

February 2, 2021
9:30am

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

FEBRUARY 2, 2021

PAGE **ITEM**

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**

FEBRUARY 2, 2021

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance
- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption
- 3. CONSENT AGENDA (Pages 5-22)**
- 4. SPECIAL PRESENTATIONS (Page 23)**
- 5. REGULAR AGENDA (Page 24)**
- 6. BOARD APPOINTMENTS (Page 25)**
- 7. STAFF COMMENTS (Page 26)**
- 8. BCC COMMENTS (Page 27)**
- 9. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 28)**
- 10. ADJOURNMENT (Page 29)**

TABLE OF CONTENTS

CONSENT AGENDA

B. CLERK OF THE CIRCUIT COURT & COMPTROLLER

Page 5

- 3B-1 Warrant list
- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list

C. ENGINEERING & PUBLIC WORKS

Page 5

- 3C-1 Release of drainage easements located at 3974 Okeechobee Boulevard
- 3C-2 Resolution certifying that the sidewalk area along 6th Avenue South at the northeast corner of the intersection with South "A" Street has been maintained for the past seven years by the County

Page 6

- 3C-3 Work task order to contract with Mock, Roos & Associates, Inc. for Harbor Road from the seawall to Harbor Road North project
- 3C-4 Amendment to contract with Southeast Highway Guardrail and Attenuators, LLC extending the expiration date by two years
- 3C-5 Resolution vacating portions of the plat of Brentwood of Wellington, PUD

Page 7

- 3C-6 Resolution approving a highway maintenance memorandum of agreement with the Florida Department of Transportation to replace traffic poles and lights at the intersection of Linton Boulevard and Homewood Boulevard

F. AIRPORTS

Page 7

- 3F-1 Receive and file extensions of time to four Joint Participation Agreements with the Florida Department of Transportation

G. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

Page 8

- 3G-1 Negotiated settlement offer for the full satisfaction of a code enforcement lien that was entered against Alba Nieves

H. FACILITIES DEVELOPMENT & OPERATIONS

Page 8

- 3H-1 Receive and file amendment to agreement with Jupiter Stadium, Ltd. for purchases and improvements related to COVID-19

Page 9

- 3H-2 Receive and file agreement with Aqua Escapes, Inc. for garden statues at Mounts Botanical Garden
- 3H-3 Receive and file amendment to agreement to Host Ribbit the Exhibit
- 3H-4 Receive and file amendment to Infrastructure Surtax Project Funding Agreement with Ric L. Bradshaw extending the term for the FY2020 vehicle replacement for one year
- 3H-5 Receive and file Standard License Agreement with the City of Boynton Beach for use of vacant equipment space at the Boynton Beach radio tower

Page 10

- 3H-6 Interlocal agreement with the City of Boca Raton for use of the County's Public Radio System
- 3H-7 Work order to contract with The Airtex Corporation for the Water Utilities Department Southern Region Water Reclamation Facility – HVAC Replacement project

Page 11

- 3H-8 Work order to contract with Johnson Controls Fire Protection LP for the Palm Beach County Convention Center – Closed Circuit Television Camera System Replacement project
- 3H-9 Work order to contract with Randolph Construction Group, Inc. for the Delray Health Department/Youth Services – Restroom Renovations Project

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

Page 12

3H-10 Change order to amendment to contract with Robling Architecture Construction, Inc. for the Fire Rescue Station No. 29 Re-roof project

3H-11 Consultant Services Authorization with Currie Sowards Aguila Architects, Inc. for phase 1 of the Fire Rescue Comprehensive Fire Station Capital Improvements Program

Page 13

3H-12 Receive and file Contingency Use Directive Change Order to contract with The Morganti Group, Inc. for the Palm Tran South Expansion project

3H-13 Contract with ACC Mastercraft Roofing Contractors, Inc. for roofing services

Page 14

3H-14 Work order to contract with Protect Video, Inc. for the Fire Station No. 27 – Generator Replacement project

K. WATER UTILITIES

Page 14

3K-1 Amendment to contract with Hinterland Group, Inc. for Wastewater Gravity Lines and Manhole Rehabilitation

L. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 15

3L-1 Updated Management Plan for Delaware Scrub Natural Area

3L-2 Memorandum of Understanding with Discover Palm Beach County, Inc. for LagoonFest 2021 Event Management

3L-3 Receive and file the State of Florida, Florida Fish and Wildlife Conservation Commission Agreement for the Derelict Vessel Removal project

Page 16

3L-4 Contract with Ferreira Construction Southern Division Co., Inc. for the Royal Palm Beach Pines Natural Area – Public Use Facilities Renovation Federalized project

Page 17

3L-5 State of Florida Department of Environmental Protection purchase order to maintain and propagate corals in a close system, land-based coral nursery

M. PARKS & RECREATION

Page 17

3M-1 Receive and file Florida Fish and Wildlife Conservation Commission – Florida Boating Improvement Program Grant Agreement for the redevelopment of the John Prince Memorial Park boat ramps

N. LIBRARY

Page 18

3N-1 Contract with the Florida Department of State, Division of Library and Information Services, for a DLIS CARES Act Grant to purchase camera and computer equipment for website and social media platforms

X. PUBLIC SAFETY

Page 18

3X-1 Receive and file amendment to contract with the Battered Women’s Justice Project, Inc. modifying the payment schedule

Page 19

3X-2 Receive and file Victim of Crime Act grant agreement to provide victim advocacy services

Page 20

3X-3 Receive and file seven Declarations/Emergency Order related to COVID-19

TABLE OF CONTENTS

CONSENT AGENDA CONTINUED

CC. SHERIFF

Page 20

3CC-1 Department of Justice, Office of Justice Programs FY 2020 Prosecuting Cold Cases using DNA grant award

Page 21

3CC-2 Federally-Funded SubAward & Grant Agreement for a FY 20 State Homeland Security Grant

3CC-3 Department of Justice, Office of Justice Programs FY 2020 Crime Gun Intelligence Center grant award

3CC-4 Subgrant Agreement from the State of Florida Department of Transportation for the Palm Beach County Speed and Aggressive Driving Strategy project

DD. TOURIST DEVELOPMENT COUNCIL

Page 22

3DD-1 Receive and file FY 2021 Covid Recovery Grant Agreement for the promotion of The Winter Equestrian Festival

EE. COMMISSION ON ETHICS

Page 22

3EE-1 Memorandum of Understanding with the City of Westlake to Commission on Ethics services

SPECIAL PRESENTATIONS

Page 23

4A Susan B. Anthony Award Presentation – Michelle Damone, NOW Director

4B COVID-19 Update by Dr. Alonso and County Staff

REGULAR AGENDA

A. PUBLIC SAFETY

Page 24

5A-1 Ordinance amending the EMS Ordinance

B. ENVIRONMENTAL RESOURCES MANAGEMENT

Page 24

5B-1 Amendment to Deed of Conservation Easement in favor of the South Florida Water Management District for the Pond Cypress Natural Area

BOARD APPOINTMENTS (Page 25)

STAFF COMMENTS

Page 26

7A-1 Updated Board Directive Reports

COMMISSIONER COMMENTS (Page 27)

MATTERS BY THE PUBLIC – 2:00 P.M. (Page 28)

ADJOURNMENT (Page 29)

3. CONSENT AGENDA APPROVAL

B. CLERK OF THE CIRCUIT COURT & 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:

<u>Meeting Date</u>	<u>Meeting Type</u>
July 30, 2020	Zoning
August 25, 2020	Regular
August 27, 2020	Zoning
September 3, 2020	Budget
September 15, 2020	Budget

3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller’s Office. Countywide

C. ENGINEERING & PUBLIC WORKS

1. **Staff recommends motion to:**

A) approve the release of 15 foot, 12 foot, and 3 foot drainage easements located at 3974 Okeechobee Boulevard within the Mercedes Benz of Palm Beach M.U.P.D Plat Two (Property);

B) accept a 20 foot drainage easement from New Country Motor Cars of Palm Beach, LLC (NCMC); and

C) accept two 10 foot drainage easements on either side of the 20 foot drainage easement from NCMC.

