

April 2, 2024  
8:00 am

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

**ADDITIONS, DELETIONS, & SUBSTITUTIONS**

**APRIL 2, 2024**

<b><u>PAGE</u></b>	<b><u>ITEM</u></b>	
<b>25</b>	<b>4M</b>	<b>*ADD-ON</b> / Proclamation declaring April as Child Abuse Prevention Month. (District 1)
<b>26</b>	<b>5A1</b>	<b>*DELETED</b> – Staff pulled for further review. (FDO)

**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**

**APRIL 2, 2024**

**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 6 - 24)**
  
- 4. SPECIAL PRESENTATIONS (Page 25)**
  
- 5. REGULAR AGENDA (Pages 26 - 29)**
  
- 6. BOARD APPOINTMENTS (Page 30)**
  
- 7. STAFF COMMENTS (Page 31)**
  
- 8. BCC COMMENTS (Page 32)**
  
- 9. MATTERS BY THE PUBLIC – 2:00 P.M. (Page 33)**
  
- 10. ADJOURNMENT (Page 34)**

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- 3B-2 Minutes
- 3B-3 Contracts and claims settlements list
- 3B-4 Change orders, work task orders, minor contracts, final payments, etc.

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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>
February 22, 2024	Zoning
February 27, 2024	Special Meeting
February 27, 2024	Workshop
March 5, 2024	Regular

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 February 2024. Countywide

3. CONSENT AGENDA APPROVAL

C. ENGINEERING & PUBLIC WORKS

1. Staff recommends motion to:

**A) adopt** a Resolution approving a right of way acquisition Memorandum of Agreement (Agreement) with the Florida Department of Transportation (FDOT), concerning the construction of the I-95 and Northlake Boulevard interchange project (Project); and

**B) approve** a right of way acquisition Agreement with the FDOT for the Project.

**SUMMARY:** Adoption of this Resolution approving the Agreement is required by FDOT to acquire right of way along Northlake Boulevard and a stormwater pond parcel that are necessary to construct the Project. The acquired right of way and pond parcel will be transferred to Palm Beach County (County) after completion of the Project. Northlake Boulevard is a County roadway, and the stormwater pond parcel will be utilized to accept and treat stormwater drainage from Northlake Boulevard. Construction will include improvements to Northlake Boulevard and will be entirely funded by FDOT. District 1 (YBH)

2. Staff recommends motion to approve: a pavement marking continuing services construction contract with Southwide Industries, Inc. (SWI) in an amount not to exceed \$5,000,000, to be in effect for 18 months from the date of approval by the Board of County Commissioners (BCC), with an option to renew, for a total of 36 months.

**SUMMARY:** Approval of this contract will authorize the continuing construction services necessary to complete pavement marking work orders on an as needed basis throughout Palm Beach County (County). On September 6, 2023, the Goal Setting Committee applied an Affirmative Procurement Initiative of a Small Business Enterprise (SBE) Price Preference. The bid for the contract was received by the Engineering and Public Works (EPW) Department on October 31, 2023. SWI agreed to 100% SBE participation. SWI was the only responsive bidder. SWI has an office located in the County and is a certified SBE company. The above contract amount is based upon the estimated amount to be expended for pavement marking projects throughout the County over an 18 month period. Countywide (YBH)



3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. Staff recommends motion to approve: Change Order No. 2 (Change Order) to Amendment No. 9 to the Construction Manager (CM) at Risk Contract (Contract) with The Morganti Group, Inc. (MGI), extending the time for substantial completion of Work Order MC 16: Terminal Roof Improvements at the Palm Beach International Airport (PBI) (Project) by 106 calendar days. **SUMMARY:** The Project provides for improvements to the PBI terminal roof to mitigate water intrusion. The Project was approved on February 7, 2023, in Amendment No. 9 (R2023-0214) to the Contract (R2019-0042) in the amount of \$8,422,400 for a period of 459 calendar days from the notice to proceed. Change Order No. 1 in the amount of \$735,433.53 was approved on January 23, 2024 (R2024-0043), and provided for additional repairs to mitigate sources of water intrusion discovered during the course of the Project. In addition to roof improvements necessary to mitigate water intrusion into the PBI terminal, the Project also includes the replacement of a motor control center, which is electrical equipment needed to control six roof ventilator fans. At the time Amendment No. 9 was approved, the manufacturer of the equipment could not confirm the date of shipment from the factory. The manufacturer recently confirmed the equipment is expected to be shipped by the end of May 2024. Approval of Change Order No. 2 will extend the time for substantial completion by 106 calendar days to provide additional time for the installation of the equipment. This Change Order does not increase the cost of the Project. A Disadvantaged Business Enterprise (DBE) goal of 12% was established for the Contract. The DBE participation for this Change Order is 0%. The DBE participation for this Project, including this Change Order, is 11%. The cumulative DBE participation for the Contract, including this Change Order, is 17.9%. Countywide (AH)
  
2. Staff recommends motion to approve:
  - A) Amendment No. 11 (Amendment) to the General Consulting Agreement with RS&H, Inc. (RS&H) for Consulting/Professional Services in the amount of \$281,451.37 for the continued performance of professional services related to the Palm Beach County Airports Capital Improvement Program; and
  - B) a Budget Transfer in the amount of \$281,452 in the Airport's Improvement and Development Fund to provide budget for the Amendment No. 11, including a transfer from Reserves in the amount of \$281,452.

