

May 2, 2023
8:00 am

BOARD OF COUNTY COMMISSIONERS
BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

MAY 2, 2023

PAGE

ITEM

27

3J3

REVISED SUMMARY (PZB) SUMMARY: The resolutions will authorize a County tax exemption for the following historic properties located within the City of West Palm Beach: ~~506 46th Street, (property is privately owned for residential use);~~ 218 Edgewood Drive, (property is privately owned for residential use); 221 Wildermere Road, (property is privately owned for residential use); 223 Belmonte Road, (property is owned for residential use); and 3215 Vincent Road (property is privately owned for residential use). If granted, the tax exemptions shall take effect January 1, 2023, and shall remain in effect for 10 years, or until December 31, 2032. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. ~~For the property at 506 46th Street, due to the timing of this submittal (relative to that of the Municipal Tax Exemption), the Municipal Tax Exemption runs from January 1, 2022 to December 31, 2031 but the County's Exemption would run from January 1, 2023 to December 31, 2023.~~ The estimated total tax exempted for the 10 years ending December 31, 2031, is ~~\$120,008.49~~ \$103,977.49. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately ~~\$12,000.85~~ \$10,397.75 tax dollars will be exempted annually based on the 2023 Countywide Millage Rate. Accompanying each resolution is a City of West Palm Beach approved restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted. District 2 & 7 (DL)

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 (*).

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

MAY 2, 2023

**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 8 - 37)**
- 4. SPECIAL PRESENTATIONS (Page 38)**
- 5. REGULAR AGENDA (Pages 39 - 40)**
- 6. BOARD APPOINTMENTS (Page 41)**
- 7. STAFF COMMENTS (Page 42)**
- 8. BCC COMMENTS (Page 43)**
- 9. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 44)**
- 10. ADJOURNMENT (Page 45)**

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

C. ENGINEERING & PUBLIC WORKS

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- 3C-1 Approve Supplement No. 1 to the Palm Beach Lakes Blvd. over the Florida East Coast Railroad Contract with HNTB Corporation.

E. COMMUNITY SERVICES

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- 3E-1 Approve Host Agency Agreement with American Association of Retired Persons Foundation, Inc. Senior Community Service Employment Program

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- 3E-2 Approve Amendment No. 2 with Palm Beach County Substance Abuse Coalition, Inc. for extension.

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- 3E-3 Approve Low-Income Household Water Assistance Program Vendor Agreements for the period August 1, 2022 through July 31, 2025.

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- 3E-4 Approve Agreements for Provision of Financial Assistance with Family Promise of North/Central Palm Beach County, Inc.; and with The Lord's Place, Inc. for short-term emergency shelter and job training, etc. and other supportive services.

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- 3E-5 Approve two Subrecipient Agreements with The Salvation Army for October 1, 2022 through September 30, 2023.

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- 3E-6 Approve Amendment No. 2 to Subrecipient Agreement with Southeast Florida Behavioral Health Network, Inc. to increase the contract amount.

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G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

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3G-1 Annual Report for the Fiscal Year ending September 30, 2022 from the Westgate/Belvedere Homes Community Redevelopment Agency (CRA).

3G-2 Annual Report for the Fiscal Year ending September 30, 2022 from the Boca Raton Community Redevelopment Agency (CRA).

3G-3 Annual Report for the Fiscal Year ending September 30, 2022 from the Boynton Beach Community Development Agency (CRA).

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3G-4 Annual Report for the Fiscal Year ending September 30, 2022 from the Village of Palm Springs Community Redevelopment Agency (CRA).

3G-5 Approval to for appointment of four individuals to the County Infrastructure Surtax Independent Citizen Oversight Committee.

H. FACILITIES DEVELOPMENT & OPERATIONS

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3H-1 Amendment No. 1 to the contract with The Weitz Company, LLC establishing a Guaranteed Maximum Price for the Government Center 12th Floor Flooring project.

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3H-2 Approval of Change Order No. 1 to Amendment No. 8 with Lebolo Construction Management, Inc. increasing the project duration by 140 calendar days.

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3H-3 Approve Work Order No. 23-004 to the annual Heating, Ventilation and Air Conditioning contract with Air Mechanical & Service Corp. for the Delray Health Clinic-Chiller Replacement project.

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3H-4 Approve Amendment No. 1 with Lebolo Construction Management, Inc. establishing a Guaranteed Maximum Price for the Jupiter Health Center Renovations project.

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H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

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3H-5 ATM Operating License Agreement with Guardians Credit Union for June 1, 2022 through May 31, 2025 for various County locations.

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3H-6 Approved contracts with Song & Associates, Inc. for professional services for the Vista Center Expansion project and Consultant Services Authorization No. 1 for programming and conceptual design analysis.

J. PLANNING, ZONING & BUILDING

Page 25

3J-1 Adopt resolution granting a County tax exemption for the historic rehabilitation of the properties located at 89 Middle Road and for 264 South County Road; and approve tax exemption for both properties.

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3J-2 Adopt resolution granting a County tax exemptions for the historic rehabilitation of the properties located at 105 NE 6th Street, Delray Beach; 131 NW 1st Avenue, Delray Beach; 1120 Nassau Street, Delray Beach; and approve tax exemptions for the same properties.

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3J-3 Adopt resolution granting a County tax exemptions for the historic rehabilitation of the properties located at 506 46th Street, West Palm Beach; 218 Edgewood Drive, West Palm Beach; 221 Wildermere Road, West Palm Beach; 233 Belmonte Road, West Palm Beach; 3215 Vincent Road, West Palm Beach; and approve tax exemption for the same properties.

L. ENVIRONMENTAL RESOURCES MANAGEMENT

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3L-1 Task Assignment Change Order No. 1 to the State of Florida Department of Environmental Protection Contract No. GC913 for additional funding for Ethanol/Biodiesel Component Inspections.

M. PARKS & RECREATION

Page 29

3M-1 Approve Interlocal Grant Agreement with Solid Waste Authority for demo and removal of Haverhill Park Racquetball Courts; approve a budget amendment and authorize Director of the Parks and Recreation Department to serve as County's representative.

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M. PARKS & RECREATION (cont'd.)

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3M-2 Approve Interlocal Grant Agreement with Solid Waste Authority for demo and removal of Lake Lytal Park Racquetball Courts; approve a budget amendment and authorize Director of the Parks and Recreation Department to serve as County's representative.

Page 30 - 31

3M-3 Ratify the Mayor's signature on a Waterways Assistance Program grant application submitted to the Florida Inland Navigation District for the redevelopment of the southern portion of the Bert Winters Park; adopt resolution for grant funding; authorize County Administrator or designee; authorize Director of Parks and Recreation to serve as project director and liaison.

Page 32

3M-4 Approve conservation easement for three sites in Riverbend Park totaling 15.98 acres.

S. FIRE RESCUE

Page 32

3S-1 Ratify a FY2022 Staffing for Adequate Fire and Emergency Response Grant application for additional firefighters; ratify the designation of the County Administrator; and authorize County Administrator.

Page 33

3S-2 Ratify a FY2022 Fire Prevention and Safety Grant Program application for the purchase of additional photoelectric smoke/carbon monoxide alarms; ratify designation of County Administrator and authorize County Administrator or designee.

X. PUBLIC SAFETY

Page 34

3X-1 Approve Interlocal Agreement with the School Board to accept grant funds under the Driver Education Safety Trust Fund and spent through March 31, 2024.

3X-2 Florida Department of Health Emergency Medical Services Section, Grants Unit Change Request to improve and expand EMS systems.

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3X-3 Florida Department of Health Emergency Medical Services Section, Grants Unit Change Request to improve and expand EMS systems.

AA. PALM TRAN

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3AA-1 Adopt resolution approving submission of the Off-Cycle FY220-2021 Grants for Rural Areas Program grant application to partially offset FY2024.

