

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**JULY 2, 2019**

<u>PAGE</u>	<u>ITEM</u>	
9	Dist. 2	<b>ADD-ON:</b> Request for off-site proclamation declaring July 2019 as Love of Children's Literature month in Palm Beach County (Sponsored by Commissioner Weiss)
10	3A-1	<b>REVISED MOTION AND SUMMARY: Staff recommends motion to approve:</b> Consultant Services Authorization (CSA) No. 11 for Loxahatchee River Restoration Local Initiative and Mecca Site Evaluation with Kimley-Horn and Associates, Inc., (Consultant) for a fixed price of <del>\$235,586</del> <u>\$199,956</u> . <b>SUMMARY:</b> The cumulative SBE and M/WBE participation is <del>23.85%</del> <u>20.90%</u> SBE and <del>4.97%</del> <u>1.73%</u> M/WBE. Kimley-Horn and Associates, Inc., is headquartered in Raleigh, North Carolina but maintains an office in Palm Beach County from which the majority of the work under CSA No. 11 will be undertaken. ( <u>WUD Project No. 19-060</u> )
26	3H-5	<b>MOVED TO REGULAR (NOW 5F-1) (FDO)</b>
47	5A-5	<b>REVISED SUMMARY:</b> Staff is requesting the Board of County Commissioners' (BCC) approval to submit a request to HUD to convert \$2,000,000 of NSP1 program income to CDBG funds. Staff is further requesting the BCC to approve the allocation of the CDBG conversion funds for the Gramercy Park Community Center (\$1,500,000) project and the Royal Palm Lakes apartment <del>demolition</del> project (\$500,000). In 2009, the County received a \$27 Million NSP1 grant and used the funds for acquisition, rehabilitation, and redevelopment of foreclosed, abandoned, and vacant residential properties. To date, through the Department of Housing and Economic Sustainability successful operation of NSP1 mortgage and acquisition/rehabilitation activities, the program has accumulated approximately \$4.9 Million of NSP1 program income. HUD has developed a process to allow the conversion of NSP1 program income to CDBG funds which would allow entitlement municipalities to then utilize those funds for activities such as construction of public facilities and <u>demolition, clearance, site preparation, site improvements and related</u> activities; which are not eligible under the NSP1 Program. Staff is working on a plan for the use of the remaining \$2.9 Million NSP1 program income funds and will bring a workshop item to the Board at a later date. The Royal Palm Lakes project <u>may</u> entails the <u>demolition, clearance, site preparation and site improvement</u> of a deteriorated residential property located at 1749 East Main Street in Pahokee; <u>as well as, potential acquisition of an adjacent property</u> . This <u>Royal Palm Lakes, a 3-acre, 42-unit apartment complex</u> , is currently subject to the County's foreclosure on a HOME Investment Partnership Program mortgage that funded rehabilitation of the property in 1996. (HES)

**REVISED MOTION AND SUMMARY: Staff recommends motion to authorize: A) Staff to submit proposed not-to-exceed millage rates for the FY 2020 budget to the Property Appraiser as follows:**

	<b>FY 2019 Adopted</b>		<b>FY 2020 Rollback</b>		<b>FY 2020 Proposed</b>		<b>Over/(Under)</b>	
	<b>Millage</b>	<b>Taxes</b>	<b>Millage</b>	<b>Taxes</b>	<b>Millage</b>	<b>Taxes</b>	<b>Rollback</b>	
-								
-								
<u>Countywide Non-Voted</u>	<u>4.7815</u>	<u>\$897,961,450</u>	<u>4.5699</u>	<u>\$909,274,724</u>	<u>4.7815</u>	<u>\$951,376,856</u>	<u>\$42,102,132</u>	<u>4.63%</u>
<u>Library</u>	<u>0.5491</u>	<u>54,641,698</u>	<u>0.5248</u>	<u>55,358,183</u>	<u>0.5491</u>	<u>57,921,453</u>	<u>2,563,270</u>	<u>4.63%</u>
<u>Fire-Rescue MSTU</u>	<u>3.4581</u>	<u>262,212,204</u>	<u>3.2935</u>	<u>264,370,024</u>	<u>3.4581</u>	<u>277,582,505</u>	<u>13,212,481</u>	<u>5.00%</u>
<u>Jupiter Fire-Rescue MSTU</u>	<u>1.9026</u>	<u>20,694,681</u>	<u>1.8298</u>	<u>20,857,478</u>	<u>1.9097</u>	<u>21,768,240</u>	<u>910,762</u>	<u>4.37%</u>
-	-	-	-	-	-	-	-	-
<u>Aggregate-Excluding Voted Debt</u>	<u>6.5789</u>	<u>\$1,235,510,033</u>	<u>6.3665</u>	<u>\$1,266,744,903</u>	<u>6.5771</u>	<u>\$1,308,649,054</u>	-	<u>3.31%</u>
-	-	-	-	-	-	-	-	-
<u>Countywide Voted-Debt</u>	<u>0.1165</u>	<u>\$21,898,908</u>	-	-	<u>0.0765</u>	<u>\$15,237,865</u>	-	-
<u>Countywide-Library Voted-Debt</u>	<u>0.0410</u>	<u>4,079,967</u>	-	-	<u>0.0379</u>	<u>3,997,857</u>	-	-

**SUMMARY:** The proposed millage rates for Countywide, Library, and Fire Rescue MSTU are at the current year millage rate and above rollback. The millage rate for the Jupiter Fire MSTU is slightly above the current year millage rate and rollback. These millage rates are not-to-exceed rates, and may be lowered but not raised at the September public hearings. Countywide (DB) (Budget)

**ADD-ON: Staff recommends motion to authorize:** the Mayor to sign two letters: one addressed to the US Army Corps of Engineers (USACE) urging consideration of funding for a restudy of the Central and Southern Florida Flood Control Project and one addressed to the South Florida Water Management District (SFWMD) Governing Board encouraging the Governing Board to retain the current millage rate to provide adequate revenue for meeting level of service and flood protection responsibilities. **SUMMARY:** Maintaining a fully functional regional water management system in the face of rising sea levels and intensifying rainfall events will require significant investment in assessments, resilience studies, adaptation design, and resilient infrastructure in Southeast Florida. The four counties that comprise the Southeast Florida Regional Climate Change Compact are uniting in support of these objectives by jointly signing letters to the USACE and SFWMD Governing Board. The first letter, which will be substantially similar or identical to Attachment 1, urges the USACE to consider funding a restudy of the Central and Southern Florida Flood Control Project to help Southeast Florida prepare for future water management challenges and maintain levels of service for current and future flood protection. The second letter, which will be substantially similar or identical to Attachment 2, urges the Governing Board of the SFWMD to retain the current millage rate for Fiscal Year 2019–2020. The letter contends that, compared to the rolled-back rate that has been implemented for the last eight fiscal years, the fiscal impact of the current millage rate on individual taxpayers will be minimal while providing significant and acutely needed revenue for the SFWMD Flood Protection and Level of Service Program. Countywide (RPB) (Admin)

**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 (\*).

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

**JULY 2, 2019**

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

**COMMISSION  
CHAMBERS**

- 1. CALL TO ORDER**
  - A. Roll Call
  - B. Invocation
  - C. Pledge of Allegiance
  
- 2. AGENDA APPROVAL/SPECIAL PRESENTATIONS/BCC AND STAFF COMMENTS**
  - A. Additions, Deletions, Substitutions
  - B. Adoption
  - C. Special Presentations (Page 7)
  - D. Staff Comments (Page 8)
  - E. Commissioner Comments (Page 9)
  
- 3. CONSENT AGENDA (Pages 10-40)**
  
- 4. PUBLIC HEARINGS - 9:30 A.M. (Page 41-43)**
  
- 5. REGULAR AGENDA (Pages 44-49)**
  
- 6. BOARD APPOINTMENTS (Page 50)**
  
- 7. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 51)**
  
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**MATTERS BY THE PUBLIC – 2:00 P.M.** (Page 51)

**ADJOURNMENT** (Page 52)

**JULY 2, 2019**

**2C. SPECIAL PRESENTATIONS – 9:30 A.M.**

1. Proclamation declaring July 2019 as Park and Recreation Month in Palm Beach County (Sponsored by Mayor Bernard)

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JULY 2, 2019

**2D. STAFF COMMENTS**

**1. ADMINISTRATION COMMENTS**

**Staff recommends motion to receive and file:** The updated Board Directive Reports which include in process and completed board directive items. **SUMMARY:** At the February 6, 2018 Board of County Commission Meeting, direction was given to the County Administrator to bring back as a receive and file once a month a status report of the board directives to date. The categories of the board directives reflect two groups: **1) In Process** and **2) Completed**. The report continues to be updated on an on-going basis. Countywide (DN)

**2. COUNTY ATTORNEY**

**JULY 2, 2019**

**2E. COMMISSIONER COMMENTS**

**District 1 – COMMISSIONER HAL R. VALECHE**

**District 2 – COMMISSIONER GREGG K. WEISS**

Request for off-site Proclamation declaring July 2019 as Love of Children’s Literature Month in Palm Beach County

**District 3 – COMMISSIONER DAVE KERNER**

**District 4 – COMMISSIONER ROBERT S. WEINROTH**

**District 5 - COMMISSIONER MARY LOU BERGER**

**District 6 - COMMISSIONER MELISSA MCKINLAY**

**District 7 – COMMISSIONER MACK BERNARD**

3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 11 for Loxahatchee River Restoration Local Initiative and Mecca Site Evaluation with Kimley-Horn and Associates, Inc., (Consultant) for a fixed price of ~~\$235,586~~ **\$199,956**. **SUMMARY:** On July 11, 2017, the Board of County Commissioners (BCC) approved the Water Utilities Department Contract for Consulting/Professional Services for Water Treatment and Water Resources Engineering Services (Contract) (R2017-0903) with Consultant. CSA No. 11 provides for professional engineering services to prepare technical information on the feasibility of additional alternatives that address County concerns with the U.S. Army Corps of Engineers' (USACE) Loxahatchee River Watershed Restoration Project (Loxahatchee Project), specifically the deep storage reservoir proposed for the Mecca site. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Opportunity Ordinance on October 16, 2018. The SBE participation goal established under the 2002 Ordinance was 15% overall participation. The Contract provides for 28% SBE participation and 7% Minority/Women Business Enterprise (M/WBE) participation. CSA No. 11 includes 0% SBE and 0% M/WBE participation. The cumulative SBE and M/WBE participation is ~~23.85%~~ **20.90%** SBE and ~~4.97%~~ **1.73%** M/WBE. Kimley-Horn and Associates, Inc., is headquartered in Raleigh, North Carolina but maintains an office in Palm Beach County from which the majority of the work under CSA No. 11 will be undertaken. (WUD Project No. 19-060) Districts 1, 2 & 6 (MJ)
  
2. **Staff recommends motion to approve:** a resolution supporting the construction of two honorary designation markers on S.R. 91/Florida's Turnpike between mile marker 100 and mile marker 105 in honor of fallen troopers, Herman T. Morris and Frederick J. Groves, Jr. **SUMMARY:** On June 4, 2019, the Board of County Commissioners authorized a recommendation by Vice Mayor Kerner to support a resolution, to construct honorary designation markers for Herman T. Morris and Frederick J. Groves, Jr. The Florida Department of Transportation (FDOT), per the passage of House Bill 385 during the 2019 legislative session, has been directed to erect two markers designating the portion of S.R. 91/Florida's Turnpike between mile marker 100 and mile marker 105 (Roadway) as "Troopers Herman T. Morris and Frederick J. Groves, Jr. Memorial Highway". State law requires the local governing board to pass a resolution in this circumstance in order for designation markers to be constructed on roads in the county. The roadway is within FDOT's jurisdictional limits, and FDOT will be responsible for the design, construction, and maintenance of the honorary designation. Countywide (AH)
  
3. **Staff recommends motion to:**
  - A) receive and file** the Public Transportation Grant Agreement G0357 Number 03 (Grant Agreement G0357);
  
  - B) receive and file** the Public Transportation Grant Agreement G1726 (Grant Agreement G1726) between the Florida Department of Transportation (FDOT) and the Palm Beach Transportation Planning Agency in the amount of \$693,402;
  
  - C) approve** a budget amendment in Fund 1360 in the amount of \$693,402; and
  
  - D) approve** a budget transfer in Fund 0001 to provide a 10% program match in the amount of \$69,340.

**SUMMARY:** Grant Agreement G0357 is included in the FY 2019 budget and is now submitted to be received and filed. FDOT restructured the administration process for the Section 5305d program to provide recurring annual funding via new grant agreements each fiscal year. Grant Agreement G1726 is the first agreement in this revised process. Both grants have a required 10% local match which is provided by the Palm Beach County Board of County Commissioners (BCC) pursuant to interlocal agreement with the TPA. Countywide (DR)

3. CONSENT AGENDA APPROVAL

B. CLERK & COMPTROLLER

1. **Staff recommends motion to receive and file:** Warrant List – Backup information can be viewed in the Clerk & Comptroller’s Office.
2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners’ meetings:

Meeting Type	Meeting Date
Regular	April 16, 2019
Regular	May 7, 2019
Zoning	May 23, 2019

3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide
4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations; Water Utilities Department; Environmental Resources Department; and the Department of Airports during September 2017. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to approve:** Amendment One to the contract with Florida Safety Contractors, Inc. (FSCI) (R2018-0977) dated July 10, 2018, for the construction of overhead flashing school zone signs (Project). **SUMMARY:** Approval of Amendment One to the contract will allow corrections to the Disadvantaged Business Enterprise goal percentage, remove any reference to the Small Business Enterprise (SBE) program, and update the language in section 105-1.2.3 of the General Provisions. The Florida Department of Transportation (FDOT) was audited by the Federal Highway Administration and, based upon the audit findings, requested that Palm Beach County (County) amend the Project’s contract to be in compliance with all federal requirements. FSCI, a Hillsborough County based company, began construction of the Project in 2018. The proposed work will add six overhead flashing school zone signs at five schools throughout the County. On September 12, 2017, the Board of County Commissioners approved a Local Agency Program Agreement (R2017-1209) with FDOT whereby the FDOT granted the County \$591,941 toward the construction of the Project. Construction is expected to be completed in late 2019. Neither SBE nor Equal Business Opportunity compliance is applicable due to federal funding restrictions. Districts 2, 3 & 7 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS Cont'd)

2. Staff recommends motion to approve:

**A)** Work Order 2018051-42 in the amount of \$550,000 to mill and resurface Camino Real from Powerline Road to Military Trail utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2018-1533 (Contract) with Ranger Construction Industries, Inc. (Ranger); and

**B)** Work Order 2018051-43 in the amount of \$360,000 to mill and resurface Loxahatchee River Road from Center Street to the north county line utilizing the County's Contract with Ranger.