SUMMARY: This approval will release the Palm Beach County (County) drainage easements recorded in Official Record Book (ORB) 9745, Page 1465; ORB 9749, Page 1271; and ORB 9745, Page 1463, public records of Palm Beach County, Florida. The pipes within the drainage easements being released carried the drainage from Indian Road through the middle of the Property to the existing canal. NCMC provided a new drainage system within the new drainage easements to allow for Property renovations. They redirected the drainage from Indian Road through the southern boundary of the Property and into the canal. This new drainage system will provide an equivalent drainage benefit to the County. District 7 (YBH)

2. **Staff recommends motion to adopt:** a resolution to approve the recordation and filing of a maintenance map (Map) for Palm Beach County (County) certifying that the sidewalk area along 6th Avenue South, at the northeast corner of the intersection with South “A” Street (Sidewalk), has been regularly maintained or repaired for the immediate past seven years by the County. **SUMMARY:** Adoption of this resolution will certify that the Sidewalk has been regularly maintained or repaired for the immediate past seven years by the County, as shown in the Map being filed with the Clerk of the Circuit Court, and is vested in the County in accordance with Section 95.361(2), Florida Statutes. The Road and Bridge Division’s Assistant Director has certified the limits of maintenance on the Map. District 3 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. Staff recommends motion to approve: a Work Task Order (WTO) to the Annual Civil Engineering Professional Services Contract (R2019-0717) dated June 4, 2019 (Contract) with Mock, Roos & Associates, Inc. (MRA) in the amount of \$263,251.09 for professional services for Harbor Road from the seawall to Harbor Road North (Project). **SUMMARY:** Approval of this WTO will provide the design services necessary to reconstruct Harbor Road from the seawall at the south end of Harbor Road to Harbor Road North, a distance of approximately 470 linear feet. In accordance with the Contract, as amended on May 5, 2020 (R2020-0402), the Affirmative Procurement Initiative for the Contract is a 20% Small Business Enterprise (SBE) participation. MRA agreed to 6.09% SBE participation for this WTO. The cumulative SBE participation to date including this WTO is 21.06%. This Project consists of specialized work for which there are no SBE firms or team members. **This Project is included in the Five-Year Road Program.** District 1 (YBH)
4. Staff recommends motion to approve: Amendment No. 1 to the annual guardrail construction contract R2020-0132, Project No. 2020052, dated February 11, 2020, with Southeast Highway Guardrail and Attenuators, LLC (SHG), to increase the amount of the contract by \$500,000 and to extend the expiration date from February 10, 2021 to February 10, 2023. **SUMMARY:** Approval of Amendment No. 1 will increase the contract amount from \$1,245,000 to \$1,745,000 and extend the expiration date from February 10, 2021 to February 10, 2023. The increased contract amount is based on updated estimates that exceed the current contract amount to be expended throughout Palm Beach County (County). On April 13, 2020, the Office of Equal Business Opportunity granted a waiver of the Affirmative Procurement Initiative requirements because sufficient qualified Small Minority Women Business Enterprises (S/M/WBE) providing the goods or services required by the contract are unavailable in the County, despite every reasonable effort to locate them. To date, tasks in the amount of \$322,637 have been authorized for SHG. After this renewal, the contract will be resolicited. Countywide (YBH)
5. Staff recommends motion to adopt: a resolution vacating portions of a plat described as Parcel A, Parcel C, and the Water Management Tract of Brentwood of Wellington, PUD, according to the plat thereof, as recorded in Plat Book 117, Pages 177-180, Public Records of Palm Beach County (County). **SUMMARY:** Adoption of this resolution will vacate all of Parcel A, Parcel C, and the Water Management Tract (Parcels) created by the plat of Brentwood of Wellington, PUD, (Plat) and return those lands to their previously platted configuration shown in The Palm Beach Farms Co. Plat No. 3, as recorded in Plat Book 2, Page 45, Public Records of Palm Beach County. The Parcels are located north of Lantana Road and west of State Road 7. All reviewing agencies and utility service providers have approved this partial plat vacation. District 6 (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

6. Staff recommends motion to:

A) adopt a resolution to approve a highway maintenance memorandum of agreement (HMMOA) with the Florida Department of Transportation (FDOT) to replace the existing traffic signal strain poles with mast arm structures and luminaires at the intersection of Linton Boulevard and Homewood Boulevard (Project); and

B) approve the HMMOA with the FDOT for the Project.

SUMMARY: Adoption of this resolution and approval of the HMMOA will support the FDOT's installation of the Project, and approve the transfer of its ownership, operation, and maintenance to Palm Beach County (County) upon completion. The Project will be completed by FDOT and will be constructed within the County and City of Delray Beach rights-of-way (ROW). The HMMOA is required to provide authority to the FDOT to construct the Project within the County's ROW. Construction shall be funded by FDOT at an estimated cost of \$400,000. The County will have no financial obligations for installation of the Project. District 4 (YBH)

F. AIRPORTS

1. Staff recommends motion to receive and file: an Extension of Time to the following Joint Participation Agreements (JPA) with the Florida Department of Transportation (FDOT):

A) Construct Fuel Farm and Wash Rack at Palm Beach County Park Airport, Financial Project Number 441335-1-94-01 approved by the Board on June 6, 2017 (R2017-0721 and R2017-0722), and amended on May 1, 2018 (R2018-0651 and 2018-0652), until March 31, 2021;

B) Security Infrastructure and Operational Improvements Program at Palm Beach County Park Airport, Financial Project Number 443229-1-94-01 approved by the Board on April 10, 2018 (R2018-0376 and R2018-0377), until June 30, 2021;

C) General Aviation Federal Inspection Service (GAFIS) Facility Improvements at Palm Beach International Airport, Financial Project Number 434613-1-94-01 approved by the Board on December 5, 2017 (R2017-1788 and R2017-1789), and amended April 16, 2019 (R2019-0496 and R2019-0497), until June 30, 2021; and

D) Construct Additional Tie-Down/Transient Apron at North Palm Beach County General Aviation Airport (F45), Financial Project Number 433143-1-94-01 approved by the Board on February 6, 2018 (R2018-0153 and R2018-0154), and amended January 15, 2019 (R2019-0040 and R2019-0041), until June 30, 2021.

