

MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR

1. **CALL TO ORDER:** October 17, 2000, at 9:35 a.m., in the Palm Beach County Governmental Center, West Palm Beach, Florida.

1.A. **ROLL CALL**

MEMBERS AND OFFICERS PRESENT:

Chair Maude Ford Lee
Vice-Chair Warren H. Newell
Commissioner Burt Aaronson
Commissioner Mary McCarty
Commissioner Karen T. Marcus
Commissioner Tony Masilotti
Commissioner Carol A. Roberts
County Administrator Robert Weisman
County Attorney Denise Dytrych
Chief Deputy Clerk John W. Dame
Recording Clerk - Donna Atwood
Condensing Clerk - Joan Haverly

1.B. **INVOCATION** - Commissioner McCarty

1.C. **PLEDGE OF ALLEGIANCE**

2. **AGENDA APPROVAL**

2.A. **ADDITIONS, DELETIONS, SUBSTITUTIONS**

County Administrator Weisman noted the agenda changes as follows:

<u>PAGE</u>	<u>ITEM</u>	
9	3A-13	DELETED: A) a Reimbursement Grant Agreement with the City of Lake Worth in the amount of \$75,000 from November 1, 2000 to September 30, 2001; and B) Budget Transfer of \$75,000...(Admin) (Waiting on plans from outside vendor)
11	3C-10	DELETED: a Reimbursement Grant Agreement with the City of Boca Raton for beautification improvements ... (Eng) (Further staff review)
28	3BB-1	REVISED SUMMARY: The Special Project Fund No. 121 is funded this year with \$130,000 in bed taxes. Three projects to be funded include the Palm Beach International Film Festival (\$60,000), the cooperative advertising Cultural Marketing program with Visit Florida (\$40,000) and the Hospitality Workforce program <u>Environmental Resources Engineering Artificial Reef Research project</u> (\$30,000). (TDC)
31	5B-3	DELETED: a Resolution amending Resolution No. R2000-1354, that approved the issuance of Housing Finance Authority of Palm Beach County, Florida, Multifamily Housing Revenue Refunding Bonds Series 2000A (Country Lake Apartments Project) (Co Atty) (Further staff review)
34	5G-1	DELETED: A) an Inter-local Agreement with the Village of Palm Springs (Village) for sale of the County Water Utilities Complex (WUD Complex) ... and B) an interim Lease Agreement with the Village ...

Waiting on signatures) (WUD)

35 5I-1 **TIME CERTAIN 11:00 AM: Staff requests Board direction on draft FY01 State Legislative Program. (Public Affrs)**

2.A. - CONTINUED

PAGE ITEM

35 5I-2 **TIME CERTAIN 11:00 A.M. & ADD-ON: Staff requests Board direction regarding: Upgrading of County legislative support efforts. **SUMMARY:** The Board has previously expressed a need to have more coordinated and upgraded staff support for our lobbying efforts, particularly in Tallahassee. Staff is proposing two recommendations as well as providing for other Board discussion, such as desired level of interaction between the Board and Kathy Daley, through this item. Countywide (GPS) (Admin)**

36 6A-1 **REVISED TITLE: Staff recommends motion to appoint: One (1) member to the Palm Beach County Health Care District for a term beginning October 1, 2000 through September 30, 2004.**

<u>Nominee for Seat 3</u>	<u>Nominated by:</u>
Dr. Carmine Priore, <u>DDS</u>	Commissioner Tony Masilotti Commissioner Warren Newell
Suzanne Jacobs	Commissioner Maude Ford Lee Commissioner Carol Roberts
Stanley Pierce	Commissioner Burt Aaronson
Dr. Ronald Giddens	Commissioner Warren Newell
<u>Richard E.</u> <u>Stopek, D.C., P.A.</u>	<u>Commissioner Tony Masilotti</u>

2.B. ADOPTION

MOTION to adopt the agenda as amended. Motion by Commissioner Marcus, seconded by Commissioner Masilotti, and carried 7-0.

3. **CONSENT AGENDA - See pages 3-23.**
4. **SPECIAL PRESENTATIONS - 9:30 A.M. - See page 24.**
5. **REGULAR AGENDA - See pages 24-31.**
TIME CERTAIN 11:00 A.M. (Item 5.I.1.) - See pages 38-43.
TIME CERTAIN 11:00 A.M. (ITEM 5.I.2.) - See pages 44-45.
TIME CERTAIN 2:15 P.M. (ITEM 5.D.1.) - See page 50-51.
6. **BOARD APPOINTMENTS - See pages 30-31.**
7. **MATTERS BY THE PUBLIC - 2:00 P.M. - See pages 45-49 .**
8. **STAFF COMMENTS - None**
9. **COMMISSIONER COMMENTS - See pages 32-38.**
10. **ADJOURNMENT - See page 52.**