**SUMMARY:** Per County PPM CW-F-050, these work orders exceed the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners (BCC). Approval of these work orders will allow the contractual services necessary to construct the improvements. Prior to these work orders, approximately \$8 million of Ranger's \$16 million Contract has been spent or encumbered. This annual construction bid was solicited on July 8, 2018, prior to the effective date of the Equal Business Opportunity (EBO) Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time. The annual contract is scheduled for renewal by October 15, 2019, when the new EBO Ordinance will be added. On October 16, 2018, the BCC approved the Contract with Ranger to provide milling and resurfacing of County roadways for countywide projects. Ranger proposed 15% SBE participation for the Contract and for these work orders. Approval of these work orders will result in a cumulative SBE participation of 15% for all the work orders issued under the Contract. Districts 1 & 4 (YBH)

3. Staff recommends motion to approve:

**A)** an amendment to the Infrastructure Surtax (IST) Project Plan approved by the Board of County Commissioners (BCC) on April 4, 2017, to increase the budget for the Jog Road from Lake Ida Road to Boynton Beach Boulevard resurfacing project (Project) from \$1,800,000 to \$2,200,000; and

**B)** a budget transfer of \$400,000 within the Infrastructure Sales Tax Fund from reserves to increase the budget for the Project.

**SUMMARY:** Approval of the amendment and budget transfer will increase the funding for the Project from \$1,800,000 to \$2,200,000. The increase in funding is due to additional traffic loop repair costs and higher unit construction costs in our annual construction contracts. The \$400,000 increase will be transferred from the Engineering Department's IST Reserve account. The Sales Tax Oversight Committee reviewed this request at their June 20, 2019 meeting and approved it unanimously. **This Project is funded through the infrastructure sales tax.** District 5 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS Cont'd)

4. Staff recommends motion to approve: a contract with Electrical Design Associates, Inc. (EDA), to provide the necessary professional services for Annual Street Lighting System Design and Related Inspection (CE&I) Services (Project) on a task order basis, for Palm Beach County (County) projects. **SUMMARY:** Approval of this contract will provide the design and inspection services for the Project throughout the County for all user departments. At the option of the County, this contract may be renewed annually for a period of one year, with a maximum of two renewals. The solicitation for design professionals was advertised on September 23, 2018 and September 30, 2018, prior to the effective date of the Equal Business Opportunity Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance requirements in effect at that time, with final selection taking place on December 12, 2018. The SBE goal for all contracts is 15%. EDA is a Palm Beach County based company. The SBE participation committed for this contract by EDA is 80%. EDA is a certified SBE company. Lillian Reyes, P.E., of EDA has disclosed that she holds the National Organization of Women in Construction representative seat on the Equal Opportunity Business Advisory Committee, which is purely advisory and without oversight of this contract. Countywide (YBH)

5. Staff recommends motion to approve:

**A)** the second amendment to the annual traffic signal design contract (R2017-0985) dated August 15, 2017 with Simmons & White, Inc. (S&W), to extend the expiration date from August 14, 2019 to August 14, 2020, and allow for other amendments to the contract; and

**B)** the second amendment to the annual traffic signal design contract (R2017-1444) dated October 3, 2017 with Wantman Group, Inc. (WGI), to extend the expiration date from October 2, 2019 to October 2, 2020, modify the fee schedule, and allow for other amendments to the contract.

**SUMMARY:** Approval of these second amendments will extend the expiration dates of the contract with S&W from August 14, 2019 to August 14, 2020, and the contract with WGI from October 2, 2019 to October 2, 2020. Approval will also amend "Section 7.1 – Termination"; "Section 7.13 – Access and Audits"; "Section 9 – Criminal History Records Check"; "Section 12 – Non-Discrimination"; "Section 20 – Scrutinized Companies"; add "Section 23 – VSS Registration Required"; and replace "Section 7.8" of Design Professional Contract with the new Equal Business Opportunity Ordinance language for both contracts. Approval of WGI's second amendment will also adjust the hourly rates as allowed in the original contract. These contracts were presented to the Goal Setting Committee on February 6, 2019, and a 20% mandatory Small Business Enterprise (SBE) subcontracting goal for the Affirmative Procurement Initiative was approved. To date, a task in the amount of \$36,180.54 has been authorized for S&W with 84% SBE participation. To date, tasks in the amount of \$189,434.99 have been authorized for WGI with 34.24% SBE participation. S&W and WGI are both Palm Beach County based companies. S&W is a certified SBE company. This is the second of two allowable renewals under these contracts. After the second renewal, the contracts will need to be re-solicited. Countywide (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS Cont'd)

6. Staff recommends motion to approve:

**A)** an amendment to the Infrastructure Surtax (IST) Project Plan approved by the Board of County Commissioners (BCC) on April 4, 2017, to increase the budget for the Pinehurst Drive from Lake Worth Road to Forest Hill Boulevard resurfacing project (Project) from \$500,000 to \$575,000; and

**B)** a budget transfer of \$75,000 within the Infrastructure Sales Tax Fund from reserves to increase the budget for the Project.

**SUMMARY:** Approval of the amendment and budget transfer will increase the funding for the Project from \$500,000 to \$575,000. The increase in funding is due to additional drainage repair costs and higher unit construction costs in our annual construction contracts. The \$75,000 increase will be transferred from the Engineering Department's (Engineering) IST Reserve account. The Sales Tax Oversight Committee reviewed this request at their June 20, 2019 meeting and approved it unanimously. **This Project is funded through the infrastructure sales tax.** District 2 (YBH)

7. Staff recommends motion to:

**A) adopt** a resolution authorizing the conveyance of any Palm Beach County (County) interest in Persimmon Boulevard from Seminole Pratt Whitney Road to approximately 1400 feet east of Seminole Pratt Whitney Road to the City of Westlake (City), without charge, without mineral and petroleum rights reservation, and without rights of entry and exploration, pursuant to Florida Statute Section 270.11; and

**B) approve** a County deed to the City for the transfer of ownership, operation and maintenance of Persimmon Boulevard from Seminole Pratt Whitney Road to approximately 1400 feet east of Seminole Pratt Whitney Road.

**SUMMARY:** Approval of this County deed will fulfill a requirement in the interlocal agreement (R2018-1736) approved by the Board of County Commissioners (BCC) on November 20, 2018 and allow the transfer of ownership, operation and maintenance responsibilities of this portion of Persimmon Boulevard to the City. The County normally reserves its interest in phosphates, minerals, metals and petroleum rights per Florida Statute Section 270.11. However, the City has requested the release of this reservation because it requires the property to be free and clear without encumbrance, which could impede the use of the property for roadway purposes. **In accordance with Palm Beach County Ordinance (2009-052), a supermajority vote (5 votes) is required by the BCC for all transfers of fee simple real property that requires BCC approval.** District 6 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS Cont'd

8. Staff recommends motion to approve: Work Order 2018051-31 in the amount of \$556,000 to mill and resurface the residential streets within the Juno Isles subdivision utilizing Palm Beach County's (County) annual asphalt milling and resurfacing contract R2018-1533 (Contract) with Ranger Construction Industries, Inc. (Ranger). Per County PPM CW-F-050, this work order exceeds the \$200,000 threshold for staff approvals of work orders to annual contracts, thus requiring approval from the Board of County Commissioners (BCC). **SUMMARY:** Approval of this work order will allow the contractual services necessary to construct the improvement. Prior to this work order, approximately \$9 million of Ranger's \$16 million Contract has been spent or encumbered. This annual construction bid was solicited on July 8, 2018, prior to the effective date of the Equal Business Opportunity (EBO) Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time. The annual contract is scheduled for renewal by October 15, 2019, when the new EBO Ordinance will be added. On October 16, 2018, the BCC approved the Contract with Ranger to provide milling and resurfacing of County roadways for countywide projects. Ranger proposed 15% SBE participation for the Contract and for this work order. Approval of this work order will result in a cumulative SBE participation of 15% for all the work orders issued under the Contract. District 1 (YBH)
  
9. Staff recommends motion to approve: an exception allowing for the establishment of an impact fee credit, in the amount of \$1,237,061, for the Hyder AGR PUD (Project) for improvements made by GL Homes (Developer) to Lyons Road from the L-38 Canal north to the L-37 Canal (Lyons Road improvements). **SUMMARY:** The Developer requests an impact fee credit for the Lyons Road improvements. At the time the Project was approved by the Board of County Commissioners (BCC) by Resolution R2014-0730, the County had initiated the design to expand Lyons Road in accordance with the Five Year Road Program. The County and the Developer discussed an agreement in which the Developer would construct the Lyons Road improvements and receive a credit against impact fees due for the cost. While there was no disagreement in concept to this plan, the agreement was never completed. Meanwhile, the Developer, which had been tasked with constructing left and right turn lanes on Lyons Road as part of its development order, proceeded to construct the Lyons Road improvements at the same time. The improvements for which the impact fee credit is sought were constructed by the Developer in 2014 and 2015. Article 13 of the Unified Land Development Code (Article 13) details criteria for awarding impact fee credits. Because these improvements were not required to meet Palm Beach County's Traffic Performance Standards (TPS), credits can only be awarded by the BCC. District 5 (LB)
  
10. Staff recommends motion to approve: a resolution amending Resolution 2016-0017 pertaining to the special assessment for Cinquez Park paving and drainage project (Project). **SUMMARY:** Adoption of this resolution corrects the assessment roll for Resolution 2016-0017 to supersede the information provided for Property Control Number/Legal Description 30-42-41-03-06-000-061.0/Lot 61 and allow the owner to sell this property. This amendment will include all the necessary additions/corrections due to changes in property ownership or property configuration. The Palm Beach County Clerk's Office requires an updated assessment roll to move forward with the correct collections. This resolution will not change the overall amount of assessments collected. District 1 (YBH)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. Staff recommends motion to receive and file: the official transcript for the closing of the Palm Beach County, Florida, \$31,325,000; \$8,525,000; and \$11,600,000 Industrial Development Revenue Refunding Bonds (Tuscan Gardens of Delray Beach Project), Series 2018A, Series 2018B, and Series 2018C Industrial Development Bonds (Bonds). **SUMMARY:** The official transcript for the Bonds has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (DB)
2. Staff recommends motion to approve: a second amendment to Agreement for Legal Services (Amendment) with Kaplan, Kirsch and Rockwell, LLP (Kaplan), exercising the first renewal period from August 31, 2019 through August 30, 2021 and increasing the not-to exceed contract amount by \$75,000. **SUMMARY:** On September 26, 2017, the Board approved an Agreement for Legal Services (R2017-1405) (Agreement) with Kaplan for expert aviation legal services on various legal matters, including the defense of County in a 14 Code of Federal Regulations, Part 16 complaint concerning jet restrictions at Palm Beach County Park Airport (Lantana Airport). The original term of the Agreement expires on August 31, 2019. The Agreement provides for two additional two-year renewals. This Amendment exercises the first renewal option, and also amends the non-discrimination clause to bring it in compliance with current County requirements, and increases the not-to exceed contract amount by \$75,000 for a total contract amount of \$275,000. Countywide (AH)

E. COMMUNITY SERVICES

1. Staff recommends motion to ratify: the signature of the Mayor on the Florida Department of Education Project Application, for the period July 1, 2019 through June 30, 2020, in an amount not to exceed \$246,216, for the Farmworker Career Development Program (FCDP) under Title I, Section 167 of the Workforce Innovation and Opportunity Act to provide education and supportive services to farmworkers and their dependents. **SUMMARY:** The FCDP is funded by the Florida Department of Education (DOE) to provide vocational training, educational and support services to migrant/seasonal farmworkers and their dependents to obtain economic self-sufficiency through permanent and stable employment outside of farm work. The FCDP has served residents for over 40 years in Palm Beach County, with an emphasis in the Tri-City Glades, as well as the City of Clewiston in Hendry County, as the migrant seasonal farmworker population is often in transit from one county to another due to the seasonal crops. From Grant Year (GY) 2016 through GY 2018, the FCDP has served a total of 288 clients enrolled in the support services and training programs, with 127 clients obtaining permanent employment in the fields of medical, commercial truck driving, security, and construction. The job success rate for clients obtaining permanent jobs outside of farm work is 44%. Funding for GY 2019-2020 will remain the same and will provide training and support services for 98 participants. The emergency signature process was utilized because there was not sufficient time to submit the application through the regular Board of County Commissioner's agenda process. **No County match funds are required.** (Farmworker Career Development Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

2. Staff recommends motion to approve: a Contract for Provision of Financial Assistance with The Homeless Coalition of Palm Beach County, Inc., for the period April 8, 2019 through September 30, 2019, for a total amount not to exceed \$60,400, to provide stipends and purchase equipment and supplies for Parks to Work program participants. **SUMMARY:** The Homeless Coalition of Palm Beach County, Inc. (Homeless Coalition) will provide stipends to approximately nine homeless individuals that are referred from the Palm Beach County Division of Human & Veteran Services (DHVS) Homeless Outreach Programs: Parks to Work Initiative and Assertive Community Outreach Initiative or any other outreach effort. Parks to Work is a program designed to assist homeless individuals in Palm Beach County parks. Individuals targeted are those that have been homeless for extended periods of time with medical, substance, and/or mental health issues that makes them unemployable by mainstream employers. Each program participant will earn \$10 an hour, for six hours per day, five days a week. Participants will receive weekly stipends based on hours worked, for a total of 22 weeks and the Homeless Coalition will provide equipment and supplies. Since the inception on February 12, 2018, there have been 25 individuals to participate in the Parks to Work program. Currently, 56% of the participants are housed through emergency shelter and/or supportive housing, 100% of the individuals that participated in the program received mainstream intensive case management, which includes: medical care, substance abuse treatment, mental health, behavioral health, vocational skills, employment skills and financial education and 20% of the participants have maintained full time employment outside of the Parks to Work program. Uwe Naujak, an employee of The Homeless Coalition of Palm Beach County, Inc., is also a member of the Homeless Advisory Board. This board provides no regulation, oversight, management, or policy-setting recommendations regarding the agency contract listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

3. Staff recommends motion to:

**A) ratify** the signature of the Mayor on the Department of Children and Families (DCF) 2019 Homeless Challenge and Temporary Assistance for Needy Families (TANF) Grant application, for the period July 1, 2019 through June 30, 2022, for a contract amount not to exceed \$370,000, for homeless prevention assistance to families;

**B) delegate** signature authority to the County Administrator or designee to sign any additional amendments or required contract forms for the DCF Challenge and TANF Homeless Grant; and

**C) delegate** signature authority to the County Administrator or designee to sign subcontracts, any additional amendments, or required contract forms with the Catholic Charities of the Diocese of Palm Beach, Inc. (Catholic Charities) for an amount to be determined by the grantor.