SUMMARY: The Extension of Time agreements extend the availability of grant funding to allow for the continuation of project activities at said airport. Delegation of authority for execution of the above Extensions of Time to the JPAs with the FDOT was approved by the Board on October 18, 2011 (Agenda Item No. 3F11). Countywide (AH)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

1. Staff recommends motion to approve: a negotiated settlement offer in the amount of \$40,000 for the full satisfaction of a code enforcement lien that was entered against Alba Nieves on August 3, 2016. **SUMMARY:** The Code Enforcement Special Magistrate (CESM) entered an order on June 1, 2016 for the property owned by Alba Nieves providing her until July 1, 2016 to bring her property located at 4025 Browning Drive N., West Palm Beach, FL into full compliance. The property had been cited for open storage; inoperable vehicles, appliances, glass, building material, construction debris, automotive parts, tires, vegetative debris, garbage, trash or similar items and overgrown vegetation. Compliance with the CESM's Order was not achieved by the ordered compliance date and a fine in the amount of \$50 per day was imposed. The CESM then entered a claim of lien against Alba Nieves on August 3, 2016. The Code Enforcement Division issued an Affidavit of Compliance for the property on July 2, 2020 stating that the cited code violations had been fully corrected as of July 1, 2020. The total accrued lien amount through August 31, 2020, the date on which settlement discussions began, totaled \$86,150, of which Mrs. Nieves has agreed to pay Palm Beach County \$40,000, (46%) for full settlement of their outstanding Code Enforcement lien. District 2 (SF)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to:
 - A) receive and file** Amendment No. 1 (Amendment) to the emergency funding agreement with Jupiter Stadium, Ltd. (JSL) (R2020-1841) (Emergency Agreement) which Amendment requires JSL to develop a phased reopening plan for Roger Dean Chevrolet Stadium (Stadium) consistent with the recommendations of federal, state and local agencies in order to reduce the risk of COVID-19 transmission; and
 - B) ratify** the signature of the County Administrator for the above Amendment revising the Emergency Agreement.

SUMMARY: The County owns the Stadium in Jupiter which is operated, managed and used by JSL, a partnership between two MLB teams, the St. Louis Cardinals and the Miami Marlins. Staff worked with JSL to identify purchases and improvements to the Stadium necessary due to COVID-19 that were not budgeted for which will further a safe environment at the Stadium for visitors. The Board of County Commissioners (Board) approved the Emergency Agreement with JSL on December 8, 2020 for the funding of the purchases and improvements to the Stadium due to COVID-19 with CARES Act funds. This Amendment revises the Emergency Agreement to require that JSL develop a phased reopening plan for the Stadium in order to reduce the risk of COVID-19 transmission. This Amendment is now being submitted to the Board to receive and file, and to ratify the County Administrator's signature. Due to the Declaration of Emergency issued by Palm Beach County on March 13, 2020, as a result of the COVID-19 pandemic, the County Administrator had the ability to enter into this Amendment to the Emergency Agreement. (FDO Admin) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to receive and file: an Agreement for Services (Agreement) dated October 20, 2020 with Aqua Escapes, Inc., to design, fabricate and install garden statues at Mounts Botanical Garden. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. Pursuant to PPM CW-F-072, Acquisition of Artwork, the Agreement, after review and approval by the County Attorney's office, has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. The Agreement was for the design, fabrication and installation of garden statues at the Mounts Botanical Garden, which was approved by the Palm Beach County's Art in Public Places Program. The donation for the Agreement was provided by the Friends of the Mounts Botanical Garden, Inc., and approved by the Board on August 25, 2020, Agenda 3P-1. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (MWJ)
3. Staff recommends motion to receive and file: a First Amendment (Amendment) to the agreement to host Ribbit the Exhibit (R2020-1570), which Amendment extended the de-installation and return of the exhibit to July 20, 2020, due to the coronavirus pandemic. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. Pursuant to PPM CW-F-072, Acquisition of Artwork, the Amendment, after review and approval by the County Attorney's office, has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (MWJ)
4. Staff recommends motion to receive and file: a First Amendment (Amendment) to Infrastructure Surtax Project Funding Agreement for the administration and funding of FY 2020 vehicle replacement dated October 20, 2020, with Ric L. Bradshaw, Sheriff of Palm Beach County (Sheriff), which Amendment extends the term from October 21, 2020 to October 20, 2021. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The Amendment has been fully executed on behalf of the Board of County Commissioners (Board) by the Director of Facilities Development & Operations. The Standard Agreement was approved by the Board on April 4, 2017, Agenda 5C-3. This executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (MWJ)
5. Staff recommends motion to receive and file: a Standard License Agreement for Use of County-Owned Property for a period of November 19, 2020 through November 18, 2023 with the City of Boynton Beach, for the use of vacant equipment space within County's radio shelter at Boynton Beach radio tower. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. The standard Agreements has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator or designee. The Standard License Agreement was approved in accordance with R2010-0333, as amended and approved by the Board on October 1, 2013. The executed document is now being submitted to the Board to receive and file. (FDO Admin) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. Staff recommends motion to approve: an Interlocal Agreement with the City of Boca Raton (City) providing the right to utilize specific components of the County's Public Safety Radio System from February 2, 2021 through February 1, 2026. **SUMMARY:** The Interlocal Agreement (Agreement) provides the standard terms and conditions under which the City is authorized to access and use certain components of the County's Public Safety Radio System (System) in order to achieve interoperability. This Agreement, when effective, terminates the City's participation in the South Hub Interlocal Agreement (R2016-0623). This Agreement requires the City to pay its pro rata share of the operation and maintenance costs associated with the County's SmartZone™ Controllers, which were installed in order to provide interoperability between Cities' and the County's individual systems. The operations and maintenance costs for FY 2021 are \$90,000, a proportionate share of which will be paid by the City based on upon the number of active talkgroups the City operates. This Agreement may be terminated by the County for cause or terminated by the City, with or without cause, with a minimum of 60 days' notice. (ESS) Countywide (MWJ)

7. Staff recommends motion to approve: Work Order No. 21-002 to the annual Heating, Ventilation, and Air Conditioning (HVAC) contract with The Airtex Corporation (Contractor) (R2020-0236) in the amount of \$295,205 for the Water Utilities Department (WUD) Southern Region Water Reclamation Facility (SRWRF)-HVAC Replacement project for a period of 180 days from permit issuance or until project is complete. **SUMMARY:** The work consists of furnishing the labor, equipment, and materials needed for the replacement of the existing HVAC system at buildings B, C, D, E, F, G and K with a new HVAC system, including duct connections and valves at the WUD SRWRF. The existing equipment has outlived its useful life and has become costly to maintain. The new HVAC system will be more efficient and provide years of dependable service. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. This work order was solicited pursuant to the annual HVAC contract and the requirements of the Equal Business Opportunity (EBO) Ordinance. The annual contract was last presented to the Goal Setting Committee on March 4, 2020 and the Committee established Affirmative Procurement Initiatives (API) of sheltered market for projects under \$100,000 (when at least three Small Business Enterprises (SBE) are qualified under the annual contract) or an SBE contractor will be given a price preference if their bid is within 10% of the lowest non-SBE bid for projects over \$100,000. Since this project was over \$100,000, the SBE price preference API was applied. The Contractor is a certified SBE and submitted 100% SBE participation on this work order. The overall SBE participation on the annual HVAC contract is 36.83%. The Contractor is a Palm Beach County business. Funding for this project is from the Water Utilities Department Operation and Maintenance fund. (Capital Improvements Division) District 5 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

8. Staff recommends motion to:

A) acknowledge the name change of the contractor formerly known as SimplexGrinnel LP to Johnson Controls Fire Protection LP; and

B) approve Work Order No. 21-001 to the annual Low Voltage contract with Johnson Controls Fire Protection LP (fka Simplex Grinnell, LP) (Contractor) (R2016-1143) in the amount of \$307,866 for the Palm Beach County Convention Center – Closed Circuit Television (CCTV) Camera System Replacement project for a period of 120 days from permit issuance or until project is complete.