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

2. **SUMMARY (cont'd.):** The Consulting Agreement (Agreement) with RS&H was approved by the Board of County Commissioners (Board) on May 7, 2019 (R2019-0612) in the amount of \$2,004,570.58. Amendment No. 1 was approved by the Board on May 5, 2020 (R2020-0414), increasing the amount of the Agreement by \$2,304,608.30. Amendment No. 2 was approved by the Board on October 20, 2020 (R2020-1607), increasing the amount of the Agreement by \$3,196,990.03. Amendment No. 3 was approved by the Board on May 4, 2021 (R2021-0576), exercising the first one-year renewal option. Amendment No. 4 was approved by the Board on June 15, 2021 (R2021-0844), increasing the amount of the Agreement by \$2,644,110.87. Amendment No. 5 was approved by the Board on March 22, 2022 (R2022-0263), increasing the amount of the Agreement by \$1,325,943.87 and exercising the second one-year renewal option. Amendment No. 6 was approved by the Board on January 24, 2023 (R2023-0103), increasing the amount of the Agreement by \$1,175,706.57. Amendment No. 7 was approved by the Board on April 4, 2023 (R2023-0447), increasing the amount of the Agreement by \$1,109,482.80. Amendment No. 8 was approved by the Board on April 18, 2023 (R2023-0532), increasing the amount of the Agreement by \$1,106,284.38. Amendment No. 9 was approved by Board on October 17, 2023, increasing the amount of the Agreement by \$313,808.36. Approval of Amendment No. 10 was approved by the Board on November 7, 2023 (R2023-1595), increasing the amount of the Agreement by \$395,406.12. Scope modifications reduced the contract amount by \$231,653.11. Approval of this Amendment will increase the amount of the Agreement by \$281,451.37, resulting in a cumulative contract value of \$15,626,710.14. This Amendment includes the following tasks: Task I Services – Switchgear Phase 2 Additional Services – Substation A Design, Concourse B Expansion Additional Services – Duct Bank Conflict, and Task III Services – Miscellaneous Additional Services for Ongoing Tasks. This Amendment provides for supplemental design services associated with tasks previously assigned to RS&H under the Agreement. RS&H is a Jacksonville, Florida based firm; however, the majority of the work will be managed through its Fort Lauderdale, Florida offices. A Disadvantaged Business Enterprise (DBE) goal of 18% was established for this Agreement. RS&H, Inc. committed to 23% DBE participation. The DBE participation for this Amendment is 0.80%. The cumulative DBE participation, including this Amendment, is 32.13%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (cont'd.)

3. **Staff recommends motion to approve:** Change Order No. 4 to Amendment No. 3 (Change Order) to the Construction Manager (CM) at Risk Contract (Contract) with The Turner Construction Company (Turner) to extend the time of substantial completion by 338 calendar days for Work Order TC 02: Switchgear Replacement (Project) at Palm Beach International Airport (PBI). **SUMMARY:** The Project provides for electrical improvements for the PBI Terminal Complex. The Project was approved by the Board of County Commissioners on December 7, 2021 (R2021-1881) in the amount of \$12,578,174 for a period of 859 calendar days from the notice to proceed. Change Orders 1-3 were approved pursuant to the delegated authority provided in PPM CW-F-050 associated with the sales tax exemption program, reducing the Contract amount by \$4,100,000 for the direct purchase of electrical equipment. The current cumulative Contract amount is \$8,478,174. Approval of this Change Order will extend the timeframe for substantial completion of the Project by 338 calendar days for a total Contract duration of 1,197 calendar days and compensate Turner for extended CM services, including supervision, bonds, insurance, overhead and profit. The time extension is primarily due to the delay in the shipment of switchgear caused by manufacturing delays and the need to coordinate the work with Florida Power & Light (FPL). Costs associated with the extension of CM services will be paid from contingency and allowances within the guaranteed maximum price. Therefore, this Change Order does not increase the cumulative Contract amount. A Disadvantaged Business Enterprise (DBE) goal of 12% was established for this Contract. The DBE participation for this Change Order is 0%. The DBE participation for this Project, including this Change Order, is 18.5%. The cumulative DBE participation for the Contract, including this Change Order, is 17.0%. Countywide (AH)