***** CONSENT AGENDA APPROVAL *****

3.A. ADMINISTRATION

3.A.1. DOCUMENT R-2000-1584

HANDICAPPED AWARENESS GRANT WITH THE SEAGULL INDUSTRIES FOR THE DISABLED, INC., IN AN AMOUNT NOT TO EXCEED \$5,000 TO PURCHASE A RIDING LAWN MOWER. APPROVED 10-17-2000

3.A.2. DOCUMENT R-2000-1585

HANDICAPPED AWARENESS GRANT WITH THE COALITION FOR INDEPENDENT LIVING OPTIONS, INC., IN AN AMOUNT NOT TO EXCEED \$4,999.29 TO PURCHASE FILING CABINETS THAT ARE ACCESSIBLE TO PEOPLE WITH DISABILITIES AND A DIGITAL CAMERA TO TAKE PICTURES FOR THE PORTABLE DISPLAY SYSTEM. APPROVED 10-17-2000

3.A.3. DOCUMENT R-2000-1586

HANDICAPPED AWARENESS GRANT WITH THE BRAILLE CLUB OF PALM BEACH COUNTY, INC., IN AN AMOUNT NOT TO EXCEED \$4,300 TO ADD A LAWN IRRIGATION SYSTEM TO THE FACILITY. APPROVED 10-17-2000

3.A.4. DOCUMENT R-2000-1587

HANDICAPPED AWARENESS GRANT WITH THE DEAF SERVICE CENTER OF PALM BEACH COUNTY, INC., IN AN AMOUNT NOT TO EXCEED \$5,000 FOR THE PRINTING OF 18,000 BROCHURES AND NEWSLETTERS FOR DISTRIBUTION TO CLIENTS WHO ARE HEARING-IMPAIRED. APPROVED 10-17-2000

3.A.5. DOCUMENT R-2000-1588

HANDICAPPED AWARENESS GRANT WITH THE HABILITATION CENTER FOR THE HANDICAPPED, INC., IN AN AMOUNT NOT TO EXCEED \$5,000 FOR THE PURCHASE OF TWO HIGH-RESOLUTION COUNTING SCALES AND A BAR READER. APPROVED 10-17-2000

3.A.6. DOCUMENT R-2000-1589

HANDICAPPED AWARENESS GRANT WITH THE PALM BEACH HABILITATION CENTER, INC., IN AN AMOUNT NOT TO EXCEED \$5,000 TO RESURFACE THE PATIO THAT IS CENTRALLY LOCATED BETWEEN THE BUILDING AND SIDEWALKS. APPROVED 10-17-2000

3.A.7.

a. DOCUMENT R-2000-1590

RATIFY THE CHAIR'S SIGNATURE ON A REVISED COOPERATIVE AGREEMENT FF204K004023 WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ALLOWING THE OFFICE OF EQUAL OPPORTUNITY TO RECEIVE REVENUE IN THE TOTAL AMOUNT OF \$151,160 AS PAYMENT FOR PROCESSING AND RESOLVING HOUSING DISCRIMINATION COMPLAINTS. (AMENDS R-2000-1109) APPROVED 10-17-2000

b. BUDGET AMENDMENT 2000-020

BUDGET AMENDMENT IN THE OFFICE OF EQUAL OPPORTUNITY FUND FOR \$16,360 TO PROVIDE FOR THE RECEIPT OF ADDITIONAL REVENUE BASED UPON THE CONTRACT REVISION WITH THE U.S. DEPARTMENT OF HOUSING

AND URBAN DEVELOPMENT. (SEE R-2000-1590) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.A.8.

a. DOCUMENT R-2000-1591

CONTRACT WITH FLORIDA OFFICE OF THE ATTORNEY GENERAL IN AN AMOUNT NOT TO EXCEED \$50,000 TO PARTIALLY FUND A DETAILED FINANCIAL ANALYSIS OF INTRACOASTAL HEALTH SYSTEMS. THE CONTRACT ESTABLISHES A SCOPE OF WORK AND A COMPLETION DATE OF NOVEMBER 30, 2000; ALL REPORTS PREPARED UNDER THIS CONTRACT MUST BE DELIVERED TO THE COUNTY PRIOR TO FINAL PAYMENT. APPROVED 10-17-2000

b. BUDGET TRANSFER 2000-028

BUDGET TRANSFER IN THE GENERAL FUND FOR \$50,000 FROM CONTINGENCY FOR THE CONTRACT WITH FLORIDA OFFICE OF THE ATTORNEY GENERAL TO PARTIALLY FUND A DETAILED FINANCIAL ANALYSIS OF INTRACOASTAL HEALTH SYSTEMS. (SEE R-2000-1591) APPROVED 10-17-2000

3.A.9. DOCUMENT R-2000-1592

RECEIVE AND FILE ORIGINAL EXECUTED FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANT AGREEMENT F1034 WITH FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR \$182,500 FOR A PHASE II DEVELOPMENT PROJECT AT THE JOHN PRINCE PARK LAKE WORTH ROAD AREA. APPROVED 10-17-2000

3.A.10.

