two (2) one (1) year renewals. The contract has previously been extended for one (1) year. The agreement is being recommended for a second renewal of one year. The professional services goal is 11.1% overall. Kilday & Associates' M/WBE contract goal is 20%. During the two (2) years of the Agreement, Kilday & Associates have achieved 22.3% participation. (Capital Improvements Division) Countywide (JM)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

7. **APPROVED** **R-2003-0805**

Staff recommends motion to approve: Amendment No. 2 to the annual Property Development Evaluation Services Agreement with Anna S. Cottrell & Associates, Inc. (R2001-0865). **SUMMARY:** Anna S. Cottrell & Associates, Inc. was selected to provide professional services for property development evaluations and the Board approved an annual Agreement on June 5, 2001. The original Agreement provided for an initial one (1) year term with two (2) one (1) year renewals. The contract has previously been extended for one (1) year. The Agreement is being recommended for a second renewal of one year. The professional services goal is 11.1% overall. Anna S. Cottrell & Associates' M/WBE contract goal is 65%. During the two years of the Agreement, Anna S. Cottrell & Associates achieved 47.8% participation. Staff will work with Cottrell to achieve the goal, as the failure to achieve the contract goal was a large part due to the unique type of property evaluation service required to support the Ag Reserve acquisition program which did not allow opportunities for M/WBE participation. (Capital Improvements Division) Countywide (JM)

8. **APPROVED** **R-2003-0806**

Staff recommends motion to approve: Change Order No. 2 to the Contract with DPC General Contractors, Inc., (R2002-1876) in the amount of \$231,366 and a thirty (30) day time extension. **REVISED SUMMARY:** On February 25, 2003, the Board entered into a contract with DPC General Contractors, Inc. for removal of the Government Center Sun Shades. This change order is Phase II of the project; weatherproofing and painting of the complete exterior of the Government Center Building, including recaulking windows and painting of window frames. The existing logos on the north and south faces of the building will be repainted to match the new County logo colors. DPC competitively bid the work and received three quotes. This phase of the work was budgeted at \$370,000. The Goal Setting committee did not set a goal (only a policy statement) for this contract due to the limited M/WBE participation opportunities, however, the contractor did achieve 5.9% Overall of which 3.0% was Black. The work required by this change order does not include any MWBE participation, lowering the Overall participation achieved to 3.0% Overall with 2.5% Black. The original contract contained an overall M/WBE participation of 5.9% with 3.0% Black in response to the policy statement issued in the proposal. This change order contains no M/WBE participation and amends the overall participation to 3.9% with 2.5% Black. (Capital Improvements Division) Countywide/District 7 (JM) (FD&O)

I. HOUSING & COMMUNITY DEVELOPMENT

1. **APPROVED**

Staff recommends motion to approve: a Relocation Benefit in the amount of \$40,425 and a Demolition Payment in the amount of \$5,000 for Robert A. & Charlie Mae Tatum of 6953 North 180th Lane, Jupiter, FL. **SUMMARY:** The referenced homeowner is a participant in Palm Beach County's Local Relocation Program. According to the policies approved by the Board of County Commissioners on April 28, 1987, relocation benefits and assistance may be granted to eligible clients that are voluntarily, permanently or temporarily displaced. **All funds are federal and require no local match.** District 7 (TKF)

3. CONSENT AGENDA APPROVAL

I. HOUSING & COMMUNITY DEVELOPMENT (Cont'd)

2. **APPROVED**

Staff recommends motion to approve: a Relocation Benefit in the amount of \$43,600 and a Demolition Payment in the amount of \$6,000 for Edwin Stinson residing in Pahokee, Florida.

SUMMARY: The referenced homeowner is a participant in Palm Beach County's local Relocation Program. According to the policies approved by the Board of County Commissioners on April 28, 1987, relocation benefits and assistance may be granted to eligible clients that are voluntarily, permanently or temporarily displaced. **All funds are federal and require no local match.** District 6 (TKF)

3. **APPROVED**

Staff recommends motion to approve: an exception to the Fiscal Year 2001-2002 State Housing Initiative Partnership program's Local Housing Assistance Plan (LHAP) allowing an additional \$9,100 for Edwin Stinson, under the Special Needs Replacement Housing Program.

SUMMARY: The referenced homeowner is a participant in Palm Beach County's local Relocation Program, which is funded under the federal Community Development Block Grant (CDBG) program. Mr. Stinson qualifies for \$42,400 in CDBG funds towards the cost of constructing a replacement home on his property. He needs an additional \$29,100 in order to be able to fully fund the construction of this replacement home. The Commission on Affordable Housing Advisory Board has approved \$20,000 of the needed \$29,100 from Fiscal Year 2001-2002 SHIP funds allocated for the Special Needs Replacement Housing Program in the LHAP. Since the allocation described in the LHAP allows up to \$20,000 in gap funding for participating homeowners, an exception is being requested in order to allow the funding for Mr. Stinson to be increased to \$29,100 for this project. **All funds are state and require no local match.** District 6 (TKF)

4. **APPROVED**

Staff recommends motion to approve: Two (2) Amendments totaling \$7,620 to agreements under the Emergency Shelter Grants Program with the following non-profit agencies for the period June 3, 2003 to September 30, 2003:

A) **APPROVED **R-2003-0807****

Amendment 001 to an agreement with Faith-Hope-Love-Charity, Inc. (R2002-1886) for an additional \$3,810, to increase the amount funded from \$15,000 to \$18,810; and

B) **APPROVED **R-2003-0808****

Amendment 001 to Aid to Victims of Domestic Abuse, Inc. (R2002-1882) for an additional \$3,810, to increase the amount funded from \$15,000 to \$18,810.