3. CONSENT AGENDA APPROVAL

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to receive and file: the Budget for the Fiscal Year ending September 30, 2024 from the Lake Clarke Shores Community Redevelopment Agency (LCS CRA). **SUMMARY:** The LCS CRA has submitted its Budget for the Fiscal Year ending September 30, 2024 as per section number 163.387 (6)(b), Florida Statutes. Countywide (DB)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. Staff recommends motion to approve: Consultant Services Authorization (CSA) No. 4 to the annual structural engineering services contract (R2023-0260) with Alan Gerwig & Associates, Inc. (Consultant) in the amount of \$127,052.39 for the Jupiter Beach Park Grounds Bridge Superstructure Replacement project. **SUMMARY:** On March 14, 2023, the Board of County Commissioners (Board) approved the annual structural engineering services contract (R2023-0260) with the Consultant to provide consulting services/design professional services for various projects. This item will authorize professional services for CSA No. 4 for the Jupiter Beach Park Grounds Bridge Superstructure Replacement project. The Parks and Recreation Department desires to replace the existing pedestrian and vehicular bridge superstructure which leads to picnic island since it is failing and in need of replacement. Under CSA No. 4, the Consultant will provide professional services (i.e. design, construction document preparation, permitting and construction administration phase services) necessary to replace the existing bridge superstructure with a prefabricated steel bridge of the same geometric cross section. The annual structural engineering services contract was presented to the Goal Setting Committee on January 5, 2022 and the Committee established Affirmative Procurement Initiatives (APIs) of a minimum mandatory 20% Small Business Enterprise (SBE) participation, of which 5% must be Minority/Women Business Enterprise (M/WBE) participation for African American businesses and an SBE evaluation preference for the selection. The Consultant committed to 98% SBE participation, of which 15% must be M/WBE participation for African American businesses. However, unbeknownst to the County, the firm was sold to a non-SBE firm prior to the proposal submission deadline for this CSA. As such, the Consultant is no longer a certified SBE. Based on this information, the Consultant's SBE participation for this CSA is reduced to 32.98% of which 9.38% is from African American owned businesses. To date, the overall SBE participation on the contract is 56.09% of which 10.99% is from African American owned businesses. Funding for this project is from the Park Improvement Fund. **(Capital Improvements Division) District 1 (MWJ)**

3. CONSENT AGENDA APPROVAL

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

2. **Staff recommends motion to approve:** Consultant Services Authorization (CSA) No. 31 to the continuing consulting services/design professional services contract (R2019-1899) with Colomé & Associates, Inc. (Consultant) in the amount of \$166,918.52 for the Main County Courthouse (MCCH) High Roof Replacement and Window Washing Anchors project. **SUMMARY:** On December 17, 2019, the Board of County Commissioners (Board) approved the continuing consulting services/design professional services contract (R2019-1899) with the Consultant to provide consulting services/design professional services for various projects on a continuing contract basis. This item will authorize professional services necessary for CSA No. 31 for the MCCH High Roof Replacement and Window Washing Anchors project. The existing 11th floor flat roof and flashing systems, which is approximately 47,500 square feet, has outlived its useful life and is in need of replacement. Under CSA No. 31, the Consultant will provide professional services (i.e., design, construction document preparation, cost estimating, permitting, bidding and construction administration phase services) necessary for the replacement of the existing flat roof system with a new built-up roofing system, including new flashing systems, new window washing anchors at select locations and the replacement of roof mounted restroom and smoke evacuation fans at select locations for the MCCH High Roof Replacement and Window Washing Anchors project. The new roofing system will provide years of weather tight protection. This continuing consulting services/design professional services contract was presented to the Goal Setting Committee on August 7, 2019, and the Committee established Affirmative Procurement Initiatives (APIs) of a 20% mandatory small business enterprise (SBE) subcontracting goal on the contract and an SBE evaluation preference for the selection. The Consultant committed to an SBE participation goal of 85%. The SBE participation on this CSA is 83.79%. To date, the SBE participation on the contract is 84.82%. The Consultant is a certified small woman owned business enterprise (S/WBE) and a Palm Beach County 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.)

3. **Staff recommends motion to approve:** Change Order No. 4 to Amendment No. 5 to the continuing Construction Manager (CM) at Risk Services contract (R2016-0763) with The Weitz Company, LLC for the Main County Courthouse (MCCH) 4<sup>th</sup> Floor Magistrate Hearing Room project in the amount of \$375,297.65, increasing the project duration by 1,044 calendar days. **SUMMARY:** On October 20, 2020, the Board of County Commissioners (Board) approved Amendment No. 5 (R2020-1574) to the continuing CM at Risk Services contract with The Weitz Company, LLC (Weitz), establishing a Guaranteed Maximum Price (GMP) in the amount of \$1,396,965 for construction of the MCCH 4th Floor Magistrate Hearing Room project. Change Order No. 4 to Amendment No. 5 (Change Order No. 4) authorizes the labor, materials and fees associated with added scope of work to address security/safety concerns and demobilization/remobilization costs (as per General Condition 23 of the contract with Weitz), in the amount of \$375,297.65. As a result of the need for additional preventative measures in security/safety, the Courts system requested that changes be made to the project after the start of construction. The need to define the additional work, revise drawings for permitting (4th floor added custom glass barrier screen wall), limitations in the availability of specified materials and extended delivery times, contributed to the requested additional time and compensation. Change Order No. 4 increases the project duration by 1,044 calendar days. The continuing CM at Risk Services contract was presented to the Goal Setting Committee on February 20, 2019 and the Committee established an Affirmative Procurement Initiative (API) of a mandatory 20% Small Business Enterprise (SBE) subcontracting goal on the contract. The SBE participation for this Change Order is 3.04%. To date, the overall SBE participation for the contract is 23.48%. The Weitz Company, LLC is a local business. **Funding for this project is from the Infrastructure Sales Tax Fund. (Capital Improvements Division) District 7 (MWJ)**

