

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**NOVEMBER 1, 2022**

<u>PAGE</u>	<u>ITEM</u>	
42	5D-1	<p><b>ADD-ON: Staff recommends motion to adopt:</b> Resolution of the Board of County Commissioners of Palm Beach County, Florida, creating the Palm Beach County Advisory Committee on Behavioral Health, Substance Use and Co-Occurring Disorders; providing for a purpose; providing for membership, appointments, terms; providing for officers; providing for roles and responsibilities; providing for Sunshine Law, code of ethics; providing for meetings; providing for subcommittees; providing for general provisions; and providing for effective date, sunset. <b>SUMMARY:</b> In response to Palm Beach County's opioid epidemic, the Board of County Commissioners (BCC) approved an Opioid Response Plan (ORP) on April 4, 2017 entitled <i>Opioid Crisis: Palm Beach County's Response</i>. The ORP recommended that a coordinated response be created through the designation of a primary entity responsible for the integration of all efforts relative to the epidemic; the need for leadership and guidance from an experienced veteran accustomed to working on solving substance use disorders and the establishment of an opioid response steering committee to guide the County's work. In 2018, the County created a position within the Community Services Department (CSD) to implement the goals and strategies outlined in the ORP. In 2019, CSD filled the position and the newly hired individual worked with key community members to develop an Opioid Response Steering Committee comprised of key stakeholders who work within the behavioral health and substance use disorder system of care. In 2019, the BCC identified the opioid epidemic, behavioral health, and substance use disorder as a high strategic priority with a strategic goal to establish a system that was person-centered and recovery-oriented in order to improve long-term recovery outcomes and quality of care. To align with the BCC's high strategic priority, the Opioid Response Steering Committee was renamed the Behavioral Health, Substance Use and Co-Occurring Disorder Steering Committee (Committee). The Committee is responsible for working with the position within the CSD to evaluate, update and monitor the progress of the ORP. The Committee is also responsible for coordinating with key organizations and stakeholders involved with enhancing the overall system of care. The Committee has a strategic focus on six strategic areas which include, but are not limited to: Prevention and Education, Treatment and Recovery, Public Policy, Justice and Public Safety, Evaluation and Monitoring and Essential Services. The Behavioral Health, Substance Use and Co-Occurring Disorder Steering Committee members will be transitioned into the Palm Beach County Advisory Committee on Behavioral Health, Substance Use and Co-Occurring Disorder and will be administered by the Community Services Department. <u>Countywide</u> (HH) (Comm Svs)</p>

**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**

**NOVEMBER 1, 2022**

**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
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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:

<u>Meeting Date</u>	<u>Meeting Type</u>
May 17, 2022	Regular
May 24, 2022	Workshop

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 Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during September of 2022. Countywide

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to approve: an Assignment, Assumption, and Consent Agreement (Assignment) between Highland Dunes Associates Property, LLC (Highland Dunes), Lennar Homes, LLC (Lennar) and Palm Beach County for the Arden Amended Proportionate Share Agreement (Amended Prop Share). **SUMMARY:** On October 29, 2020, Palm Beach County and Highland Dunes entered into a Proportionate Share Agreement (R2021-0020), as amended on December 21, 2021 (R2022-0290). The dollar value associated with R2022-0290 is \$15,828,921. On April 7, 2022, AG EHC II (LEN) Multistate 2, LLC (AG) acquired the property from Highland Dunes in its capacity as a land bank for Lennar. Approval of the Assignment will transfer the rights and obligations under the Proportionate Share Agreement, as amended, from Highland Dunes to Lennar. Pursuant to agreements with AG, Lennar is required to pay and perform all obligations of the owner of the property on behalf of AG, and is therefore the assignee for the Assignment. Per Resolution R2016-0125, the Board of County Commissioners (BCC) delegated authority to the County Administrator to execute Proportionate Share Agreements on behalf of the BCC. District 6 (SAS)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

2. Staff recommends motion to approve:

**A)** Amendment No. 4 to the Intersection Improvements Annual Services Contract (R2014-0892), dated July 1, 2014 with HSQ Group, LLC (HSQL);

**B)** Amendment No. 4 to the Intersection Improvements Annual Services Contract (R2017-0779), dated June 20, 2017 with HSQL;

**C)** Amendment No. 1 to the Annual Intersection Improvements Services Contract (R2020-0541), dated June 2, 2020 with HSQL;

**D)** Amendment No. 1 to the Lyons Road from north of Lake Worth Road to south of LWDD L-11 Canal Contract (R2008-0825), dated May 20, 2008 with HSQL;

**E)** Amendment No. 1 to the Lyons Road from north of LWDD L-14 Canal to Lake Worth Road Contract (R2011-1008), dated July 19, 2011 with HSQL;

**F)** Amendment No. 2 to the Lyons Road from LWDD L-38 Canal to Atlantic Avenue Contract (R2014-0894), dated July 1, 2014 with HSQL;

**G)** Amendment No. 1 to the Lyons Road/Sansbury's Way Buffered Bike Lanes from Forest Hill Boulevard to Okeechobee Boulevard Contract (R2020-1311), dated September 15, 2020 with HSQL; and

**H)** Amendment No. 1 to the Australian Avenue Drainage Improvements from Banyan Boulevard to 45<sup>TH</sup> Street Contract (R2022-0335) dated April 12, 2022 with HSQL.

**SUMMARY:** On April 26, 2022, HSQ Group, Inc. (HSQI) filed Articles of Conversion with the State of Florida to recognize that HSQI converted to a Florida Limited Liability Company and changed their company name to HSQ Group, LLC. Approval of these amendments will recognize the company's name change for each active contract with HSQL and ensure the continuation of services for the contracts. HSQL is located in Palm Beach County and is a certified SBE company. Countywide (YBH)

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS (Cont'd)

3. Staff recommends motion to approve: the Fiscal Year 2023 sidewalk program. **SUMMARY:** Approval of the program will allow for the scheduling and construction of the proposed projects that have been compiled in response to requests from the Palm Beach County School District, the Palm Beach County Sheriff's Office, the Board of County Commissioners (BCC), and residents of Palm Beach County (County). The proposed projects include 8 new construction projects, 1 design/right-of-way acquisition project, and 11 major maintenance projects. The total program cost is \$1,500,000 and is allocated among the following categories:

School Related	\$150,700
Non-School Related	\$810,610
Major Maintenance	\$500,000
Minor Maintenance & Support	\$38,690
<hr/> Total	<hr/> \$1,500,000

The proposed list of projects for the program was previously sent to the BCC for preliminary review by interoffice memorandum on September 1, 2022. Countywide (YBH)

4. Staff recommends motion to approve: a contract with HBC Engineering Company (HBC) in the amount of \$660,977.17 for Boca Rio Road from Palmetto Park Road to Glades Road (Project). **SUMMARY:** Approval of this contract will provide the professional services necessary for preparation of design plans and construction bid documents to widen Boca Rio Road, which will include adding an additional through lane in each direction, a two-way left-turn lane, drainage, and signalization for the Project. The Affirmative Procurement Initiatives selected for this contract on September 16, 2020 by the Goal Setting Committee are a 20% minimum mandatory Small Business Enterprise (SBE) participation and an SBE evaluation preference. HBC agreed to 97% SBE participation for the contract. On January 26, 2022, the Consultant's Competitive Negotiations Act Selection Committee selected HBC and, in accordance with PPM No. CW-O-048, the Board of County Commissioners was notified of the selection on January 28, 2022. HBC has an office located in Palm Beach County and is a certified SBE company. **This Project is included in the Five-Year Road Program.** District 5 (YBH)