**SUMMARY:** In 2013, the Florida Legislature created the Homeless Prevention Grant program to provide emergency financial assistance to families facing the loss of their housing due to a financial crisis. The 2019 Homeless Challenge and TANF Grant, which is also referred to as the Unified Homeless Grant, will provide funding for the coordination of services related to homeless prevention for at-risk families. DCF will allocate funds based on the applicants' score and upon receipt of the grant award, the County will subcontract with Catholic Charities, for an amount to be determined by the grantor. Catholic Charities will provide homeless prevention services through case management, financial assistance with rent/mortgage and utility payments. These services will assist at-risk families from becoming homeless and remain stably housed. During FY 2016-2018, financial assistance was provided to 307 households, which remain stably housed, by assisting with rent, mortgage and utility payments. The Division of Human and Veterans Services (DHVS) received a FY 2019-2022 DCF Unified Homeless Grant Contract to provide homeless prevention services. The grant will provide financial assistance to homeless and at-risk homeless households to assist with their rent/mortgage and utilities. Households will receive monthly case management to avoid homelessness and maintain stable housing. This will serve approximately 72 households annually with financial assistance to pay their rent/mortgage and/or utilities that are past due. All funds must be expended no later than June 30<sup>th</sup> of each state fiscal year. In-kind match funds will be provided annually by Catholic Charities in an amount to be determined by the grantor. The emergency signature process was utilized because there was insufficient time to submit this agreement through the regular agenda process. The budget will be aligned upon receipt of grant award. **No County funds are required.** (Division of Human and Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. Staff recommends motion to:

**A) ratify** the signature of the Mayor on the Office of the Florida Attorney General (OAG) Western Union Grant Application, for a period to be determined by the funder, in the amount of \$46,640, to provide financial literacy services to low-income residents of Palm Beach County;

**B) approve** Western Union Grant Award Agreement with the OAG, for a period to be determined by the funder, in the amount of \$46,640, to provide financial literacy services to low-income residents of Palm Beach County; and

**C) approve** a budget amendment of \$46,640 in the Community Action Program fund.

**SUMMARY:** The OAG announced a settlement with Western Union in 2018. Under the settlement agreement, the funds must be utilized within the State for programs promoting financial literacy. Palm Beach County Community Action Program (CAP) has been selected to receive \$46,640 and will subcontract with Credit Card Management Services, Inc. (CCMS). CCMS will use these funds to provide individuals with financial literacy counseling, workshops, seminars, and group classes, as well as a variety of services that address credit worthiness, predatory lending, budget management and home ownership. This is a new grant agreement that will serve approximately 200 low-income residents. CCMS will assist each client in understanding bank lending practices, obtaining bank accounts, steps to home ownership, managing credit, understanding the benefits of using a budget and ways to obtain, maintain and/or increase salaries. In Grant Year 2018, CCMS assisted 262 individuals with credit counseling, debt management, budgeting, and financial management training. They also assisted nine homeless individuals from the Parks to Work Program in opening second chance checking accounts. This service is vital to people experiencing homelessness, allowing them to get paid and become economically self-sufficient. The emergency signature process was utilized because there was not sufficient time to submit this item through the regular Board of County Commissioner's agenda process. **No County funds are required.** (Community Action Program) Countywide (HH)

5. Staff recommends motion to approve: a Contract for Provision of Financial Assistance with The Salvation Army, for the period March 1, 2019 through September 30, 2019, in an amount totaling \$122,850, to provide emergency shelter to homeless individuals. **SUMMARY:** This contract will provide emergency shelter for nine homeless individuals per night that are referred from the Palm Beach County Division of Human & Veteran Services (DHVS) Homeless Outreach Programs: Parks to Work Initiative and Assertive Community Outreach Initiative or any other outreach effort. Parks to Work is a program designed to assist homeless individuals in Palm Beach County parks. Assertive Community Outreach provides comprehensive services to individuals who are diagnosed with severe mental illness, whose needs have not been met by a more traditional service delivery model. Individuals targeted are those that have been homeless for extended periods of time with medical, substance, and/or mental health issues that make them unemployable by mainstream employers. The individuals will be provided with shelter, case management, employment assistance and rapid re-housing or permanent supportive housing placement assistance. Since the inception on February 12, 2018, there have been 25 individuals to participate in the Parks to Work program. Currently, 56% of the participants are housed through emergency shelter and/or supportive housing, 100% of the individuals that participated in the program received mainstream intensive case management, which includes: medical care, substance abuse treatment, mental health, behavioral health, vocational skills, employment skills and financial education and 20% of the participants have maintained full time employment outside of the Parks to Work program. (Division of Human & Veteran Services) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

6. Staff recommends motion to approve:

**A)** Amendment 001 to Standard Agreement No. IP018-9500 (R2018-1978) for Emergency Home Energy Assistance Program (EHEAP) with the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. (AAA), for the period October 1, 2018 through September 30, 2019, to revise, amend, and replace portions of the standard agreement and increase overall funding by \$16,000 to provide home energy assistance to Palm Beach County seniors; and

**B)** a budget amendment of \$17,364 in the Division of Senior Services Administration Fund to align the budget to the actual grant award.

**SUMMARY:** EHEAP is funded by the U.S. Department of Health and Human Services via AAA and provides an emergency home energy assistance program for seniors. The purpose of Amendment No. 001 is to revise the funding allocation for the Grant Year 2018-2019 agreement period and also extend the agreement period through September 30, 2019. EHEAP services were provided to seniors aged 60 and older experiencing a home energy emergency. Seniors who are unable to pay their electric bills can receive financial assistance up to twice a year, once during the heating season (October – March) and once during the cooling season (April – September). Under this contract to date, 264 seniors received services and 136 more seniors are estimated to be served by the end of this contract period, for an approximate total of 400 seniors who will receive energy payment assistance services. DOSS is responsible for providing services north of Hypoluxo Road. The areas of service include all of the districts, excluding portions of Districts 3, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. Sufficient funding is included in the current budget to meet County obligations. **No additional funds are required for this amendment.** (Division of Senior Services) Countywide, except for portions of Districts 3, 4, 5, & 7 south of Hypoluxo Road (HH)

7. Staff recommends motion to approve: a Host Agency Agreement with the American Association of Retired Persons (AARP) Foundation, Inc. Senior Community Service Employment Agency, for the period July 1, 2019 through June 30, 2020, to place seniors with work assignments based on their skills, experience, knowledge and abilities. **SUMMARY:** This agreement allows AARP to assign seniors, aged 55 and over, whose annual incomes are at 125% of the poverty level or below to work experiences. AARP facilitates the utilization of seniors in work assignments within the Community Services and Public Safety Departments. Seniors are given opportunities to gain meaningful work experiences and are compensated through AARP for the hours they work per week. Seniors can work up to 20 hours per week. Each senior will be matched with work assignment based on their skills, experience, knowledge and abilities and are utilized on an as needed basis. Currently, there is a total of seven seniors assisting in the Community Services Department and Victim Services. The seniors assist with various duties, such as filing, data entry, answering phones, greeting clients, and other duties as permitted by the agreement. **No County funds are required.** (Community Services Department) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

8. Staff recommends motion to approve: a Memorandum of Understanding (MOU) with CareerSource Palm Beach County, Inc. (CareerSource), for the period August 1, 2019 through July 31, 2021 for delivery of workforce program services to migrant/seasonal farmworkers. **SUMMARY:** The MOU will establish an organizational framework to integrate the delivery of workforce program services into the one-stop delivery system. The MOU satisfies the program delivery requirement contained in the Workforce Innovation and Opportunity Act. The MOU defines the partnership between the County and CareerSource to provide workforce services to farmworkers in a coordinated, seamless and customer friendly manner within the one-stop delivery system. CareerSource strives to place farmworkers in permanent, year-round employment. They will provide direct services, including a computerized job bank, career center resources, and access to computers, fax machines, telephones and copy machines, as well as access to a CareerSource Career Consultant to assist with job searching, career assessment and/or training. In FY 2017, in collaboration with CareerSource, the Palm Beach County Farmworker Career Development Program (FCDP) placed 31 migrant/seasonal farmworkers in permanent, year-round, employment and in FY 2018, 22 migrant/seasonal farmworkers obtained permanent, year-round employment. Under this MOU, the FCDP, in collaboration with CareerSource, will serve approximately 38 migrant/seasonal farmworkers seeking permanent, year-round employment. **No County funds are required.** (Community Action Program) Countywide (HH)
9. Staff recommends motion to approve: a Memorandum of Understanding (MOU) with Nurse Assistant Training School, Inc. d/b/a Academy for Nursing and Health Occupations (the School), for the period June 4, 2019 through June 3, 2022, to provide student interns with work training experience. **SUMMARY:** This MOU will facilitate the utilization of student interns with an unpaid internship. The student interns will work with County employees under close supervision to increase their employability skills. The Community Services Department (CSD) will provide students with hands-on, real world experiences in a work setting. The student interns will be able to integrate and use their knowledge and skills from the classroom into a real work environment. The student interns will be primarily placed in the Division of Senior Services Adult Day Care and Senior Centers, where they will conduct non-invasive health screenings, such as blood pressure checks and coordinate health and wellness education presentations. During the last contract period, between 10 to 15 student interns participated in the internship program. CSD anticipates the same number of student interns to participate under this new contract. There is no cost to the County to participate in this program. (Community Services Department) Countywide (HH)
10. Staff recommends motion to approve: a Use of Facility Agreement for Non-Governmental Entities with MorseLife Home Care Inc. (MorseLife), for the period July 7, 2019 through July 6, 2021, in an amount not to exceed \$44,306, to provide a kosher congregate meal site and kosher meals for seniors. **SUMMARY:** This agreement enables DOSS to operate a kosher congregate meal site for seniors at no cost to the County for space or energy usage. MorseLife provides kosher meals at the site to seniors who require kosher meals. MorseLife served 3,957 meals to 72 seniors in Calendar Year (CY) 2017 and served 3,264 meals to 55 seniors in CY 2018. The number of seniors served in any CY is based on attendance and attrition. The estimated number of meals to be served under this contract is 4,280. DOSS will reimburse MorseLife for the cost per meal. The estimated total cost of the meals is \$44,306 funded with County dollars. Sufficient funding is included in the current budget to meet County obligations. DOSS is responsible for providing services north of Hypoluxo Road. The areas of service include the entire County, excluding portions of District 3, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Senior Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. **No additional County funds are required.** (Division of Senior Services) Countywide except for portions of Districts 3, 4, 5, and 7 south of Hypoluxo Road. (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

11. Staff recommends motion to approve: an agreement between the Palm Beach County Board of County Commissioners and The Homeless Coalition of Palm Beach County, Inc. for Mutual Cooperation, for the period July 2, 2019 through September 30, 2029, in an amount totaling \$1,537,500, of which \$37,500 is budgeted in FY 2019 with an anticipated annual allocation of \$150,000 in each subsequent fiscal year, contingent upon a budgetary appropriation by the Board of County Commissioners (the Board); to support the implementation of, and provide fundraising activities for, the Community Plan to End Homelessness in Palm Beach County (Community Plan). **SUMMARY:** The Homeless Coalition of Palm Beach County, Inc. (Coalition) was established in 1983 as a private non-profit corporation committed to advocating and educating on behalf of the homeless and has continued these efforts to date. Following the adoption of the Ten-Year Plan to End Homelessness in 2008 (The Plan), the Board approved an agreement with the Coalition to assist with The Plan's implementation and to conduct fundraising activities in support of it. The agreement included the appointment of an Executive Director and support staff for the Coalition, which were to be employed by the County. Under the terms of this new Agreement, the Executive Director, which will be entitled Chief Executive Officer, and support staff, shall be employees of the Coalition. The Chief Executive Officer's role will fundraising activities to support and further the goals of the Community Plan. The Chief Executive Officer will work with the County, community partners and stakeholders to evaluate and implement plan recommendations to the extent practical, in accordance with the goals and objectives of the parties and plan participants. This agreement will be funded by the elimination of two vacant positions. Uwe Naujak, an employee of The Homeless Coalition of Palm Beach County, Inc., is also a member of the Homeless Advisory Board (HAB). The HAB provides no regulation, oversight, management, or policy-setting recommendations regarding the agency contract listed above. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Section 2-443, of the Palm Beach County Code of Ethics. (Division of Human & Veteran Services) Countywide (HH)

F. AIRPORTS

1. Staff recommends motion to approve: an Automated Teller Machine Concession Agreement (Agreement) at the Palm Beach International Airport (PBI) with Communitel, Inc. (Communitel), commencing October 1, 2019, for an initial term of three years with one two-year renewal option, for payment of an initial minimum annual guarantee (MAG) of \$15,000. **SUMMARY:** The Agreement provides for the installation, operation, and maintenance of automated teller machines (ATMs) at PBI. Communitel is a Florida corporation with its principal place of business in Miami, FL, and currently provides ATM service at PBI (R2014-1289). Communitel will pay the greater of a MAG or a privilege fee equal to 60% of annual transaction fees. The initial MAG of \$15,000 may be adjusted annually to 85% of the privilege fee for the preceding year, but never less than \$15,000. Communitel will maintain five ATMs. Communitel is an Airport Concession Disadvantaged Business Enterprise (ACDBE)-certified firm and will provide 100% ACDBE participation under this Agreement. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

2. **Staff recommends motion to receive and file:** a Terminal Space Lease Agreement (Agreement) with American Sales and Management Organization, LLC, a Florida limited liability company (ASMO), commencing May 17, 2019, and terminating on September 30, 2019 (Initial Term), and automatically renewing on an annual basis each October 1st to September 30th until canceled, for ASMO to lease approximately 352 square feet of ticket office space in the Palm Beach International Airport (PBI) terminal building for payment of rental in the amount of \$10,237.99 for the Initial Term. **SUMMARY:** ASMO provides aeronautical services, including skycap and wheelchair services to airlines at PBI. The Agreement provides for the lease of 352 square feet of terminal space. Delegation of authority for execution of the standard form Terminal Space Lease Agreement was approved by the Board pursuant to R2018-0995. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to receive and file:** Annual Report from the Boca Raton CRA. **SUMMARY:** The Boca Raton CRA has submitted its Annual Report as per Florida Statute 163.356(3)(c). Countywide (DB)
2. **Staff recommends motion to receive and file:** Proposed FY 2020 Operating Budget for the Seminole Improvement District. **SUMMARY:** The Seminole Improvement District has submitted its Proposed FY 2020 Operating Budget. Countywide (DB)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to:

**A) approve** a budget amendment of \$1,129,700 in the Public Building Improvement Fund recognizing revenue received and to increase the Forensic Sciences and Technology Facility project budget account; and

**B) authorize** the transfer of all assets, purchased pursuant to the project, to the Sheriff at completion of construction for tracking, maintenance and renewal/replacement.