3. CONSENT AGENDA APPROVAL

I. HOUSING AND ECONOMIC DEVELOPMENT

1. **Staff recommends motion to execute:** a “Certification By State or Local Official of Public Housing Authority Plans Consistency with the Consolidated Plan or State Consolidated Plan” for the Pahokee Housing Authority (PHA) in connection with its Annual Plan for Fiscal Year 2024. **SUMMARY:** The PHA has prepared its Annual Plan for Fiscal Year 2024 for submission to the Department of Housing and Urban Development (HUD). HUD requires the County to confirm that the plans and programs outlined in the Annual Plan are consistent with the goals and objectives set forth in the County’s Consolidated Plan. Consistency with the Consolidated Plan is documented through a “Certification by State or Local Official of Public Housing Authority Plans Consistency with the Consolidated Plan or State Consolidated Plan.” PHA must submit to HUD by April 15, 2024. The Department of Housing and Economic Development (DHED) has reviewed the PHA Annual Plan and determined that the goals, objectives, and activities outlined therein are consistent with the Palm Beach County Consolidated Plan for Fiscal Years 2020-2024. Some specific goals outlined in the PHA’s Plan which are consistent with the goals set forth in the County’s Consolidated Plan are: expanding the supply of affordable housing; improving the quality of assisted housing; increasing assisted housing choices; providing an improved living environment; promoting self-sufficiency of assisted households; and ensuring equal opportunity and affirmatively furthering fair housing. District 6 (HJF)

J. PLANNING, ZONING & BUILDING

1. **Staff recommends motion to approve:** New appointment of one (1) member to the Historic Resources Review Board (HRRB).

<u>Appointment</u>	<u>Seat</u>	<u>Requirement</u>	<u>Recommended By</u>	<u>Term</u>
Anne Hamilton	3	Historic Preservation	Vice Mayor Marino	4/2/2024 - 4/2/2027

**SUMMARY:** The HRRB was established by the Historic Preservation Ordinance adopted on February 2, 1993, to make recommendations to the Board of County Commissioners (BCC) regarding historic designations and related matters. The Unified Land Development Code (ULDC) Article 2.G.3.H specifies the membership of the HRRB. The term of office of each member is for three years. HRRB seats are at-large positions appointed by the BCC. The Planning Division forwarded a memo (dated January 5, 2024) to the BCC notifying the BCC of the vacancies, and requesting nominations. The HRRB has nine seats, seven currently filled, and two vacancies, and a diversity count of caucasian: 7 (100%). The gender ratio (male:female) is 2:5. The nominee is Anne Hamilton, who is a caucasian female. Staff has addressed the need to increase diversity on our boards and will continue to encourage this in an effort to expand the HRRB’s diversity. Unincorporated (DL)

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES

1. Staff recommends motion to approve:

**A)** Work Order (WO) No. 2 to the Continuing Contract for Wastewater Gravity Lines and Manhole Rehabilitation (Contract) with Hinterland Group Inc., (Hinterland) for the 2023 Gravity Main, Laterals and Manhole Rehabilitation; Phase 2 (Project) in the amount of \$3,997,605.74; and

**B)** a \$2,257,000 Budget Transfer in the Water Utilities Department Capital Improvement Fund from Wastewater Lift Stations and Wastewater Force Mains to fully fund the project.

**SUMMARY:** On June 7, 2022, the Board of County Commissioners approved the Palm Beach County Water Utilities Department (PBCWUD) Contract (R2022-0560) with Hinterland. WO No. 2 provides for the rehabilitation of approximately 19,500 linear feet of existing wastewater gravity lines, 9,300 linear feet of existing wastewater laterals and 63 wastewater manholes for basins 8104, 8107, 8108, 8119, and 8135 within the City of Belle Glade. The required work will include cleaning of the wastewater gravity lines and manholes, video inspection, and rehabilitation of the pipelines, laterals and manholes where necessary. The Contract was procured under the requirements of the Equal Business Opportunity Ordinance. On August 23, 2021, the Goal Setting Committee applied an Affirmative Procurement Initiative of a mandatory 5% Small Business Enterprise (SBE) subcontracting participation. The Contract provides for 5.13% SBE participation, which includes 0.79% MBE participation, 0.79% (H). WO No. 2 includes 3.62% SBE participation, which includes 3.12% MBE, 3.12% (H). The cumulative SBE participation including WO No. 2 is 3.21%, which includes 2.71% MBE participation, 2.71% (H). Hinterland is a Palm Beach County based company. The Project is included in the PBCWUD FY23 budget. (PBCWUD Project 23-042) District 6 (MWJ)



3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (cont'd.)

2. Staff recommends motion to approve:

A) a Contract for Consulting/Professional Services for South County Reclaimed Water Transmission Pipeline Phase 2 (Contract) with Chen Moore and Associates, Inc. (Consultant); and

B) Consultant Services Authorization (CSA) No. 1 to the Contract for Design, Bidding and Permitting Services (Project) for a not to exceed amount of \$2,668,156.41.