SUMMARY: Faith-Hope-Love-Charity, Inc. has an Agreement with the County for \$15,000 to operate Stand Down House, an emergency shelter for homeless veterans, located at 4309 Davis Road, Lake Worth, FL 33461; and Aid to Victims of Domestic Abuse Inc. has an Agreement with the County for \$15,000 to operate an emergency shelter for victims of domestic abuse and their children at an unpublished location. This increase in funds will assist these agencies in the Operations & Maintenance of their respective shelter facilities and will provide for standardized needs assessment testing of veterans at Stand Down House. **These are federal ESGP funds that require no local match.** Countywide (TKF)

3. CONSENT AGENDA APPROVAL

I. HOUSING & COMMUNITY DEVELOPMENT (Cont'd)

5. **APPROVED** **R-2003-0809**
Staff recommends motion to approve: a Loan Agreement with Indian Trace Associates, Ltd., Florida limited partnership, in the amount of \$320,648 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a three hundred thirty (330) unit multifamily affordable housing rental project located at 1000 Indian Trace Circle, Riviera Beach, Florida. **SUMMARY:** The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of three hundred thirty (330) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project's cash flow, beginning April 30, 2004 through December 31, 2034. The developer has also secured a loan from the Housing Finance Authority of Palm Beach County, in the amount of \$23,400,000 which is secured by a first mortgage. The total project cost is \$33,193,171. District 7 (TKF)

K. WATER UTILITIES

1. **APPROVED** **R-2003-0810**
Staff recommends motion to approve: Consultant Services Authorization No. 14 to the Contract with Heller-Weaver and Sheremeta, Inc. (R2002-0572) for surveying, engineering and drafting services for the Rio POCO Water Main Special Assessment Project in the amount of \$87,600. **SUMMARY:** Consultant Services Authorization No. 14 provides for Heller-Weaver and Sheremeta, Inc., to provide surveying, engineering and drafting services for the Rio POCO Water Main Special Assessment Project. The project is located in an unincorporated area of the County and will serve 90 residential properties currently on private wells. Petitions for the installation of a potable water main by the County have been affirmed by a 53% of the property owners in Rio POCO at an estimated cost of \$10,563.50 per parcel. The contract with Heller-Weaver and Sheremeta, Inc. includes the minority participation goals (4.00% B, 2.50% H, 5.50% W, and 0.00% O) established by the Palm Beach County M/WBE Ordinance (No. 93-28, as amended). This consultant services authorization includes 11.88% overall participation (6.84%B and 5.03% W). The consultant's cumulative M/WBE participation, including this authorization, is 14.65% overall (5.00%B, 3.98% H and 5.67% W). (WUD Project No. 02-068) District 5 (MJ)

2. **APPROVED** **R-2003-0811**
Staff recommends motion to approve: Consultant Services Authorization No. 11, Supplement No. 2 to the Contract with Camp Dresser & McKee (CDM) (R99-831D) in the amount of \$251,164 to design additional capital improvements to Water Treatment Plants No. 2, 8, and 9. **SUMMARY:** This Authorization provides for the design of capital improvements to Water Treatment Plants No. 2, 8, and 9 (WTPs) related to extensive site and facility security upgrades, additional high service pumping, and additional emergency power generation. The security enhancements include upgraded wellfield and facility intrusion detection systems, improved electronic access control systems, expanded closed circuit television coverage, and additional site lighting and fencing. The high service pumps and emergency power generators are needed to meet increasing peak potable water demands. Collectively, these improvements will help to ensure that these plants continue to maintain a very high level of security and reliability. The contract with CDM includes the minority participation goals (2.40% B, 2.45% H, 4.05% W, and 2.20% O) established by the Palm Beach County M/WBE Ordinance (No. 93-28, as amended). This consultant services authorization includes 13.93% overall participation (5.97% B, 5.97% H and 1.99% W). The consultant's cumulative M/WBE participation, including this authorization, is 22.44% overall (9.50% B, 10.25% H and 2.69% W). (WUD Project No. 01-182B) Districts 2, 5 & 6 (JM)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **APPROVED** **R-2003-0812**
Staff recommends motion to approve: One (1) Agreement for Purchase and Sale involving one (1) parcel (1.48 acres) of land in Unit 11 to be purchased using mitigation funds. The cost of purchasing this property is \$8,880 (land cost), plus \$518 (closing and miscellaneous costs), for a total of \$9,398. **SUMMARY:** The Agreement presented in this item is for one (1) parcel in Zone 5 and is at a purchase price equivalent to the \$6,000 per acre jury verdict rendered on November 13, 2001, in the Unit 11, Zone 1 case. If this, and other pending Agreements for Purchase and Sale are successfully closed, the County will have acquired, through purchase, tax deed, donation, settlement agreement, and eminent domain, a total of 1,510.47 acres. District 1 (HJ) (ERM)
2. **APPROVED** **R-2003-0813**
Staff recommends motion to approve: Task Order 0488-06 to a continuing Contract (R2002-0488) with Applied Technology & Management, Inc. (ATM), for \$80,209.06 to provide professional services for post-construction biological monitoring at the South Lake Worth Inlet Dredging Project, as required by the project permits. **SUMMARY:** Task Order 0488-06 authorizes ATM to provide professional services for seagrass mapping, monitoring and characterization of seagrass beds located within the Interior Deposition Basin (sand trap), the Atlantic Intracoastal Waterway (AIWW) and the Boynton Beach Boat Club Channel at the South Lake Worth Inlet. The objective of this project is to conduct the 2003 annual post-construction seagrass monitoring requirements set forth in the Federal and State permits. The Contract with ATM has a Minority/Women Business Enterprise (M/WBE) goal of 12%. ATM has been authorized for tasks totaling \$254,554.24 to-date, which includes M/WBE participation of \$87,345 or 34.31%. ATM will be utilizing an M/WBE subcontractor to fulfill 7.85% of the requirements of Task Order 0488-06. The cumulative M/WBE participation including this task order is 28%. The Contract is effective through October 31, 2003. District 4 (ND)
3. **APPROVED** **R-2003-0814**
Staff recommends motion to approve: a Temporary Access Agreement with the Lake Worth Drainage District (LWDD) for accessing Yamato Scrub Natural Area from LWDD L-40 and E-4 Canal maintenance roads and maintenance gate for a one (1) year period, effective upon execution by LWDD's Board of Supervisors. **SUMMARY:** The Temporary Access Agreement permits Department of Environmental Resources Management (ERM) staff and contractor use of a LWDD gate and portions of the L-40 and E-4 Canal maintenance roads for improved access to the Yamato Scrub Natural Area in Boca Raton. The gate will only be used by ERM staff and contractors for site development and management activities; it will not be used for public access. The Temporary Access Agreement may be renewed upon written approval of both parties. District 1 (HJ)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to approve:

A) APPROVED R-2003-0815
Agreement with Delray Beach Joint Venture (DBJV) in an amount not-to-exceed \$5,000 for the period June 3, 2003 through September 2, 2003, for funding of the Hot Air Balloon Glow Event; and

B) APPROVED
Budget Transfer of \$5,000 within the Park Improvement Fund from Reserves for District 4 to DBJV/Hot Air Balloon Event.

SUMMARY: The Fourth annual Hot Air Balloon Glow Event was held in Delray Beach on May 30, 2003, by the Delray Beach Joint Venture (DBJV) and the City of Delray Beach. This Agreement provides funding to help offset costs paid for the event by DBJV. The Agreement allows for the reimbursement of eligible pre-agreement costs subsequent to January 1, 2003, since expenses for the Event were incurred prior to the actual Event. District 4 (GB)

2. Staff recommends motion to approve:

A) APPROVED R-2003-0816
Agreement with the School Board of Palm Beach County in an amount not-to-exceed \$5,000 for funding of the Bak Middle School of the Arts Boys' Choir Trip to New York City for the period June 3, 2003 through June 30, 2003; and

B) APPROVED
Budget Transfer of \$5,000 within the Park Improvement Fund from Reserves for District 2 to School Board/Bak Middle School of the Arts Trip.

SUMMARY: Bak Middle School of the Arts took a group of forty two students to New York City from February 11 to February 16, 2003, to perform in three concerts at two different locations and to attend lectures, educational sessions, tour New York City, and hear talented groups from around the world. This Agreement and budget transfer provide \$5,000 to help offset expenses for the trip. Expenses eligible for reimbursement include transportation, hotel stay, meals, entertainment, and city touring opportunities. The Agreement allows for the reimbursement of eligible pre-agreement expenses subsequent to December 9, 2002, since the school began incurring expenses on that date. Funding is from Recreation Assistance Program (RAP) reserves. District 2 (GB)

3. Staff recommends motion to approve:

A) APPROVED R-2003-0817
Agreement with the Migrant Association of South Florida, Inc., in an amount not-to-exceed \$25,000 for the period June 3, 2003 to March 31, 2004, for funding of the After School/Homework Assistance Program; and

B) APPROVED
Budget Transfer of \$25,000 within the Park Improvement Fund from Reserves for District 5 to Migrant Association/After School Program.

SUMMARY: The Migrant Association of South Florida, Inc., provides after school care including recreational and cultural activities in conjunction with the Caridad Health Campus in Boynton Beach for forty at-risk children of migrant families. This funding helps to offset costs for personnel, transportation, equipment, field trips, internet access, program supplies, educational software, videos and CD's disposable cameras, workbooks, snacks, and other miscellaneous supplies related to the program. The Agreement allows for the reimbursement of pre-Agreement expenses subsequent to April 1, 2003. Funding is from District 5 Recreation Assistance Program (RAP) reserves. District 5 (GB)

3. CONSENT AGENDA APPROVAL

_____ M. **PARKS & RECREATION** (Cont'd)

4. **Staff recommends motion to approve:**

A) APPROVED R-2003-0818

Agreement with the Jewish Federation of South Palm Beach County, Inc., in an amount not-to-exceed \$50,000 for funding of IsraelFest 55 for the period June 3, 2003 through September 2, 2003; and

B) APPROVED

Budget Transfer of \$50,000 within the Park Improvement Fund from Reserves for District 5 to Jewish Federation/IsraelFest.