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY

1. **Staff recommends motion to approve:** a fifth amendment to the contract for Professional Legal Services (Fifth Amendment) with Manson Bolves Donaldson Varn, P.A. (MBDV), increasing the not-to-exceed amount to \$370,000. **SUMMARY:** The County Attorney, in accordance with the delegation set forth in Section 305.04 of the Palm Beach County Administrative Code, entered into the contract with MBDV on August 27, 2019 to provide certain legal services related to the U.S. Army Corp of Engineers, Jacksonville District's 2019 Planned Deviation to the Water Control Plan for Lake Okeechobee and Everglades Agricultural Area (LORS 2008), as well as other Lake Okeechobee operations that have the potential to impact the County.
  - The original not-to-exceed amount under the contract was \$50,000;
  - On October 29, 2019, the County Attorney entered into the first amendment to the contract in order to amend the scope of the legal services provided by MBDV to include general issues of Water Law and South Florida Water Management District matters including but not limited to the County's Loxahatchee River Restoration Local Initiative and Mecca Site Evaluation. The first amendment did not modify the original not-to-exceed amount;
  - On July 7, 2020, the Board approved the second amendment to the contract (R2020-0761) increasing the not-to-exceed amount from \$50,000 to \$100,000;
  - On July 13, 2021, the Board approved the third amendment to the contract (R2021-0885) which increased the not-to-exceed amount to \$200,000, due to the continuing need to consult with MBDV on general water management issues and additional needs related to the County's appeal of the Federal Emergency Management Agency's (FEMA) 2019 Preliminary Flood Insurance Rate Maps (FIRMs) and the State Road 7/Northlake Blvd permit challenges; and
  - On March 8, 2022, the Board approved the fourth amendment to the contract (R2022-0163) which increased the not-to-exceed amount to \$270,000, due to the continuing need to consult with MBDV on general water resources management issues, anticipated activities related to FEMA's response to the County's appeal of the 2019 Preliminary FIRMs and the State Road 7/Northlake Blvd permit challenges.

This fifth amendment increases the not-to-exceed amount by \$100,000 to \$370,000, and is required due to the continuing need to consult with MBDV on general water resources issues, including anticipated activities related to FEMA's response to the County's appeal of the 2019 Preliminary FIRMs, legal support on the contracts for the C-51 Cell 12 and Cell 13 reservoir project, the Corbett Levee Upgrade grant, and the water resource feature of the GL Homes land swap. Countywide (MJ)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to:

**A) receive and file** Notice of Grant Award/Fund Availability (NFA) Modification No. 040230 (Federal Award Identification Number (FAIN) G-2102FLLIEA, Catalog of Federal Domestic Assistance (CFDA) 93.568) from the State of Florida, Department of Economic Opportunity (FDEO), to extend the end date from September 30, 2022 to March 31, 2023 with no increase in funding, in the amount of \$5,055,844, for the Low Income Home Energy Assistance Program (LIHEAP);

**B) receive and file** NFA Modification No. 040037 (FAIN 2102FLE5C6, CFDA 93.568) from FDEO, to extend the end date from September 30, 2022 to March 31, 2023 with no increase in funding, in the amount of \$4,273,460, for LIHEAP;

**C) receive and file** NFA Modification No. 039964 (FAIN G-2101FLCOSR, CFDA 93.569) from FDEO, to extend the end date from September 30, 2022 to October 31, 2022 with no increase in funding, in the amount of \$1,064,915, for the Community Services Block Grant (CSBG) Program;

**D) receive and file** NFA Modification No. 039797 (FAIN 2001FLCSC3, CFDA 93.569), from FDEO, to extend the end date from September 30, 2022 to October 31, 2022 with no increase in funding, in the amount of \$1,063,042.74, for the CSBG Coronavirus Aid, Relief and Economic Security (CARES) Act Program;

**E) receive and file** NFA Modification No 039822. (FAIN G-2002FLLIEA, CFDA 93.568) from FDEO, for the period October 1, 2019 through May 31, 2022, to reduce funding by \$1,031,143.03 for a new not-to-exceed amount of \$3,547,075.78 for LIHEAP; and

**F) approve** a downward budget amendment in the amount of \$1,031,143 in the LIHEAP Fund to align the budget to the actual grant award.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **(Cont'd) SUMMARY:** On June 15, 2021, the Board of County Commissioners (BCC) ratified the Mayor's signature on the Federally Funded Subgrant Umbrella Agreement #E2016 (R2021-0783) with the FDEO, for the period October 1, 2020 through September 30, 2023, for the LIHEAP and CSBG programs. Under the terms of the new umbrella agreement, FDEO will issue an NFA for each program award, and issue amendments to NFA's for any changes. Electric bill assistance will be provided to approximately 13,250 low-income individuals and 5,300 families. In Federal Fiscal Year (FFY) 2021, 3,414 households obtained electric bill assistance. In FFY 2021, 4,704 households received emergency utility assistance and as a result, either prevented disconnection or restored their service. The funds are used to provide economic stability and mobility services to approximately 2,300 low-income individuals and 900 families. Economic stability services include rent and utility assistance. Economic mobility services include employment skills training, job placement, resume writing training, financial management training, and case management. In FFY 2021, 3,799 households received rental assistance or emergency utility assistance and as a result, either prevented disconnection or restored their service. In addition, 86 clients enrolled in the self-sufficiency program, 14 of those obtained jobs above the living wage and 15 obtained jobs below the living wage, but increased their household income. **No County match is required.** (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. **Staff recommends motion to receive and file:** Modification P00007 (Mod 7) to Other Transaction Agreement No. 70T01018T9NCKP023 (R2018-0382, as amended) (OTA) with the United States of America, acting through the Transportation Security Administration (TSA), pertaining to TSA's use of security checkpoint and baggage screening areas at the Palm Beach International Airport (PBI); extending the period of reimbursement for electric utility charges from June 1, 2022 to May 31, 2023; and increasing the annual reimbursement amount for electric utility charges by \$1,059.12 to \$30,874.68 annually. **SUMMARY:** The OTA formalizes TSA's obligations related to use of security checkpoints and areas for the screening of passengers, property and baggage, and provides for reimbursement of electrical costs associated with equipment, HVAC, and lighting. TSA reimburses the County for electricity costs associated with its screening equipment based on a schedule of equipment located at the checkpoints listed in Exhibit 2A-3, which replaces Exhibit 2A-2 in Mod 7. TSA recently replaced components of its screening equipment, resulting in higher electric consumption; therefore, TSA will increase the annual reimbursement for the equipment charges from \$29,815.56 to \$30,874.68, an increase of \$1,059.12. The reimbursement sum of \$97,289.04 for HVAC and lighting remains unchanged. Mod 7 also obligates funding by TSA for reimbursement of electric costs through May 31, 2023. TSA issued Mod 7 unilaterally and did not require the County to sign. Countywide (AH)
  
2. **Staff recommends motion to receive and file:** Amendment No. 4 (Amendment) to Terminal Building Lease Agreement (R2019-1616, as amended) (Lease) with the General Services Administration (GSA), an executive agency of the United States of America, adjusting GSA's rental rate under the Lease, effective October 1, 2022. **SUMMARY:** The Lease provides for the lease of office and support space in the Palm Beach International Airport terminal building by the GSA, on behalf of the Transportation Security Administration. Rental rates are adjusted each October 1, in accordance with the terminal rates for non-signatory airlines under the standard form Signatory Airline Agreement (R2019-1155). GSA requires that rental rate adjustments be memorialized by Amendment using a format attached as an exhibit to the Lease. The Amendment adjusts the rental rate to \$65.11 per square foot, commencing October 1, 2022. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