**SUMMARY:** The Contract will provide consulting/professional services for South County Reclaimed Water Pipeline Phase 2. The Contract has a term of five (5) years. CSA No. 1 South County Reclaimed Water Transmission Pipeline-Phase 2 includes design, permitting and bidding services for a 4 mile of 24-inch reclaimed pipeline (Phase 2) connecting Phase 1A to Phase 1B and connecting Phase 1B to the Mandatory Reclaim Service Area (MRSA) which includes a reclaimed water booster pump station to maintain adequate pressure in the reclaimed water transmission line. This Contract was procured under the requirements of the Equal Business Opportunity (EBO) Ordinance. On November 2, 2022, the Goal Setting Committee approved an Affirmative Procurement Initiative (API) of a minimum mandatory 25% Small Business Enterprise (SBE) subcontracting goal and an evaluation preference for up to 15 points based upon the relative level of dollar participation by certified African American owned firms. Consultant has met the established API. The Contract provides for 43% SBE participation, which includes 16% MBE participation, 16% MBE (B). CSA No. 1 includes 40.68% overall SBE participation which includes 36.12% MBE participation, 15.83% MBE (B). The cumulative SBE participation including CSA No. 1 is 40.60%, which includes 25.91% MBE participation, 15.85% (B). Consultant is headquartered in West Palm Beach, Florida where the majority of the work under the Contract will be undertaken. The Project is included in the PBCWUD FY24 budget. (Project No. 22-033 Contract and No. 23-053 CSA No. 1). District 5 (MWJ)

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. Staff recommends motion to receive and file:

- A) Amendment No. 3 to the State of Florida Department of Environmental Protection (FDEP) Agreement No. 19PB1, for the Jupiter/Carlin Shore Protection Project, reallocating the grant budget between work tasks without changing the total grant amount and extending the Agreement termination from December 30, 2023 to June 30, 2026;
- B) Amendment No. 3 to FDEP Agreement No. 19PB3, for the Ocean Ridge Shore Protection Project, extending the Agreement termination from December 15, 2023 to December 15, 2024;
- C) Amendment No. 1 to FDEP Agreement No. 20PB2, for the Juno Beach Shore Protection Project, reallocating the grant budget between work tasks without changing the total grant amount and extending the Agreement termination from January 15, 2024 to January 15, 2025;
- D) Amendment No. 1 to FDEP Agreement No. 21PB4, for the Ocean Ridge Shore Protection Project, extending the Agreement termination from December 31, 2023 to December 31, 2024; and
- E) Amendment No. 1 to FDEP Agreement No. 21PB8, for the Singer Island Dune Restoration Project, extending the Agreement termination from December 31, 2023 to December 31, 2024.

3. CONSENT AGENDA APPROVAL

L. ENVIRONMENTAL RESOURCES MANAGEMENT (cont'd.)

1. **SUMMARY (cont'd.):** On October 8, 2019, the Board of County Commissioners (BCC) approved Agreement No. 19PB1 (R2019-1541) providing FDEP cost-share for construction and monitoring, and authorized the County Administrator, or designee, to sign all future time extensions and minor amendments associated with Agreement No. 19PB1. Agreement No. 19PB1 Amendment No. 1 (R2021-1433) extended the termination date by 21 months. Agreement No. 19PB1 Amendment No. 2 (R2023-0182) extended the termination date by 12 months. On August 14, 2018, the BCC approved Agreement No. 19PB3 (R2018-1213) providing FDEP cost-share for design and permitting, and authorized the County Administrator, or designee, to sign all future time extensions and minor amendments associated with Agreement No. 19PB3. Agreement No. 19PB3 Amendment No. 1 (R2021-0915) extended the termination date by 24 months. Agreement No. 19PB3 Amendment No. 2 (R2023-0176) extended the Agreement by 12 months. On October 8, 2019, the BCC approved Agreement No. 20PB2 (R2019-1539) providing FDEP cost-share for design, construction, and monitoring, and authorized the County Administrator, or designee, to sign all future time extensions and minor amendments associated with Agreement No. 20PB2. On May 18, 2021, the BCC approved Agreement No. 21PB4 (R2021-0693) providing FDEP cost-share for monitoring, and authorized the County Administrator, or designee, to sign all future time extensions and minor amendments associated with Agreement No. 21PB4. On August 17, 2021, the BCC approved Agreement No. 21PB8 (R2021-1107) providing FDEP cost-share for monitoring, and authorized the County Administrator, or designee, to sign all future time extensions and minor amendments associated with Agreement No. 21PB8. 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. **There is no additional cost to the County.** Districts 1 & 4 (SS)

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION

1. Staff recommends motion to approve:

- A) a Budget Transfer of \$52,475 in the Crime Prevention Trust Fund to the General Fund to provide funds for the Florida Atlantic University (FAU) evaluation of the Delray Beach Police Department's Community Outreach Team (COT) Project; and
- B) a Budget Amendment of \$52,475 in the General Fund to recognize the transfer from the Crime Prevention Trust Fund and establish the budget.