SUMMARY: The Jewish Federation of South Palm Beach County, Inc., sponsored IsraelFest 55 on May 4, 2003, as a recreational and cultural day for the community to celebrate Israel's Independence Day, showcase Israeli culture through food, music, products, and pictures, and provide rides and activities for children and families. This Agreement provides funding to help offset costs for the event for table and chair rental, signage, port-o-lets, barricades, technical services, staging for entertainment, event management and labor needs, site preparation, shuttle services, security, EMS-First Aid, volunteer stipends, food, decorations, entertainment, publicity, supplies, and children's activities. The Agreement allows for the reimbursement of eligible expenses subsequent to January 1, 2003. Funding is from Recreation Assistance Program (RAP) reserves. District 5 (GB)

5. **Staff recommends motion to approve:**

A) APPROVED R-2003-0819

Agreement with the City of Belle Glade in an amount not-to-exceed \$4,800 for funding for the Black Gold Jubilee for the period June 3, 2003 through July 2, 2003; and

B) APPROVED

Budget Transfer of \$4,800 within the Park Improvement Fund from Reserves for District 6 to Belle Glade/Black Gold.

SUMMARY: The City of Belle Glade co-sponsored the 25th Annual Black Gold Jubilee in conjunction with the Belle Glade Chamber of Commerce and the Black Gold Committee of Belle Glade, Inc. This funding is to pay for the fireworks finale of the Black Gold Jubilee, which was held on April 12, 2003. Expenses for the Event were initiated by Belle Glade on January 8, 2003, and the Agreement was written to accommodate the reimbursement of eligible pre-Agreement expenses incurred subsequent to that date. Funding is from Recreation Assistance Program (RAP) reserves. District 6 (GB)

6. **Staff recommends motion to approve:**

A) APPROVED R-2003-0820

Agreement with the School Board of Palm Beach County in an amount not-to-exceed \$1,000 for funding of warm up suits for the Wellington Community High School Swim Team for the period June 3, 2003 through June 2, 2004; and

B) APPROVED

Budget Transfer of \$1,000 within the Park Improvement Fund from Reserves for District 6 to School Board/Wellington High School/Swim Team.

SUMMARY: Wellington High School provides uniforms for students participating in its swim program. This Agreement and budget transfer provide \$1,000 to help offset expenses for warm up suits for the swim team. Funding is from Recreation Assistance Program (RAP) reserves. District 6 (GB)

3. CONSENT AGENDA APPROVAL

 M. **PARKS & RECREATION (Cont'd)**

7. **APPROVED** **R-2003-0821**
Staff recommends motion to approve: Agreement with the City of Belle Glade in an amount not-to-exceed \$57,347 for Parks and Recreation Operating Expenses for the period June 3, 2003, through April 30, 2004. **SUMMARY:** The City of Belle Glade provides maintenance and programming for City parks, and as such, is incurring expenses for the lease of two riding mowers and employs a Recreation Specialist to coordinate evening and weekend recreational programs, coordinate and manage day-to-day activities at the Bill Bailey Center, coordinate the expansion of City recreational programs, and work extensively with summer camp programs. This Agreement provides up to \$57,347 to assist with the leasing of two mowers for one year (\$19,670) and the salary of the Recreation Specialist for one year (\$37,677). The Agreement allows for the reimbursement of eligible pre-agreement costs subsequent to May 1, 2003. Funding is from the Park Improvement Fund - Glades Recreation Needs. District 6 (GB)

8. **Staff recommends motion to approve:**

A) DELETED
Agreement with the Delray Youth Basketball Boosters, Inc., in an amount not-to-exceed \$3,000 for the period June 3, 2003 through February 28, 2004, for funding of program expenses; and

B) DELETED
Budget Transfer of \$3,000 within the Park Improvement Fund from Reserves for District 7 to Delray Basketball Boosters/Program Expenses.

SUMMARY: Delray Youth Basketball Boosters, Inc., supports the City of Delray Beach's basketball programs through encouraging organized basketball activities among youth, sponsoring team activities, and assisting in providing tournament opportunities for the City of Delray Beach's youth basketball teams. This Agreement provides funding for program expenses to include league fees, team insurance, coach insurance, tournament costs, transportation costs, hotel, meals, uniforms, postage, basketball equipment, telephone, and miscellaneous supplies. The Agreement allows for the reimbursement of eligible pre-agreement costs subsequent to March 20, 2003, since expenses for the event were incurred beginning on that date. Funding is from Recreation Assistance Program (RAP) reserves. District 7 (GB)

9. **APPROVED**
Staff recommends motion to approve: Budget Transfer of \$115,000 within the Park Improvement Fund from Reserves for District 1 (\$10,000), Reserves for District 2 (\$45,000), Reserves for District 3 (\$15,000), Reserves for District 5 (\$30,000), and Reserves for District 6 (\$15,000), to Summer Camp Scholarships 2003. **SUMMARY:** This budget transfer provides a total of \$115,000 from Recreation Assistance Program Reserves for funding of Parks and Recreation summer camp fees (\$102,000) at various County Parks and Recreation locations, and Community Action Council summer camp scholarship program (\$13,000) for qualifying children. Districts 1, 2, 3, 5, 6 (GB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. **APPROVED** **R-2003-0822**
Staff recommends motion to approve: a two-year Agreement (October 1, 2003 - September 30,2005) in the amount of \$331,272 for professional services and \$4,000 travel expenses, with Dr. Thomas H. Matese, Jr. for medical direction. **SUMMARY:** State law requires Palm Beach County Fire-Rescue, as an Emergency Medical Services Provider, contract with a licensed/certified M.D. or D.O., who meets all criteria of Chapter 401, Florida Statutes, and the Rules of the Department of Health, Chapter 64E-2,F.A.C. This agreement includes the requirement for a second physician to serve as Associate Medical Director in order to provide increased training classes provided to the Paramedics and EMTs, an increased level of time spent in the field for supervision/observation of skill levels, and availability of twenty-four hour emergency consultation. Countywide (SGB)