**SUMMARY:** This budget amendment establishes the project budget for the County to purchase and install furniture for the new Palm Beach County Sheriff's Office (PBSO) Forensic Sciences and Technology Facility. While all of these purchases are the responsibility of the County, historically the Board has placed the funds needed for the purchase of non-fixed equipment in the Sheriff's budget so that the PBSO is responsible for the ordering, tracking, maintenance renewal and replacement of such items. Fixed equipment is purchased, tracked and maintained by Facilities Development and Operations (FDO). PBSO and County staff have determined that it is in the best interests of both parties to have the procurement of the furniture undertaken by the County to ensure the proper coordination between the specification and construction preparation in terms of installation and delivery. At the completion of construction, staff is recommending that all assets purchased from this funding be transferred back to the Sheriff for tracking, maintenance and renewal/ replacement. (FDO Admin) Countywide/District 2 (LDC)

2. Staff recommends motion to approve: an increase in the maximum dollar value of the Minor Construction annual contracts by \$1,500,000 for general construction services on a continuing contract basis. **SUMMARY:** On February 3, 2015, the Board initially approved the annual Minor Construction contracts for an initial term of one year, with four renewal options each for a period of one year, at the sole option of the County. During the first four years of the Contract, the County awarded \$8,080,597.92 in work orders. Staff is requesting the cumulative limit be increased by \$1,500,000 for a total cumulative value of \$10,500,000 in order to accommodate the current and anticipated projects expected to be accomplished between now and February 2020, the contract expiration. Work is to be awarded as work orders on a lump-sum, competitively quoted basis among the pool of 17 pre-qualified contractors. Since contractors are able to become pre-qualified and join the bidding pool at any time, the large increase in contract capacity is not anti-competitive. The annual contract was presented to the Goal Setting Committee on January 2, 2019 and an API of Sheltered Market was applied for projects under \$100,000. S/M/WBE actual participation will be identified on each work order, and will be tracked cumulatively for each work order issued. Current cumulative S/M/WBE participation for all work orders to-date is 56.97% (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve: Consultant Services Authorization (CSA) No. 12 with Leo A. Daly Company (R2015-1459) to provide architectural/engineering services for the East and South Tower of the Main Detention Center Phase 3 Renewal/Replacement project located at 3228 Gun Club Road in West Palm Beach in the amount of \$1,152,891. The period of service shall be 800 calendar days or until the construction achieves final completion. **SUMMARY:** CSA No. 12 authorizes the next phase of design services for the renewal/replacement of the air conditioning, closed circuit television (CCTV), plumbing, security doors/frames/hardware, fire sprinkler work, roofing, painting and miscellaneous improvements at both the East and South Towers of the Main Detention Center in accordance with Leo A. Daly's proposal dated June 3, 2019. The construction cost for this phase of the work is estimated at \$15.2M. The solicitation for design professionals for this multi-phase project was advertised on May 31, 2015 according to the SBE Ordinance in place at the time. The Small Business Enterprise goal established by the SBE Ordinance was 15%. SBE participation under this CSA is 33.3%. Overall SBE participation on this contract is 22.6%. **Funding for this project is from Infrastructure Sales Tax.** Leo A. Daly is a national business with a Palm Beach County office and will be using Palm Beach County subconsultants for a majority of the work. (Capital Improvements Division) Countywide/District 2 (LDC)
  
4. Staff recommends motion to approve: a second amendment to Interlocal Agreement R2012-0882 as amended by Assignment Agreement R2015-0554 and by the First Amendment R2018-0744 between the Health Care District of Palm Beach County (HCD) and Palm Beach County for the continued provision of adult and pediatric primary care medical services at the Homeless Resource Center n/k/a the Senator Philip D. Lewis Center (Lewis Center) located at 1000 45<sup>th</sup> Street in the City of West Palm Beach retroactively from May 9, 2019 to May 10, 2020. **SUMMARY:** On January 12, 2010, the County entered into an Interlocal Agreement with the City of West Palm Beach (R2010-0137) for the County's purchase of City of West Palm Beach owned property on which the Lewis Center would be operated. The purchase agreement contained conditions which required that: (i) the Lewis Center include a health clinic providing access to services on a 24-hour basis, 365 days per year; and (ii) partnerships be entered into with public medical service providers to deliver primary care and basic medical services to the Lewis Center clients after the normal business hours of the public health centers. The Lewis Center includes a 2,773 square foot health clinic (Clinic) for Lewis Center clients only and it is not available to the general homeless population at large. After the Assignment Agreement, the HCD has provided the primary medical care and basic medical services for the Lewis Center clients pursuant to Interlocal Agreement (R2012-0882), as Amended by R2015-0554, and by the First Amendment R2018-0744, which expired on May 9, 2019. This second amendment extends the term of the agreement, and updates the standard County nondiscrimination provision. All other terms and conditions of the Interlocal Agreement remain the same. (FDO Admin) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

5. ~~Staff recommends motion to:~~ MOVED TO REGULAR – NOW 5F-1

~~A) approve a contract with PGAL, Inc. to provide professional architectural/engineering design, programming, site plan approval, permitting, and construction administration services for the Animal Care and Control Renewal/Replacement/Renovation Project (ACC R/R/R) located at 7100 Belvedere Road in West Palm Beach for a period of three years or until the construction achieves final completion; and~~

~~B) authorize the County Administrator or designee to execute Consultant Services Authorization (CSA) No. 1 in an amount not to exceed \$200,000.~~

~~**SUMMARY:** The ACC R/R/R Project is located on a +/- 13.74 acre site located at 7100 Belvedere Road in West Palm Beach. The Facility was constructed in the early 1990's and has remained in continuous operation ever since. In 2017, as part of the County's Infrastructure Sales Tax initiative, \$21,000,000 was identified for the ACC R/R/R Project that was to begin in 2019 and would renew and replace base building systems but also include the construction, dedication or re-assignment of space to create indoor/outdoor facilities, dedicated lobbies, specialized storage and efficient site access/circulation in order to properly address the facilities daily operational requirements. On January 29, 2019, the Board held a workshop and directed staff to prepare a more in-depth programming study (Comparative Study) which: **1)** validates/confirms the program/needs, and **2)** specifically looks at opportunities, challenges and costs, including continuity of operations during construction of an entirely new facility on the existing site versus accomplishing the project via the R/R/R approach currently contemplated. The Comparative Study will be developed in conjunction with public input via targeted public outreach sessions which will be facilitated by the Consultant team. The results of the Comparative Study will be evaluated by the County in order to determine the most appropriate solution (or some combination) to be used as the scope of the project to be designed. Following the Comparative Study, further professional services will include site planning, programming, design, construction documents, permitting and construction administration services. In order to meet the schedule distributed on February 15, 2019 and authorize consultant services for the Comparative Study prior to the first public input meeting in mid-July, staff is requesting authorization for the County Administrator to execute CSA No. 1. The prime design consultant PGAL, Inc. was selected under Board-adopted procedures for this project. To ensure that the specific and unique design considerations necessary for this project are incorporated, PGAL, Inc. has engaged, as a sub-consultant, Animal Arts, a nationally recognized design firm that specializes exclusively in animal care facilities. PGAL, Inc. is a business with a Palm Beach County office and will be using eight Small Business Enterprise (SBE) and Minority/Women Business Enterprise (M/WBE) Palm Beach County sub-consultants for the work. The solicitation for design professionals was advertised on March 17, 2019 according to the Equal Business Opportunity Program, with the final selection taking place on May 29, 2019. The Goal Setting Committee on March 6, 2019 established an Affirmative Procurement Initiatives (API) requiring a minimum mandatory goal of 20% SBE participation. The prime consultant is not an SBE but has committed to 32% sub-consultants that are S/W/MBE's. (Capital Improvements Division) District 2 (LDC)~~

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. Staff recommends motion to approve:

**A)** a budget transfer of \$14,000 in the Housing and Community Development Fund;

**B)** a budget amendment of \$14,000 in the Public Building Fund to increase the project line to \$268,000; and

**C)** Amendment No. 3 to the contract with Lebolo Construction Management, Inc. (R2018-1161) in the amount of \$265,246 for the Senator Philip D. Lewis Homeless Resource Center (Lewis Center) renovations located in West Palm Beach, establishing a Guaranteed Maximum Price (GMP) for construction management services for a period of 166 calendar days from the notice to proceed.

**SUMMARY:** Amendment No. 3 authorizes construction management services for the interior modifications at Lewis Center, located at 1000 45<sup>th</sup> Street in West Palm Beach to accommodate a Navigation Unit to assist homeless families and/or individuals. The Navigation Center is a resource-based one-stop unit to direct clients to the various programs to meet their specific needs. It serves to match clients with specific agencies both internal and external to the Lewis Center and was a critical part of the original programming for the facility. Funding for this project has been provided by from the Community Development Block Grant (CDBG) Program in the amount of \$254,000, which requires no local match. The work was competitively solicited by Lebolo Construction Management, Inc. utilizing the Federal Requirements provided by Department of Housing & Economic Sustainability (DHES) and the bid came in higher than the estimate, plus a contingency was added, which necessitated the additional funds and budget transfer of \$14,000. This project has a 22.4% minority and 6.9% female participation goal established. Lebolo Construction Management, Inc. minority participation for this amendment is a total of 51% including 24% female participation. Lebolo Construction Management, Inc. is a Palm Beach County business. (Capital Improvements Division) District 7/Countywide (LDC)

7. Staff recommends motion to approve: an Amended and Restated Interlocal Agreement (Agreement) with the Florida Department of Highway Safety and Motor Vehicles, division of the Florida Highway Patrol (Agency) allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Agency for a period of five years upon execution of this Agreement. **SUMMARY:** This Agreement provides the terms and conditions under which the Agency can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement terminates and replaces the Interlocal Agreement (R2014-0773) between County and Agency, and adds the procedure to be followed to obtain a Federal Shared Encryption Key for direct radio interoperability with Federal Agencies. The County's System will not be utilized for routine operational communications by the Agency. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Agency is required to pay all costs associated with the Agency's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. **Staff recommends motion to approve:** an agreement with the State of Florida, State Attorney's Office, 15<sup>th</sup> Judicial Circuit (Participant) to allow for direct access to the County's Public Safety Radio System (System) from July 2, 2019 through July 1, 2024. **SUMMARY:** This agreement provides the terms and conditions under which the Participant can directly access the System. This agreement terminates and replaces the Agreement R2014-0927 between the County and the Participant. The terms of this agreement are standard and have been offered to all municipalities and local branches of State/Federal agencies where connection through an established municipal hub is not technically feasible. The Participant has been interoperable with the County's System since 2001. The annual fees are consistent with those being charged to County Departments. In addition, the Participant is required to pay all costs associated with Participant's subscriber units and to comply with the established operating procedures for the System. This agreement provides for an initial term of five years with two renewal options, each for a period of five years. This agreement may be terminated by either party, with or without cause on October 1<sup>st</sup> of any year, with a minimum of six months' notice. (ESS) Countywide (LDC)
  
9. **Staff recommends motion to approve:** an Amended and Restated Interlocal Agreement (Agreement) with the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives (Agency), allowing for interoperable communications through the countywide common talk groups of the County's Public Safety Radio System (County's System) to the Agency for a period of five years upon execution of this Agreement. **SUMMARY:** This Agreement provides the terms and conditions under which the Agency can program into its radios and utilize the countywide common talk groups for certain types of inter-agency communications. This Agreement terminates and replaces the Interlocal Agreement (R2012-0565) between County and Agency, amended by First Amendment R2017-0637. The County's System will not be utilized for routine operational communications by the Agency. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Agency is required to pay all costs associated with the Agency's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)
  
10. **Staff recommends motion to approve:** an Amended and Restated Agreement (Agreement) with Delray Medical Center, Inc., a Florida For Profit Corporation licensed to do business in the State of Florida (Hospital), allowing for interoperable communications through the countywide EMS and common talk groups of the County's Public Safety Radio System (County's System) to the Hospital for a period of five years upon execution of this Agreement. **SUMMARY:** This Agreement provides the terms and conditions under which the Hospital can program into its radios and utilize the countywide EMS and common talk groups for certain types of inter-Agency communications. This Agreement terminates and replaces the Agreement R2015-1115 between County and Hospital. The County's System will not be utilized for routine operational communications by the Hospital. The terms of the Agreement are standard and have been offered to all municipalities and local branches of state and federal agencies and ambulance service providers with 800 MHz trunked radio capabilities. There are no charges associated with this Agreement. The Hospital is required to pay all costs associated with the Hospital's subscriber units and to comply with the established operating procedures for the County's System. This Agreement provides for an initial term of five years with two renewal options, each for a period of five years. This Agreement may be terminated by either party, with or without cause, upon ten days prior written notice to the other party. (ESS) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