3. Staff recommends motion to receive and file: license agreement with Gulfstream Product Support Corporation (Gulfstream), for use of property at the Palm Beach International Airport (PBI) for overflow vehicle parking in connection with a one-day event at Gulfstream's hangar at PBI on September 10, 2022, for payment of a license fee in the amount of \$100. **SUMMARY:** Gulfstream maintains a hangar facility at PBI pursuant to a Fixed Based Operator Lease Agreement (R2017-0281, as amended). Gulfstream requested use of property along a roadway at PBI adjacent to the hangar for overflow vehicle parking in connection with an event at the hangar. Delegation of authority for execution of the standard form County agreement above was approved by the Board in R2007-2070. Countywide (AH)
4. Staff recommends motion to receive and file: license agreement with Turner Construction Company (Turner), commencing July 29, 2022, and expiring on June 30, 2023, providing for the use of terminal office and storage space at the Palm Beach International Airport (PBI) without charge. **SUMMARY:** Turner is a contractor performing construction management at risk services at PBI under Department of Airports Project No. DOA 18-3 (R2019-1147) and will use the space in connection with those services. Delegation of authority for execution of the standard form County agreement above was approved by the Board in R2007-2070. Countywide (AH)
5. Staff recommends motion to receive and file: Consent to Sublease, consenting to the sublease of space by Atlantic Aviation – West Palm Beach LLC, d/b/a Atlantic Aviation PBI (Atlantic) at the Palm Beach International Airport (PBI), with JCDL Aircraft Management Services LLC, effective as of July 1, 2022. **SUMMARY:** Atlantic provides fixed based operator services for general aviation aircraft at PBI pursuant to a lease agreement dated March 1, 2005 (R2005-0455, as amended). The lease agreement provides for the sublease of space subject to the County's consent. Delegation of authority for execution of the standard form consent to sublease was approved by the Board in R94-1453. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

6. Staff recommends motion to receive and file: Signatory Airline Agreement (Agreement) with Frontier Airlines, Inc. (Frontier), commencing July 29, 2022, and terminating September 30, 2024, with one two-year renewal option, providing for Frontier to provide commercial air service at the Palm Beach International Airport (PBI); and for the lease of 282 square feet of ticket counter space, 240 square feet of ticket office space and one preferential use passenger gate and hold room for payment of rental in the amount of \$106,526 per year. **SUMMARY:** The Signatory Agreement allows Frontier to operate at PBI as a signatory airline and provides for the lease of approximately 2,615 square feet of space, including two ticket counters, ticket office space and one preferential use passenger gate. In order to become a signatory airline, airlines are required to execute a Signatory Airline Agreement, which requires the lease of a minimum amount of space and does not permit termination for convenience. Rate and charges for airlines are determined in accordance with methodology established by the Signatory Airline Agreement, which are lower for airlines willing to commit to a Signatory Airline Agreement. The Signatory Airline Agreement expires September 30, 2024, and will automatically renew through September 30, 2026, unless terminated in accordance with the terms of the Signatory Airline Agreement. Frontier previously operated as a non-signatory airline at PBI. Delegation of authority for execution of the standard form Signatory Airline Agreement above was approved by the Board in R2019-1155. Countywide (AH)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to:

**A) approve** budget amendment of \$2,686,576.74 in the Public Building Improvement Fund recognizing revenue received and to increase the Palm Beach County Sheriff's Office (PBSO) Headquarters Modification project (Project) budget account for Furniture, Fixtures and Equipment (FF&E); 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 increases the Project budget for the County to purchase and install FF&E for the PBSO Headquarters facility to complete the pending renovation. Due to the COVID-19 pandemic, supply chain delays, fuel prices and other variables the County is seeing an impact on the cost of goods and services. Additionally, the FF&E budget required realignment with the scope and single-phase construction approach of the ongoing renovation. Prior estimates for FF&E were \$3,790,000; however, due to the aforementioned factors the revised estimate for FF&E is \$6,476,575.74. PBSO funded \$2,000,000 in FY 2021 and \$1,790,000 in FY 2022 and has agreed and planned to fund the difference in full. While all of these purchases are the responsibility of the County, historically the Board of County Commissioners has placed the funds needed for the purchase of non-fixed equipment in the Sheriff's budget so that PBSO is responsible for the ordering, tracking, maintenance renewal and replacement of such items. Fixed equipment is purchased, tracked and maintained by Facilities Development & Operations (FDO). PBSO and County staffs have determined that it is in the best interests of both parties to have the procurement of FF&E undertaken by the County to ensure 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 3 (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve: an annual contract with the following contractor for general minor construction services on an as-needed basis through February 10, 2025.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
Boromei Construction Inc.	Non-Local	Non-SBE

**SUMMARY:** On February 11, 2020, the Board of County Commissioners (Board) approved the annual minor construction contract (R2020-0142 through R2020-0151). The work consists of construction services associated with repairs, improvements and renovations to County properties. The contractor now joins the list of 36 prequalified contractors for a total of 37 prequalified contractors with a contract expiration date of February 10, 2025. The specific requirements of the work will be determined by individual work orders issued against this annual contract. These contracts are five-year indefinite-quantity contracts with a maximum cumulative value of \$15,000,000. 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 calendar days before the bid due date. This minor construction annual contract was presented to the Goal Setting Committee on August 21, 2019. The Committee established the following three Affirmative Procurement Initiatives: **1)** Sheltered Market for projects less than \$100,000; or **2)** 10% Small Business Enterprises (SBE) Price Preference for single-trade projects greater than \$100,000; or **3)** a minimum mandatory 25% SBE subcontracting goal for multi-trade projects. Actual Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. To date, the cumulative S/M/WBE participation for all work orders under the annual minor construction contract is 76.07%. (Capital Improvements) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

3. Staff recommends motion to approve: an annual contract with the following contractor for low voltage services on an as-needed basis through August 16, 2026.

<u>Contractor</u>	<u>Status</u>	<u>SBE or Non-SBE</u>
Wisch & Jackson Co. of Florida, Inc.	Local	S/WBE

**SUMMARY:** On August 17, 2021, the Board of County Commissioners (Board) approved the annual low voltage contract (R2021-1063 through R2021-1069). The work consists of low voltage services on an as needed basis. The contractor now joins the list of 11 prequalified contractors for a total of 12 prequalified contractors with a contract expiration date of August 16, 2026. The specific requirements of the work shall be determined by individual work orders issued against this annual contract. These contracts are five-year indefinite-quantity contracts with a maximum cumulative value of \$4,000,000 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 annual low voltage contract was presented to the Goal Setting Committee on March 17, 2021. The Committee established the following Affirmative Procurement Initiatives: **1)** Sheltered Market for projects less than \$100,000; or **2)** 10% Small Business Enterprises price preference for projects greater than \$100,000. Actual Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. To date, the cumulative S/M/WBE participation for all work orders under the low voltage annual contract is 52.04%. (Capital Improvements) Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

4. Staff recommends motion to:

**A) adopt** a resolution authorizing the Mayor to request the Florida Department of Transportation (FDOT) to lease certain real property to the County for the purpose of providing public parking and access to Phil Foster Memorial Park; and

**B) approve** a lease agreement between Palm Beach County and the FDOT for the Blue Heron Bridge Causeway right-of-way property located adjacent to Phil Foster Memorial Park.

**SUMMARY:** On April 12, 2002, the County entered into a 20-year Airspace Agreement (R2002-0358, Agreement) with FDOT for the causeway property underneath the Blue Heron Bridge adjoining Phil Foster Memorial Park for public park purposes. The agreement was modified twice: the first amendment (R2004-1458) provided for the launching of non-motorized vessels under the bridge; and the second amendment (R2022-0363) extended the term until such time as the terms and conditions for a new lease can be finalized. This proposed new lease agreement has a 20-year term running from April 12, 2022 until April 11, 2042, and is not renewable. (Property & Real Estate Management) District 7 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT

1. [Staff recommends motion to receive and file:](#) the following three amendments to agreements and two agreements:

**A)** Amendment 002 to a Home Investment Partnership Program (HOME) Community Housing Development Organizations (CHDO) Loan Agreement (R2021-1078), as amended by Amendment 001 (R2022-0704) on June 6, 2022, with Habitat Housing Solutions, Inc. (HHS) for \$552,000, increasing the number of units to be constructed from four to five and increasing the HOME/CHDO funding amount from \$552,000 to \$690,000;

**B)** Amendment 002 to a HOME Loan Agreement (R2021-1076), as amended by Amendment 001 (R2022-0343) on February 22, 2022, with Habitat Housing Solutions for \$315,672, for the construction of three, for-sale, single family homes, extending the completion date from December 31, 2022 to March 31, 2023;

**C)** Amendment 001 to a HOME Loan Agreement (R2022-0195) with New Urban Community Development Corporation, Inc. (NUCDC) for \$503,590, for the debt refinancing and renovation of their 11-unit apartment complex, extending the renovation and project completion date from April 30, 2022 to August 31, 2022;

**D)** a loan agreement with Housing Partnership, Inc. d/b/a Community Partners of South Florida, Inc. (CPSF) providing \$1,800,000 in Community Development Block Grant (CDBG) funding to partially fund the acquisition of a 20 unit transitional housing complex known as The Village; and

**E)** a loan agreement with Berkeley Landing, LCC for \$1,090,000 to provide gap financing for the construction of 112 affordable units in Riviera Beach known as Berkeley Landing, LLC.