**SUMMARY:** The Delray Beach Police Department's COT aims to connect and provide alternative diversion services to those who are dealing with mental illness, experiencing homelessness, or battling addiction in the City of Delray Beach. On February 7, 2023, an Interlocal Agreement (R2023-0199) with FAU was approved to perform a process and outcome evaluation of the COT. Funding for this evaluation was originally submitted to the Florida Department of Law Enforcement (FDLE) through a grant application request. It was noted that in the event FDLE did not approve the grant application, funding would be provided from the Crime Prevention Trust Fund (CPTF). A transfer of \$62,981 from the CPTF was approved by the Board of County Commissioners on September 19, 2023 (R2023-1326), which established the budget needed to process payment to FAU for FY23. This transfer from the CPTF will fund the remainder of the payments for FAU for FY24-25, as FDLE did not approve the grant application. Since the program began in 2017 through 2023, the COT has served 2,414 clients. Countywide (HH)

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY

1. **Staff recommends motion to approve:** Memorandum of Agreement (MOA) with Palm Beach State College (PBSC) to formalize the coordination efforts for the delivery of forensic exams, advocacy, and trauma-informed services when responding to student and employee victims of sexual assault for a three (3) year term beginning April 2, 2024 which may be renewed for an additional two (2) year period with no financial obligations. **SUMMARY:** In 2016, Palm Beach County's Public Safety Department (PSD) entered into a three (3) year MOA with PBSC to work together to respond appropriately to students and employees who have been victimized (R2016-1813). The MOA formalizes the respective duties, responsibilities, policies, and procedures that will be undertaken by PBSC and PSD when providing crisis response, forensic examinations, advocacy, and trauma-informed services to students and faculty member victims of sexual assault. With specific directives imposed on educational institutions by federal legislation in handling sexual assault allegations and the unique environment of a campus community, this MOA establishes a coordinated and comprehensive response for victim services at the local level. The MOA addresses coordination efforts relating to notification, provision of service, logistical support, information and referral, participation in awareness and prevention activities, regular coordination through the Sexual Assault Response Team (SART), and confidentiality. Countywide (RS)
  
2. **Staff recommends motion to approve:** Agreement with Florida Atlantic University (FAU) to collaborate as partners for the placement of social work student interns for the period April 2, 2024 through April 2, 2029 unless terminated earlier, with no financial obligation. **SUMMARY:** In 2018, Palm Beach County's Public Safety Department (PSD) entered into a five (5) year Agreement with FAU for the placement of social work student interns (R2018-1649). The parties wish to continue the partnership and expand it to include the County's Employee Assistance Program (EAP) and Palm Beach County Fire-Rescue (PBCFR). This Agreement formalizes the cooperative arrangement between FAU and Palm Beach County (County) for the development and implementation of the practicum and internship program for social work students. It outlines the respective duties, responsibilities, policies, and procedures for FAU, PSD, and the County. FAU will refer students to the PSD and County that completed the required prerequisites for the internship. The County's PSD, EAP, and PBCFR already have internship programs in place to train students from local colleges and universities who are seeking degrees in social work. The County will provide a training program and training facilities, designate a supervisor, ensure students receive the required service hours, and evaluate performance by completing evaluations for each semester. The County, and FAU are each responsible for their own costs. Countywide (RS)

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to receive and file: two (2) fully executed Palm Beach County FY2024, Category “G” Grant Agreements managed by the Palm Beach County Sports Commission, Inc. (Sports Commission), on behalf of the Palm Beach County Tourist Development Council (TDC) with:

- A) Eastern Exposure Hockey Group, LLC, for the promotion of the Florida Exposure Cup, held from February 1 – 4, 2024, for the term November 1, 2023 – May 4, 2024. This grantee was approved by the TDC on September 14, 2023, in the amount of \$15,000; and
- B) NPC Polo Operations, LLC, for the promotion of the Gauntlet of Polo, held from February 9 – April 21, 2024, for the term November 9, 2023 – July 21, 2024. This grantee was approved by the TDC on November 9, 2023, in the amount of \$50,000.

**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 (Board) 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 Eastern Exposure Hockey Group, LLC/Florida Exposure Cup were 908, and room nights generated for NPC Polo Operations, LLC/Gauntlet of Polo are expected to be 21,384. Districts 6 & 7 (YBH)

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCIL (cont'd.)

2. Staff recommends motion to receive and file: two (2) fully executed Palm Beach County FY2024, Category "G" Grant Agreements managed by the Palm Beach County Sports Commission, Inc. (Sports Commission), on behalf of the Palm Beach County Tourist Development Council (TDC) with:

A) Foster Events Group, LLC, for the promotion of the Boca Raton International Masters, held from January 17 – 21, 2024, for the term October 17, 2023 – April 21, 2024. This grantee was approved by the TDC on September 14, 2023, in the amount of \$25,000; and

B) Rush World Sports, LLC, for the promotion of the Florida Rush, held from January 12 – 15, 2024, for the term October 12, 2023 – April 15, 2024. This grantee was approved by the TDC on September 14, 2023, in the amount of \$25,000.

**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 (Board) 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 Foster Events Group, LLC/Boca Raton International Masters were 2,385, and room nights generated for Rush World Sports, LLC/Florida Rush were 3,000. Districts 4, 6 & 7 (YBH)

APRIL 2, 2024

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCIL (cont'd.)