U. INFORMATION SYSTEMS SERVICES

1. **APPROVED** **R-2003-0823**
Staff recommends motion to approve: a Contract with Anacomp Corp. for microfiche outsourcing services at a cost not-to-exceed \$180,000 for the period May 1, 2003 to April 30, 2005. **SUMMARY:** Microfiche is currently produced in-house by the Information Systems Services Department using leased equipment based on a per-fiche cost and a quarterly minimum price. Microfiche records are produced for various County agencies and Constitutional Officers as required by State Statutes and County policies governing records retention. ISS had been evaluating the feasibility of out-sourcing this function, and was preparing an RFP to solicit proposals. In the interim, a significant new microfiche requirement was identified for the Advantage 3.0 (formerly LGFS) financial system which is currently under development with a fixed go-live date of October 1, 2003. It was determined that it will not be technologically possible to continue to produce fiche using the current methodology. This new circumstance has significantly impacted the time line for transition to an outside vendor. ISS has evaluated the major microfiche suppliers and determined that Anacomp can meet the County's requirements in time and at a reasonable price. An RFP will be prepared to replace this contract at its termination. Countywide (PK)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to approve:

A) APPROVED R-2003-0824
Federally Funded Subgrant Contract Number 03-FT-1B-10-60-01 in the amount of \$175,000 with the Florida Department of Community Affairs to develop Continuity of Operations Plans (COOP) for Palm Beach County, the City of West Palm Beach and the City of Boca Raton and update the Terrorism Incident Response Annex to the Comprehensive Emergency Management Plan;

B) APPROVED
Budget Amendment of \$175,000 in the Emergency Management Grant Fund (159) to establish the grant budget;

C) APPROVED
Standard Interlocal Agreement with various municipalities for the purpose of developing municipal COOP plans; and,

D) APPROVED
the County Administrator, or his designee, to execute municipal Interlocal Agreements and to approve COOP contract modifications with the state and municipalities that have no fiscal impact.

SUMMARY: The purpose of this grant is to revise the Palm Beach County Terrorism Incident Response Annex to the Comprehensive Emergency Management Plan and to develop COOPs for the County, the City of West Palm Beach, and the City of Boca Raton through an Interlocal Agreement. No match is required for this grant. Countywide (DW)

BB. COURT ADMINISTRATION

1. **APPROVED R-2003-0825**
Staff recommends motion to approve: the extension of the Quantum Foundation's Model Court Pilot project grant from June 30, 2003 through March 31, 2004. **SUMMARY:** In July 2001, the Quantum Foundation provided a Model Court Pilot Project grant in the amount of \$400,000 to facilitate more effective and efficient case management for families and children simultaneously involved in multiple divisions of the Palm Beach County and Circuit Court, involving Juvenile, Family, and Domestic Violence cases. This grant funds the cost of a Program Planner, two Court Program Specialists, and a Legal Secretary; as well as, contractual services provided by the State Attorney's Office for the management of the DAIN (Domestic Abuse Information Network). The original grant period was July 1, 2001 through June 30, 2003. However, the personnel for the program were not hired until December 2001. Therefore, the program was unable to utilize all of the grant funding provided within the grant period. A grant extension was requested by the 15th Judicial Circuit and granted by the Quantum Foundation, Inc. to extend the grant until March 31, 2004. Carry forward funds for this grant have been included in the FY 2004 budget submission. There is no match required for this grant. Countywide (TKF)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. Staff recommends motion to:

A) APPROVED R-2003-0826
receive and file the Drug Control/Money Laundering Investigations - Matching Funds grant in the amount of \$40,000 for the period of April 2, 2003 through September 30, 2003 or upon the conclusion of the investigation; and

B) APPROVED
approve Budget Amendment of \$40,000 in the Sheriff's Grant Fund (104).

SUMMARY: The Palm Beach County Sheriff's Office (PBSO) has been awarded grant funds by the Florida Department of Law Enforcement (FDLE) to reduce drug-related crime. The FDLE has awarded these grant funds to assist investigations where there is substantial cost associated with overtime. The budget amendment appropriates the award amount of \$40,000. The \$40,000 in required match funds are included in the PBSO's BCC approved budget. No additional County funds will be needed. Countywide (DW)