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CC. TOURIST DEVELOPMENT COUNCIL

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3CC1 Executed FY2023 Category G Grant Agreement with Children’s Healthcare Charities, Inc. and for Caribbean Baseball Organization, Inc. for promotion of the Honda Classic, and Palm Beach Challenge & International Baseball Festival.

SPECIAL PRESENTATIONS

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- 4A PBC Small Business Week
- 4B Building Safety Month
- 4C Economic Development Week
- 4D Nurses Week
- 4E Water Reuse Week
- 4F National Correction Officers and Employees Week
- 4G National Travel and Tourism Week
- 4H Peace Officers Memorial Day
- 4I Mental Health Awareness & Trauma-Informed Care Month
- 4J National Public Works Week
- 4K Jewish American Heritage Month
- 4L PBC Older Americans Month
- 4M African American Golfers

REGULAR AGENDA

A. AIRPORTS

Page 39

5A-1 Approve contract with Horsepower Electric, Inc. for the Advance Warning Signage project at PBI; and approve a budget transfer.

B. HOUSING AND ECONOMIC DEVELOPMENT

Page 40

5B-1 Approve Community Development Block Grant Coronavirus funding; direct staff to negotiate the funding agreement and authorize County Administrator or designee.

BOARD APPOINTMENTS (Page 41)

STAFF COMMENTS

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7A-1 Receive and file updated Board Directive Reports.

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MATTERS BY THE PUBLIC – 2:00 P.M. (Page 44)

ADJOURNMENT (Page 45)

MAY 2, 2023

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:
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 approve:** Supplement No. 1 (Supplement) to the Palm Beach Lakes Boulevard over the Florida East Coast (FEC) Railroad (Project) Contract (R2020-0353), dated April 7, 2020 (Contract) with HNTB Corporation (HNTB) in the amount of \$1,116,817.63 for professional services for the Project. **SUMMARY:** Approval of this Supplement will provide the professional services necessary to complete the design phase for widening and rehabilitating the existing bridge. The solicitation for design professionals was advertised on September 4, 2018, prior to the effective date of the Equal Business Opportunity Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time with final selection taking place on January 15, 2019. The SBE goal for all contracts was 15%. HNTB agreed to 36.5% SBE participation for the Contract. They agreed to 36.86% SBE participation for this Supplement. Their cumulative SBE participation to date for the Contract including this Supplement is 36.8%. The original Contract provided the professional services necessary to establish the typical section and complete the study phase of the Project. HNTB has an office located in Palm Beach County. Prior to this meeting date, the Contract’s contracted amount of \$297,673.02 has been encumbered. **This Project is included in the infrastructure sales tax. District 7 (YBH)**

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. Staff recommends motion to approve: a Host Agency Agreement with the American Association of Retired Persons (AARP) Foundation, Inc., Senior Community Service Employment Program (SCSEP), for the period May 3, 2023 through May 2, 2026, to place seniors with work assignments based on their skills, experience, knowledge and abilities. **SUMMARY:** This agreement allows AARP to assign seniors aged 55 and over, whose annual incomes are at 125% of the poverty level or below to work experiences. AARP will utilize seniors in work assignments within the Community Services Department (CSD). Seniors are given opportunities to gain meaningful work experiences and are compensated through AARP for the hours worked per week. Seniors can work up to 20 hours per week. Each senior is matched with work assignments based on their skills, experience, knowledge and abilities and are utilized on an as needed basis. The seniors assist with various duties, such as filing, data entry, answering phones, greeting clients, and other duties as permitted by the agreement. CSD is responsible for providing services north of Hypoluxo Road. The areas of service include all of the districts, excluding Districts 2, 4, 5 and 7 south of Hypoluxo Road. The Mae Volen Center, Inc. is responsible for providing services in the areas south of Hypoluxo Road. **No County funds are required.** (CSD) Countywide except for portions of Districts 2, 4, 5, and 7 south of Hypoluxo Road. (HH)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

2. [Staff recommends motion to approve:](#) Amendment No. 2 to Contract for Provision of Services with Palm Beach County Substance Abuse Coalition, Inc. (PBCSAC) (R2021-1591), to extend the end date from September 30, 2023 to September 30, 2024 and to amend, revise and replace portions of the contract for the provision of recovery support services to individuals, families, and others directly impacted by opioid and substance use disorder and to increase the FY 2023 budget from \$550,000 to an amount not-to-exceed \$1,250,000, with a projected annual appropriation of \$1,250,000 for FY 2024 contingent upon a budgetary appropriation by the Board of County Commissioners for the term of this contract. **SUMMARY:** Amendment No. 2 with PBCSAC is necessary in order to expand Palm Beach County's current network of two (2) recovery community centers (RCC) and allied local recovery community organizations (RCO) in both Delray Beach and Lake Worth Beach. The amendment expands the network in both Riviera Beach and Belle Glade. The countywide RCO established by the grant facilitates the development process and provides ongoing technical and administrative assistance to the local organizations. RCCs have been found to provide a unique function in helping participants build recovery capital and thereby increasing their quality of life and self-esteem, while decreasing their psychological distress. The network of RCOs and RCCs is a critical underpinning to achieving the BCC's goal of establishing a readily accessible, integrated and coordinated person-centered, recovery-oriented system of care. They are also consistent with the "Palm Beach County Behavioral Health, Substance Use, Co-Occurring Disorder Plan Update" (Plan Update) recommendation to implement recovery supports to ease transitions and continuity of care, remove barriers and improve long-term recovery outcomes. (Community Services) Countywide (HH)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

- 3. Staff recommends motion to approve:** Low-Income Household Water Assistance Program (LIHWAP) Vendor Agreements with the below-listed vendors, for the period August 1, 2022 through July 31, 2025, to provide financial assistance to maintain or restore water utility services to eligible residents of Palm Beach County, at no cost to the County:
- A)** Seacoast Utility Authority;
 - B)** Village of Tequesta;
 - C)** Village of Wellington;
 - D)** City of Riviera Beach;
 - E)** Village of Palm Springs;
 - F)** Town of Jupiter;
 - G)** Town of Mangonia Park;
 - H)** Town of Lantana;
 - I)** City of Delray Beach;
 - J)** City of Lake Worth Beach; and
 - K)** City of Boynton Beach.

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

3. **Summary:** LIHWAP funds allow Community Action Programs across the country to provide financial assistance to low-income households experiencing a water utility service emergency. The LIHWAP Federally Funded Subgrant Agreement No. E2016 (R2021-0783) requires that Palm Beach County Community Action Program (CAP) have agreements with local water utility vendors. On July 12, 2022, CAP received a Notice of Grant Award/Funding Availability (NFA) Modification from The State of Florida, Department of Economic Opportunity (FDEO) in the amount of \$2,234,474 in LIHWAP funds. On August 23, 2022, FDEO issued a second NFA Modification in the amount of \$2,819,509 in LIHWAP funds, for a total amount of \$5,053,983. The FDEO provided a waiver to Palm Beach County, which offered time for the County to enter into agreements with utility vendors, prevent gaps in services or avoid residents being without water. Therefore LIHWAP funding became effective August 1, 2022, and lasts for two years after the effective date of the last date signed of each program vendor agreement. These agreements with local water utility vendors will allow CAP to issue payments on behalf of low-income clients, therefore avoiding the disconnection of essential services for eligible participants. Funds will be provided directly to local water utility vendors to assist qualified households. In Federal Fiscal Year (FFY) 2022, water utility services were prevented from disconnection or restored through LIHWAP to a total of 466 households. Over the course of the agreements, the Community Action Program anticipates serving approximately 13,500 households in total. LIHWAP provides much-needed relief to low-income families that spend a high portion of their household income on water utility services. Under the Federally Funded Subgrant Umbrella Agreement No. E2016, Section 5, letter F – Funding Consideration, The State of Florida’s and DEO’s performance and obligation to pay under this Agreement is contingent upon an annual appropriation by the Legislature of the State of Florida. DEO shall have final authority as to both the availability of funds and what constitutes an “annual appropriation” of funds. The lack of appropriation or availability of funds shall not create DEO’s default under this Agreement. If there is a state or federal funding shortfall, then the funding otherwise made available under this Agreement may be reduced. (Community Action Program) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