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

1. **(Cont'd) SUMMARY:** The HOME documents have been executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development (DHED) in accordance with Agenda Item 6D-4, 5A-3, 4B-1 and 6A-1 as approved by the BCC on November 17, 2020, February 11, 2020, November 5, 2019 and February 9, 2021 respectively. The CDBG and State Housing Initiatives Partnership (SHIP) documents have been executed on behalf of the BCC by the Director of DHED in accordance with Agenda Item 6D-6 and 5C-2, as approved by the BCC on July 12, 2022 and June 14, 2022, respectively. Agenda Item 5C-2, dated June 14, 2022, awarded SHIP and non-federal funds to a successful respondent to Request for Proposal HED.2022.1. The loan agreement (R2021-1078) with Habitat Housing Solutions, Inc., provided \$625,000 in HOME funding and a \$65,000 HOME/CHDO grant towards the construction of five single-family homes in the Glades area. One site was plagued with soil issues and had to be removed from the project. Amendment 001 reduced the funding amounts for construction and CHDO expenses by 20% to reflect the lost unit. HHS has located a replacement site and the number of units and the funding amounts originally allocated for the project have been reinstated to the original allocation of \$690,000. The loan agreement (R2021-1076) with Habitat Housing Solutions, Inc., provided \$315,672 in HOME funding toward the construction of three single-family affordable housing units. COVID-19 and supply chain issues have impacted the project thereby the need to extend the project completion date from September 30, 2022 to January 30, 2023. The loan agreement (R2022-0195) with NUCDC provided \$503,590 in HOME funding towards the debt refinancing and interior renovations for NUCDC's 11 unit rental property known as Henrietta Townhomes, located at 1301 Henrietta Avenue in West Palm Beach. Amendment 001 extended the completion date for renovations and construction closeout from April 30, 2022 to August 31, 2022. The loan agreement with Housing Partnership, Inc. dba CPSF provided \$1,800,000 in CDBG funding to partially fund the acquisition of a 20 unit transitional housing complex known as The Village. CPSF rented the complex located at 1311 Tamarind Avenue/1304 13<sup>th</sup> Street in West Palm Beach and the acquisition will preserve the site's current use as a transitional housing facility and ensure the long-term affordability of the units. The loan agreement with Berkeley Landing LLC provides a total of \$1,090,000 (SHIP \$500,500 and non-federal funding \$589,500) to construct Berkeley Landing, a 112-unit multifamily rental development, including 15 SHIP-assisted units, located at 3100-3124 Broadway Avenue, Riviera Beach. 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. **HOME Program grant funds are Federal funds, which require a 25% local match provided by SHIP funds. CDBG Funds are Federal Funds that do not require a local match.** Districts 2, 6 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

2. Staff recommends motion to receive and file: an agreement with the Center for Technology, Enterprise and Development, Inc. (TED Center) for \$250,000 under the Fiscal Year 2022-2023 Community Development Block Grant (CDBG) Program. **SUMMARY:** The document has been executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development in accordance with Agenda Item 6D-2 (R2022-0746) as approved by the BCC on July 12, 2022. The agreement with TED Center provides \$250,000 in Fiscal Year 2022-2023 CDBG funds to assist with operational expenses for the development and expansion of small businesses and microenterprises (defined as “commercial enterprises” that have five or fewer employees). The TED Center is required to create a minimum of 17 full-time equivalent jobs countywide, with a minimum of 4 of the newly created jobs being held by persons residing in the Glades area. Additionally, at least 51% of the jobs must be held by, or made available to Low and Moderate Income persons who must reside in the Palm Beach County CDBG jurisdiction during the term of the agreement. The TED Center shall also provide business assistance to 62 unduplicated microenterprises or entrepreneurs and conduct 45 training workshops. The TED Center received \$250,000 in CDBG funds during Fiscal Year 2021-2022 and successfully met their deliverables, per the enclosed table.

The Center for Technology, Enterprise and Development, Inc Contract Deliverables	FY 2022 Goal	FY 2022 Actual	FY 2023 Goal
Create a minimum number of full-time-equivalent jobs	17	17	17
Provide 1-on-1 business and financial counseling sessions for a minimum number of unduplicated clients	62	78	62
Conduct a minimum number of workshops	45	59	45

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. **These are Federal CDBG funds, which do not require a local match.** Countywide (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

3. Staff recommends motion to receive and file: the following three agreements under the Fiscal Year 2022-2023 Community Development Block Grant (CDBG) Program, in the amount of \$66,515:

**A)** The Arc of Palm Beach County, Inc. (Formerly Seagull Industries for the Disabled, Inc) in the amount of \$29,508 for vocational training and supervision of disabled adults;

**B)** The Children’s Place at Home Safe, Inc. in the amount of \$18,017 for specialized and enhanced therapeutic care of abused teens; and

**C)** Urban League of Palm Beach County, Inc. in the amount of \$18,990 for foreclosure mitigation counseling, homebuyer education classes and pre-purchase homebuyer counseling services.

**SUMMARY:** The agreements have been executed on behalf of the Board of County Commissioners (BCC) by the Director of the Department of Housing and Economic Development in accordance with Resolution R2022-0746 as approved by the BCC on July 12, 2022. On July 12, 2022, the BCC approved the Palm Beach County Action Plan for Fiscal Year 2022-2023, which included \$66,515 in CDBG funds allocated to these non-profit agencies to provide various public service activities. Patrick Franklin, who is an employee of the Urban League of Palm Beach County, Inc., serves on the Infrastructure Surtax Independent Citizen Oversight Committee. This board provides no regulatory oversight, management, or policy-setting recommendations regarding the agency’s contracts. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sect. 2-443, of the Palm Beach County Code of Ethics. The enclosed Table below illustrates the agencies’ Performance Metrics for FY2021-2022 and goals to be met for FY2022-2023:

**Public Service Performance Metrics**

	<b>Agency</b>	<b>FY 2021-2022 Goal</b>	<b>FY 2021-2022 Actual*</b>	<b>FY 2022-2023 Goal</b>
A	The Arc of Palm Beach County, Inc (Formerly Seagull Industries for the Disabled Inc)	120	130	120
B	The Children’s Place at Home Safe, Inc.	2,548	3,078	2,548
C	Urban League of Palm Beach County, Inc.	360	428	240

\*FY 2021-2022 actual is through 8/30/22 (first 11 months of contract term).

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. **These are Federal CDBG funds, which require no local match.** Countywide (HJF)

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT (Cont'd)

4. [Staff recommends motion to receive and file:](#) the following two agreements funded under Fiscal Year 2022-2023 Community Development Block Grant (CDBG) Program:

**A)** agreement with the City of Belle Glade in the amount of \$348,292 for improvements at the Airport Park, as recipient of the Special Area of Hope Grant; and

**B)** agreement with the Village of Palm Springs in the amount of \$120,818 for the continuation of a village-wide project to construct walkways that connect the Village's parks.