SUMMARY: The work consists of furnishing the labor, equipment, and materials needed to replace the existing CCTV camera system at the Palm Beach County Convention Center. The existing CCTV system is more than 18 years old, outdated and has a limited coverage area. The CCTV camera system must be operational at all times during scheduled events at the Convention Center for safety and security reasons. The new CCTV system will assure continuous operations, enhance security measures, and expand on the areas under surveillance. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. This work order was solicited pursuant to the annual Low Voltage contract and the requirements of the Equal Business Opportunity (EBO) Ordinance. The annual contract was last presented to the Goal Setting Committee on January 2, 2019 and the Committee established an Affirmative Procurement Initiative of price preference if a Small Business Enterprise (SBE) is within 10% of the lowest non-small business bid. The Contractor is not a certified SBE and there is no SBE participation submitted for this work. The overall SBE participation on the annual Low Voltage contract is 26.35%. The Contractor is not a Palm Beach County business. Funding for this project is from the Tourist Development Council Building Renewal and Replacement fund. (Capital Improvements Division) District 7 (LDC)

9. Staff recommends motion to approve: Work Order No. 21-004 to the annual Minor Construction contract with Randolph Construction Group, Inc. (Contractor) (R2020-0566) in the amount of \$249,284.32 for the Delray Health Department/Youth Services – Restroom Renovations project for a period of 90 days from permit issuance or until project is complete. **SUMMARY:** The work consists of furnishing the labor, equipment, and materials needed to renovate the restrooms at the Delray Health Department Youth Services Buildings 225 and 345 to comply with the Americans with Disabilities Act (ADA) requirements. An ADA audit was conducted which confirmed that the restrooms within the two facilities were non-compliant with ADA requirements. This work order authorizes the reconfiguration of the existing space to provide ADA accessible restrooms. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. This work order was solicited pursuant to the annual Minor Construction contract and the requirements of the Equal Business Opportunity (EBO) Ordinance. The annual contract was last presented to the Goal Setting Committee on August 21, 2019. The Committee applied the following three Affirmative Procurement Initiatives: 1) sheltered market for projects under \$100,000; or 2) a small business enterprise (SBE) contractor will be given a price preference if its bid is within 10% of the lowest non-small business bid on a single trade project over \$100,000; or 3) a mandatory 25% SBE subcontracting goal for a multi-trade project over \$100,000. Since this is a multi-trade project over \$100,000, a mandatory goal of 25% SBE participation was applied. The Contractor is a certified SBE and submitted 100% SBE participation on this work order. The overall SBE participation on the annual Minor Construction contract is 87.45%. The Contractor is a Palm Beach County business. **Funding for this project is from the Infrastructure Sales Tax fund and the Public Building Improvement fund.** (Capital Improvements Division) District 7 (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

10. Staff recommends motion to approve: Change Order No. 3 to Amendment No. 12 of the continuing contract with Robling Architecture Construction, Inc. (R2020-0762) decreasing the Guaranteed Maximum Price (GMP) for construction management services for the Fire Rescue Station No. 28 Re-roof project in the amount of \$113,475.61. **SUMMARY:** On October 22, 2019, the Board of County Commissioners approved Amendment No. 12 (R2020-1621) to the contract with Robling Architecture Construction, Inc. in the amount of \$762,460 for a complete re-roof of the fire rescue building to include heating, ventilation, air conditioning (HVAC) curb replacements, new roof insulation and rainwater drainage improvements. There is \$113,475.61 remaining as a result of unused allowances and unused contractor contingency. All savings will be returned to the Fire Rescue Improvement fund. The Construction Manager (CM) was selected pursuant to the Small Business Enterprise Ordinance, but the GMP, having been initiated after January 1, 2019, is subject to the requirements of the Equal Business Opportunity (EBO) Ordinance. This continuing construction management contract was presented to the Goal Setting Committee on February 20, 2019 and the Committee established an Affirmative Procurement Initiative of a mandatory 20% Small Business Enterprise (SBE) subcontracting goal on the contract. The CM is a SBE and a Palm Beach County business utilizing all local subcontractors. To date, the overall SBE participation for Amendment No. 12 is 78.38%. (Capital Improvements Division) District 6 (LDC)

11. Staff recommends motion to approve: Consultant Services Authorization (CSA) No. 1 with Currie Sowards Aguila Architects, Inc. (R2020-1045) (Consultant) to provide architectural and engineering services for phase 1 of the Fire Rescue Comprehensive Fire Station Capital Improvements Program in the amount of \$234,919. **SUMMARY:** On August 25, 2020, the Board of County Commissioners (Board) approved the design contract with the Consultant to develop and implement a comprehensive capital improvements program for County-owned and managed fire stations. CSA No. 1 authorizes Phase 1 of this project which consists of a program evaluation to review and assess the following 14 fire stations No. 28, 51, 15, 25, 55, 42, 21, 54, 33, 34, 29, 26, 41 and 73. Under Phase 1 of the project, fire stations are to be evaluated in decreasing order of age. This effort seeks to have older fire stations conform to the same standards as the recently built ones. The design team will evaluate each station in order to determine compliance with new design, safety and staffing standards. Subsequently, the design team will develop the conceptual scope of work to ensure that each station is in compliance. The solicitation for design professionals was advertised on December 15, 2019 according to the Equal Business Opportunity Program, with the final selection taking place on June 26, 2020. The project was presented to the Goal Setting Committee on December 4, 2019 which established an affirmative procurement initiative requiring a minimum mandatory goal of 25% Small Business Enterprise (SBE) participation and awarded 15 points evaluation preference for SBE participation. The prime consultant has committed to 59.85% S/W/MBE participation for this CSA. The consultant is a local firm and a SBE. This project will be funded from the Fire Rescue Improvement Fund. (Capital Improvements Division) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