11. Staff recommends motion to approve: a Permanent Sidewalk and Temporary Construction Easement in favor of Indian Trail Improvement District (ITID) for a public sidewalk constructed along the northern boundary of County Pines at Samuel Friedland Park. **SUMMARY:** County Pines at Samuel Friedland Park is located on the south side of Hamlin Boulevard west of 180<sup>th</sup> Avenue North in Loxahatchee. ITID has been awarded grant funding from the Palm Beach County Transportation Planning Agency – Transportation Alternatives Program and Local Initiative Program for FDOT's design and construction of a sidewalk on the south side of Hamlin Boulevard from 180<sup>th</sup> Avenue North west to 190<sup>th</sup> Street North. The Parks Department has reviewed this project and has no objection to the sidewalk crossing over the north perimeter of the park. The project will require a temporary construction easement over two areas for access and staging of equipment on site and a permanent sidewalk easement for the actual 6 foot wide sidewalk. The temporary construction easement shall terminate upon the completion of sidewalk construction or December 31, 2021, whichever is earlier. The permanent sidewalk easement is 6 feet wide, approximately 2,078 feet in length and covers an area of 12,567 square feet, (.29 acres). This easement will be granted at no charge as it is for the benefit of the public and will be recorded in the Public Records of Palm Beach County, Florida. (PREM) District 6 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC SUSTAINABILITY

1. Staff recommends motion to approve: a “Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan” for the Palm Beach County Housing Authority (PBCHA) in connection with their Fiscal Year 2019 Annual Public Housing Authority Plan (APHAP). **SUMMARY:** Staff recommends Board of County Commissioners’ (BCC) approval of the “Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan”. The Department of Housing and Economic Sustainability (DHES) has reviewed the PBCHA’s APHAP for Fiscal Year 2019-2020 and determined that the goals, objectives and plans outlined therein are consistent with those outlined in the Palm Beach County FY 2015-2020 Consolidated Plan. The U.S. Department of Housing and Urban Development (HUD) requires the County to confirm that the plans and programs outlined in their APHAP are consistent with those set forth in the County’s Consolidated Plan. Confirmation of this consistency is documented through a “Certification by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated Plan.” The overall goal of the PBCHA is to serve the housing needs of low-income, very low-income and extremely low-income families by expanding and upgrading the supply and quality of its assisted units. Specifically, the APHAP will target available assistance to: households with incomes of no more than 30% of the Area Median Income (AMI) and 50% of the AMI; the elderly; and families with disabilities. The PBCHA will also implement improved safety measures in its properties and will seek to increase and geographically deconcentrate the number of housing units owned. The County’s Fiscal Year 2015-2020 Consolidated Plan identified the need for rental housing which is affordable to families with incomes of up to 80% AMI, and acknowledged the need for more affordable rental housing for elderly and disabled families, among others. Countywide (HJF)

2. Staff recommends motion to receive and file: the following documents:

**A)** the first amendment to the Grant Agreement (R2018-1680) with Florida Atlantic University Board of Trustees (FAU); and

**B)** Amendment 003 to the Agreement (R2016-0567) with the City of South Bay under the Community Development Block Grant (CDBG) Program.

**SUMMARY:** Staff recommends that the Board of County Commissioners (BCC) receive and file the above listed documents. The first amendment with FAU corrects a scrivener’s error and provides the Florida Statutes reference for reporting requirements. Amendment 003 with the City of South Bay provides \$112,500 in additional CDBG funding for park improvements at Tanner Park (repave and restripe parking lot, repaint car stops, install new walking path and extend concrete slab adjacent to tennis court) and revises the Monthly Performance Requirements for project implementation. The attached documents to this agenda item have been executed on behalf of the BCC by the Director of the Department of Housing and Economic Sustainability in accordance with Agenda Item 3I-4 and 5C-2, as approved by the BCC on December 5, 2017, and October 16, 2018, respectively. In accordance with County PPM CW-0-051, all delegated contracts, agreements and grants must be submitted by the initiating department as a receive and file agenda item. **Federal CDBG funds do not require a local match.** Districts 1 & 6 (HJF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. **Staff recommends motion to receive and file:** Work Authorization (WA) No. 12 to the Pipeline Continuing Construction Contract (Contract) with Hinterland Group Inc., (Contractor) for the Water Main Stub-Outs and Fire Hydrant Installations along 60<sup>th</sup> Place North from 110<sup>th</sup> Avenue to 180<sup>th</sup> Avenue N (Project) in the amount of \$401,253.98. **SUMMARY:** On January 10, 2017, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract (R2017-0072) with Contractor. WA No. 12 provides for the installation of various stub-outs and fire hydrants on the water main along 60<sup>th</sup> Place North, from 110<sup>th</sup> Avenue to 180<sup>th</sup> Avenue North and will include valves, associated appurtenances and site restoration in accordance with the construction documents and governing regulations. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Ordinance on October 16, 2018. The Small Business Enterprise (SBE) participation goal established by the 2002 SBE Ordinance under which this Project was solicited is 15% overall. WA No. 12 provides for 100% overall SBE participation. The cumulative SBE participation to date including WA No. 12 is 100%. The Contractor is a Palm Beach County company. The Project is included in the WUD FY19 budget. (WUD Project No. 14-064) District 6 (MJ)
  
2. **Staff recommends motion to approve:** Work Authorization (WA) No. 29 to the Contract with Johnson-Davis Incorporated (Contractor) for the Century Village Water System Valve Program Year 2 (Project) in the amount of \$358,682.05. **SUMMARY:** On July 12, 2016, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract (R2016-0902) with the Contractor. WA No. 29 provides for the installation of approximately 48 gate valves varying in sizes; associated appurtenances and site restoration throughout the existing water distribution system in the neighborhoods of Camden, Windsor, Somerset, Bedford and Dover within Century Village located in West Palm Beach. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Ordinance on October 16, 2018. The SBE participation goal established under the 2002 Ordinance was 15% overall participation. The Contract provides for 3.28% SBE participation. WA No. 29 includes 5.01% SBE participation. The cumulative SBE participation including WA No. 29 is 11.27%. The Contractor is a Palm Beach County Company. The Project is included in the WUD FY19 budget. (WUD Project No.19-052) District 2 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

3. Staff recommends motion to approve: Amendment No. 1 to the contract for Consulting/Professional Services - Southern Region Water Reclamation Facility (SRWRF) Engineering Services for Headworks and Effluent Transfer Pumping Improvements (Contract) with Hazen and Sawyer, P.C., (Consultant) to extend the term of the Contract for an additional 274 calendar days. **SUMMARY:** On July 12, 2016, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract (R2016-0905) with Consultant to provide engineering services during design, permitting, bidding and construction phase services for the Southern Region Headworks and Effluent Transfer Pumping Improvement (Project) at SRWRF. Amendment No. 1 will extend the term of the Contract to accommodate delays experienced in the construction of the Project. At present, there are available funds remaining in the Contract to support the ongoing construction services provided by the Consultant. Therefore, Amendment No.1 adds time only, extending the term of the Contract 274 calendar days. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Ordinance on October 16, 2018. The SBE participation goal established by the 2002 SBE Ordinance was 15% overall participation. The Contract provides for a 20% SBE participation which includes 12% overall M/WBE participation, 10% MBE (H), 1% MBE (B), 1% MBE (O) and 8% WBE. Amendment No.1 includes an overall SBE participation of 0%. The cumulative SBE and M/WBE participation, including Amendment No.1 is 38.15% SBE overall participation with 14.809% MBE (H) and 23.341% MBE (O) participation. The Consultant is headquartered in New York, New York, however maintains an office in Palm Beach County from which the majority of the work will be undertaken. The Project is included the WUD FY19 budget. (WUD Project No. 15-095) District 5 (MJ)
  
4. Staff recommends motion to approve: a Settlement Agreement and Mutual Release (Agreement) with Rohl Networks LP (Rohl) in the amount of ~~\$242,394.81~~ \$242,394.89. **SUMMARY:** The County and Rohl entered into a contract dated September 13, 2016 (County Resolution No. R2016-1167) (Construction Contract) to provide construction services related to the SW Belle Glade Water Services Replacement Project Zone 2 East (Project). Certain disputes have arisen between the County and Rohl in relation to the Project, with the County asserting claims against Rohl related to the untimely completion of the Project, certain construction defects, and other issues. Rohl has asserted claims against the County related to preexisting field conditions, construction drawings, and other issues. In an effort to amicably resolve the claims and avoid the risks and costs inherent in litigation, the Agreement settles all claims related to the Construction Contract and the Project and provides for a mutual release of all related claims. Under the Agreement, the County agrees to pay Rohl ~~\$242,394.81~~ \$242,394.89 as final payment for all sums owing under the Construction Contract. This amount includes a payment of ~~\$160,731.24~~ \$160,731.29 for all remaining Retainage on the Construction Contract, \$73,881.60 for bid item #83 final quantity adjustment, and \$7,782 for Change Order #6. Rohl's original request for Change Order #6 was for \$721,776. In addition, there are currently \$460,000 in disputed Pay Application requests. The County will also waive liquidated damages for both substantial completion (56 days at \$1,000/day) and final completion (\$500/day). No Final Completion Date was set for the Project due to the ongoing dispute and Rohl not submitting the required documentation to achieve final completion. The project was placed in operation on February 1, 2018. In addition, Rohl agrees not to submit a bid, proposal, or any other response to any Initiation for Bids, Request for Proposals, or any other procurement issued by the Palm Beach County Water Utilities Department for two years following the effective date of this Agreement. (WUD Project No 14-015) District 6 (MJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

5. Staff recommends motion to approve: Work Authorization (WA) No. 3 to the Contract for Optimization and Improvements Design-Build (Contract) with Cardinal Contractors, Inc., for the Water Treatment Plant (WTP) No. 8 Lime System and Process Improvements (Project) in the amount of \$1,942,000. **SUMMARY:** On January 15, 2019, the Board of County Commissioners (BCC) approved the Water Utilities Department (WUD) Contract (R2019-0100) with Cardinal Contractors, Inc. WA No. 3 provides for replacement of the lime pumping delivery system, redirecting process water flow to eliminate waste stream to the sanitary sewer at WTP No. 8. This contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Opportunity Ordinance on October 16, 2018. The SBE participation goal established under the 2002 Ordinance was 15% overall participation. The contract provides for 31% SBE participation which includes 21% M/WBE participation, 16% MBE (H) and 5% MBE (O). WA No. 3 includes 34.02% SBE, 10.52% MBE (B) and 5.94% MBE (O) participation. The cumulative SBE and M/WBE participation including WA No. 3 is 26.74% SBE, 5.05% MBE (B) and 5.29% MBE (O) participation. Cardinal Contractors, Inc., is headquartered in Sunrise, Florida but maintains an office in Palm Beach County from which the majority of the work under WA No. 3 will be undertaken. The Project is included in the WUD FY19 budget. (WUD Project No. 19-038) Districts 2 (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to:

**A) approve** a Lease Agreement (Agreement) with the Florida Inland Navigation District (FIND) for the occupancy and use of Material Storage Area (MSA) 617-C as a construction staging site beginning upon execution and expiring on October 30, 2019; and

**B) authorize** the County Administrator or designee to sign all future time extensions, task assignments, and other forms associated with this Agreement, and any necessary minor amendments that do not significantly change the scope of work, terms, or conditions of this Agreement.

**SUMMARY:** This Agreement provides for temporary occupancy and use of FIND's waterfront site MSA 617-C as a staging site for materials and construction equipment associated with ongoing construction of the Tarpon Cove restoration project within Lake Worth Lagoon. The 15 acre parcel located along the Intracoastal Waterway west of Ellison Wilson Road will be utilized by County contractors to receive, stage and load materials such as rock and sand for transport to the Tarpon Cove project site. Work will occur weekdays from 8:00am to 6:00pm only. Materials staged onsite will be used to complete the construction of intertidal islands from the 85,000 cubic yards of sand material donated by the FIND maintenance dredging of the Intracoastal Waterway that provided an estimated cost savings of \$4.5 million to the county. The lease provides that if the County defaults in the performance of any of the lease terms, refuses to give up possession at the termination of the lease, or is the unsuccessful party in any litigation arising between the parties under the Lease, the County will be liable to pay FIND's attorney's fees and enforcement costs incurred during mediation, arbitration, trial, appeal, post-judgment proceedings, and bankruptcy and administrative proceedings. District 1 (SS)

2. Staff recommends motion to:

**A) approve** Lease Agreement – Sawfish Island (Agreement) with the Florida Inland Navigation District (FIND) for the restoration and management of an approximate 9.7-acre tract of land known as Sawfish Island for a period of 30 years commencing on July 1, 2019 and terminating on July 1, 2049; and

**B) authorize** the County Administrator or designee to sign all future time extensions, task assignments, and other forms associated with this Agreement, and any necessary minor amendments that do not significantly change the scope of work, terms, or conditions of this Agreement.