**SUMMARY:** On July 12, 2022 (R2022-0746), the Board of County Commissioners approved the Action Plan for Fiscal Year 2022-2023, including the allocation of \$469,110 of CDBG funding for these two public facilities and improvement projects. The agreement with the City of Belle Glade will undertake improvements to enhance both interior and exterior amenities at the Airport Park. The agreement with the Village of Palm Springs will continue the next phase in the construction of a sidewalk network connecting parks throughout the Village, along Davis Road from Alameda Drive South to Greenbrier Drive and West to Foxtail Palm Park. **These are Federal CDBG funds, which do not require a local match.** Districts 3 & 6 (HJF)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to approve: an Interlocal Agreement Regarding Settlement of Reclaimed Water Dispute (Settlement Agreement) with East Central Regional Wastewater Treatment Facilities Operation Board (ECR Board) in the amount of \$1,062,304. **SUMMARY:** Palm Beach County (County) and Florida Power & Light (FPL) entered into a Reclaimed Water Agreement dated May 20, 2008 (R2008-0906) (FPL Agreement). In accordance with the FPL Agreement, a Reclaimed Water Project (RWP) was constructed, consisting of a reclaimed water facility located adjacent to the East Central Regional Water Reclamation Facility (ECR), a reclaimed water pipeline from the ECR to FPL's West County Energy Center (WCEC), and certain other facilities located at the WCEC. In accordance with the County's Interlocal Agreement with the ECR Board (R2008-0907) (Reclaimed Interlocal), the ECR provides treated wastewater from the ECR to the RWP to produce reclaimed water for delivery to the WCEC. Pursuant to the FPL Agreement, FPL is to receive up to 22 million gallons per day (MGD) annual average daily flow and 27 MGD peak usage of reclaimed water for cooling and other purposes at the WCEC. The FPL Agreement contains certain reclaimed water quality requirements, and pursuant to Section 9.3 of the FPL Agreement, the County is required to provide 3.2 MGD of potable water at no cost to FPL on days when the quality requirements are not met. The FPL Agreement was amended by Amendment No. 1 dated January 24, 2012 (R2012-0212), and by the Settlement Agreement and Amendment No. 2 dated August 17, 2021 (R2021-1149). On September 26, 2016, and in accordance with the FPL Agreement, FPL provided the County with a notice of dispute letter regarding a failure of the County to deliver reclaimed water in accordance with certain supply and quality requirements under the FPL Agreement. Said failure related to deteriorating conditions at the ECR, which affected the quality of the treated wastewater provided to the RWP for treatment and delivery to the WCEC. Pursuant to Section 3.8 of the Reclaimed Interlocal, the ECR Board is required to use commercially reasonable efforts to deliver the treated wastewater to the County at all times at the quality achieved during Fiscal Year 2007. The County contends that the ECR has failed to meet its obligation under Section 3.8 of the Reclaimed Interlocal during the period of January 1, 2016 through May 1, 2021, which has caused the County to incur damages under the FPL Agreement; and the ECR Board has disputed the County's contention but recognizes that the County has incurred damages under the FPL Agreement due to ECR quality issues. The key terms of the Settlement Agreement include the ECR's payment of \$1,062,303.54 to the County no later than December 31, 2022 and a mutual release of all claims up to the effective date of this Settlement Agreement. The County, as a member of the ECR Board, will be responsible for its 2022-23 fiscal year flow share of the payment. Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

2. Staff recommends motion to approve: the appointment of an at-large member to the Water Utilities Department Advisory Board (WUDAB) for a three year term effective November 1, 2022 through September 30, 2025.

<b>Nominee:</b>	<b>Requirements:</b>	<b>Seat No.</b>	<b>Nominated By:</b>
Thomas L. Stinson, Sr.	Current Water Utilities Customer and Resides in Glades area of PBC	10 At-Large Lake Region Seat	Commissioner McKinlay Commissioner Marino Vice Mayor Weiss Mayor Weinroth

**SUMMARY:** Resolution No. R2014-0457 provides for an 11-member WUDAB. The membership consists of seven District members, two County-wide At-Large members, one Lake Region member and one Royal Palm Beach member. Department staff recommend the appointment of Mr. Thomas L. Stinson Sr. of Pahokee who has indicated a desire to serve as a WUDAB member. The Board has 11 seats, 8 seats currently filled and a diversity count of 7 Caucasian (87.5%) and 1 Hispanic-American (12.5%). Mr. Stinson is an African-American male and the gender ratio (female:male) is 3:5. Countywide (MWJ)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to:

**A) receive and file** a fully executed Florida Recreation Development Assistance Program (FRDAP) Project Agreement in the amount of \$200,000 for Bert Winters Park for the period September 8, 2022 through June 30, 2025; and

**B) approve** a budget amendment of \$200,000 within the Park Improvement Fund to establish budget for the approved grant.

**SUMMARY:** On December 7, 2021, the Board of County Commissioners (Board) authorized submission of a FRDAP grant application, R2021-1841, for the redevelopment of the southern portion of Bert Winters Park. The Board also authorized the County Administrator or designee to execute the Project Agreement, (DEP Agreement Number: A3003) and other grant forms related to this project if approved by the Department of Environmental Protection. The grant was approved, the Project 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. **The \$200,000 FRDAP grant requires a \$200,000 (50%) match, which will be funded from the Bert Winters Park Redevelopment Infrastructure Sales Tax project.** The grant term is from September 8, 2022 through June 30, 2025, with no possible time extensions. The Project Agreement requires the County to execute and record a Notice of Limitation of Use dedicating the land in perpetuity as an outdoor recreation site. District 1 (AH)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to:

**A) approve** a Memorandum of Understanding (MOU) between the Clerk of the Circuit Court and Comptroller, Palm Beach County and Palm Beach County, pertaining to maintenance costs and Equivant software modifications in an amount not to exceed \$13,146 beginning on November 1, 2022 for one year and automatically renew for two additional one-year periods; and

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

**SUMMARY:** Under the John D. and Catherine T. MacArthur Foundation's (the Foundation's) Safety and Justice Challenge project, the County, through its Criminal Justice Commission (CJC), has received \$3.4 million in grant funding to: 1) reduce local jail populations without compromising public safety, and 2) identify and reduce racial and ethnic disparities in local jail populations and criminal justice systems. As part of its program, the County contracted with Uptrust, Inc. to provide a court date reminder system for criminal court defendants in the Fifteenth Judicial Circuit, Palm Beach County, Florida. This service addresses the strategy to reduce the number of defendants admitted to the Palm Beach County jail for a failure to appear for court. The Clerk has an agreement with Equivant for software maintenance, modification and system support as it pertains to Showcase, the court case maintenance system utilized by the Clerk. In June of 2018, the Clerk engaged Equivant to develop software for the benefit of the County's CJC and its use of the Uptrust Automated Messaging Interface from the Showcase system (the Interface). The County reimbursed the Clerk for Equivant's work to develop the software related to the Interface, and through the current period, the County has reimbursed the Clerk for the annual costs that pertain to maintenance of the Interface. The County desires a software enhancement to the Interface in the amount of \$1,950 to collect additional data needed to determine the effectiveness of the program and maintenance costs in the amount of \$11,196. Countywide (HH)

3. CONSENT AGENDA APPROVAL

T. HEALTH DEPARTMENT

1. Staff recommends motion to approve: a contract with the Department of Health (DOH) in the amount of \$2,192,546 for Environmental Health and Engineering programs provided by the Palm Beach County Health Department (CHD) for the period October 1, 2022 through September 30, 2023. **SUMMARY:** This contract sets forth the funding responsibilities of the DOH and the County for the operation of the CHD. The State and County share in the funding of the \$10,578,889 Environmental Health Budget. The State's share is \$3,333,382 (31.51%), primarily from State general revenue and fees. Funding from the County's FY 2023 budget is \$2,192,546 (20.73%), which includes Childcare Enforcement & Control Funding in the amount of \$142,799 and is a 0.69% increase from FY 2022 funding. The remaining local share (47.76%) is comprised of County authorized fees of \$3,675,950 (34.75%), federal funds of \$311,419 (6.16%), Department of Environmental Protection Funds of \$104,027 (2.06%), and Air Pollution Tag Fees of \$961,565 (9.09%). County funding is used primarily for staff related salaries and benefits. The environmental staffing is responsible for surveillance of public drinking water systems, permitting and inspection of septic tanks, regulation of air pollution sources, inspection and licensing of childcare and other group care facilities, and other duties related to environmental health. The Childcare Enforcement & Control funding provides for a full-time attorney/Hearing Officer and a half-time paralegal position to provide counsel for the Child Care Advisory Council and to serve as Acting Environmental Control Officer for the Environmental Control Hearing Board. County funds are included in the FY 2023 budget. **No additional funds are requested.** Countywide (HH)