12. **Staff recommends motion to receive and file:** Contingency Use Directive (CUD) Change Order No. 09 documenting charges against the contingency fund of the construction management (CM) contract with The Morganti Group, Inc. (R2017-0419) in the cumulative amount of \$192,280 for the Palm Tran South Expansion Project. **SUMMARY:** On March 12, 2019, the Board of County Commissioners (Board) approved Amendment No. 1 (R2019-0377) and Amendment No. 2 (R2019-0378) to the CM contract with The Morganti Group, Inc. Amendment No. 1 authorized the work for the addition of approximately 28,000 square feet of building space for offices, locker rooms, training center and ancillary support services; a new parking lot with 135 spaces; and a new bus lift at the existing maintenance building in the amount of \$22,527,000. Amendment No. 2 authorized the installation of a closed circuit television system, access control, fire alarm, audio/video system, intercom system, tele-data and cable television system in the amount of \$1,683,000. CUD Change Order No. 09, requested by Palm Tran, includes the procurement and installation of a frameless glass wall system on levels 2 and 3 of the Palm Tran South facility in the amount of \$192,280. This change is funded from the project contingency fund resulting in a zero dollar change to the contract price and therefore, consistent with PPM CW-F-050, the CUD Change Order No. 09 was executed by the Director of the Facilities Development and Operations Department (FD&O). For transparency and for informational purposes, Staff is bringing CUD Change Order No. 09 to the Board as a receive and file item. Charges to the project contingency fund result in a zero-dollar change order and do not affect the Board approved contract price. In accordance with Policy and Procedures Manual (PPM) CW-O-043 this project is exempt from the Equal Business Opportunity Ordinance as this project is partially funded from a combination of federal funds and Ad Valorem funds. (Capital Improvements Division) District 7 (LDC)
13. **Staff recommends motion to approve:** annual contract with the following contractor for roofing services on an as-needed basis through November 16, 2025.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
ACC Mastercraft Roofing Contractors, Inc.	Local	Non-SBE

SUMMARY: On November 17, 2020, the Board approved the annual roofing contract. The contractor now joins the list of eight already prequalified contractors for a total of nine with a contract expiration date of November 16, 2025. The specific requirements of the work shall be determined by individual work orders issued against this annual contract. This contract is a five year indefinite-quantity contract with a maximum cumulative value of \$3,000,000 across all prequalified contractors. Work is to be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors are allowed to qualify at any time and be added to this annual contract. Projects \$100,000 and over are advertised on the vendor self-service website while projects \$200,000 and over are also advertised in the newspaper. Projects under \$100,000 are bid among the pool of pre-qualified contractors and for projects over \$100,000, the bidding pool is expanded to include any additional bidders responding to the specific project advertisement that submit a qualification application at least ten days before the bid due date. The roofing annual contract was presented to the Goal Setting Committee on July 15, 2020, and the Committee established an Affirmative Procurement Initiatives of sheltered market for projects under \$100,000 (when three or more small businesses are qualified under the annual contract) or a Small Business Enterprise contractor will be given a price preference if its bid is within 10% of the lowest non-small business bid. Actual Small/Minority/Women Owned Business Enterprise participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. (Capital Improvements) Countywide (LDC)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

14. Staff recommends motion to approve: Work Order No. 21-002 to the annual electrical contract with Protect Video, Inc. (Contractor) (R2019-1756) in the amount of \$237,581 for the Fire Station (F.S) No. 27 – Generator Replacement project for a period of 120 days from permit issuance or until project is complete. **SUMMARY:** The work consists of furnishing the labor, equipment, and materials needed to replace the existing generator with a new diesel generator capable of powering the entire fire station. The existing generator does not meet the requirements needed to power the entire facility during power outages. This project was competitively advertised and new contractors were invited to bid on the project by submitting prequalification documents prior to the submission of the bid response. This work order was solicited pursuant to the annual electrical contract and the requirements of the Equal Business Opportunity Ordinance. The annual contract was last presented to the Goal Setting Committee on March 4, 2020 and the Committee established Affirmative Procurement Initiatives (API) of sheltered market for projects under \$100,000 (when at least three Small Business Enterprises (SBE) are qualified under the annual contract) or an SBE contractor will be given a price preference if their bid is within 10% of the lowest non-SBE bid for projects over \$100,000. Since this project was over \$100,000, the SBE price preference API was applied. The Contractor is a certified SBE and submitted 56% SBE participation on this work order. The overall SBE participation on the annual electrical contract is 64.93%. The Contractor is a Palm Beach County business. Funding for this project is from the Fire Rescue Improvement fund. (Capital Improvements Division) District 6 (LDC)

K. WATER UTILITIES

1. Staff recommends motion to approve: Amendment No. 1 to the Palm Beach County Water Utilities Department (PBCWUD) Continuing Contract for Wastewater Gravity Lines and Manhole Rehabilitation Contract (Contract) with Hinterland Group, Inc., (Contractor) to renew the Contract for an additional one year period. **SUMMARY:** On February 5, 2019, the Board of County Commissioners approved the PBCWUD Contract (R2019-0216) with Contractor. The Contract provides for the repair and rehabilitation of wastewater gravity pipe lines and manholes where timing is critical. The Contract award is for the unit bid prices received, and the Contract does not guarantee nor authorize Contractor to perform any work. The Contract included a 24-month term with the option of one 12-month renewal at the discretion of the County. Amendment No. 1 exercises the option for a one year renewal through February 3, 2022. The Contract will provide the necessary time extension to expedite utility capital improvement projects and any emergency projects for the repair and rehabilitation of the wastewater gravity system throughout PBCWUD's service area. This amendment to the Contract constitutes the final one year renewal and does not involve any cost increase to the Contract amount. This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the new Equal Business Opportunity Ordinance on October 16, 2018. The SBE participation goal established under the 2002 SBE Ordinance was 15% overall participation. The Contract provides for 91.845% SBE participation. The cumulative SBE participation including Amendment No. 1 is 100%. PBCWUD staff coordinated with the Office of Equal Business Opportunity to confirm that the proposed renewal was consistent with the principles of the Equal Business Opportunity Ordinance. Contractor is a Palm Beach County based company. The Contract is included in the PBCWUD FY 21 Budget. (PBCWUD Project No. 18-069) Countywide (MJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to approve:** an updated Management Plan (Plan) for Delaware Scrub Natural Area. **SUMMARY:** The initial Plan was approved by the Board of County Commissioners on September 9, 2008. The Plan identifies natural resources present on the natural area and provides for the preservation, restoration, management and passive recreational use of those resources. After review of the Plan by the Natural Areas Management Advisory Committee, they unanimously recommended the Plan for approval at its November 20, 2020 meeting. Initial invasive/nonnative vegetation removal, fence and regulatory sign installation, and public use facilities have been completed. Annual management and operating costs, including prescribed burns/mechanical vegetation reduction, ongoing invasive/nonnative animal and plant control, repair and replacement of facilities, and biological monitoring and reporting are estimated to be \$107,301. This cost is for the current fiscal year and is expected to increase as described in the Summary of Fiscal Impact. Funds for capital improvements, and annual management and operation of the site are expected to come from the Natural Areas Fund, Natural Areas Stewardship Endowment Fund, Pollution Recovery Trust Fund, Ag Reserve Land Management Fund, and/or ad valorem funding sources. District 1 (SS)

2. **Staff recommends motion to:**
 - A) approve** a Memorandum of Understanding (MOU) between Discover Palm Beach County, Inc. (DTPB), and Palm Beach County for LagoonFest 2021 Event Management, providing \$15,000 for event planning and management services; including DTPB securing a contract with a professional event management company, to plan, promote and implement LagoonFest on November 6, 2021; and

 - B) authorize** the County Administrator or designee to sign all future time extensions, task assignments, certifications, and other forms associated with the MOU that do not substantially change the terms or conditions of the MOU.