3. [Staff recommends motion to receive and file:](#) a fully executed Palm Beach County FY2024, 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 S & S Sports Ventures, LLC, for the promotion of the Palm Beach Challenge College & International Baseball Festival, held from March 1 – 31, 2024, for the term December 1, 2023 – July 31, 2024, in the amount of \$20,000. **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 (Board) 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 S & S Sports Ventures, LLC/Palm Beach Challenge College & International Baseball Festival are expected to be 3,325. District 2 (YBH)



3. CONSENT AGENDA APPROVAL

DD. OFFICE OF COMMUNITY REVITALIZATION

1. Staff recommends motion to approve:

- A) Expenditure of \$39,600 for the installation of six (6) speed humps in the Haverhill East Countywide Community Revitalization Team (CCRT) area;
- B) Expenditure of \$33,000 for the installation of five (5) speed humps in the Homes at Lawrence CCRT area;
- C) Expenditure of an additional \$500 to complete the installation of one (1) speed hump in the San Castle CCRT area; and
- D) A Budget Transfer of \$73,100 from the CCRT Recoup Funding capital reserve account. This includes \$39,600 to fund the cost associated with the Haverhill East Speed Hump Project; \$33,000 to fund the cost associated with the Homes at Lawrence Speed Hump Project; and \$500 to fund the cost associated with the San Castle Speed Hump Project.

**SUMMARY:** The installation of speed humps in Haverhill East and Homes at Lawrence was requested by neighborhood residents to address the need to slow down traffic and improve roadway safety. The total cost of the Haverhill East project is \$39,600 and entails the installation of six (6) speed humps costing \$6,600. The total cost of the Homes at Lawrence project is \$33,000 with five (5) speed humps costing \$6,600 each. The requested additional funding for the San Castle project is needed to pay for increased unit costs associated with a new construction contract that raises the total cost of installation of one (1) speed hump to \$6,600. The initial funding in the amount of \$6,100 was approved by the Board of County Commissioners on November 7, 2023. The requested budget transfers for each project are needed to cover the cost of implementation. Funding is available through the CCRT Recoup funding account. Districts 2 and 7 (RS)

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**APRIL 2, 2024**

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

- A)** Proclamation declaring April 2024 as Until Justice Just Is Month. (District 7)
- B)** Proclamation declaring April 29 – May 3, 2024 as Small Business Week. (District 6)
- C)** Proclamation declaring May 5 – 11, 2024 as National Correctional Officers and Employees Week. (District 7)
- D)** Proclamation recognizing Christ Fellowship Church’s 40 Years of Dedicated Service. (District 6)
- E)** Proclamation declaring May 15, 2024 as Peace Officers Memorial Day. (District 7)
- F)** Proclamation declaring April 2024 as Sexual Assault Awareness Month. (District 4)
- G)** Proclamation declaring April 1 – 5, 2024 as National Community Development Week. (District 3)
- H)** Proclamation declaring April 2024 as Everglades Dark Sky Month. (District 4)
- I)** Proclamation declaring April 2024 as Financial Literacy Month. (District 3)
- J)** Proclamation declaring April 2024 as Second Chance Month. (District 5)
- K)** Proclamation declaring April 2024 as Drowning Prevention Awareness Month. (District 2)
- L)** Proclamation declaring April 2024 as National County Government Month. (District 5)
- M)** Proclamation declaring April 2024 as Child Abuse Prevention Month. (District 1)

\* \* \* \* \*

APRIL 2, 2024

5. REGULAR AGENDA

~~A. FACILITIES DEVELOPMENT & OPERATIONS~~

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

~~A) the County Administrator or designee, who in this case shall be the Director of the Facilities Development and Operations (FDO) department, to retain professional services to initiate design of a capital improvements project (Project) to effectuate the relocation of the Palm Beach County Sheriff's Office (PBSO) Traffic Division to the Stockade (located at 673 Fairgrounds, West Palm Beach); and~~

~~B) the use of \$100,000 received under the U.S. Department of the Treasury Local Assistance and Tribal Consistency Fund (LATCF) Grant CFDA 21.032 towards Project implementation.~~

5. REGULAR AGENDA

A. FACILITIES DEVELOPMENT & OPERATIONS

1. ~~**SUMMARY:** PBSO's Traffic Division is currently dispersed throughout multiple countywide PBSO facilities, lacking a central point of operations. The breathalyzer testing unit (BAT) under the PBSO Traffic Division currently operates from the Main Detention Center (3228 Gun Club Road, West Palm Beach) and has outgrown its assigned space. In late October 2023, PBSO Staff approached County Staff inquiring if an alternate location to site the operations of the Traffic Division could be identified. Review and inspection of available County-owned properties led to buildings U and X at the Stockade being determined as suitable to house the Traffic Division. The Stockade is a detention-grade facility and historically its primary user has been PBSO. The two buildings in question are currently unoccupied. In order to ready the Stockade to be occupied by the operations section of the PBSO Traffic Division, staff will need to complete renewal/replacement work on a portion of building U and the entirety of building X. Staff believes the extent of the required work to be within its approved budget for countywide renewal/replacement projects and as such, is able to immediately proceed. In order to ready the Stockade to be occupied by the BAT section of the PBSO Traffic Division, staff will need to retain professional design services to up fit the remaining portion of building U to receive the specialized equipment utilized by the BAT section. Staff estimates that \$4.5M worth of improvements will be required. This project is not currently authorized under the FY24 capital improvements program (CIP). Therefore, staff is recommending it be authorized to proceed with design of the improvements. If so authorized, staff will submit the project for consideration by the Board as part of the FY25 capital budget approval process. To fund the design phase, Staff recommends it be authorized to use the \$100,000 received under the LATCF Grant CFDA 21.032. As approved by the Board of County Commissioners (Board) on April 4, 2023 (see Attachment 2) said funds were slated to repair the PBSO IT Room at the North County Courthouse. Shortly after approval, PBSO notified staff that it had determined to relocate its IT operations to another location. As a result, the grant funds remain unspent and staff is requesting it be authorized to utilize them towards Project implementation. Buildings U and X at the Stockade are separate and different from those renovated in 2020 to serve as a temporary homeless resource center (also known as the Lewis Center Annex). The buildings vacated by the Lewis Center Annex will remain unoccupied and unaltered in order to preserve the County's investment towards its renovation. See attachment 3 for a map depicting current and proposed uses at the Stockade. **FDO Admin District 6/Countywide (MWJ)**~~