4. Staff recommends motion to approve: the Agreements for Provision of Financial Assistance with the below-listed agencies, for the period April 1, 2023 through September 30, 2024, in an amount totaling \$833,000 of which \$278,000 is budgeted in FY 2023 with an anticipated annual allocation of \$555,000 in the subsequent fiscal year, contingent upon a budgetary appropriation by the Board of County Commissioners (BCC), for the term of these agreements:

A) Family Promise of North/Central Palm Beach County, Inc. (Family Promise), for the provision of short-term emergency shelter via hotels/motels, employment case management, rental assistance, permanent housing placement/retention bonus, and other supportive services for families experiencing homelessness, in an amount not-to-exceed \$458,000, of which \$153,000 is budgeted in FY 2023 with an anticipated annual allocation of \$305,000 in the subsequent fiscal year; and

B) The Lord's Place, Inc. (TLP), for the provision of emergency/interim shelter, subsidized job training, resources, job skills, assistance with transitioning to permanent housing, unsubsidized employment, and other supportive services to individuals experiencing homelessness in parks, in an amount not-to-exceed \$375,000, of which \$125,000 is budgeted in FY 2023 with an anticipated annual allocation of \$250,000 in the subsequent fiscal year.

SUMMARY: On July 12, 2022, the BCC approved funding allocations for the Financially Assisted Agencies (FAA) Program. The agreements recommended in this item reflect dollar amounts included in the FY 2023 budget. Family Promise is a new agency, and under this new program will serve annually approximately 20 unduplicated family households experiencing homelessness. TLP will serve annually approximately 10 unduplicated individuals experiencing homelessness in the parks under this new program. Tyrina Pinkney, an employee with TLP, is a member of the HIV CARE Council. The HIV Care Council provides no regulation, oversight, management, or policy-setting recommendations regarding the subject agreements or transactions. 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. (Financially Assisted Agencies) Countywide (HH)

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

5. **Staff recommends motion to approve:** two (2) Subrecipient Agreements with The Salvation Army (TSA), for the period October 1, 2022 through September 30, 2023, in an amount totaling \$132,038 in Emergency Solutions Grant (ESG) and Emergency Solutions Grant – CARES Act (ESG-CV) program funds:

A) TSA, in an amount not-to-exceed \$100,000 in ESG funds, to provide emergency shelter to families with minor children experiencing homelessness; and

B) TSA, in an amount not-to-exceed \$32,038 in ESG-CV funds, to provide homeless prevention services to individuals and families who are at imminent risk of becoming homeless.

SUMMARY: On July 12, 2022, the Board of County Commissioners (BCC) approved the Palm Beach County Action Plan for Fiscal Year 2022-2023, which allocated \$459,404 in ESG program funds for nonprofit agencies to assist people experiencing homelessness or who are at risk of homelessness, including those fleeing domestic violence. Palm Beach County also received additional ESG-CV funding to prevent, prepare for and respond to the pandemic among homeless individuals and families receiving homeless prevention assistance services. The finalization of the agreements was delayed due to an extended review of the agency's scope of work and budget and TSA's requirement that all negotiations or changes go through their national headquarters before approval. Under the new ESG agreement, TSA is expected to serve 12 unduplicated households in its emergency shelters. Under the new ESG-CV agreement, TSA is expected to serve five (5) unduplicated households. These federal ESG funds require a matching contribution, which will be provided by the funded agency. **No County match is required.** (Division of Human Services) Countywide (HH).

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (cont'd.)

6. Staff recommends motion to approve: Amendment No. 2 to Subrecipient Agreement with Southeast Florida Behavioral Health Network, Inc. (SEFBHN) (R2021-0301), for the period October 1, 2020 through September 30, 2023, to increase the total amount by \$142,558 for a new contract amount not-to-exceed \$1,240,438, to continue services under the Department of Justice (DOJ) Comprehensive Opioid, Stimulants, Substance Abuse Program (COSSAP) demonstration program. **SUMMARY:** The DOJ approved a one-time no-cost project period extension for the COSSAP Award #2019-AR-BX-K023 with Palm Beach County Community Services Department (CSD) to provide an additional 12 months to complete the research for COSSAP. The Board of County Commissioners (BCC) authorized staff to execute a two-year agreement with SEFBHN for the period October 1, 2020 through September 30, 2022 to implement the COSSAP demonstration program in Palm Beach County. The DOJ approved a no cost extension of the initial grant award, with a new end date of September 30, 2023 to allow for the demonstration program to be completed. The BCC approved Amendment 1 (R2022-0931) on September 13, 2022. To date, COSSAP funding has been used to support a care coordinator/housing specialist to assist program participants in securing a recovery housing placement through an established Recovery Housing Voucher Program and Recovery Residence Provider Network. Recovery support services have been provided by a peer recovery support specialist, who has access to Recovery Support Services Funds to further assist participants. This intervention program has prioritized and expedited recovery support services for individuals at high overdose risk. The CSD's Behavioral Health and Substance Use Disorders COSSAP program focuses on a comprehensive, person-centered, recovery-oriented approach with the goal of ensuring housing stability to support persons involved with the criminal justice system who have a substance use disorder. Linda Kane, an employee with SEFBHN, is a member of the Homeless Advisory Board (HAB). The HAB provides no regulation, oversight, management, or policy-setting recommendations regarding the subject agreements or transactions. 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. (Behavioral Health and Substance Use Disorders) Countywide (HH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to approve: Change Order No. 1 to Amendment No. 3 to the Construction Manager (CM) at Risk Contract (Contract) with Lebolo Construction Management, Inc. (LCM) for CM at Risk Services for Miscellaneous Airport Improvements for Palm Beach County Department of Airports (Department) to extend the project time by 167 Calendar Days for Work Order SL 04: Federal Inspection Services (FIS) & Building 846 Storm Resiliency Modifications Package 2 at Palm Beach International Airport (PBI). **SUMMARY:** Amendment No. 3 was approved by the Board on May 3, 2022 in the amount of \$1,518,790.48 and 290 Calendar Days (R2022-0457). The project includes the replacement of the two (2) roof mounted Heating Ventilating & Air Conditioning (HVAC) Chillers for the Department's Administration Building at PBI. Approval of Change Order No. 1 is required to provide additional time to account for delays in receiving the new HVAC equipment required to complete the project. There is no change in cost associated with this change order. Countywide (AH)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to receive and file: Annual Report for the Fiscal Year ending September 30, 2022 from the Westgate/Belvedere Homes Community Redevelopment Agency (WGBH CRA). **SUMMARY:** The WGBH CRA has submitted its Annual Report for the Fiscal Year ending September 30, 2022 as per section numbers 163.356(3)(d) and 163.387(8), Florida Statutes. Countywide (DB)
2. Staff recommends motion to receive and file: The Annual Report and the Financial Statements for the Fiscal Year ending September 30, 2022 from the Boca Raton Community Redevelopment Agency (BR CRA). **SUMMARY:** The BR CRA has submitted its Annual Report and Financial Statements for the Fiscal Year ending September 30, 2022 as per section numbers 163.356(3)(d) and 163.387(8), Florida Statutes. Countywide (DB)
3. Staff recommends motion to receive and file: The Annual Report and Financial Statements for the Fiscal Year ending September 30, 2022 from the Boynton Beach Community Redevelopment Agency (BB CRA). **SUMMARY:** The BB CRA has submitted its Annual Report and Financial Statements for the Fiscal Year ending September 30, 2022 as per section numbers 163.356(3)(d) and 163.387(8), Florida Statutes. Countywide (DB)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET (cont'd.)