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

- A. **PRESENTED**
Proclamation declaring the month of June 2003 as "Clerk of the Circuit Court Performance Excellence Month" in Palm Beach County. (Sponsored by Commissioner Marcus)
- B. **PRESENTED**
Presentation to Commissioner Masilotti and Staff by the TD Advocates.
- C. **DISCUSSED**
Proclamation declaring Wednesday, June 4, 2003 as "Traffic Safety Distinguished Citizens Day" in Palm Beach County. (Sponsored by Commissioner Newell)
- D. **PRESENTED**
Proclamation declaring Saturday, June 14, 2003 as "Army Appreciation Day" in Palm Beach County. (Sponsored by Commissioner Marcus)
- E. **PRESENTED**
Certificate of Appreciation honoring Robert H. Dumbaugh, D.D.S., M. P. H. in recognition of his many years of dedicated service to the Palm Beach County Head Start Program. (Sponsored by Commissioner McCarty).
- F. **DISCUSSED**
Certificate of Appreciation honoring Claudia J. Smith on her retirement from the Department of Exceptional Student Education in Area 5 of the Palm Beach County School District. (Sponsored by Commissioner Greene)

5. REGULAR AGENDA

A. ADMINISTRATION

1. **APPROVED**
Staff recommends motion to receive and file: Monthly Convention Center Report.

B. COUNTY ATTORNEY

1. **APPROVED**
Staff recommends motion to approve on preliminary reading and advertise for public hearing on June 17, 2003 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Section 2-41, Subsection 2, of the Palm Beach County Code (“the Palm Beach County Investment Ordinance”)(codifying Ordinance No. 87-11 as amended by Ordinance Nos. 93-24, 94-25 and 95-19); revising provisions related to the qualifications for members of the County Investment Policy Committee and changing the number of required committee meetings to at least three (3) times a year from quarterly; providing for applicability; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** The Investment Policy Committee recommends that the Board amend that provision of the Palm Beach County Investment Ordinance, Section 2-41, Subsection 2, of the County Code to revise the qualifications required of the four (4) public members of the Committee to allow more flexibility as to those members’ required expertise in various investment fields. The Committee also recommends the quarterly requirement for Committee meetings be changed to require at least three (3) meetings per year, eliminating the Committee’s current summer meeting. Countywide (PFK)

C. PUBLIC INFORMATION

1. **APPROVED**
Staff recommends motion to approve on preliminary reading and advertise for public hearing on June 17, 2003 at 9:30 a.m.; a Resolution of the Board of County Commissioners of Palm Beach County, Florida, consenting to the transfer of the Cable Television Franchise held by Moffat Communications, Inc., a wholly owned subsidiary of Shaw Communications, Inc. (Moffat/Shaw Communications) to Bright House Networks, LLC f/k/a TWEAN Subsidiary, LLC (Bright House Networks). **SUMMARY:** Moffat/Shaw Communications desires to transfer its existing Cable Television Franchise to Bright House Networks. Countywide

5. REGULAR AGENDA

D. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **APPROVED**

Staff recommends motion to approve on preliminary reading and advertise for first public hearing on June 17, 2003 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida amending the Unified Land Development Code, Ordinance No. 92-20, as amended; amending the zones of influence maps as set forth in Subsection 9.3.E.; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the Unified Land Development Code; providing for an effective date. **SUMMARY:** Wellfield zone of influence maps are routinely and periodically updated based upon enhanced knowledge of model characteristics and aquifer responses, changes in well pumpage, reconfiguration of wellfields, and design and response of wellfields. Countywide (ND)

E. PLANNING, ZONING AND BUILDING

1. **APPROVED**

R-2003-0827

Staff recommends motion to approve: an Interlocal Agreement with the City of Riviera Beach providing for the annexation of seven (7) enclaves generally located on Blue Heron Boulevard, Dyer Boulevard, Military Trail, Bee Line Highway, and Leo Lane. **SUMMARY:** Chapter 171, F.S. allows annexation of enclaves less than 10 acres through an Interlocal Agreement with the annexing municipality and the County. By Resolution No. 57-03, the City of Riviera Beach has petitioned the County to enter into such an agreement for the annexation of seven enclaves. These enclaves are identified in the Interlocal Agreement in exhibit "1." Each of the enclaves is less than 10 acres in size. The enclaves have been reviewed through the annexation review process, and the County review departments, including Fire-Rescue, Engineering, Planning, Zoning, Environmental Resources Management, Parks and Recreation, Water Utilities, County Attorney, and the Office of Financial Management and Budget, are not opposed to the annexation of these enclaves. The proposed annexation meets the requirements of Chapter 171 and are consistent with the Intergovernmental Coordination Element of the County's Comprehensive Plan. Districts 1 & 7 (RB)

2. **APPROVED**

R-2003-0828

Staff recommends motion to approve: the voluntary annexation of the portions of the Juno Dunes Natural Area owned or leased by Palm Beach County and the annexation of the adjacent rights-of-way of Donald Ross Road and Rolling Green Road, located between Ellison Wilson Road and U.S. Highway 1, into the Town of Juno Beach. **SUMMARY:** The Town of Juno Beach has requested the voluntary annexation of the portion of the Juno Dunes Natural Area owned or leased by Palm Beach County, and the adjacent rights-of-way of Donald Ross Road and Rolling Green Road between Ellison Wilson Road and U.S. Highway 1. This annexation has been requested pursuant to an Interlocal Agreement (R97-1486D) signed by Palm Beach County on October 7, 1997. The annexation has been reviewed through the annexation review process, and the County review departments, including Fire-Rescue, Engineering, Planning, Zoning, Environmental Resources Management, Parks and Recreation, Water Utilities, County Attorney, and the Office of Financial Management and Budget, are not opposed to the annexation. The proposed annexation meets the requirements of Chapter 171, F.S. and is consistent with the Intergovernmental Coordination Element, Objective 1.4, of the County's Comprehensive Plan. District 1 (RB)