**SUMMARY:** This Agreement provides for the environmental restoration and long-term management of the 9.7-acre Sawfish Island parcel, located on the west side of the Intracoastal Waterway and north of Fullerton Island, in Jupiter, Florida. A grant application for 50% of the construction costs, estimated at \$740,022, was approved by the Board of County Commissioners on March 12, 2019 (R2019-0326). Pending approval of the FIND grant, improvements to this site would include the removal of exotic vegetation and spoil material, and the construction of public kayak landings and an overlook tower. The pending FIND grant to restore the parcel may be matched from Manatee Protection or County Vessel Registration Funds. The lease provides that if the County defaults in the performance of any of the lease terms, refuses to give up possession at the termination of the lease, or is the unsuccessful party in any litigation arising between the parties under the Lease, the County will be liable to pay FIND's attorney's fees and enforcement costs incurred during mediation, arbitration, trial, appeal, post-judgment proceedings, and bankruptcy and administrative proceedings. District 1 (SF)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. [Staff recommends motion to receive and file:](#) the following executed Entertainment Contractor Agreement between Palm Beach County and Richard Benjamin, The Fabulons, Canyon Amphitheater, on May 18, 2019. **SUMMARY:** This Entertainment Contractor Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 2008-1109, amended by Resolutions 2010-0644, 2014-0168 and 2017-1367. The Department is now submitting this Agreement in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating department to the Board as a receive and file agenda item. District 5 (AH)
2. [Staff recommends motion to receive and file:](#) the following first amendment to the Independent Contractor Agreement between Palm Beach County and Sally Welsh-Chapela, Water fitness classes, CMAA Therapeutic Recreation Complex, to include Sunday programming for the period April 1, 2019 through September 30, 2019. **SUMMARY:** This Independent Contractor Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of the Parks and Recreation Department in accordance with Resolution 94-422, amended by Resolutions 2002-2103, 2007-0409, 2012-0168 and 2017-0822. The Department is now submitting this Agreement in accordance with County PPM CW-O-051, which requires all delegated agreements to be submitted by the initiating department to the Board as a receive and file agenda item. District 3 (AH)

P. COOPERATIVE EXTENSION SERVICE

1. [Staff recommends motion to:](#)
  - A) accept** the donation of \$68,000 from the Friends of the Mounts Botanical Garden, Inc. (Friends) to continue to fund the architectural design work and cover the scope of services of construction documents, bidding and negotiation, preparation and permitting submissions and construction administration for the renovation and expansion of the Garden Shop in the Mounts Botanical Garden of Palm Beach County (Garden); and
  - B) approve** a budget amendment (Fund 3804) that allows Facilities Development and Operations (FDO) to collect the \$68,000 to be used for Cooperative Extension's Garden Shop project.

**SUMMARY:** The Cooperative Extension Department is working with FDO to renovate and expand the Garden Shop in the Garden. The renovation and expansion of the Garden Shop will further enhance the Garden allowing for more foot traffic and tourism appeal. No ad valorem funding is required for this project. District 7 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

**A) approve** contracts for the provision of services with the below-listed agencies, for the period of July 2, 2019 through September 30, 2020, in an amount not to exceed \$313,257 to provide services to implement the PalmFUSE (Frequent Users Systems Engagement) Program as part of the John D. and Catherine T. MacArthur Foundation Safety and Justice Challenge Grant to break the cycle of incarceration and homelessness for frequent low-level defendants with behavioral health challenges:

1. Gulfstream Goodwill Industries, in an amount not to exceed \$156,628;
2. The Lord's Place, Inc., in an amount not to exceed \$156,629; and

**B) authorize** the County Administrator or designee to execute any amendments relating to these agreements, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budget allocations.

**SUMMARY:** Palm Beach County, via the Criminal Justice Commission (CJC), was awarded a \$2,000,000 grant from the John D. and Catherine T. MacArthur Foundation (Foundation) on October 2, 2017 for two years as a core site in the Foundation's Safety and Justice Challenge (R2017-1709). A no cost extension was granted to September 30, 2020 (R2019-0452). PalmFUSE is one of the strategies developed to reduce the jail population by identifying individuals admitted to the jail three or more times in two years who also access homeless and behavioral health services in the County. These individuals are the highest utilizers of services in these systems with repeated assessments, use of jail beds, and medical and behavioral health crisis services resulting in high costs from the cycling through these systems with no clear path for ending their cycle. From July 2016 through June 2017, Palm Beach County had 108 individuals admitted to the jail three times or more who also accessed homeless services within the County. These individuals used 5,648 jail bed days costing \$762,480 (bed days x \$135 per day). PalmFUSE seeks to stabilize these individuals in rapid rehousing with wrap-around services. Funds will be used for housing and case management services. The CJC and the Community Services Department (CSD) created a cross-departmental partnership to serve these persons and leverage departmental resources to accomplish three of the County Commission's priority areas of homelessness, substance use and behavior disorders, and public safety. CSD specializes in homeless services and a majority of the clients identified by CJC are also identified by CSD through street outreach and the Senator Philip D. Lewis Center. CSD staff have participated in the planning meetings facilitated by CJC staff and provide CJC access to the Client Management Information System (CMIS) through the Homeless and Housing Alliance (HHA) to identify clients. **No local match is required for this grant.** Countywide (LDC)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to:

**A) approve** Software License and Professional Services Agreement for application hosting services with the Government of the U.S. Virgin Islands for an annual revenue of \$164,000; and

**B) authorize** the County Administrator or designee to exercise the two successive one-year renewal options and execute change orders associated with these services.

**SUMMARY:** The Government of the U.S. Virgin Islands Software License and Professional Services Agreement R2015-0585 with Palm Beach County expired on September 30, 2018. The County recommends approving a new agreement for two years effective October 1, 2018, with the option to extend for two successive one-year terms. The Agreement is for the continued development, maintenance and hosting of the web-based Business License Application for the U.S. Virgin Islands. Due to contract formation principles under U.S. Virgin Islands' law, this agreement is being executed by the County first. Once the County receives a fully executed agreement back, a receive and file item including the fully executed Agreement will be presented. Countywide (DB)

2. Staff recommends motion to:

**A) approve** Statement of Work No. 8 to Agreement R2002-1782, as amended with CGI Technologies and Solutions, Inc. in the amount of \$35,000; and

**B) authorize** the County Administrator or designee to approve and execute additional Statements of Work associated with these services, up to a maximum dollar value of \$50,000 per Statement of Work.

**SUMMARY:** Statement of Work No. 8 provides for system modifications to the CGI Advantage Vendor Self-Service module to accommodate the new requirements related to the Equal Business Opportunity (EBO) Ordinance. Advantage Financial is the enterprise financial system for Palm Beach County and maintains accounting, budgeting, procurement, grant and fixed asset information for all agencies serving under the Board of County Commissioners. Countywide (DB)

X. PUBLIC SAFETY

1. Staff recommends motion to ratify: the Mayor's signature on the Letter of Support to work collaboratively with Florida State University (FSU) and the College of Criminology and Criminal Justice on the project being submitted by FSU under the solicitation for Evaluation of Services for Victims of Crime (NIJ-2019-15443). **SUMMARY:** The U.S. Department of Justice (DOJ) Office of Justice Programs (OJP), National Institute of Justice (NIJ), in collaboration with the Office of Victim of Crime (OVC), is seeking applications for a rigorous program evaluation of specific services for victims of crime. The Palm Beach County Division of Victim Services (DVS) and the FSU College of Criminology and Criminal Justice have successfully partnered with Drs. Turanovic and Blomberg on prior research funded by the Department of Justice OVC. The proposed project will evaluate the comprehensive services provided by DVS for all crime types, victims and survivors. Ultimately, the evaluation will lead to the identification of model victim service protocols which can be replicated and evaluated in other jurisdictions. NIJ expects to make multiple awards with an estimated total amount awarded of up to \$4 million. The emergency signature process was utilized because there was not sufficient time to submit the letter through the regular agenda item process to meet the May 6, 2019 deadline. Countywide (SF)

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN

1. Staff recommends motion to adopt: a resolution of the Board of County Commissioners of Palm Beach County (BCC), Florida, authorizing the execution and submittal of a grant application, standard assurances and grant agreement with the Florida Commission for the Transportation Disadvantaged (TD), in the amount of \$3,478,334 for the Trip & Equipment Grant Program (CSFA 55.001) to provide Palm Tran Connection Service (Connection) trips and discounted daily and monthly fixed route passes. This is a unit cost agreement and has an anticipated start date of July 1, 2019, and anticipated end date of June 30, 2020. **SUMMARY:** For FY2019-20, the County has been awarded \$3,130,501, which requires a local match of 10% or \$347,833 for a total grant agreement of \$3,478,334. This is a decrease of \$713,969 from prior year funding. The total anticipated cost to provide TD Service is \$6,732,810, which requires the County to overmatch \$3,254,476 in order to maintain the program at its current level. The required local match and overmatch are included in the proposed FY20 Budget. A budget amendment will be included when the fully executed agreement is brought to the BCC as a receive and file item. Countywide (DR)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF

1. **Staff recommends motion to approve:** a budget transfer of \$233,880 from the Law Enforcement Trust Fund (LETf) to the Palm Beach County Sheriff's Office (PBSO). **SUMMARY:** Florida Statute 932.7055(5) provides that the seizing agency shall use Forfeiture proceeds for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators, and providing matching grant funds. F.S. 932.7055(5) also requires that no less than 25% of the LETf's previous year's revenues be used for the support or operation of drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood and school resource officer programs of various non-profit organizations. The PBSO's FY 2019 donation requirement is \$177,018. The PBSO's support of these programs exemplifies its strong commitment to the prevention and reduction of crime throughout the communities it serves and its desire to put money back into these communities to support organizations that provide such services. The year-to-date transfer for all donations to outside organizations after approval of this item is \$752,880. The funds requested are to aid PBSO and qualified organizations that meet the requirements set forth in F.S. 932.7055. Use of LETf requires approval by the Board, upon request of the Sheriff. The current State LETf balance is \$1,428,513. Approval of this request will reduce the State Law Enforcement Trust Fund balance to \$1,194,633. The PBSO certifies that the use of these funds is in accordance with F.S. 932.7055. Below is a table indicating the organizations the PBSO seeks to fund and the corresponding amount of funding proposed per respective organization or agency. No new positions are needed and no additional County funds are required. Countywide (DC)

ORGANIZATION	AMOUNT
211 Palm Beach Treasure Coast, Inc.	\$30,000
A Child Is Missing, Inc.	\$5,000
A Matter of Conscience, Inc.	\$10,000
Big Dog Ranch Rescue, Inc.	\$25,000
Boys & Girls Club of Palm Beach County, Inc. (Belle Glade)	\$15,000
Boys & Girls Club of Palm Beach County, Inc. (Wellington)	\$5,000
Child Rescue Coalition, Inc.	\$15,000
Florida Fishing Academy, Inc.	\$5,000
HACER Ministry, Inc.	\$20,000
Palm Beach County Fishing Foundation, Inc.	\$3,880
Palm Beach County Sheriff's Foundation, Inc. (Shop with a Cop)	\$45,000
Palm Beach County Sheriff's Foundation, Inc. (Youth Scholarships)	\$25,000
West Palm Beach Library Foundation, Inc.	\$25,000
Zoological Society of the Palm Beaches, Inc.	\$5,000
<b>Total Amount</b>	<b>\$233,880</b>

3. CONSENT AGENDA APPROVAL

DD. WESTGATE/BELVEDERE HOMES COMMUNITY REDEVELOPMENT AGENCY

1. Staff recommends motion to approve: the following Westgate/Belvedere Homes Community Redevelopment Agency (CRA) Board Officers for a 12-month term commencing June 10, 2019 and expiring June 10, 2020.

<u>Board Member</u>	<u>Office</u>
Ronald Daniels	Chair
Joanne Ruffy	Vice-Chair

**SUMMARY:** The Westgate/Belvedere Homes CRA Board consists of seven At-Large members from residents and local businesses within the CRA boundaries. At the June 10, 2019 meeting, the CRA Commissioners elected the Chair and Vice-Chair from amongst its Board. The term shall be 12 months, beginning with the date of election. Districts 2 & 7 (RB)

2. Staff recommends motion to approve: two appointments to the Westgate CRA Board, effective July 2, 2019:

<u>Seat No.</u>	<u>Appointment</u>	<u>Seat Requirement</u>	<u>Nominated By</u>	<u>Term Ending</u>
1	Enol P. Gilles	Business Owner	Mayor Bernard Comm. Valeche Comm. Weiss Comm. Weinroth Comm. McKinlay	5/31/2021
5	Ruth Haggerty	Business Owner/Resident	Mayor Bernard Comm. Valeche Comm. Weiss Comm. Weinroth Comm. McKinlay	5/31/2023

**SUMMARY:** The Westgate/Belvedere Homes Community Redevelopment Agency (Westgate CRA) Board consists of seven At-Large members from the general public and local businesses within the CRA boundaries. Ordinance No. 89-6 requires that the Palm Beach County Board of County Commissioners appoint the Westgate CRA Board Members. After duly advertising, the Westgate CRA held its meeting on May 13, 2019 to nominate candidates to fill seats 1 and 5. Mr. Enol P. Gilles, a business owner and Ms. Ruth Haggerty, a business owner and a resident, were nominated to be appointed to serve on the CRA Board. Out of the seven seats, one is currently vacant. Five of the six existing members are Caucasian and one is Hispanic. One of the two candidates, Mr. Enol P. Gilles, is African American. The gender ratio (female:male) is currently 3:3. This appointment will add one more minority to the Westgate CRA Board. Districts 2 & 7 (RB)

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4. PUBLIC HEARINGS – 9:30 A.M. (Motion to receive and file: Proof of publication)

A. HOUSING AND ECONOMIC SUSTAINABILITY

1. Staff recommends motion to:

**A) approve** the application of E-Z Weld Group LLC (Borrower) for the issuance of the County's Industrial Development Revenue Bonds (E-Z Weld Group Project), Series 2019 in an aggregate principal amount not to exceed \$3,250,000 (Bonds);

**B) conduct** a Tax Equity and Fiscal Responsibilities Act (TEFRA) public hearing pursuant to Section 147(f) of the Internal Revenue Code, as amended, concerning the proposed issuance of the Bonds; and

**C) adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida (Issuer): (I) authorizing the issuance of the Industrial Development Revenue Bond (E-Z Weld Group Project), Series 2019, in a principal amount not exceeding \$3,250,000 for the purpose of making a loan of funds to E-Z Weld Group LLC (Borrower) in order to finance all or a portion of the acquisition and installation of certain manufacturing machinery and equipment and for other purposes described herein; (II) providing that such revenue bond shall not constitute a debt, liability or obligation of Palm Beach County, Florida or the State of Florida or any political subdivision thereof, but shall be payable solely from the revenues herein provided; (III) approving and authorizing the execution and delivery of a financing agreement among the Issuer, the Borrower and D.A. Davidson & Co. or its designee; (IV) approving and authorizing the execution and delivery of certain other documents required in connection with the foregoing; and (V) providing certain other details in connection therewith.