- 4. Staff recommends motion to receive and file: The Annual Report for the Fiscal Year ending September 30, 2022 from the Village of Palm Springs Community Redevelopment Agency (VPS CRA). **SUMMARY:** The VPS CRA has submitted their Annual Report for the Fiscal Year ending September 30, 2022 as per section numbers 163.356(3)(d) and 163.387(8), Florida Statutes. Countywide (DB)

- 5. Staff recommends motion to approve: appointment of the following individuals to the County Infrastructure Surtax Independent Citizen Oversight Committee (Surtax Committee) for the term beginning May 1, 2023, to April 30, 2026:

<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated By</u>
Sandra Hammerstein	8	Black Chamber of Commerce
Maria S. Antuña	9	Hispanic Chamber of Commerce
Patrick J. Franklin	14	Urban League of PBC
Christine M. Thrower-Skinner	15	Palm Beach County City Management Association

SUMMARY: On December 20, 2016, the Board of County Commissioners (BCC) created the Surtax Committee. The Surtax Committee will meet quarterly, issue an annual report, may make recommendations to the BCC, and ensure that the proceeds of the surtax are expended for the purposes set forth in the ballot measure and are in compliance with the County's surtax plan. Mr. Patrick Franklin has disclosed that he is employed by the Urban League of Palm Beach County that has several contracts with the County for youth empowerment, economic empowerment, and housing counseling. The Surtax Committee provides **no** regulation, oversight, management, or policy-setting recommendations regarding the subject contracts. Disclosure of this contractual relationship at a duly noticed public meeting is being provided in accordance with the provisions of Sec. 2-443, of the Palm Beach County Code of Ethics. The Surtax Committee has 19 seats, and out of the current 9 positions filled, the diversity count is: 2 African-American (22%); 3 Hispanic (33%); and 4 Caucasian (45%). The gender ratio (female:male) is 4:5. Countywide (MJ)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS

1. **Staff recommends motion to receive and file:** Amendment No. 1 to the contract for Construction Manager (CM) at Risk Services (R2022-1446) with The Weitz Company, LLC establishing a Guaranteed Maximum Price (GMP) in the amount of \$364,853 for construction management services for the Government Center 12th Floor Flooring project for a period of 107 calendar days from notice to proceed. **SUMMARY:** On December 6, 2022, the Board of County Commissioners (Board) approved the CM at Risk Services contract with The Weitz Company, LLC to provide construction management services for the Governmental Center Renewal and Replacement (R/R) project (R2022-1446). On February 7, 2023 (Agenda 3H-9), the Board authorized the County Administrator or designee, which in this case was the Director of Facilities Development and Operations (FDO), to execute an Amendment to expedite the process so that the procurement and installation of the new flooring and flooring accessories can be completed while minimizing interference with daily operations. Amendment No. 1 authorized The Weitz Company, LLC to establish a GMP in the amount \$364,853 to provide construction management services including bidding, procuring, shipping and installation of the new flooring and flooring accessories for the Government Center 12th Floor Flooring project. On March 1, 2023, Amendment No. 1 was fully executed on behalf of the Board by the Director of FDO. In accordance with the County Policy and Procedures Memorandum (PPM) CW-O-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. Amendment No. 1 was presented to the Goal Setting Committee on January 18, 2023 and the Committee established an Affirmative Procurement Initiative (API) of 20% Small Business Enterprise (SBE) participation, of which 10% must be African American or Hispanic American owned businesses. A good faith waiver was requested and partial waiver was approved to waive the 10% Small Minority Business Enterprise (S/MBE) goal therefore the API for this Amendment is a 20% SBE participation. The SBE participation on this amendment is 64.81%. Cumulative SBE participation on this contract is 64.81%. The Weitz Company, LLC is a local business. **Funding for this project is from the Public Building Improvement Fund and the Infrastructure Sales Tax Fund.** (Capital Improvements Division) District 7 (MWJ)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

2. **Staff recommends motion to approve:** Change Order No. 1 to Amendment No. 8 to the continuing Construction Manager (CM) at Risk Services contract with Lebolo Construction Management, Inc. (R2018-1161) for the C.L. Brumback Health Center Renovations project increasing the project duration by 140 calendar days. **SUMMARY:** On June 4, 2022, the Board of County Commissioners (Board) approved Amendment No. 8 (R2022-0592) to the continuing CM at Risk Services contract (R2018-1161) with Lebolo Construction Management, Inc. in the amount of \$919,558 establishing a Guaranteed Maximum Price (GMP) for construction of the C.L. Brumback Health Center Renovations project. Change Order No. 1 to Amendment No. 8 authorizes an increase in the project duration of 140 calendar days, at no additional cost, due to permitting delays which impacted the project's critical path schedule. Under the federal requirements, this project has a 22.4% minority and 6.9% female participation goal established. After good faith efforts, Lebolo committed to 21.20% minority and 6.45% female participation for Amendment No. 8. There is no minority or female participation on this change order. To date, the overall minority and female participation is 21.20% minority and 6.45% female participation. Funding for this project is from the Public Building Improvement Fund. (Capital Improvements Division) District 6 (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

3. Staff recommends motion to approve: Work Order No. 23-004 to the annual Heating, Ventilation and Air Conditioning (HVAC) contract (R2020-0229) with Air Mechanical & Service Corp. (Contractor) in the amount of \$258,314 for the Delray Health Clinic - Chiller Replacement (Re-bid) project for a period of 120 calendar days from equipment delivery. **SUMMARY:** The work consists of furnishing the labor, equipment and materials needed to remove and replace the existing 100-TON York air cooled chiller unit with a new air cooled chiller unit with accompanying plumbing and electrical. The project also includes the removal and replacement of two (2) chilled water pumps with accompanying plumbing and electrical. The existing equipment is 8 years old and continues to have consistent refrigerant leaks even though major repairs were performed. The new air cooled chiller and chilled water pumps 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. The Contractor will have 120 calendar days from equipment delivery to substantially complete the project. Liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof is \$120 per day. This work order was solicited pursuant to the annual HVAC contract and the requirements of the Equal Business Opportunity (EBO) Ordinance. The annual HVAC contract was presented to the Goal Setting Committee on August 21, 2019 and the Committee established Affirmative Procurement Initiatives (APIs) of sheltered market for projects less than \$100,000 (when three (3) or more small businesses are qualified under the annual contract) or a Small Business Enterprise (SBE) contractor will be given a price preference for projects \$100,000 or greater if its bid is within 10% of the lowest non-small business bid. Since this project is greater than \$100,000, the SBE price preference API was applied. There is no SBE subcontracting participation on this work order. Cumulative SBE participation on the annual HVAC contract is 28.18%. The Contractor is not an SBE and is not a local business. Funding for this project is from the Public Building Improvement Fund. (Capital Improvements Division) District 7 (MWJ)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