SUMMARY: LagoonFest is an annual eco-themed festival that aims to inspire a connection between residents, visitors and Lake Worth Lagoon, the County's largest estuary. Utilizing a professional event management company, DTPB will partner with Environmental Resources Management (ERM) to plan, promote and implement LagoonFest 2021. A professional event management company will provide services that include but are not limited to planning, assistance in securing municipal authorizations, offsetting event costs through sponsorship development, event marketing and promotion, maintenance of event budget records, and event management during LagoonFest. As co-producer of this event, the County shares responsibility for the financial and managerial aspects of the event with DTPB and shall contribute a not to exceed amount of \$15,000 towards DTPB's contract with the EMC for this event. Funding is provided from the County's Manatee Protection Fund (1232). Countywide (SS)

3. **Staff recommends motion to receive and file:** the State of Florida, Florida Fish and Wildlife Conservation Commission (FWC) Agreement No. 20178 providing an amount not to exceed \$21,450 of funding assistance (CSFA 77005) for the Derelict Vessel Removal Project from December 1, 2020 to January 29, 2021. **SUMMARY:** On July 7, 2020, the Board of County Commissioners approved the Resolution (R2020-0781) to authorize the County Administrator or designee to sign all future FWC derelict vessel removal grant applications and agreements. In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a receive and file agenda item. Districts 1 & 7 (SS)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

4. Staff recommends motion to approve: Contract No. 2020ERM02 (Contract) with Ferreira Construction Southern Division Co., Inc. (Ferreira) in the amount of \$534,890.60 for providing construction services for the Royal Palm Beach Pines Natural Area – Public Use Facilities Renovation Federalized Project (Project) for a term beginning upon execution and expiring within 120 days from the Notice to Proceed. **SUMMARY:** The Contract will provide for repair and replacement of public use facilities within Royal Palm Beach Pines Natural Area. The work consists of removal of approximately 600 feet of concrete sidewalk, demolition of a 180-foot-long wood boardwalk and new construction of same. The work also includes construction of a new shade shelter. To minimize adverse impacts to all native ecosystems, soils, plants and animals present on the site, all work is to coincide with the dry season and/or dry season conditions. Four sealed bids were received by the Department of Environmental Resources Management (ERM) on October 19, 2020. Following cancellation of initial award extended to lowest bidder due to failure to execute and enter into such contract, Ferreira, a Hobe Sound, Florida, company was the next lowest responsive responsible bidder. As a federally funded project, the Contract is exempt from the Office of Equal Business Opportunity (OEBO) ordinance. Federal rules prohibit local geographical preferences in construction procurements involving federal funds, so the County's OEBO Program, Local Preference, Glades Local Preference, Glades Resident Incentive, and Apprentice Incentive could not be included in this competitive solicitation. The Project is funded by Florida Department of Environmental Protection (FDEP) through its Recreational Trails Program Funds and by ERM Capital Projects Fund. FDEP Agreement T1803 (R2019-0862) is providing \$162,125, which represents the Federal pass through contributions. The County is required to match this amount. District 6 (YBH)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)

5. Staff recommends motion to:

A) accept a State of Florida Department of Environmental Protection (DEP) Purchase Order of \$84,278.90 to maintain and propagate corals in a closed system, land-based coral nursery, beginning on February 2, 2021 and expiring June 30, 2021;

B) approve a budget amendment of \$84,279 in the Environmental Resources Capital Projects Fund to recognize the revenue from DEP;

C) approve an agreement with Healthy Aquatics Marine Institute of Florida Inc., DBA The Reef Institute (Reef Institute), a not-for-profit entity, for cost reimbursement relating to the Coral Maintenance and Propagation Project (Project) for an amount not to exceed \$80,265.62 beginning on February 2, 2021 and expiring June 30, 2021; and

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

SUMMARY: On March 17, 2020, the Board of County Commissioners approved Agreement R2020-0319 with Reef Institute that expired June 30, 2020, to pass money from DEP to Reef Institute to expand their coral nursery. Since the expansion, Reef Institute has received corals from several different locations and will continue to receive corals. This pass through of funds will allow Reef Institute to update their expanded nursery, maintain the corals they've acquired, and acquire additional corals. In response to the Stony Coral Tissue Loss Disease moving through the Florida Reef Tract, the Florida legislature appropriated funds to DEP to combat the disease and start restoration efforts. DEP identified Reef Institute as a not-for-profit entity that could expand their current coral nursery to accept and grow additional corals for State led restoration efforts. DEP is authorized to disburse these funds to local governments and agencies for the purpose of coral nursery creation and expansion via a Purchase Order. The DEP Purchase Order will fund \$80,265.62 of the Project costs plus \$4,013.28 in County administration costs. The County will receive deliverables as outlined in the agreement and submit those as an invoice to DEP. Upon payment by DEP to the County, the County will pay Reef Institute. District 7 (SS)

M. PARKS & RECREATION

1. Staff recommends motion to:

A) receive and file a fully executed Florida Fish and Wildlife Conservation Commission (FFWCC) – Florida Boating Improvement Program Grant Agreement No. 19031 in the amount of \$150,000 for construction costs associated with the redevelopment of the John Prince Memorial Park boat ramps for the period from November 18, 2020 through June 30, 2023; and

B) approve a budget amendment of \$150,000 within the Park Improvement Fund to establish budget for the approved grant.

SUMMARY: On May 7, 2019, the Board authorized submission of a Florida Boating Improvement Program Grant application, R2019-0642, to fund a portion of the construction costs associated with the redevelopment of the John Prince Memorial Park boat ramps. The Board also authorized the County Administrator or designee to execute the Grant Agreement and other grant forms related to this project if the grant was awarded. The grant was awarded and the Grant Agreement has been fully executed in accordance with Board authorization and is being submitted to the Board to receive and file and to establish budget for the grant. District 3 (AH)

3. CONSENT AGENDA APPROVAL

N. LIBRARY

1. Staff recommends motion to:

A) approve the contract with the Florida Department of State, Division of Library and Information Services, for a DLIS CARES Act Grant in the amount of \$24,316 beginning November 25, 2020 and ending September 30, 2021;

B) approve a budget amendment of \$24,316 to recognize the grant award; and

C) authorize the County Administrator or designee to execute any other necessary agreements, amendments, forms and certifications associated with the CARES Act Grant agreement.