5. REGULAR AGENDA

B. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. Staff recommends motion to:

- A) **adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida (Board) approving Fiscal Year 2024 Capital Budget Transfers and Amendments to appropriate reserves to capital projects per the Fiscal Year 2024 Mid-Year Budget Amendment that was brought to the Board on March 12, 2024;
- B) **approve** a Budget Transfer of \$50 million in the General Fund to Transfer funds to the Transportation Improvement Fund (3500) and to the Capital Outlay Fund (3900) to fund the shortfall of Capital Projects;
- C) **approve** a Budget Amendment of \$38,902,000 in the Transportation Improvement Fund (3500) to recognize the transfer from the General Fund and appropriate to projects; and
- D) **approve** a Budget Amendment of \$11,098,000 in the Capital Outlay Fund (3900) to recognize the transfer from the General Fund and appropriate to projects.

**SUMMARY:** At the January 30, 2024 Budget Workshop, staff presented a list of capital projects with a funding shortfall and strategies to cover the shortfall. One of the strategies was to provide funding from the mid-year Budget Amendment to cover some of these shortfalls, rather than placing the full amount into General Fund Reserves. On March 12, 2024, staff brought forward the mid-year Budget Amendment placing \$50 million into a specific reserve for this purpose. This item transfers the \$50 million from the General Fund and appropriates it to various road projects within Engineering & Public Works as detailed in Attachment 4. Countywide (DB)

5. REGULAR AGENDA

C. PLANNING, ZONING & BUILDING

1. **Staff seeking direction:** regarding the County’s position in support or opposition to an annexation by the Town of Haverhill (Town). **SUMMARY:** Palm Beach County received a filing for annexation from the Town (February 22, 2024). The Town seeks to voluntarily annex approximately 12.553 acres (5 parcels) of land that are proposed to be redeveloped into a single development. All five parcels are contiguous with each other and although they abut the Town (as noted on the enclosed map), they are not contiguous to the Town as defined by Section 171.031(3), Florida Statutes. The proposed annexation, if it became effective, would create a portion of the Town that would not become a unified whole with the rest of the Town and its residents. A summary of the request is provided below:

<b>Annexation Name</b>	Wallis Rd. Property
<b>Annexation Type</b>	Voluntary
<b>Acres</b>	12.553
<b>Applicant</b>	Meritage Homes
<b>Location</b>	Approximately 0.22 miles north of Southern Blvd.; 0.91 miles west of S. Military Trail; 2.30 miles east of the Florida Turnpike
<b>Parcel Control Numbers</b>	00-42-43-35-02-005-0030
	00-42-43-35-02-005-0010
	00-42-43-35-02-005-0020
	00-42-43-35-02-006-0070
	00-42-43-35-02-006-0010
<b>Existing Use</b>	Residential & Vacant
<b>Proposed Use</b>	Townhomes
<b>County Future Land Use</b>	LR-2, Low Density Residential, 2 units/acre
<b>County Zoning</b>	RM, Multifamily Residential
<b>Town Future Land Use (proposed*)</b>	High Density Residential; 8 units/acre
<b>Town Zoning (proposed*)</b>	R-3 Medium Density Residential

The County sent a letter of objection on March 15, 2024.

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APRIL 2, 2024

6. BOARD APPOINTMENTS

A. COMMISSION DISTRICT APPOINTMENTS

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APRIL 2, 2024

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 ongoing basis. Countywide (DC)

B. COUNTY ATTORNEY



**APRIL 2, 2024**

**8. COMMISSIONER COMMENTS**

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

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

Requesting off-site approval for Proclamation declaring April 5, 2024 as the Lord’s Place SleepOut Homelessness Awareness Day.

Requesting off-site approval for Proclamation declaring April 21 – 27, 2024 as National Crime Victims’ Rights Week.

Requesting off-site approval for Proclamation declaring April 14 – 20, 2024 as Palm Beach County Public Safety Telecommunicators Week.

Requesting off-site approval for Proclamation declaring April 20, 2024 as the Florida Association of Latino Administrators and Superintendents Wings of Inspiration Day.

**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**

**APRIL 2, 2024**

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

\* \* \* \* \*

**APRIL 2, 2024**

**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."