4. Staff recommends motion to approve: Amendment No. 1 to the construction manager at risk services continuing contract (R2023-0139) with Lebolo Construction Management, Inc. (Construction Manager) establishing a Guaranteed Maximum Price (GMP) in the amount of \$546,499 for the Jupiter Health Center Renovations project for a period of 240 days from notice to proceed. **SUMMARY:** On February 7, 2023, the Board of County Commissioners (Board) approved the construction manager at risk services continuing contract (R2023-0139) with the Construction Manager for construction management services for various federally funded capital projects. Amendment No. 1 authorizes construction management services necessary to renovate the Jupiter Health Center public restrooms. Renovations are required in order to bring the men's and women's public restrooms into compliance with the Americans with Disabilities Act (ADA). Renovations will accommodate accessibility requirements to more efficiently serve the needs of the Jupiter Health Center. The Construction Manager will have 240 calendar days from notice to proceed to substantially complete the project. Liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof is \$120 per day. The work was competitively solicited by the Construction Manager utilizing the federal requirements provided by the Department of Housing and Economic Development (DHED). Under the federal requirements, this project has an established Equal Employment Opportunity (EEO) minority participation goal of 22.4%, of which 6.9% is female participation. After good faith efforts, the Construction Manager anticipates an EEO utilization of 16.25% minority participation and 8.53% female participation for this amendment. Under the federal requirements the goals are not mandatory, provided the contractor exercised good faith efforts. **The funding sources for this work are the Infrastructure Sales Tax Fund and the Public Building Improvement Fund.** (Capital Improvements Division) District 1 (MWJ)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

5. Staff recommends motion to receive and file: an ATM Operating License Agreement (License Agreement) with Guardians Credit Union for the term of June 1, 2022 through May 31, 2025 for automated teller machines placed in the following locations:

- A) Governmental Center, 301 North Olive Avenue, West Palm Beach, FL 33401;
- B) South County Administrative Complex, 501 South Congress Avenue, Delray Beach, FL 33444; and
- C) North County Courthouse, 3188 PGA Boulevard, Palm Beach Gardens, FL 33410.

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. This License Agreement has been executed on behalf of the Board of County Commissioners (Board) by the Director of Facilities Development and Operations in accordance with the delegation of authority approved by the Board. This License Agreement commenced on June 1, 2022 and will extend through May 31, 2025, with two (2) extension options of one (1) year each; has no rent or fees; and may be terminated by either party, for any reason, upon thirty (30) days written notice to the other party. Property & Real Estate Management (PREM) will continue to administer this License Agreement. (PREM) Districts 1 & 7 (HJF)

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

6. Staff recommends motion to approve:

- A) Contract with Song & Associates, Inc. (Consultant) to provide professional services for design, planning, investigative, permitting and construction administration services for the Vista Center Expansion project; and
- B) Consultant Services Authorization (CSA) No. 1 to the contract in the amount of \$92,059.33 for Phase 1 (predesign services for programming and conceptual design analysis).

SUMMARY: The Vista Office Building is an existing 251,025 gross square feet, four story, multi-tenant building situated on approximately 12 acres of County-owned property located at 2300 North Jog Road in the Vista Center Planned Industrial Park Development (PIPD), West Palm Beach. The existing site additionally supports a four story parking structure containing 756 parking spaces, mechanical support areas and 509 surface parking spaces. The Building Division is currently located on the 1st floor of the Vista Office Building. As a result of the Building Division's increased workforce and its need for an emergency control center, an expansion was deemed necessary in order to properly support the Building Division's operations. The new 20,000 square feet expansion will include support offices and workstations for the Building Division's personnel, additional meeting/conference/training rooms, and support facilities including restrooms and mechanical spaces. The expansion shall include features such as natural lighting, reduced sound/noise transmission, localized temperature controls and other features that enhance the work environment. The project will additionally include required renovations to the existing building, including but not limited to, the areas vacated by staff relocated to the new space and the areas affected as a result of the reorganization of departmental divisions. Professional services include planning, investigative services, design, permitting and construction administration services. Professional services will be implemented in two (2) phases. Phase 1 will consist of predesign planning services which include site, utility, infrastructure, facility planning studies and analysis, programming, master planning and preliminary architectural and/or engineering design.

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (cont'd.)

6. **SUMMARY (cont'd.):** Phase 2 will consist of survey and geotechnical analysis, design services which include professional engineering and/or architectural consultation, civil, structural, mechanical, electrical and plumbing engineering services, permitting and regulatory services incidental thereto, as well as any specialty subconsulting services necessary to complete the required scope of work, construction administration services which includes the review of submittals, construction observation and inspections, and site visits. CSA No. 1 in the amount of \$92,059.33 will authorize Phase 1, predesign services for programming and conceptual design analysis necessary to define the Building Division's space requirements and needs. The solicitation for design professionals was advertised on May 22, 2022 according to the Equal Business Opportunity (EBO) Ordinance, with final selection on December 12, 2022. The project was presented to the Goal Setting Committee on April 20, 2022. The Committee established Affirmative Procurement Initiatives (APIs) of a minimum mandatory participation goal of 20% Small Business Enterprise (SBE) participation and a Minority Business Enterprise (MBE) evaluation preference for African American firms. The Consultant committed to a 26% SBE participation goal, of which 11% is MBE participation from an African American business for this contract. The actual SBE participation will be identified on each CSA and will be tracked cumulatively over all CSAs issued under the contract. The SBE participation on this CSA is 3.29%. There is no MBE participation on this CSA. Cumulative SBE participation on the contract is 3.29%. There is no cumulative MBE participation. The Consultant is a local firm and a graduate from the EBO program. Funding for this project is from the Building Capital Projects Fund. (Capital Improvements Division) District 7 (MWJ)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

- A) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 89 Middle Road, Palm Beach;
- B) **approve** a tax exemption covenant for 89 Middle Road, Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- C) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 264 South County Road, Palm Beach; and
- D) **approve** a tax exemption covenant for 264 South County Road, Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted.

SUMMARY: The resolutions will authorize a County tax exemption for the following historic properties located within the Town of Palm Beach: 89 Middle Road, (property is privately owned for residential use); 264 South County Road, (property is privately owned for commercial use). If granted, the tax exemptions shall take effect January 1, 2023, and shall remain in effect for 10 years, or until December 31, 2032. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. The estimated total tax exempted for the 10 years ending December 31, 2032, is \$286,048.63. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately \$28,604.86 tax dollars will be exempted annually based on the 2023 Countywide Millage Rate. Accompanying each resolution is a Town of Palm Beach approved restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted. District 1 (DL)

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (cont'd.)

2. Staff recommends motion to:

- A) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 105 NE 6th Street, Delray Beach;
- B) **approve** a tax exemption covenant for 105 NE 6th Street, Delray Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- C) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 131 NW 1st Avenue, Delray Beach;
- D) **approve** a tax exemption covenant for 131 NW 1st Street, Delray Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- E) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 1120 Nassau Street, Delray Beach; and
- F) **approve** a tax exemption covenant for 1120 Nassau Street, Delray Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted.

SUMMARY: The resolutions will authorize a County tax exemption for the following historic properties located within the City of Delray Beach: 105 NE 6th Street, (property is privately owned for residential use), 131 NW 1st Avenue, (property is privately owned for residential use), and 1120 Nassau Street, (property is privately owned for residential use). If granted, the tax exemptions shall take effect January 1, 2023, and shall remain in effect for 10 years, or until December 31, 2032. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. The estimated total tax exempted for the 10 years ending December 31, 2032, is \$109,827.93. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately \$10,982.79 tax dollars will be exempted annually based on the 2023 Countywide Millage Rate. Accompanying each resolution is a City of Delray Beach approved restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted.
Districts 4 & 7 (DL)

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (cont'd.)

3. Staff recommends motion to:

- A) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 218 Edgewood Drive, West Palm Beach;
- B) **approve** a tax exemption covenant for 218 Edgewood Drive, West Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- C) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 221 Wildermere Road, West Palm Beach;
- D) **approve** a tax exemption covenant for 221 Wildermere Road, West Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- E) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 233 Belmonte Road, West Palm Beach;
- F) **approve** a tax exemption covenant for 233 Belmonte Road, West Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted;
- G) **adopt** a resolution of the Board of County Commissioners of Palm Beach County, Florida, granting a County tax exemption for the historic rehabilitation of the property located at 3215 Vincent Road, West Palm Beach; and
- H) **approve** a tax exemption covenant for 3215 Vincent Road, West Palm Beach, requiring the qualifying improvements be maintained during the 10-year period that the tax exemption is granted.