REVISED SUMMARY:

3. **APPROVED**

A) a Cooperative Agreement between the South Florida Regional Planning Council (SFRPC), Treasure Coast Regional Planning Council (TCRPC), and other local governments for the purchase of an economic forecasting tool from Regional Economic Models, Inc. (REMI) in the amount of \$25,816 for the first year and \$10,566 maintenance fee in the second year, and the participation in an Economic Forecasting Model Partnership; and

B) the authorization for the County Administrator, or his designee, as signatory for the agreements and for future addendums. (PZ&B)

5. REGULAR AGENDA

F. HOUSING & COMMUNITY DEVELOPMENT

1. APPROVED R-2003-0829

ADD-ON: Staff recommends motion to approve: a Loan Agreement with Pinnacle Palms, Ltd., a Florida limited partnership, in the amount of \$100,000 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a one hundred fifty-two (152) unit multi-family affordable housing rental project located at 601 Executive Center Drive, West Palm, Florida 33401. SUMMARY: The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of one hundred fifty-two (152) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project' cash flow, beginning April 30, 2005 through July 1, 2041. The developer has also secured a loan from the Housing Finance Authority of Palm Beach County for \$9,350,000 which is secured by a first mortgage and a second mortgage from The Florida Housing Finance Corporation for \$1,529,000. The total project cost is \$ 1 6 , 3 3 5 , 2 2 3 . District7 (TKF) (HCD)

2. APPROVED R-2003-0830

ADD-ON: Staff recommends motion to approve: a Loan Agreement with City Hall Housing Limited Partnership, a Florida limited partnership, in the amount of \$267,313 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a twenty eight (28) unit multi-family affordable housing rental project located at 3rd Street & Rosemary. SUMMARY: The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of twenty eight (28) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project's cash flow, beginning April 30, 2005 through April 31, 2034. The developer has also secured a loan from the Community Consortium, Inc. in the amount of \$2,575,134 secured by a first mortgage. The total project cost is \$2,575,134. District 7 (TKF) (HCD)

3. APPROVED R-2003-0831

ADD-ON: Staff recommends motion to approve: a Loan Agreement with Trust Lake Park Two, Ltd., a Florida limited partnership, in the amount of \$232,663 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a one hundred twelve (112) unit multi-family affordable housing rental project located at the NW Corner of Congress Avenue & Watertower Road, Lake Park Florida 33403. SUMMARY: The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of one hundred twelve (112) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project's cash flow, beginning April 30, 2005 through December 31, 2034. The developer has also secured a loan from the Housing Finance Authority of Palm Beach County for \$8,250,000 which is secured by a first mortgage and a second mortgage from The Florida Housing Finance Corporation for \$905,350. The total project cost is \$12,834,227. District 1 (TKF) (HCD)

6. BOARD APPOINTMENTS

A. ADMINISTRATION
(Florida Atlantic Research and Development Authority)

1. **APPROVED**

Staff recommends motion to approve: appointment of one (1) individual to the Florida Atlantic Research & Development Authority for the term of four (4) years beginning on June 8, 2003 through June 7, 2007.

<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated by:</u>
Roxanna Trinka	1	Commissioner McCarty Commissioner Newell Commissioner Greene

SUMMARY: On May 5, 2003, Administration sent a memorandum to the Board of County Commissioners advising that Seat No. 1 on the Florida Atlantic Research and Development Authority would expire on June 7, 2003. The requirement of the seat is to be employed in the public sector and a resident of Palm Beach County. The current member, Jeanie L. McGuire does not wish to be reappointed. Michael J. Arts, Chairman of the board, has recommended Roxanna Trinka. Commissioners McCarty, Newell and Greene have nominated Roxanna Trinka. No other nominations were received. Countywide (GPS)

B. COMMUNITY SERVICES
(Head Start/Early Head Start Policy Council)

1. **APPROVED**

Staff recommends motion to approve: appointment of the following Community Representatives to the Head Start/Early Head Start Policy Council for a three year term effective June 18, 2003.

<u>Name</u>	<u>Seat No.</u>	<u>Nominated By</u>
Constance Berry	3	Commissioner Newell Commissioner Koons
Michael L. Bruck, M.D.	4	Commissioner Newell Commissioner Koons
Beverly Auerbach	5	Commissioner Newell Commissioner Koons

SUMMARY: The Head Start Performance Standards require that community representation be included in the makeup of the Head Start Policy Council. Of the nine seats that exist for Community Representatives, there are currently six vacancies. While the BCC approves the appointments, Federal Head Start regulations state the Policy Council must ratify the appointment, therefore the term will be effective upon the Policy Council's ratification. Ratification is schedule for the June 18, 2003 Policy Council meeting. (Head Start) Countywide (TKF)

C. COMMISSION DISTRICT APPOINTMENTS

JUNE 3, 2003

7. MATTERS BY PUBLIC - 2:00 P.M.

JUNE 3, 2003

8. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

JUNE 3, 2003

9. COMMISSIONER COMMENTS

A. District 1 - KAREN T. MARCUS, CHAIR

B. District 2 - COMMISSIONER JEFF KOONS

C. District 3 - COMMISSIONER WARREN H. NEWELL

D. District 4 - COMMISSIONER MARY MCCARTY

E. District 5 - COMMISSIONER BURT AARONSON

F. District 6 - TONY MASILOTTI, VICE-CHAIRMAN

G. District 7 - COMMISSIONER ADDIE L. GREENE

10. ADJOURNMENT

"If a person decides to appeal any decision made by this Commission with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

**BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA**

**ADDITIONS, DELETIONS, & SUBSTITUTIONS
JUNE 3, 2003**

<u>PAGE</u>	<u>ITEM</u>	
6	3A-2 **	REVISED TITLE: A) ... H) North County Hangar Lease Agreement for Hanger 11350-17, signed by Gallo Insurance Agency, Inc. <u>Dennis Catanzaro</u> and dated May 1, 2003. (Admin)
15	3H-8	REVISED SUMMARY: On February 25, 2003, the Board entered into a contract with DPC General Contractors, Inc. for removal of the Government Center Sun Shades. This change order is Phase II of the project; weatherproofing and painting of the complete exterior of the Government Center Building, including recaulking windows and painting of window frames. The existing logos on the north and south faces of the building will be repainted to match the new County logo colors. DPC competitively bid the work and received three quotes. This phase of the work was budgeted at \$370,000. <u>The Goal Setting committee did not set a goal (only a policy statement) for this contract due to the limited M/WBE participation opportunities, however, the contractor did achieve 5.9% Overall of which 3.0% was Black. The work required by this change order does not include any MWBE participation, lowering the Overall participation achieved to 3.0% Overall with 2.5% Black. The original contract contained an overall M/WBE participation of 5.9% with 3.0% Black in response to the policy statement issued in the proposal. This change order contains no M/WBE participation and amends the overall participation to 3.9% with 2.5% Black.</u> (Capital Improvements Division) <u>Countywide</u> (JM) (FD&O)
21	3M-8	DELETED: A) Agreement with the Delray Youth Basketball Boosters, Inc., in an amount not-to-exceed \$3,000 for the period June 3, 2003 through February 28, 2004, for funding of program expenses; and B) Budget Transfer of \$3,000 within the Park Improvement Fund from Reserves for District 7 to Delray Basketball Boosters/Program Expenses. (Parks) (Insurance issues)
28	5E-3	REVISED SUMMARY: A) a Cooperative Agreement between the South Florida Regional Planning Council (SFRPC), Treasure Coast Regional Planning Council (TCRPC), and other local governments for the purchase of an economic forecasting tool from Regional Economic Models, Inc. (REMI) <u>in the amount of \$25,816 for the first year and \$10,566 maintenance fee in the second year, and</u> the participation in an Economic Forecasting Model Partnership; and B) the authorization for the County Administrator, or his designee, as signatory for the agreements and for future addendums. (PZ&B)
28	5F-1	ADD-ON: Staff recommends motion to approve: a Loan Agreement with Pinnacle Palms, Ltd., a Florida limited partnership, in the amount of \$100,000 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a one hundred fifty-two (152) unit multi-family affordable housing rental project located at 601 Executive Center Drive, West Palm, Florida 33401. SUMMARY: The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of one hundred fifty-two (152) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project' cash flow, beginning April 30, 2005 through July 1, 2041. The developer has also secured a loan from the Housing Finance Authority of Palm Beach County for \$9,350,000 which is secured by a first mortgage and a second mortgage from The Florida Housing Finance Corporation for \$1,529,000. The total project cost is \$16,335,223. <u>District 7</u> (TKF) (HCD)

- 28 5F-2 **ADD-ON: Staff recommends motion to approve:** a Loan Agreement with City Hall Housing Limited Partnership, a Florida limited partnership, in the amount of \$267,313 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a twenty eight (28) unit multi-family affordable housing rental project located at 3rd Street & Rosemary. **SUMMARY:** The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of twenty eight (28) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project's cash flow, beginning April 30, 2005 through April 31, 2034. The developer has also secured a loan from the Community Consortium, Inc. in the amount of \$2,575,134 secured by a first mortgage. The total project cost is \$2,575,134. District 7 (TKF) (HCD)
- 28 5F-3 **ADD-ON: Staff recommends motion to approve:** a Loan Agreement with Trust Lake Park Two, Ltd., a Florida limited partnership, in the amount of \$232,663 in State Housing Initiative Partnership (SHIP) program funds to assist in the construction of a one hundred twelve (112) unit multi-family affordable housing rental project located at the NW Corner of Congress Avenue & Watertower Road, Lake Park Florida 33403. **SUMMARY:** The Department of Housing and Community Development (HCD) through the State Housing Initiative Partnership (SHIP) program provides loans for local developers to facilitate increased affordable rental housing opportunities for low income and very low income households. These funds will assist in the construction of one hundred twelve (112) units of affordable rental housing which will be made available to lower income households. The loan is cash flow dependant with the actual payment being scheduled according to the project's cash flow, beginning April 30, 2005 through December 31, 2034. The developer has also secured a loan from the Housing Finance Authority of Palm Beach County for \$8,250,000 which is secured by a first mortgage and a second mortgage from The Florida Housing Finance Corporation for \$905,350. The total project cost is \$12,834,227. District 1 (TKF) (HCD)

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the preliminary addition/deletion sheet distributed to the Board the prior day are noted with an asterisk (*).