SUMMARY: The Palm Beach County Library System was awarded CARES Act grant funds through the Florida Division of Library and Information Services, CFDA 45.310, Grant number 20-CARES-16. The Palm Beach County Library System is planning to use the grant funds to purchase cameras and computer equipment to be used to produce asynchronous content for the website and social media platforms, as well as digital cameras and software licenses to support internal staff operations for virtual meetings. Grant funds will also be used to purchase one hundred additional Books-By-Mail bags to support increased demand for this service. These combined purchases will support public events, technology workshops, informational content about library services and update notifications related to COVID-19. Grant funds are released upon completion of required deliverables as provided for in the contract. The grant requires matching funds and these are credited as staff time working on this project. Calculations for staff time plus benefits total \$54,594; which meets matching requirements. No new staff will be required for this project. Countywide (AH)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: a second amendment to contract for Consulting/Professional Services with the Battered Women's Justice Project, Inc. (BWJP) (R2018-1650) modifying the payment schedule for years two and three for the period of October 1, 2018 through September 30, 2021, with no change in the contract amount. **SUMMARY:** In 2018, an amount not to exceed \$150,000 was allocated from the Criminal Justice Commission's Domestic Violence Trust fund to the County to contract with the BWJP to complete a three-year training and best-practices evaluation of the County's response to domestic violence. This project consists of ten phases. The original Schedule of Payments broke the compensation down by year. Phases 1 through 6 were to be completed and paid for in year one; phases 7 and 8 were to be completed in year two and phases 9 and 10 were to be completed in year three. Phase 6 deliverables were not completed in year one due to unanticipated delays. The parties amended the original contract agreeing that phase 6 could be completed in year two of the project (R2020-0284). Due to unforeseen circumstances related to COVID-19, Phase 8 deliverables could not be completed or compensated in year two. Phase 8 activities include meeting with law enforcement stakeholders to present initial findings and incorporate community feedback and suggestions. Additionally, it is possible that completion and payment for deliverables outlined in Phases 9 and 10 could potentially be delayed in year three. In order to allow greater flexibility, Exhibit B 2 "Schedule of Payments" is being amended to allow the BWJP to be compensated upon completion of the Phase, regardless of what year it is completed in. R2018-1650 authorized the County Administrator, or designee, to execute future amendments and partner agreements associated with the current project on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (JW)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to:

A) receive and file Victim of Crime Act (VOCA) FY2020/2021 grant agreement o-00682 with the State of Florida, Department of Legal Affairs, Office of the Attorney General for the period October 1, 2020 through September 30, 2021, to receive grant funding in the amount of \$357,045 to provide victim advocacy services; and

B) approve downward budget amendment of \$114,718 in the Public Safety Grants Fund to adjust the budget to reflect the actual grant award.

SUMMARY: The VOCA FY2020/2021 grant (CFDA 16.575) agreement is an annual grant that provides funding to retain six full-time Victim Advocate positions (pay grade 25) who assist Palm Beach County victims of crime with advocacy services such as crisis counseling, personal advocacy, court accompaniment, assistance with applying for victims compensation, information and referral, emergency legal advocacy, and safety planning. The final grant award was less than requested in the original application, therefore, the VOCA grant will no longer fund contracted therapy services. The grant agency directed the County to submit a supplemental budget request to offset the funding deficit. If VOCA grant funding ceases, the positions will be deleted from the Victim Services complement. R2006-0099 authorized the County Administrator or designee to execute operational agreements with the State of Florida, Office of the Attorney General, Bureau of Advocacy and Grant Management on behalf of the Palm Beach County Board of County Commissioners. County cash or in-kind matching funds of \$89,262 (20%) are required and included in the FY 2021 budget. Countywide (JW)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

3. Staff recommends motion to receive and file: the following Declarations and Emergency Order (EO) related to COVID-19:

A) Declaration of Continuing State of Emergency PBC, FL, dated November 6, 2020;

B) Declaration of Continuing State of Emergency PBC, FL, dated November 12, 2020;

C) Declaration of Continuing State of Emergency PBC, FL, dated November 19, 2020;

D) EO Number 30 (2020-030), extension of facial coverings directive, dated November 20, 2020;

E) Declaration of Continuing State of Emergency PBC, FL, dated November 24, 2020;

F) Declaration of Continuing State of Emergency PBC, FL, dated December 3, 2020; and

G) Declaration of Continuing State of Emergency PBC, FL, dated December 8, 2020

SUMMARY: On March 9, 2020, the Governor issued Executive Order No. 20-52 declaring a State of Emergency in the State of Florida based on the on-going risk posed by COVID-19, including the fact that at least eight Florida counties had reported positive cases of COVID-19. The County issued a State of Local Emergency on Friday, March 13, 2020. The State of Local Emergency was declared to initiate emergent actions taken by the County Administrator to ensure the health, safety and welfare of the community. Multiple Emergency Orders and Declarations were issued in response to COVID-19 response activities. The County's Emergency Operation Center (EOC) was activated to a Level 2 activation at 0700 hours on Monday, March 16, 2020. Pursuant to PBC Code Article II, Section 9-35, in the event a special meeting of the Board of County Commissioners cannot be convened, the Mayor of the BCC may declare a State of Local Emergency. With the executed State of Local Emergency, resources were available through the Coronavirus Aid, Relief, and Economic Security Act and or Federal Emergency Management Agency Public Assistance. Staff were then able to purchase equipment, materials, supplies, and open non-congregate shelters for residents and persons who may be in need of isolation. Countywide (LDC)

CC. SHERIFF

1. Staff recommends motion to:

A) **accept** on behalf of the Palm Beach County Sheriff's Office a Department of Justice, Office of Justice Programs FY2020 Prosecuting Cold Cases using DNA grant award in the amount of \$470,000 for the period of October 1, 2020 through September 30, 2023; and

B) **approve** a budget amendment of \$470,000 in the Sheriff's Grants Fund.

SUMMARY: On October 1, 2020, the Palm Beach County Sheriff's Office (PBSO) received a Federal grant award in the amount of \$470,000 to *increase* the number of violent crime cold case prosecutions and simultaneously *decrease* the number of unresolved violent crime Cold Cases awaiting prosecution through the strategic, coordinated use of DNA and other forensic technologies. Funding will be used to support contractual services, investigative costs, travel, and supplies. There is no match requirement associated with this award. The Department of Justice Office of Justice Programs Catalog of Federal Domestic Assistance (CFDA) Number for this program is 16.036 and the contract number is 2020-DN-BX-0155. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

CC. SHERIFF (Cont'd)

2. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Federally-Funded SubAward & Grant Agreement for a FY20 State Homeland Security Grant in the amount of \$1,103,100, for the period of November 30, 2020 through March 31, 2022; and

B) approve a budget amendment in the amount of \$1,103,100 in the Sheriff's Grant Fund.

SUMMARY: On December 9, 2020, the Palm Beach County Sheriff's Office received a FY20 State Homeland Security Grant Program award from the State of Florida, Division of Emergency Management. These funds will be used for specialty team equipment, training and intelligence and information sharing initiatives. There is no match associated with this award. The Catalog of Federal Domestic Assistance (CFDA) Number for this program is 97.067 and the contract number is R0286. Countywide (LDC)

3. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office a Department of Justice, Office of Justice Programs FY2020 Crime Gun Intelligence Center grant award in the amount of \$700,000 for the period of October 1, 2020 through September 30, 2023; and

B) approve a budget amendment of \$700,000 in the Sheriff's Grants Fund.

SUMMARY: On October 22, 2020, the Palm Beach County Sheriff's Office (PBSO) received a Federal grant award in the amount of \$700,000 to establish a *Palm Beach County Crime Gun Intelligence Center*. The overarching project goal is increase our capacity in PBC for strategic coordination and utilization of intelligence, technology, and community engagement to swiftly identify crime guns, their sources, and effectively prosecute perpetrators of violent crime. Funding will be used to support the hire of one full time detective/CGIC Coordinator, contractual services, training, data collection, supplies, and community awareness. An increase in funding from the County may be requested through our annual budget process once the grant ends. There is no match requirement associated with this award. The Department of Justice Office of Justice Programs Catalog of Federal Domestic Assistance (CFDA) Number for this program is 16.738 and the contract number is 2020-DG-BX-0012. Countywide (LDC)

4. Staff recommends motion to:

A) accept on behalf of the Palm Beach County Sheriff's Office, a Subgrant Agreement from the State of Florida Department of Transportation for the Palm Beach County Sheriff's Office, Palm Beach County Speed and Aggressive Driving Strategy project, in the amount of \$150,000, for the period of December 2, 2020 through September 30, 2021; and

B) approve a budget amendment of \$150,000, increasing the Sheriff's Grants fund.