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEMS SERVICES

1. Staff recommends motion to:

**A) approve** a contract for Consulting/Professional Services with Surdex Corporation for digital orthophotography and planimetric mapping beginning October 18, 2022 to October 18, 2024, with the option for up to three one-year renewals;

**B) approve** a contract for Consulting/Professional Services with GPI Geospatial, Inc. for digital orthophotography and planimetric mapping beginning October 18, 2022 to October 18, 2024, with the option for up to three one-year renewals;

**C) approve** a contract for Consulting/Professional Services with Woolpert Inc. for digital orthophotography and planimetric mapping beginning October 18, 2022 to October 18, 2024, with the option for up to three one-year renewals; and

**D) authorize** the County Administrator or designee to negotiate and execute a series of task orders of less than \$100,000.

**SUMMARY:** On April 28, 2022, Surdex Corporation, GPI Geospatial Inc., and Woolpert, Inc. were selected as the contractors to perform professional services for upcoming Geospatial projects in accordance with the Consultant Competitive Negotiations Act (CCNA) process. This project is part of the Information Systems Services Countywide Geographic Information System (GIS) Capital Project. The three contractors will provide the professional services required to provide Geospatial Services such as planimetric mapping, digital orthophotography, LiDAR processing, and GPS Survey in support of the County's Geographic Information System. The contract with Surdex Corporation provides for Small Business Enterprise (SBE) participation of 20% overall. The contract with GPI Geospatial Inc. provides for SBE participation of 25% overall. The contract with Woolpert, Inc. provides for SBE participation of 25% overall. Countywide (DB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. Staff recommends motion to:

**A) receive and file** the executed Amendment 9 for subcontract #16TFGR26 with the Florida Council Against Sexual Violence (FCASV) in the amount of \$156,170 to define tasks and deliverables for the period of July 1, 2022 through June 30, 2023, to provide sexual assault recovery services for a total of \$1,090,010 for the period of July 1, 2016 through June 30, 2026;

**B) receive and file** subcontract #22OAG26 with FCASV for the period July 1, 2022 through June 30, 2023, to receive grant funding in the amount of \$19,756 to provide sexual assault recovery services; and

**C) approve** budget amendment of \$131,688 in the Public Safety Grants Fund to adjust the budget to the actual grant awards.

**SUMMARY:** FCASV provides funding to Palm Beach County Department of Public Safety Division of Victim Services (DVS) through the award of annual grants to support and enhance sexual assault recovery services to primary and secondary victims. Amendment 9 to subcontract #16TFGR26 (R2016-1195, CSFA 64.061 and CSFA 64.069), revises the contract amount from \$933,840 to \$1,090,010 which is inclusive of the \$933,840 allocation received in the previous grant periods and \$156,170 allocated for the current grant period. Amendment 9 defines tasks/deliverables such as client eligibility, services including a 24-hour helpline, information and referral, crisis intervention, advocacy, accompaniment, community awareness, system coordination, support/personal growth groups, therapy, sexual violence-specific outreach activities and documentation thereof. These contracts will continue to fund two Victim Advocates and one Victim Services Project Coordinator. The Project Coordinator specializes in follow up care for victims of sexual assault and provides services such as organizing comprehensive medical follow up and other supportive services as needed. Subcontract #22OAG26 (R2016-1197, CSFA No. 41.010) will fund a portion of the salary and benefits for the Project Coordinator. All other provisions in the contract are still in effect and are to be performed at the level specified in the contract. If grant-funding ceases, the positions associated with these contracts will be deleted from the DVS complement. R2006-0095 authorized the County Administrator or designee to execute FCASV grant contracts on behalf of the County. From July 1, 2021 to June 30, 2022, the PBCDVS assisted 1,024 new and ongoing primary and secondary victims with 12,536 units of service. **No County matching funds are required.** Countywide (RS)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. Staff recommends motion to receive and file: a contract for Consulting/ Professional Services with the Child Protection Team of Palm Beach, Inc. (CPT) to provide medical evaluations for children 0-17 years of age who are alleged victims of abuse, neglect, and/or abandonment, excluding sexual abuse, and are referred to CPT by law enforcement, Department of Children and Families (DCF), and/or the courts for the period October 1, 2022 through September 30, 2025 for a not-to-exceed contract amount of \$787,500. **SUMMARY:** This contract provides funding for medical evaluations for up to 875 children, per fiscal year, who reside in Palm Beach County and are referred to CPT by law enforcement, DCF, and/or the courts. This service will be based on a rate of \$300 per exam for a not-to-exceed amount of \$262,500 per fiscal year. A medical evaluation is defined as a complete history and physical examination of a child. Medical evaluations for children who are alleged victims of sexual abuse are excluded from this contract as those exams are funded by the Office of the Attorney General. R2013-1230 authorizes the County Administrator or designee to execute contracts and amendments/modifications with CPT on behalf of the Board of County Commissioners. Countywide (RS)

BB. YOUTH SERVICES

1. Staff recommends motion to receive and file: Afterschool Arts Outreach 2022/2024 Agreement with Norton Museum of Art, Inc. (Agreement) for the period October 1, 2022, through September 30, 2024, to continue providing afterschool arts community education to economically and academically challenged youth attending the Highridge Family Center (Highridge). **SUMMARY:** The Highridge Family Center has been selected again by the Norton Museum of Art, Inc. (Norton) to participate in Norton's Afterschool Arts Outreach Program (Program). The Program provides significant year-round exposure to art with free weekly art classes to youth by a local professional artist. It is anticipated that up to 240 Highridge Family Center residents will participate in this program during the course of the year. **There are no additional costs associated with this Agreement.** On March 12, 2013, Agenda Item No. 3X-1 authorized the County Administrator or designee to execute future agreements/amendments with Norton for the educational art classes/programs at Highridge on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office. Pursuant to PPM# CW-F-049, the Board is notified that while indemnification and insurance are included in this agreement, they are not the standard articles. Both have been reviewed by Risk Management and the County Attorney's Office and were deemed acceptable. J. Rachel Gustafson an employee of Norton Museum of Art, Inc. is a member of the Public Art Committee. This board provides no regulation, oversight, management or policy-setting recommendations regarding the Agreement. 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. Countywide (RS)

3. CONSENT AGENDA APPROVAL

CC. INTERNAL AUDIT

1. Staff recommends motion to receive and file:

A) Audit report reviewed by the Audit Committee at its September 21, 2022 meeting as follows:

2022-06 Planning, Zoning and Building Department – Administration Division –  
*Florida Department of Highway Safety and Motor Vehicles Memorandum of  
Understanding Contract # HSMV-0165-20 Audit (2022-05)*

B) Audit Risk Assessment and Annual Work Plan for FY 2023.