**SUMMARY:** Staff recommends the Board of County Commissioners' (BCC) approve the E-Z Weld Industrial Development Revenue Bond application; conduct a public hearing; and adopt a Resolution authorizing the issuance of up to \$3,250,000 in Bonds. The Borrower applied for the issuance of tax-exempt Private Activity Bonds, a form of Industrial Development Revenue Bonds, by the Issuer. Bond proceeds will be used to finance the acquisition of machinery and equipment to support the manufacturing of five gallon commercial buckets. The bucket manufacturing process will occur at the Borrower's existing, 45,000 square foot facility located at 1661 President Barack Obama Highway in Riviera Beach. The Borrower will expand its existing joining materials manufacturing line (i.e., cements and glues used in commercial plumbing pipes) to include the manufacturing of five gallon buckets. With this expansion, the Borrower will add 24 new jobs to its current base of 38 full time employees. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay the principal, premium, if any, or interest on the Bonds.** District 7 (DB)

4. PUBLIC HEARINGS – 9:30 A.M. (Motion to receive and file: Proof of publication)

B. COMMUNITY SERVICES

1. Staff recommends motion to adopt: an ordinance of the Board of County Commissioners of Palm Beach County, Florida, to be entitled “The Palm Beach County Infectious Disease Elimination Program”, establishing authority for an infectious disease elimination program pursuant to Florida Statute 381.0038(4); providing for a title; providing for applicability; providing for definitions; providing authorization for a needle exchange program; providing conditions precedent to establishing the needle exchange program; providing for approval of operator; providing for security of sites and equipment; providing for needle exchange program operations; providing for data and reporting requirements for needle exchange program; providing for lawful participation in needle exchange program; providing for enforcement; providing for state, county and municipal funding prohibited; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the code of laws and ordinances; providing for captions; and providing for an effective date. **SUMMARY:** The Florida Legislature recently approved the Infectious Disease Elimination Act (the Act), as codified in Section 381.0038(4), Florida Statutes, authorizing the Board of County Commissioners to establish a sterile needle and syringe exchange program within its geographic boundaries with the goal of eliminating infectious diseases, including HIV and Hepatitis C. The Center for Disease Control also states the programs have proven to increase entry into substance use disorder treatment, reduce needle stick injuries to first responders, reduce overdose deaths, and save health care dollars by preventing infections and preventing HIV and viral Hepatitis. The approved legislation adds Florida to a list of 39 states in the country already offering needle/syringe exchange programs. **No County funds are required for the needle exchange program, as they are expressly prohibited by the Act.** Countywide (DC)

C. OFFICE OF EQUAL OPPORTUNITY

1. Staff recommends motion to adopt: an ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Chapter 15, Article III of the Palm Beach County Code (Ordinance No. 2014-019, amended by Ordinance No. 2015-035), for Housing and Places of Public Accommodation; amending the definition of sexual orientation; amending the definition of place of public accommodation; amending the definition of an aggrieved person; amending the objectives of the Fair Housing and Public Accommodation Board; amending the administrative remedies and other relief, providing for repeal of laws in conflict; providing for savings clause; providing for inclusion in the code of laws and ordinances; and providing for an effective date. **SUMMARY:** On May 7, 2019, the Board of County Commissioners held a preliminary reading of this Ordinance and authorized advertising for public hearing. The ordinance was last amended in 2015. This amendment to the Housing and Places of Public Accommodation Ordinance is necessary to add and update definitions and to provide consistency regarding the time limit for complainants to request administrative hearings. This amendment also provides for the Office of Equal Opportunity Director’s input regarding the filing of a Civil Action. Additionally, this amendment will include a provision for the Fair Housing Board to review proposals made by non-profit agencies for funding to improve accessibility and increase the public awareness for persons with disabilities and make recommendations to the Board of County Commissioners. Countywide (DO)

4. PUBLIC HEARINGS – 9:30 A.M. (Motion to receive and file: Proof of publication)

D. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

1. Staff recommends motion to:

**A) conduct** a public hearing for approval of the use of the Uniform Method of collecting non-ad valorem special assessments provided for in Chapter 197, Florida Statutes pursuant to the Notice of Intent adopted by Resolution 97-2152 and Resolution 2011-1833;

**B) adopt** the non-ad valorem special assessment roll and specify the unit of measurement and amount of the assessment; and

**C) authorize** the Mayor to certify the non-ad valorem assessment roll on electronic media to the Tax Collector pursuant to Chapter 197, Florida Statutes.

**SUMMARY:** On December 16, 1997, the Board approved Resolution 97-2152, and on November 15, 2011, the Board approved Resolution 2011-1833, expressing the intent of Palm Beach County to use the Uniform Method of collecting non-ad valorem special assessments. The Uniform Method in Resolution 97-2152 provides for inclusion of water and street improvement project special assessments on the tax bill. The Uniform Method in Resolution 2011-1833 provides for the abatement of nuisance conditions. Placing these accounts on the tax bill reduces administrative (including collections) costs and provides for a more efficient collection of amounts due to the County. A public hearing is required to implement this collection method for new special assessment projects to be included on the 2019 tax bill. Countywide (DB)

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5. REGULAR AGENDA

A. HOUSING AND ECONOMIC SUSTAINABILITY

1. Staff recommends motion to:

**A) approve** an Impact Fee Affordable Housing Assistance Program (IFAHAP) funding award in the amount of \$211,849 to Ocean Breeze East Apartments, LLC (OBEA) for the Ocean Breeze East project;

**B) authorize** the Mayor to execute a Certificate of Award to be released to the recipient pursuant to IFAHAP Guidelines; and

**C) approve** a Budget Transfer of \$211,849 in Impact Fee Assistance Program – Roads Zone 4 to appropriate funds for OBEA.

**SUMMARY:** Staff recommends Board of County Commissioners' (BCC) approval for an IFAHAP funding award in the amount of \$211,849 to OBEA for the Ocean Breeze East project. On April 1, 2019, the Department of Housing and Economic Sustainability issued a Notice of Funding Availability (NOFA) making \$1,822,458 in IFAHAP funding available from Palm Beach County's Fiscal Year 2018 funding cycle. OBEA submitted a request for assistance in response to the NOFA on April 15, 2019. Staff recommends that OBEA be provided up to \$211,849 as a credit for Roads Zone 4 Impact Fees for the construction of Ocean Breeze East. OBEA will pay impact fees above the allocated \$211,849. The project is located at 700 North Seacrest Blvd. in Boynton Beach, and will have 123 multifamily apartment units for affordable rental to very low, low, and moderate income persons or households. According to IFAHAP requirements, all 123 apartment units assisted by IFAHAP will be rented to households with incomes no greater than 140% of Area Median Income (AMI). The assisted units will be deed-restricted to remain affordable for 20 years. Since 2009, the County has authorized the use of impact fee investment earnings from roads, parks, and public buildings to be used for affordable housing projects. **These funds are from interest earned by the Impact Fee Fund. District 7 (HJF)**

5. REGULAR AGENDA

A. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

2. Staff recommends motion to:

**A) approve** an Impact Fee Affordable Housing Assistance Program (IFAHAP) funding award in the amount of \$31,172 to CH76 Investment LLC (CH76) for the Mango Drive Homes project;

**B) authorize** the Mayor to execute a Certificate of Award to be released to the recipient pursuant to IFAHAP Guidelines;

**C) approve** a budget transfer of \$29,120 in Impact Fee Assistance Program – Roads Zone 5 to appropriate funds for CH76;

**D) approve** a budget transfer of \$1,276 in Impact Fee Assistance Program – Parks Zone 3 to appropriate funds for CH76; and

**E) approve** a budget transfer of \$776 in Impact Fee Assistance Program – Public Building to appropriate funds for CH76.

**SUMMARY:** Staff recommends Board of County Commissioners' (BCC) approval for an IFAHAP funding award in the amount of \$31,172 to CH76 for the Mango Drive Homes project. On April 1, 2019, the Department of Housing and Economic Sustainability issued a Notice of Funding Availability (NOFA) making \$1,822,458 in IFAHAP funding available from Palm Beach County's Fiscal Year 2018 funding cycle. CH76 submitted a request for assistance in response to the NOFA on April 15, 2019. Staff recommends that up to \$31,172 be provided as a credit for impact fees associated with the Mango Drive Homes project. CH76 will be given credits for Roads Zone 5 Impact Fees (\$29,120), Parks Zone 3 Impact Fees (\$1,276) and Public Building Impact Fees (\$776) for the construction of the Mango Drive Homes project. CH76 will pay impact fees above the allocated \$31,172. The project is comprised of four affordable single-family homes for homeownership in Delray Beach as more fully described in Attachment 2 to this agenda item. According to IFAHAP requirements, all four units will be sold to households with incomes no greater than 140% of Area Median Income (AMI). The assisted units will be deed-restricted to remain affordable for 15 years. Since 2009, the County has authorized the use of impact fee investment earnings from roads, parks, and public buildings to be used for affordable housing projects. **These funds are from interest earned by the Impact Fee Fund. District 7 (HJF)**

3. Staff recommends motion to adopt: a resolution approving the Palm Beach County Action Plan for Fiscal Year 2019-2020, and authorizing the County Administrator or designee to execute Standard Forms 424 and Certifications for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME) and Emergency Solutions Grant (ESG) Programs, and funding agreements, amendments thereto, and other documents necessary for implementation of CDBG, HOME, and ESG activities. **SUMMARY:** Staff is requesting that the Board of County Commissioners (BCC) adopt a resolution approving the Palm Beach County Action Plan for FY 2019-2020 and delegating signatory authority for purposes of the CDBG, HOME, and ESG Programs. The Action Plan includes funding allocations as directed by the BCC at its April 30, 2019 workshop (Agenda Item 4-B), as follows: \$6,406,686 in CDBG funds plus estimated program income of \$30,000; \$2,145,072 in HOME funds; and \$546,649 in ESG funds. Any revisions directed by the BCC today will be incorporated into the Action Plan before submittal to the U.S. Department of Housing and Urban Development (HUD) by the August 16, 2019 deadline. **The ESG required local match (\$546,649) will be provided by the four ESG-funded agencies, the Department of Community Services, and DHES. The HOME required local match (\$455,828) will be provided from the State Housing Initiatives Partnership Program. CDBG funds require no local match.** This Agenda Item will approve a total of \$9,128,407 in Federal funding. Countywide (HF)

5. REGULAR AGENDA

A. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

4. Staff recommends motion to adopt: a resolution of the Board of County Commissioners of Palm Beach County, Florida, approving the issuance by the Palm Beach County Health Facilities Authority of revenue bonds in an amount not to exceed \$181,000,000 in order to provide a loan or loans to any one or more of the Joseph L. Morse Health Center, Inc., Morselife Housing Corporation, Inc., Morselife Health System, Inc., Palm Beach Senior Care Health Management, LLC., Morselife Home Care, Inc., Morselife Hospice Institute, Inc. and/or Morselife Foundation, Inc.; and providing for an effective date. **SUMMARY:** Staff recommends Board of County Commissioners' (BCC) adoption of a Resolution authorizing the issuance by the Palm Beach County Health Facilities Authority (Authority) of revenue bonds in an amount not to exceed \$181,000,000 (Bonds). If the Bonds are issued, the Authority will loan the proceeds of the Bonds to any one or more of The Joseph L. Morse Health Center, Inc., MorseLife Housing Corporation, Inc., MorseLife Health System, Inc., Palm Beach Senior Care Health Management, LLC, MorseLife Home Care, Inc., MorseLife Hospice Institute, Inc. and/or MorseLife Foundation, Inc. (collectively, the Corporations) to provide funds to be used to finance (i) the construction of new health care and independent living facilities on the Corporations' existing campus (the Campus) located at 4847 David S. Mack Drive and 4920 Loring Drive in the City of West Palm Beach, and on an approximately 10 acre parcel of land (the "North Site") located adjacent to and immediately north thereof, (ii) miscellaneous capital expenditures of the Corporations with respect to their facilities and operations on the Campus and North Site, (iii) termination payments due with respect to interest rate swap agreements entered into by one or more of the Corporations and (iv) costs of issuance of the Bonds, and also to refinance the Authority's Revenue Bonds, Series 2015A, 2015B and 2016, which were issued to finance and refinance capital expenditures with respect to the Campus. All facilities financed and refinanced with the Bonds will be located at the Campus or North Site and will be owned and operated by one or more of the Corporations. Approval by an elected body is required by the Internal Revenue Code, however, adoption of this resolution does not in any way obligate the County. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay the principal, premium, if any, or interest on the Bond.** District 7 (DB)

5. REGULAR AGENDA

A. HOUSING AND ECONOMIC SUSTAINABILITY (Cont'd)

5. Staff recommends motion to approve:

**A)** submittal of a request to the U.S. Department of Housing and Urban Development (HUD), to convert Neighborhood Stabilization Program 1 (NSP1) program income in the amount of \$2,000,000 to Community Development Block Grant (CDBG) funds;