3. CONSENT AGENDA APPROVAL

J. PLANNING, ZONING & BUILDING (cont'd.)

3. **SUMMARY:** The resolutions will authorize a County tax exemption for the following historic properties located within the City of West Palm Beach: 506 46th Street, (property is privately owned for residential use); 218 Edgewood Drive, (property is privately owned for residential use); 221 Wildermere Road, (property is privately owned for residential use); 223 Belmonte Road, (property is owned for residential use); and 3215 Vincent Road (property is privately owned for residential use). If granted, the tax exemptions shall take effect January 1, 2023, and shall remain in effect for 10 years, or until December 31, 2032. The exemption shall apply to 100 percent of the assessed value of all improvements to the historic property, which resulted from restoration, renovation, or rehabilitation of the property. For the property at 506 46th Street, due to the timing of this submittal (relative to that of the Municipal Tax Exemption), the Municipal Tax Exemption runs from January 1, 2022 to December 31, 2031 but the County's Exemption would run from January 1, 2023 to December 31, 2023. The estimated total tax exempted for the 10 years ending December 31, 2031, is \$120,008.49 \$103,977.49. Actual exemption amounts will be based upon the Countywide Millage rate on a yearly basis. It is estimated that approximately \$12,000.85 \$10,397.75 tax dollars will be exempted annually based on the 2023 Countywide Millage Rate. Accompanying each resolution is a City of West Palm Beach approved restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted. District 2 & 7 (DL)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to receive and file: Task Assignment Change Order No. 1 to the State of Florida, Department of Environmental Protection (FDEP) Contract No. GC913 (Contract) (R2017-0838) for additional funding, in the amount of \$1,046, for Ethanol/Biodiesel Component Inspections to be completed by the end of the current Task Assignment Number 6 on June 30, 2023. The current Contract is in the amount of \$553,553 and will increase to the amount of \$554,599. **SUMMARY:** On September 13, 2022, the Board of County Commissioners approved the FDEP Contract No. GC913, Task Assignment Number 6 (R2022-0963). Task Assignment Change Order No. 1 is to provide funding for additional variable component inspections related to the FDEP's Ethanol/Biodiesel Program. Funding for these inspections are from a separate account. It is expected that Environmental Resources Management will complete five of these inspections prior to the end of the Task Assignment on June 30, 2023. **There is no cost to the County.** Countywide (SF)

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. Staff recommends motion to:

- A) **approve** an Interlocal Grant Agreement between Palm Beach County and Solid Waste Authority of Palm Beach County for \$50,000 towards the demolition and removal of the Haverhill Park Racquetball Courts for the period May 2, 2023 through February 28, 2024;
- B) **approve** a Budget Amendment of \$50,000 within the Park Improvement Fund to establish budget for the approved grant project; and
- C) **authorize** the Director of the Parks and Recreation Department to serve as the County's Contract Representative with the authority to execute time extensions, task assignments, certifications, standard forms, and amendments to the Agreement that do not substantially change the scope of work.

SUMMARY: On November 23, 2022, the Parks and Recreation Department submitted a Solid Waste Authority 2023 Blighted and Distressed Property Cleanup and Beautification Grant application. The application requested \$50,000 in funding to demolish the Haverhill Park racquetball courts. The three-wall racquetball courts were constructed in 1985 and are in need of demolition and replacement. Grant funding has been awarded and the Interlocal Grant Agreement is being presented to the Board of County Commissioners for approval. **The grant does not require a County match.** Reconstruction of the racquetball courts following demolition is funded through the Infrastructure Surtax Project Plan. District 2 (AH)

2. Staff recommends motion to:

- A) **approve** an Interlocal Grant Agreement between Palm Beach County and Solid Waste Authority of Palm Beach County for \$50,000 towards the demolition and removal of the Lake Lytal Park Racquetball Courts for the period May 2, 2023 through February 28, 2024;
- B) **approve** a Budget Amendment of \$50,000 within the Park Improvement Fund to establish budget for the approved grant project; and
- C) **authorize** the Director of the Parks and Recreation Department to serve as the County's Contract Representative with the authority to execute time extensions, task assignments, certifications, standard forms, and amendments to the Agreement that do not substantially change the scope of work.

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

2. **SUMMARY:** On November 23, 2022, the Parks and Recreation Department submitted a Solid Waste Authority 2023 Blighted and Distressed Property Cleanup and Beautification Grant application. The application requested \$50,000 in funding to demolish the racquetball courts at Lake Lytal Park. The three-wall racquetball courts were constructed in 1987 and are in need of demolition and replacement. Grant funding has been awarded and the Interlocal Grant Agreement is being presented to the Board of County Commissioners for approval. **The grant does not require a County match.** Reconstruction of the racquetball courts following demolition is funded through the Infrastructure Surtax Project Plan. District 3 (AH)
3. [Staff recommends motion to:](#)
 - A) **ratify** the signature of the Mayor on a Waterways Assistance Program (WAP) grant application submitted to the Florida Inland Navigation District (FIND) on March, 10, 2023, requesting \$800,000 to fund 50% of the construction costs associated with the redevelopment of the southern portion of Bert Winters Park;
 - B) **adopt** a Resolution for Assistance under the FIND WAP for grant funding for the redevelopment of the southern portion of Bert Winters Park in the amount of \$800,000;
 - C) **authorize** the County Administrator or designee to execute the Grant Project Agreement, as well as task assignments, certifications, standard forms, or amendments to the Agreement that do not change the scope of work or terms and conditions of the Agreement;
 - D) **authorize** the Director of the Parks and Recreation Department to serve as the Project Director; and
 - E) **authorize** the Director of the Parks and Recreation Department to serve as the Project Liaison.

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (cont'd.)

3. **SUMMARY:** The total cost of the project identified in the FIND WAP grant application is \$1,600,000. This grant application requests \$800,000 to fund up to (50%) of the redevelopment of the southern portion of Bert Winters Park. Grant project elements include renovation of the existing day use docks, parking and construction of new picnic facilities, canoe/kayak launch, parking, lighting, landscaping and associated infrastructure. **If the FIND grant is awarded, the County will provide matching funds using Infrastructure Sales Tax (IST) funding.** Due to grant-related items requiring timely execution by the County, staff is requesting Board of County Commissioners (BCC) approval for the County Administrator or designee to approve grant documents and for the Parks and Recreation Director to act as the Project Director and Liaison Agent for this project. The grant requires a Restrictive Covenant be recorded in public records dedicated to public boating for a period of thirty (30) years from date of completion. District 1 (AH)

4. **Staff recommends motion to approve:** a conservation easement in favor of Palm Beach County for three sites in Riverbend Park totaling 15.98 acres. **SUMMARY:** On March 10, 2015, the County approved a 4.90 acre Declaration of Conservation Easement (R2015-0334), which required the County to establish an upland tree mitigation bank. The Parks and Recreation Department is working closely with the Environmental Resources Management Department (ERM) to expand the Riverbend upland preserve/tree conservation bank. The proposed expansion includes three additional sites totaling 15.98 acres, which would bring the expanded preserve/tree mitigation conservation bank to 20.88 acres within Riverbend Park. This upland preserve/tree conservation bank establishes upland tree credits which the Parks and Recreation Department can draw against for future park projects. Credits from this tree conservation bank can only be used to satisfy County Unified Land Development Code (ULDC), Article 14, Chapter C, Vegetation Preservation and Protection requirements. The Preserve Area Management Plan (PAMP) outlines the duties and responsibilities for managing this Conservation Easement. The Conservation Easement allows passive recreation, such as hiking, biking, equestrian trails and other recreational uses which have minimal impact on the natural resource, and is consistent with the long range development plans for Riverbend Park. It also ensures the tree mitigation area will remain in a natural state and will be maintained by the County in perpetuity. District 1 (AH)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE

1. Staff recommends motion to:

- A) **ratify** a FY 2022 Staffing for Adequate Fire and Emergency Response (SAFER) Grant application, electronically submitted to the U.S. Department of Homeland Security's (DHS) Federal Emergency Management Agency (FEMA) on March 17, 2023, requesting \$8,091,025 to fund 100% in years 1, 2 and 3 for 27 new firefighters, for a term of three years from the date of award;
- B) **ratify** the designation of the County Administrator, or designee, to act as the County's representative for the purpose of electronically signing and submitting the FY 2022 SAFER grant application, including Assurances and Certifications via the DHS FEMA website; and
- C) **authorize** the County Administrator, or designee, to accept, approve, execute and submit, electronically or otherwise, on County's behalf the grant award, representations, certifications, acknowledgments, assurances, standard forms and documents, reimbursement requests, amendments, time frame changes, and other necessary documents, that do not materially change the general scope of terms and conditions of the grant.

SUMMARY: This grant application requests \$8,091,025 from DHS FEMA to fund 27 new firefighters to increase the daily staffing of 6 aerial/ladder units from 3 people to 4 people on each unit, as part of a pilot program. The total project cost identified in the grant application is \$8,091,025. There is no required match for this grant for all three years. Due to the personnel coverage factor, the total number of firefighters required is 27. These 27 positions will be eliminated at the end of the grant, and pending a thorough evaluation of the pilot program may be submitted as a supplemental request through the budget process prior to the expiration of the grant. If awarded, the grant will provide funding to increase the daily staffing on each aerial/ladder unit; by implementing this staffing, fewer units will be needed for an initial response, therefore increasing unit availability for concurrent calls, which is essential to meeting national safety standards and mitigating risks to the community through prompt response times and increased unit availability throughout our service area and automatic aid areas. Due to the preparation time, submittal deadlines, and BCC meeting dates, the grant application had to be submitted prior to full Board approval. Countywide (SB)

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (cont'd.)

2. Staff recommends motion to:

- A) **ratify** a FY 2022 Fire Prevention and Safety Grant Program (FP&S) application, electronically submitted to the U.S. Department of Homeland Security's (DHS) Federal Emergency Management Agency (FEMA) on March 29, 2023, requesting \$85,643 to fund 95% of the purchase of 1,500 combination photoelectric smoke/carbon monoxide alarms with built-in lithium batteries, for a term beginning twelve months from the date of award;
- B) **ratify** the designation of the County Administrator, or designee, to act as the County's representative for the purpose of electronically signing and submitting the FY 2022 FP&S grant application, including Assurances and Certifications via the DHS FEMA website; and
- C) **authorize** the County Administrator, or designee, to accept, approve, execute and submit, electronically or otherwise, on County's behalf the grant award, representations, certifications, acknowledgments, assurances, standard forms and documents, reimbursement requests, amendments, time frame changes, and other necessary documents, that do not materially change the general scope of terms and conditions of the grant.

SUMMARY: This grant application requests \$85,643 from DHS FEMA for the purchase of 1,500 combination photoelectric smoke/carbon monoxide alarms with built-in lithium batteries. The total project cost identified in the grant application is \$89,925. **The required match for this grant is \$4,282 (5% of the federal share)**, which will be funded from Fire Rescue's contingency reserve. If awarded, the grant will provide funding to purchase 1,500 combination photoelectric smoke/carbon monoxide alarms with built-in lithium batteries. These alarms will be installed in at-risk, low-income residential areas of the Glades (Belle Glade, Pahokee and South Bay). Due to the preparation time, submittal deadlines, and BCC meeting dates, the grant application had to be submitted prior to full Board approval. District 6 (SB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. **Staff recommends motion to approve:** Interlocal Agreement with the School Board of Palm Beach County, Florida (SBPBC) for acceptance of grant funds collected between January 1, 2023 through September 30, 2023 under the Driver Education Safety Trust Fund (DESTF) and spent by the SBPBC through March 31, 2024. **SUMMARY:** Pursuant to the Dori Slosberg Driver Education Safety Act (Section 318.1215, Florida Statutes), the Palm Beach County Clerk of the Circuit Court and Comptroller shall collect an additional \$5.00 with each civil traffic penalty levied in Palm Beach County to be used for driver education programs. Section 10-9 of the Palm Beach County Code provides for the collection of \$5.00 to fund a DESTF Program, which includes the creation of a DESTF and how these funds will be disbursed to public and non-public schools annually. In order to receive funding from the DESTF, public and non-public schools must apply and receive grant approval each year. This Interlocal Agreement will continue to allow the County to grant disbursements from the DESTF to the SBPBC for their driver education safety program. COUNTYWIDE (MJ)

2. **Staff recommends motion to receive and file:** executed Florida Department of Health Emergency Medical Services (EMS) Section, Grants Unit Change Request in the amount of \$18,055.95 for EMS Grant ID Code C0050 to improve and expand EMS systems for the period of March 24, 2022 through March 24, 2023. **SUMMARY:** Palm Beach County (County) was awarded \$138,411 (CSFA #64.005) during the FY 2021-22 grant cycle from the State of Florida Department of Health, EMS Bureau, to improve and expand EMS systems. The original project for the City of Riviera Beach Fire Rescue was quoted at \$21,669.86. Due to a change in the project scope and pricing, the purchasing bids were lower than expected at a total of \$18,055.95 for the purchase of upgrade equipment for their existing seven (7) LifePak 15s. The grant funding may be used by the County or municipal agencies to purchase EMS equipment or provide training. On March 8, 2022, R2022-0214 authorized the County Administrator to sign the Grants Unit Change Request form for the EMS County Grant Award. The Grants Unit Change Request form was signed by State on August 10, 2022. **There is no ad valorem funding required.** Countywide (SB)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

3. Staff recommends motion to:

A) receive and file executed Florida Department of Health Emergency Medical Services (EMS) Section, Grants Unit Change Request in the amount of \$52,857.80 for EMS Grant ID Code C0050 to improve and expand EMS systems for the period of March 24, 2022 through March 24, 2023; and

B) approve a budget amendment of \$51,936 in the EMS Grant Fund to adjust the budget to reflect the grant amount.

SUMMARY: The County was awarded \$138,411 (CSFA #64.005) during the FY 2021-22 grant cycle from the State of Florida Department of Health, EMS Section, to improve and expand EMS systems. There was an unspent balance of \$51,935.37 due to purchasing bids coming in lower than expected from the FY 2020-21 grant cycle, Grant ID Code C9050, and interest earned of \$922.43. This combined sum total of \$52,857.80 will roll over into the FY 2021-22 grant cycle, Grant ID Code C0050 bringing the total to \$191,268.80. The grant funding may be used by the County or municipal agencies to purchase EMS equipment or provide training. On March 8, 2022, R2022-0214 authorized the County Administrator to sign the Grants Unit Change Request form for the EMS County Grant Award. The Grants Unit Change Request form was signed by State on March 17, 2023. **There is no ad valorem funding required.** Countywide (SB)

AA. PALM TRAN

1. Staff recommends motion to:

A) adopt a resolution of the Board of County Commissioners (BCC), of Palm Beach County, Florida, approving the submission of the Off-Cycle FFY2020 - 2021, Section 5311 Formula Grants for Rural Areas Program (CFDA 20.509) grant application in the amount of \$800,000, to partially offset in Fiscal Year 2024, the operational costs for the Go Glades Service in the Glades Region, as administered by the Florida Department of Transportation (FDOT); and

B) authorize the Mayor of the Board of County Commissioners to execute the grant application, supporting documents, and assurances.