**SUMMARY:** The County Code requires the County Internal Auditor to submit copies of final audit reports to the Board of County Commissioners and the Internal Audit Committee. The County Code also requires the Internal Audit Committee to review and approve the annual risk assessment and audit plan prepared by the County Internal auditor. At its meeting on September 21, 2022 the Internal Audit Committee reviewed the attached audit report and the annual risk assessment and audit plan for FY 2023. We are submitting these reports to the Board of County Commissioners as required by the County Code. Countywide (HJF)

3. CONSENT AGENDA APPROVAL

DD. OFFICE OF RESILIENCE

1. Staff recommends motion to:

**A) receive and file** the Urban Sustainability Directors Network's (USDN) Emergent Learning Fund Grant application;

**B) approve** the USDN Emergent Learning Fund Memorandum of Understanding (Agreement) between Palm Beach County and USDN to strengthen frontline capacity for climate resilience planning (Project), beginning on the date of the Agreement execution and ending six months after; and

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

**SUMMARY:** The Project will strengthen Palm Beach County's frontline community capacity for climate resilience planning to ensure more equitable processes and outcomes when the County creates its forthcoming climate change Vulnerability Assessment and Resilience Action Plan. The Office of Resilience (OOR) is the USDN Lead Partner and Project Manager. Community Partners of South Florida is the subcontractor who shall receive \$20,000 directly from USDN to fund workshop planning and facilitation efforts while providing community stipends, food, and childcare to ensure frontline residents are better able to participate in resilience planning. Additional partners include Palm Beach County's Criminal Justice Commission, Community Services Department, Office of Community Revitalization, Youth Services Department, and Libraries. The Project will include stakeholder workshops and community surveys. The County is not required to provide a match for the Project, though OOR expects to contribute staff time. **There is no net cost to the County.** Countywide (RM)

3. CONSENT AGENDA APPROVAL

EE. TOURIST DEVELOPMENT COUNCIL

1. [Staff recommends motion to receive and file:](#) fourteen fully executed Palm Beach County FY23 Category “CII” Grant Agreements with various grantees totaling \$1,036,617 and managed by the Cultural Council of Palm Beach County, Inc., d.b.a. as Cultural Council for Palm Beach County (Culture) for the promotion/marketing of cultural events. These grants were approved by the Tourist Development Council on June 9, 2022, for the term October 1, 2022 – September 30, 2023. **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. On June 7, 1994, the Board of County Commissioners adopted Resolution (R94-702) authorizing the Executive Director of the Tourist Development Council to enter into grant agreements with Category “CII” grantees after they have been approved by the Tourist Development Council. (TDC). Cultural organizations with operating budgets ranging from \$100,000 to \$1,174,999 are eligible for Category “CII” funding. After completing an application for funding, the organizations and their programs are reviewed by a grant panel, which recommends funding levels. The table below itemizes the organizations, which Culture and the TDC have approved for funding and the funding amount based on grant panel scores. The grant agreements will fund events, which will promote cultural tourism in Palm Beach County. Countywide (YBH)

FY23 Culture Category C-II Grantees	2023 Grant Amount
1. Ann Norton Sculpture Gardens, Inc.	\$77,459
2. Ballet Palm Beach, Inc.	\$74,091
3. Boca Ballet Theatre Company	\$75,775
4. Boca Raton Philharmonic Symphonia, Inc.	\$74,091
5. Centre for the Arts at Mizner Park, Inc.	\$73,249
6. Chamber Music Society of the Palm Beaches, Inc.	\$71,566
7. Friends of Mounts Botanical Gardens, Inc.	\$63,887
8. Historical Society of Palm Beach County	\$73,530
9. Lake Worth Playhouse, Inc.	\$71,566
10. Lighthouse ArtCenter, Inc.	\$75,775
11. Mandel Jewish Center of the Palm Beaches, Inc.	\$74,933
12. The Palm Beach Symphony Society, Inc.	\$76,898
13. Spady Cultural Heritage Museum, Inc.	\$78,302
14. Young Singers of the Palm Beaches, Inc.	\$75,495
<b>Total</b>	<b>\$1,036,617</b>

3. CONSENT AGENDA APPROVAL

EE. TOURIST DEVELOPMENT COUNCIL (Cont'd)

2. Staff recommends motion to receive and file: twenty-one fully executed Palm Beach County FY23 Category “B” Grant Agreements with various grantees totaling \$3,889,052 and managed by the Cultural Council of Palm Beach County, Inc., d.b.a. as Cultural Council for Palm Beach County (Culture) for the promotion/marketing of cultural events. These grants were approved by the Tourist Development Council on June 9, 2022, for the term October 1, 2022 – September 30, 2023. **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. On June 7, 1994, the Board of County Commissioners adopted Resolution (R94-702) authorizing the Executive Director of the Tourist Development Council to enter into grant agreements with Category “B” grantees after they have been approved by the Tourist Development Council (TDC). Cultural organizations with operating budgets of \$1.175 Million or more are eligible for Category “B” funding. After completing an application for funding, the organizations and their programs are reviewed by a grant panel, which recommends funding levels. The table below itemizes the organizations, which Culture and the TDC have approved for funding and the funding amount based on grant panel scores. The grant agreements will fund events, which will promote cultural tourism in Palm Beach County. Countywide (YBH)

FY23 Culture Category B Grantees	2023 Grant Amount
1. Adolph & Rose Levis Jewish Community Center, Inc.	\$78,970
2. Armory Art Center, Inc.	\$146,060
3. Boca Raton Historical Society	\$114,639
4. Boca Raton Museum of Art, Inc.	\$228,616
5. Busch Wildlife Sanctuary	\$131,919
6. Cox Science Center and Aquarium	\$230,997
7. FAU Foundation, Inc. Dorothy Schmidt College of Arts & Letters	\$133,359
8. The Henry Morrison Flagler Museum	\$222,265
9. Loxahatchee River Historical Society, Inc.	\$113,119
10. Maltz Jupiter Theatre, Inc.	\$222,265
11. Miami City Ballet, Inc.	\$208,771
12. The Morikami, Inc.	\$184,560
13. Norton Museum of Art	\$233,379
14. Palm Beach Dramaworks	\$185,221
15. Palm Beach Opera	\$224,647
16. Palm Beach Photographic Center, Inc	\$180,591
17. Palm Beach State College	\$150,294
18. Raymond F. Kravis Center for the Performing Arts, Inc.	\$236,553
19. The Society of the Four Arts, Inc.	\$210,358
20. SunFest of Palm Beach County, Inc.	\$227,822
21. The Zoological Society of the Palm Beaches	\$224,647
<b>Total</b>	<b>\$3,889,052</b>

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

- A)** Proclamation declaring November 2022 as Alzheimer’s Awareness Month in Palm Beach County (District 4)
- B)** Proclamation declaring November 12-20, 2022 as National Hunger and Homelessness Awareness Week in Palm Beach County (District 2)
- C)** Proclamation declaring November 1, 2022 as the 40<sup>th</sup> Anniversary of the George Snow Scholarship Fund (District 4)
- D)** Proclamation declaring November 2022 as Prematurity Awareness Month in Palm Beach County (District 2)
- E)** Proclamation declaring November 13-19, 2022 as National Nurse Practitioner Week in Palm Beach County (District 1)
- F)** Proclamation declaring November 6-12, 2022 as Forensic Nurses Week in Palm Beach County (District 5)
- G)** Proclamation declaring the second Saturday of December each year as Andrew “Red” Harris Artificial Reef Day in Palm Beach County (District 1)
- H)** Proclamation declaring November 2022 as Family Court Awareness Month in Palm Beach County (District 5)
- I)** Proclamation declaring November 1, 2022 as Mark Bellissimo Day in Palm Beach County (District 6)
- J)** Certificate of recognition presented to CareerSource Palm Beach County and American Medical Response, Inc. (District 3)
- K)** Proclamation declaring November 7-13, 2022 as Operation Green Light for Veterans Week (District 6)

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5. REGULAR AGENDA

A. PUBLIC SAFETY

1. Staff recommends motion to adopt: a Resolution of the Board of County Commissioners (BCC), Palm Beach County, Florida to establish a process for Palm Beach County (PBC) Youth Reentry Program emergency expenditures. **SUMMARY:** On July 12, 2022, the BCC approved the Public Safety Department to insource the Youth Reentry Program under their Justice Services Division. The program will provide critical services to juvenile-justice involved youth (and their families) returning to the community from incarceration. The program is funded through ad valorem tax support and other funding sources, as approved by the BCC. The PBC Youth Reentry Program will also provide emergency financial assistance to reentry youth, their families, and/or relevant supportive networks; for things such as food, clothing, temporary housing or shelter, utility payments, immediate behavioral health services, crisis intervention, basic need items, emergency medical services and medication, and other support deemed immediate and critical to ensure that the health and safety needs of youth, families, and the community are met. The establishment of the PBC Youth Reentry Program emergency expenditure process is similar to the process that was established by the BCC via Resolution R88-267 to provide victims of crime emergency financial assistance. Policies and procedures were also established for the administration of funding for emergency expenditures necessitated by the provision of youth reentry program services. Having these processes in place is in the best interest of the County to allow for the provision of emergency goods/services to best support our clients. Countywide (RS)

5. REGULAR AGENDA

B. HOUSING AND ECONOMIC DEVELOPMENT

1. Staff recommends motion to:

**A) approve** an Infrastructure Sales Tax (IST) Program award in the amount of \$2.5M to The Housing Authority of Belle Glade;

**B) direct** staff to negotiate the loan agreement; and

**C) authorize** the County Administrator or designee to execute the loan agreement, amendments thereto, and all other documents necessary for project implementation.