**B)** an allocation of \$1,500,000 of the CDBG conversion funds for the Gramercy Park Community Center project; and

**C)** an allocation of \$500,000 of the CDBG conversion funds for the Royal Palm Lakes project.

**SUMMARY:** Staff is requesting the Board of County Commissioners' (BCC) approval to submit a request to HUD to convert \$2,000,000 of NSP1 program income to CDBG funds. Staff is further requesting the BCC to approve the allocation of the CDBG conversion funds for the Gramercy Park Community Center (\$1,500,000) project and the Royal Palm Lakes apartment ~~demolition~~ project (\$500,000). In 2009, the County received a \$27 Million NSP1 grant and used the funds for acquisition, rehabilitation, and redevelopment of foreclosed, abandoned, and vacant residential properties. To date, through the Department of Housing and Economic Sustainability successful operation of NSP1 mortgage and acquisition/rehabilitation activities, the program has accumulated approximately \$4.9 Million of NSP1 program income. HUD has developed a process to allow the conversion of NSP1 program income to CDBG funds which would allow entitlement municipalities to then utilize those funds for activities such as construction of public facilities and demolition, clearance, site preparation, site improvements and related activities; which are not eligible under the NSP1 Program. Staff is working on a plan for the use of the remaining \$2.9 Million NSP1 program income funds and will bring a workshop item to the Board at a later date. **(NSP1 funds are a separate allocation from the NSP2 funds the BCC recently approved for the Village of Valor affordable-workforce housing project at the June 16<sup>th</sup> Board meeting).** The Gramercy Park Community Center project dates back to 2015 and was put on hold due to a lack of funding and a community partner. As envisioned, the project would entail the construction of a 5,000 square foot County facility within the existing County park located at 5615 Parke Avenue in West Palm Beach. The Center would serve the immediate surrounding Gramercy Park neighborhood by accommodating programs for local youth. If approved, the \$1.5 Million would provide funding for the project and enable the Parks & Recreation Department to move forward with finalizing the development plans including identification of a not-for-profit partner to operate the center. The Royal Palm Lakes project may entails the demolition, clearance, site preparation and site improvement of a deteriorated residential property located at 1749 East Main Street in Pahokee; as well as, potential acquisition of an adjacent property. This Royal Palm Lakes, a 3-acre, 42-unit apartment complex, is currently subject to the County's foreclosure on a HOME Investment Partnership Program mortgage that funded rehabilitation of the property in 1996. The structural condition of the property is poor, and rehabilitation is not viable due, in part, to flooding and rain damage. Staff anticipates that the foreclosure and relocation of the residents would be completed prior to HUD's completion of the conversion process. The demolition would be funded from the existing Countywide CDBG Demolition Program which will be replenished once the CDBG conversion funds are received. Staff is assessing alternatives for a post-demolition redevelopment of the site with affordable housing and will bring back a plan for discussion and direction from the Board at a future workshop. **These are federal NSP1/CDBG funds that require no local match.** Countywide (HJF)

5. REGULAR AGENDA

B. YOUTH SERVICES

1. **Staff recommends motion to approve:** a Non-Disclosure Agreement with Warner Bros. TV Production Services Limited (Warner Bros.) for the production of an audio-visual program titled "LISBON", a global documentary about child development, effective upon approval for five years or until completion of production, at no additional cost to the County. **SUMMARY:** Wall to Wall Productions, a subsidiary of Warner Bros., learned of the Youth Services Department's Super Summer Spelling Bee and wants to feature the Spelling Bee and some of its youngest contestants, with parent permission, in a segment of their documentary focusing on language development. The Youth Services Department has hosted the annual Super Summer Spelling Bee (Spelling Bee) since 2015. The 5<sup>th</sup> Annual Spelling Bee will take place July 10, 2019, at The Boys and Girls Clubs of Palm Beach County, Florence De George Club in West Palm Beach. The Spelling Bee provides academic activities to encourage the spirit of learning while preventing the summer slide. Warner Bros. requires that the County sign a Non-Disclosure Agreement regarding filming. Countywide (HH)

C. COMMUNITY SERVICES

1. **Staff requests motion to approve:**

**A)** proposed funding allocations for the Economic Stability/Poverty, and Seniors service categories, under the Financially Assisted Agencies (FAA) Program, for the period of October 1, 2019 through September 30, 2020, in a total amount not to exceed \$1,779,637; and

**B)** recommended allocations for renewal funding in the Behavioral Health and Special Needs/Developmental Disability, Homelessness and Domestic Violence/Sheltering, and Non-competitive service categories under the FAA Program, for the period of October 1, 2019 through September 30, 2020, in a total amount not to exceed \$11,519,870.

**SUMMARY:** This item provides the recommended FY 2020 funding allocations for the Financially Assisted Agencies Program. The FAA recommendations in the Economic Stability/Poverty and Seniors categories reflect the results of a Notice of Funding Opportunity (NOFO) process initiated in March of this year. Community conversations were conducted in five (5) county locations in October of 2018 to establish priorities in funding for the Economic Stability/Poverty category. Community meetings with seniors were also conducted in late 2017, and the results were used to establish funding priorities in the Seniors category. A review panel met in April of this year to review, score and rank the proposals. Allocations in the other FAA categories are based on the prior year's funding as this is a renewal year in the three-year cycle for those categories. The total amount of funding being allocated in this item is \$13,299,507. Funding for these allocations is included in the County Administrator's proposed FY 2020 budget and is subject to approval by the Board of County Commissioners in September 2019. (Financially Assisted Agencies) Countywide (HH)

5. REGULAR AGENDA

D. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

**NOTE: These values are estimates and will be replaced when the final property values are received.**

1. **Staff recommends motion to authorize:**

**A) Staff to submit proposed millage rates for the FY 2020 budget to the Property Appraiser as follows:**

	FY 2019 Adopted		FY 2020 Rollback		FY 2020 Proposed		Over/(Under) –	
	Millage	Taxes	Millage	Taxes	Millage	Taxes	Rollback	
Countywide Non-Voted	4.7815	\$897,961,450	4.5858	\$908,322,605	4.7815	\$947,085,467	\$38,762,862	4.27%
Library	0.5491	54,641,698	0.5266	55,279,465	0.5491	57,641,387	—2,361,922	4.27%
Fire-Rescue MSTU	3.4581	262,212,204	3.3120	264,286,076	3.4581	275,944,347	—11,658,271	4.41%
Jupiter Fire-Rescue MSTU	1.9026	20,694,681	1.8331	20,853,262	1.9135	21,767,889	—914,627	4.39%
Aggregate-Excluding Voted Debt	6.5789	\$1,235,510,033	6.3890	\$1,265,487,619	6.5756	\$1,302,439,090	-	2.92%
Countywide Voted-Debt	0.1165	\$21,898,908	-	-	0.0769	\$15,248,412	-	-
Countywide-Library Voted-Debt	0.0410	4,079,967	-	-	0.0381	3,999,520	-	-

**B) Staff to submit to the Property Appraiser public hearing dates of Tuesday, September 3 at 6 p.m. and Monday, September 16 at 6 p.m. in the Commission Chambers, 6<sup>th</sup> floor of the Governmental Center for FY 2020; C) Administrative adjustments to establish funding in the FY 2020 budget for capital projects approved and established in the current fiscal year. These projects were approved in the current fiscal year (FY 2019) after the preparation of the proposed budget and are therefore not currently included in the FY 2020 budget. These adjustments will have no impact on proposed ad valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing; and D) Administrative adjustments to establish funding in the FY 2020 budget for designated fund balances for contingency and other projects and carryover for encumbrances. These balances and encumbrances were approved in the current fiscal year (FY 2019) after the preparation of the proposed budget and are therefore not currently included in the FY 2020 budget. These adjustments will have no impact on proposed ad valorem taxes and will be incorporated into the tentative budget to be presented at the first public hearing.**  
**SUMMARY:** The proposed millage rates for Countywide, Library, and Fire-Rescue MSTU are at the current year millage rate and above rollback. The millage rate for the Jupiter Fire MSTU is slightly above the current year millage rate and rollback. Countywide (DB)

1. **Staff recommends motion to authorize:**

**A) Staff to submit proposed not-to-exceed millage rates for the FY 2020 budget to the Property Appraiser as follows:**

	FY 2019 Adopted		FY 2020 Rollback		FY 2020 Proposed		Over/(Under) –	
	Millage	Taxes	Millage	Taxes	Millage	Taxes	Rollback	
Countywide Non-Voted	4.7815	\$897,961,450	4.5699	\$909,274,724	4.7815	\$951,376,856	\$42,102,132	4.63%
Library	0.5491	54,641,698	0.5248	55,358,183	0.5491	57,921,453	2,563,270	4.63%
Fire-Rescue MSTU	3.4581	262,212,204	3.2935	264,370,024	3.4581	277,582,505	13,212,481	5.00%
Jupiter Fire-Rescue MSTU	1.9026	20,694,681	1.8298	20,857,478	1.9097	21,768,240	910,762	4.37%
Aggregate-Excluding Voted Debt	6.5789	\$1,235,510,033	6.3665	\$1,266,744,903	6.5771	\$1,308,649,054	-	3.31%
Countywide Voted-Debt	0.1165	\$21,898,908	-	-	0.0765	\$15,237,865	-	-
Countywide-Library Voted-Debt	0.0410	4,079,967	-	-	0.0379	3,997,857	-	-

**SUMMARY:** The proposed millage rates for Countywide, Library, and Fire-Rescue MSTU are at the current year millage rate and above rollback. The millage rate for the Jupiter Fire MSTU is slightly above the current year millage rate and rollback. These millage rates are not-to-exceed rates, and may be lowered but not raised at the September public hearings. Countywide (DB)

E. ADMINISTRATION

1. **Staff recommends motion to authorize:** the Mayor to sign two letters: one addressed to the US Army Corps of Engineers (USACE) urging consideration of funding for a restudy of the Central and Southern Florida Flood Control Project and one addressed to the South Florida Water Management District (SFWMD) Governing Board encouraging the Governing Board to retain the current millage rate to provide adequate revenue for meeting level of service and flood protection responsibilities. **SUMMARY:** Maintaining a fully functional regional water management system in the face of rising sea levels and intensifying rainfall events will require significant investment in assessments, resilience studies, adaptation design, and resilient infrastructure in Southeast Florida. The four counties that comprise the Southeast Florida Regional Climate Change Compact are uniting in support of these objectives by jointly signing letters to the USACE and SFWMD Governing Board. The first letter, which will be substantially similar or identical to Attachment 1, urges the USACE to consider funding a restudy of the Central and Southern Florida Flood Control Project to help Southeast Florida prepare for future water management challenges and maintain levels of service for current and future flood protection. The second letter, which will be substantially similar or identical to Attachment 2, urges the Governing Board of the SFWMD to retain the current millage rate for Fiscal Year 2019–2020. The letter contends that, compared to the rolled-back rate that has been implemented for the last eight fiscal years, the fiscal impact of the current millage rate on individual taxpayers will be minimal while providing significant and acutely needed revenue for the SFWMD Flood Protection and Level of Service Program. Countywide (RPB)

5. REGULAR AGENDA

F. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to:

**A) approve** a contract with PGAL, Inc. to provide professional architectural/engineering design, programming, site plan approval, permitting, and construction administration services for the Animal Care and Control Renewal/Replacement/Renovation Project (ACC R/R/R) located at 7100 Belvedere Road in West Palm Beach for a period of three years or until the construction achieves final completion; and

**B) authorize** the County Administrator or designee to execute Consultant Services Authorization (CSA) No. 1 in an amount not to exceed \$200,000.

**SUMMARY:** The ACC R/R/R Project is located on a +/-13.74 acre site located at 7100 Belvedere Road in West Palm Beach. The Facility was constructed in the early 1990's and has remained in continuous operation ever since. In 2017, as part of the County's Infrastructure Sales Tax initiative, \$21,000,000 was identified for the ACC R/R/R Project that was to begin in 2019 and would renew and replace base building systems but also include the construction, dedication or re-assignment of space to create indoor/outdoor facilities, dedicated lobbies, specialized storage and efficient site access/circulation in order to properly address the facilities daily operational requirements. On January 29, 2019, the Board held a workshop and directed staff to prepare a more in-depth programming study (Comparative Study) which: **1)** validates/confirms the program/needs, and **2)** specifically looks at opportunities, challenges and costs, including continuity of operations during construction of an entirely new facility on the existing site versus accomplishing the project via the R/R/R approach currently contemplated. The Comparative Study will be developed in conjunction with public input via targeted public outreach sessions which will be facilitated by the Consultant team. The results of the Comparative Study will be evaluated by the County in order to determine the most appropriate solution (or some combination) to be used as the scope of the project to be designed. Following the Comparative Study, further professional services will include site planning, programming, design, construction documents, permitting and construction administration services. In order to meet the schedule distributed on February 15, 2019 and authorize consultant services for the Comparative Study prior to the first public input meeting in mid-July, staff is requesting authorization for the County Administrator to execute CSA No. 1. The prime design consultant PGAL, Inc. was selected under Board adopted procedures for this project. To ensure that the specific and unique design considerations necessary for this project are incorporated, PGAL, Inc. has engaged, as a sub-consultant, Animal Arts, a nationally recognized design firm that specializes exclusively in animal care facilities. PGAL, Inc. is a business with a Palm Beach County office and will be using eight Small Business Enterprise (SBE) and Minority/Women Business Enterprise (M/WBE) Palm Beach County sub-consultants for the work. The solicitation for design professionals was advertised on March 17, 2019 according to the Equal Business Opportunity Program, with the final selection taking place on May 29, 2019. The Goal Setting Committee on March 6, 2019 established an Affirmative Procurement Initiatives (API) requiring a minimum mandatory goal of 20% SBE participation. The prime consultant is not an SBE but has committed to 32% sub-consultants that are S/W/MBE's. (Capital Improvements Division) District 2 (LDC)

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6. BOARD APPOINTMENTS

A. PLANNING, ZONING AND BUILDING

1. Staff recommends motion to approve: appointment of one of the following individuals to the Planning Commission for the term July 2, 2019 to June 7, 2022.

<u>Appoint</u>	<u>Seat #</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Reinaldo Diaz	8	At-Large	Commissioner Weiss
<b>OR</b>			
Alan Goodman	8	At-Large	Commissioner Weinroth
<b>OR</b>			
Eric Royal	8	At-Large	Commissioner McKinlay

**SUMMARY:** The Planning Commission was created by Ordinance 2008-003, which replaced the Land Use Advisory Board established by Resolution No. R90-1987. The Unified Land Development Code (ULDC) Article 2.G.3.J. provides for the membership of the Planning Commission (PLC) to have 16 members, consisting of 15 members appointed by the Board of County Commissioners (BCC) and one non-voting representative of the School District. Each District Commissioner appoints two members and one member is appointed at-large by a majority vote of the BCC. This at-large position is to fill an existing vacancy. A memorandum for an at-large nomination was sent to the BCC on May 1, 2019. No other nominations were received. The term of office of each member is for three years. The board has 15 voting members with 13 seats currently filled and a diversity count of Caucasian: 8 (61%), African-American: 3 (23%), Hispanic-American: 1 (8%), Native American: 1 (8%). The gender ratio (male: female) is 6:7. Mr. Diaz is a Hispanic-American male. Mr. Goodman and Mr. Royal are Caucasian males. Staff will continue to address the need to increase diversity on our boards. Unincorporated (RPB)

B. COMMISSION DISTRICT APPOINTMENTS

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JULY 2, 2019

7. MATTERS BY THE PUBLIC – 2:00 P.M.

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**JULY 2, 2019**

**8. 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."