3. CONSENT AGENDA APPROVAL

AA. PALM TRAN (cont'd.)

1. **SUMMARY:** FDOT has notified Palm Tran of the availability of additional Section 5311 grant funds for mass transit operating assistance in non-urbanized areas. If awarded, the grant will partially offset the operating costs of Go Glades service in the Glades Region of Palm Beach County. The application is for \$800,000 in grant funds which require a local match of \$800,000 (50% of project) for a total project cost of \$1,600,000. The grant match is included in Palm Tran's proposed FY 2024 Budget. The grant requires broader indemnification by the County than that approved by PPM CW-F-049. The grant requires the County and its officers, agents, or employees to indemnify, defend, and hold harmless FDOT and all of its officers, agents, and employees from any claim, loss, damage, cost, charge, or expense arising out of the County's non-compliance or performance of this agreement. The indemnification obligation must also be passed on to contractors and/or consultants. Given that liability is limited to County's non-compliance or performance of this agreement and the statutory caps of Section 768.28, Florida Statutes, Palm Tran recommends Board approval. Countywide (MM)

CC. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to receive and file: a fully executed Palm Beach County FY2023, Category "G" Grant Agreement managed by the Palm Beach County Sports Commission, Inc. (Sports Commission), on behalf of the Palm Beach County Tourist Development Council (TDC) with:
 - A) Children's Healthcare Charities, Inc., for the promotion of the Honda Classic, held from February 20 – 26, 2023, for the term August 20, 2022 – May 26, 2023. This grantee was approved by the TDC on December 8, 2022, in the amount of \$100,000; and
 - B) Caribbean Baseball Organization, Inc., for the promotion of the Palm Beach Challenge & International Baseball Festival, held from March 7 – 21, 2023, for the term December 7, 2022 – May 21, 2023. This grantee was approved by the TDC on December 8, 2022, in the amount of \$15,000.

MAY 2, 2023

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCILU (cont'd.)

1. **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 R94-702, as amended, authorizing the County Administrator and/or the Executive Director of the TDC to enter into grant agreements with Category G (Sports) grantees after they have been approved by the TDC. Room nights generated for Children's Healthcare Charities, Inc./Honda Classic were 9,500 and room nights generated for Caribbean Baseball Organization, Inc./Palm Beach Challenge & International Baseball Festival were 4,843. Districts 1,7 (YBH)

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MAY 2, 2023

4. SPECIAL PRESENTATIONS – 9:30 A.M.

- A)** Proclamation declaring May 1-7, 2023 as Palm Beach County Small Business Week (District 6)
- B)** Proclamation declaring May 2023 as Building Safety Month (District 4)
- C)** Proclamation declaring May 8-12, 2023 as Economic Development Week (District 6)
- D)** Proclamation declaring May 6-12, 2023 as Nurses Week in Palm Beach County (District 4)
- E)** Proclamation declaring May 14-20, 2023 as Water Reuse Week (District 5)
- F)** Proclamation declaring May 7-13, 2023 as National Correctional Officers and Employees Week (District 3)
- G)** Proclamation declaring May 7-13, 2023 as National Travel and Tourism Week (District 5)
- H)** Proclamation declaring May 15, 2023 as Peace Officers Memorial Day (District 3)
- I)** Proclamation declaring May 2023 as Mental Health Awareness and Trauma-Informed Care Month (District 2)
- J)** Proclamation declaring May 21-27, 2023 as National Public Works Week (District 1)
- K)** Proclamation declaring May 2023 as Jewish American Heritage Month (District 2)
- L)** Proclamation declaring May 2023 Palm Beach County Older Americans Month (District 1)
- M)** Proclamation declaring May 25-29, 2023 as African American Golfers Hall of Fame and African American Collegiate and Youth Golfers Hall of Fame Week (District 7)

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MAY 2, 2023

5. REGULAR AGENDA

A. AIRPORTS

1. Staff recommends motion to approve:

A) A contract (Contract) with Horsepower Electric, Inc. (Horsepower) in the amount of \$696,969 and 165 Calendar Days for the Advance Warning Signage project at Palm Beach International Airport (PBI); and

B) A Budget Transfer in the amount of \$696,969 in the Airport's Improvement and Development Fund.

SUMMARY: This project consists of replacing the oversize vehicle warning system located on the entrance to the PBI Terminal with a new more robust system. The project was advertised utilizing the County's competitive bid process and presented to the Goal Setting Committee on November 30, 2022. The Committee established an Affirmative Procurement Initiative (API) of price preference for Small Business Enterprise (SBE) contractors if their bid is within 10% of the lowest non-small business bid. On February 7, 2023, three (3) bids were received for this project and two (2) were determined to be responsive. The certified small business bidder submitting the lowest responsive, responsible bid was more than 10% of the lowest responsive bid. Horsepower located in Dade County has been identified as the lowest responsible/ responsive bidder in the amount of \$696,969. The S/M/WBE participation for this contract is 0%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This Contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

5. REGULAR AGENDA

B. HOUSING AND ECONOMIC DEVELOPMENT

1. Staff recommends motion to:

A) **approve** Community Development Block Grant Coronavirus (CDBG-CV) funding of up to \$1,630,785 to The Lord’s Place, Inc.;

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

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

SUMMARY: The Lord’s Place, Inc. is a local 501(c) not-for-profit organization dedicated to breaking the cycle of homelessness by providing innovative, compassionate and effective services to men, women, and children in our community. The Lord’s Place has entered into a contract to purchase from Community Partners of South Florida a one (1) acre residential property located at 2865 Melaleuca Drive in unincorporated West Palm Beach. The property includes an existing single-family home and six (6) cottages which The Lord’s Place will operate as “Bill’s Place” to provide permanent housing for 15 older adults experiencing homelessness and behavioral health conditions. Residents will receive safe housing, case management, recovery support, life skills instruction, adult education, job training and placement, and other supportive services. Staff recommends a forgivable loan of \$1,630,785 through the CDBG-CV program, funds would be used for the acquisition and rehabilitation. CDBG-CV was provided through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act). The County received \$9,322,419 in CDBG-CV funding. The Pulte Family Charitable Foundation has pledged \$2,000,000 to fund operational costs of the facility, and The Lord’s Place will be responsible for securing all necessary operational funding throughout the period of affordability. The property will be restricted for occupancy by CDBG-CV qualifying populations for no less than 30 years. The funding agreement and related documents pursuant to these County funds will be between the County and The Lord’s Place, Inc. or its respective successors and/or assigns. To facilitate project implementation, staff requests authorization for the County Administrator, or designee, to execute the funding agreement and related documents. **These are CDBG-CV grant funds that do not require a local match.** District 3 (HJF)

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MAY 2, 2023

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

MAY 2, 2023

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 (DC)

B. COUNTY ATTORNEY

MAY 2, 2023

8. COMMISSIONER COMMENTS

District 1 – COMMISSIONER MARIA G. MARINO

District 2 – COMMISSIONER GREGG K. WEISS

Requesting approval for off-site Proclamation declaring May 2023 as Audubon Everglades Purple Martin Awareness Month

Requesting approval for off-site Proclamation declaring June 4, 2023 as Holocaust Survivor Day (Off-site date 6/4/23)

District 3 – COMMISSIONER MICHAEL A. BARNETT

District 4 – COMMISSIONER MARCI WOODWARD

District 5 - COMMISSIONER MARIA SACHS

District 6 - COMMISSIONER SARA BAXTER

District 7 – COMMISSIONER MACK BERNARD

MAY 2, 2023

9. MATTERS BY THE PUBLIC – 2:00 P.M.

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MAY 2, 2023

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."