**SUMMARY:** On September 7, 2022, the Department of Housing and Economic Development issued a Notice of Funding Availability (NOFA) HED.2022.3, making \$2.5M in IST funding available to Public Housing Authorities related to homeless, extremely low or low-income projects, on a first come, first eligible, and first funded basis. Two proposals were received and reviewed for eligibility and responsiveness in the order they were submitted. On September 26, 2022, staff completed the responsiveness review and is recommending approval of the Belle Glade Housing Authority project. The Belle Glade Housing Authority (BGHA) was the first proposal received and it requests the full \$2.5M for the restoration and rehabilitation of up to 534 housing units. The BGHA will use County funds to help restore 116 vacant units, rehabilitate 31 uninhabitable units and convert 24 units to handicap-accessible within their Okeechobee and Osceola sites for farm labor housing. County funding will also assist in filling the gap in cost for completing the renovation of an additional 363 occupied units. All units will be for families whose income is no greater than 80% of the Area Median Income. The affordability period for all housing units and residential facilities shall be in perpetuity. BGHA's overall project includes the repair and improvements to its 712-units at Okeechobee and Osceola farm labor housing. Improvements include: importing of fill, grade and compaction to eliminate harborage areas caused by soil subsidence, complete street and parking area resurfacing (Osceola), reengineering and replacement of asphalt pathways to unit entries to eliminate hazardous conditions, installation of speed humps and car stops (Osceola), replacement of roofs most in need of repair (metal overlay), add new gutters and downspouts, repairs and makeover of units most in need of renovation, installation of new impact resistant windows (as needed), replace aging HVAC systems throughout, mold remediation (where needed), and add engineered asphalt pathways to unit entries. The total project cost is \$16,845,000. This includes a funding request of \$10,680,000 to the United States Department of Agriculture (USDA), \$2,500,000 from the Housing Assistance Council and \$750,000 to the Federal Home Loan Bank (FHLB) of Atlanta. The USDA and FHLB funding requests are pending approval. To facilitate project implementation, staff requests authorization for the County Administrator or designee to execute the loan agreements and related documents. **These are County IST Program funds.** District 6 (HJF)

5. REGULAR AGENDA

C. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

**A) approve** an agreement with Florida Atlantic University (FAU) to develop a Watershed Master Plan (WMP) in the amount not to exceed \$500,000 for drainage basin and hydraulic analyses for Unincorporated Palm Beach County, and any additional related work pursuant to the agreement for the period November 1, 2022 to October 31, 2027. The first year will be in the amount of \$210,000 for FAU's support on the WMP. The work will not start until the Florida Department of Emergency Management (FDEM) grant agreement has been executed; and

**B) authorize** the County Administrator or designee to execute the contract, amendments thereto, task orders and any other necessary documents related to the WMP with Florida Atlantic University.

**SUMMARY:** Developing a WMP is a prerequisite for all communities to achieve a Class 4 or higher CRS (Community Rating System) rating and is important to understanding floodplain management and the ways in which water travels in a community. FAU staff have assisted a number of other communities in developing a WMP and is currently encouraging several municipalities to collaborate with the County in developing a WMP, potentially affecting the total scope of work required. On April 8, 2022, FDEM announced a Watershed Master Plan grant opportunity for CRS communities to aid them in the development of a WMP to help improve their CRS ratings. This opportunity was for a 75% federal match for a total reimbursement amount of \$210,000. On May 17, 2022, the Board of County Commissioner approved the preparation and execution of a Watershed Master Plan grant application with FDEM and on September 16, 2022, the County was awarded the FDEM grant. The County is currently waiting for FDEM to provide a grant agreement for execution. Development of the County's WMP may not commence until the County has executed the FDEM grant agreement. Unincorporated (RM)

5. REGULAR AGENDA

D. COMMUNITY SERVICES

1. Staff recommends motion to adopt: Resolution of the Board of County Commissioners of Palm Beach County, Florida, creating the Palm Beach County Advisory Committee on Behavioral Health, Substance Use and Co-Occurring Disorders; providing for a purpose; providing for membership, appointments, terms; providing for officers; providing for roles and responsibilities; providing for Sunshine Law, code of ethics; providing for meetings; providing for subcommittees; providing for general provisions; and providing for effective date, sunset. **SUMMARY:** In response to Palm Beach County’s opioid epidemic, the Board of County Commissioners (BCC) approved an Opioid Response Plan (ORP) on April 4, 2017 entitled *Opioid Crisis: Palm Beach County’s Response*. The ORP recommended that a coordinated response be created through the designation of a primary entity responsible for the integration of all efforts relative to the epidemic; the need for leadership and guidance from an experienced veteran accustomed to working on solving substance use disorders and the establishment of an opioid response steering committee to guide the County’s work. In 2018, the County created a position within the Community Services Department (CSD) to implement the goals and strategies outlined in the ORP. In 2019, CSD filled the position and the newly hired individual worked with key community members to develop an Opioid Response Steering Committee comprised of key stakeholders who work within the behavioral health and substance use disorder system of care. In 2019, the BCC identified the opioid epidemic, behavioral health, and substance use disorder as a high strategic priority with a strategic goal to establish a system that was person-centered and recovery-oriented in order to improve long-term recovery outcomes and quality of care. To align with the BCC’s high strategic priority, the Opioid Response Steering Committee was renamed the Behavioral Health, Substance Use and Co-Occurring Disorder Steering Committee (Committee). The Committee is responsible for working with the position within the CSD to evaluate, update and monitor the progress of the ORP. The Committee is also responsible for coordinating with key organizations and stakeholders involved with enhancing the overall system of care. The Committee has a strategic focus on six strategic areas which include, but are not limited to: Prevention and Education, Treatment and Recovery, Public Policy, Justice and Public Safety, Evaluation and Monitoring and Essential Services. The Behavioral Health, Substance Use and Co-Occurring Disorder Steering Committee members will be transitioned into the Palm Beach County Advisory Committee on Behavioral Health, Substance Use and Co-Occurring Disorder and will be administered by the Community Services Department. Countywide (HH)

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6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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NOVEMBER 1, 2022

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 (LDC)

B. COUNTY ATTORNEY

**NOVEMBER 1, 2022**

**8. COMMISSIONER COMMENTS**

**District 1 – COMMISSIONER MARIA G. MARINO**

Request for off-site Proclamation declaring November 5, 2022 as Wounded Veterans Relief Fund Day in Palm Beach County

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

**District 3 – COMMISSIONER DAVE KERNER**

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

**District 5 - COMMISSIONER MARIA SACHS**

**District 6 - COMMISSIONER MELISSA MCKINLAY**

**District 7 – COMMISSIONER MACK BERNARD**

**NOVEMBER 1, 2022**

**9. MATTERS BY THE PUBLIC – 2:00 P.M.**

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**NOVEMBER 1, 2022**

**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."