SUMMARY: On December 2, 2020, the Florida Department of Transportation awarded a grant to the Palm Beach County Sheriff's Office in the amount of \$150,000, to support a Speed and Aggressive Driving Strategy project in Palm Beach County. Funds will be used to support overtime costs associated with the project. The Catalog of Federal Domestic Assistance (CFDA) number is 20.600, the project number is SC-2021-00192, and the DOT Contract number is G1S30. There is no match requirement associated with this award. Countywide (LDC)

3. CONSENT AGENDA APPROVAL

DD. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to receive and file: a fully executed Palm Beach County FY2021 Covid Recovery Grant Agreement in the amount of \$110,000 managed by the Palm Beach County Sports Commission, Inc. on behalf of the Palm Beach County Tourist Development Council with Equestrian Sport Productions, LLC for the promotion of The Winter Equestrian Festival, being held from January 6 – April 4, 2021. The grant agreement was approved by the Tourist Development Council on October 15, 2020 for a term of August 6, 2020 – July 4, 2021. **SUMMARY:** In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a receive and file agenda item. On June 7, 1994, the Board of County Commissioners adopted Resolution (R94-207) authorizing the Executive Director of the Tourist Development Council to enter into grant agreements with Category G (Sports) grantees after they have been approved by the Tourist Development Council. The grant agreement is expected to produce 85,034 room nights and will fund an event which promotes sports tourism in Palm Beach County. District 6 (LDC)

EE. COMMISSION ON ETHICS

1. Staff recommends motion to approve: a Memorandum of Understanding (MOU) with the City of Westlake and Palm Beach County to engage the services of the Palm Beach County Commission on Ethics for a three year term. **SUMMARY:** The City of Westlake (City) agreed to subject itself to the jurisdiction and authority of the Commission on Ethics and its Executive Director. This MOU identifies the roles and responsibilities of the Commission on Ethics and the City in implementing the Palm Beach County Code of Ethics. The MOU is subject to final approval of the Board of County Commissioners. District 6 (LDC)

* * * * *

4. **SPECIAL PRESENTATIONS – 9:30 A.M.**

- A) Susan B. Anthony Award Presentation – Michelle Damone, NOW Board Director
- B) [COVID-19 Update by Dr. Alonso and County Staff](#)

* * * * *

5. REGULAR AGENDA

A. PUBLIC SAFETY

1. [Staff recommends motion to approve on preliminary reading and advertise for public hearing on February 9, 2021 at 9:30 a.m.:](#) an ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Palm Beach County Code, Chapter 13, Article II, (Ordinance No. R.2017-030) titled the EMS Ordinance; amending Section 13-20(d) (COPCN and endorsements required); providing a savings clause; providing severability; providing inclusion in the code of laws and ordinances; providing captions; and providing for an effective date. **SUMMARY:** The Emergency Medical Services (EMS) Ordinance establishes standards for issuing Certificates of Public Convenience and Necessity (COPCN's) which are required to provide emergency medical services in the County including the provision of Advanced Life Support transport and Basic Life Support inter-facility transfer services. Currently, the EMS Ordinance restricts governmental agencies from providing inter-facility transfer services; which are termed Secondary Services. The Health Care District of Palm Beach County (HCD) wants to develop their own hospital based emergency medical system and apply for a Secondary Service Provider COPCN to provide inter-facility transports of patients which would be limited to patients needing transports from Lakeside Medical Center, a public hospital in Belle Glade, to other HCD facilities and specialized treatment centers and patients needing transports to and from the JFK North Addiction Stabilization Unit operated in partnership with HCD and the County. This amendment to the EMS ordinance would allow a governmental agency operating a public hospital to provide limited inter-facility transfer services with conditions when such hospital has obtained a COPCN from the County and a license from the State. Following approval of this amendment, the HCD is eligible to apply for a Secondary COPCN; which would still come back to the Board of County Commissioners for review and approval as part of the regular Secondary COPCN solicitation process that expires June 30, 2021. At the December 17, 2020 EMS Council meeting, the EMS Council reviewed and unanimously recommended approval of the EMS Ordinance revisions. This proposed amendment to the EMS Ordinance was presented to the League of Cities on January 20, 2021. Countywide (LDC)

B. ENVIRONMENTAL RESOURCES MANAGEMENT

1. [Staff recommends motion to approve:](#) an amendment to the Deed of Conservation Easement for Pond Cypress Natural Area, as executed on September 9, 2008 and recorded in OR Book 22880, Page 1859, from Palm Beach County in favor of South Florida Water Management District (SFWMD). **SUMMARY:** On September 9, 2008 (Item 3L-2), the Board approved a Deed of Conservation Easement (Conservation Easement) over the entire 1,736.5626-acre Pond Cypress Natural Area (Natural Area/Original Premises). The amendment of Conservation Easement will modify the boundary of the Conservation Easement in accordance with a land exchange that was conceptually and formally approved by the Board on June 23, 2015 (Item 4A) and August 18, 2015 (Item 3L-1), respectively. A 0.668-acre parcel of land that is needed for the State Road 7 extension project will be released from the Conservation Easement (Removed Parcel). In exchange, 3.95 acres of equal or higher value lands will be removed from the original right of way for State Road 7 and added to the Conservation Easement (Additional Premises). The Conservation Easement shall remain in full force and effect as a covenant running with the land with respect to the remainder of the Original and Additional Premises. There is no cost to the County. District 6 (SS)

* * * * *

FEBRUARY 2, 2021

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

7. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

1. [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 Commissioners Meeting, direction was given to the County Administrator to submit monthly a status report of the board directives. The report categorizes: **1)** In Process Items and **2)** Completed Items. The report continues to be updated on an on-going basis. Countywide (DN)

B. COUNTY ATTORNEY

8. COMMISSIONER COMMENTS

District 1 – COMMISSIONER MARIA G. MARINO

District 2 – COMMISSIONER GREGG K. WEISS

District 3 – COMMISSIONER DAVE KERNER

District 4 – COMMISSIONER ROBERT S. WEINROTH

Request for off-site Proclamation declaring March 21, 2021 as Signature Gives Back Spring Unity Day in Palm Beach County

Request for off-site Certificate of Appreciation presented to Wayne Barton

District 5 - COMMISSIONER MARIA SACHS

Request for off-site Proclamation declaring February 11-17, 2021 as 211 Awareness Week in Palm Beach County

District 6 - COMMISSIONER MELISSA MCKINLAY

District 7 – COMMISSIONER MACK BERNARD

FEBRUARY 2, 2021

9. MATTERS BY THE PUBLIC – 2:00 P.M.

* * * * *

FEBRUARY 2, 2021

10. ADJOURNMENT

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