RECEIVE AND FILE CITY OF BELLE GLADE ORDINANCE 00-11, ANNEXING A PARCEL OF REAL PROPERTY COMPRISING APPROXIMATELY 9.68 ACRES LOCATED ON THE 500 BLOCK OF SOUTHWEST AVENUE J. APPROVED 10-17-2000

3.A.11.

RECEIVE AND FILE CITY OF PALM BEACH GARDENS RESOLUTION 74, 2000 SUPPORTING THE UNDERGROUND INSTALLATION OF ELECTRIC TRANSMISSION AND DISTRIBUTION LINES. APPROVED 10-17-2000

3.A.12.

a. DOCUMENT R-2000-1593

RECEIVE AND FILE STANDARD DEVELOPER AGREEMENT 01-01042-000 WITH ARRIGO ENTERPRISES, INC., FOR POTABLE WATER AND WASTEWATER DEVELOPMENT. APPROVED 10-17-2000

b. DOCUMENT R-2000-1594

RECEIVE AND FILE STANDARD DEVELOPER AGREEMENT 03-01006-000 WITH WHITWORTH FARMS, LTD., FOR POTABLE WATER AND WASTEWATER DEVELOPMENT. APPROVED 10-17-2000

3.A.13. DELETED

CONSENT AGENDA - CONTINUED

3.B. CLERK

3.B.1.

WARRANT LIST DATED OCTOBER 16, 2000. APPROVED 10-17-2000

COMPUTER CHECKS	\$38,815,967.17
WIRE TRANSFERS	47,423,269.98
MANUAL CHECKS	60,801.24
EDI TRANSFER	<u>5,373,146.41</u>
	\$91,673,184.80

3.B.2.

MINUTES - None

3.B.3.

CONTRACTS ON THE CONTRACTS AND CLAIMS SETTLEMENT LIST EXECUTED BY THE PURCHASING DIRECTOR, TOURIST DEVELOPMENT DIRECTOR, OR RISK MANAGEMENT DIRECTOR:

a.

TERM CONTRACT WITH AMERICAN FASTENERS CORPORATION AND GRAYSON INDUSTRIES, INC., FOR THE PURCHASE OF VARIOUS TYPES OF NUTS, SCREWS, AND BOLTS ON AN AS-NEEDED BASIS FROM OCTOBER 17, 2000, THROUGH OCTOBER 16, 2001, FOR \$175,000. APPROVED 10-17-2000

b.

RENEWAL OF TERM CONTRACT WITH LUIS CINTRON'S LAWN SERVICE, INC.; OL' MAN & SONS, INC.; QUALITY CUT LAWN MAINTENANCE, INC.; TROPICAL LAWN & LANDSCAPE COMPANY; AND WINGATE QUALITY LAWN MAINTENANCE FOR LANDSCAPE MAINTENANCE FOR VARIOUS COUNTY ROAD LOCATIONS FROM DECEMBER 1, 2000, THROUGH NOVEMBER 30, 2001, FOR \$173,589. APPROVED 10-17-2000

c.

TERM CONTRACT WITH ALUMINUM ATHLETIC EQUIPMENT COMPANY; C & H BASEBALL, INC.; COLLEGIATE PACIFIC; DAVIS DISTRIBUTORS, INC.; S & S WORLDWIDE; AND ZIPP SPORTING GOODS FOR THE PURCHASE OF SPORTING EQUIPMENT AND GAMES ON AN AS-NEEDED BASIS FROM OCTOBER 17, 2000, THROUGH OCTOBER 16, 2001, FOR \$127,576. APPROVED 10-17-2000

d.

RENEWAL OF TERM CONTRACT WITH NATIONS FENCE, INC., AND TROPIC FENCE, INC., TO FURNISH AND INSTALL SPLIT RAIL FENCING ON AN AS-NEEDED BASIS FROM OCTOBER 19, 2000, THROUGH OCTOBER 18, 2001, FOR \$135,000. APPROVED 10-17-2000

e.

TERM CONTRACT WITH DELRAY LINCOLN MERCURY FOR THE PURCHASE OF VARIOUS FORD AND MERCURY AUTOMOTIVE REPLACEMENT PARTS ON AN AS-NEEDED BASIS FROM NOVEMBER 19, 2000, THROUGH MAY 18, 2002, FOR \$235,000. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.B.3. - CONTINUED

f.

RENEWAL OF TERM CONTRACT WITH A. GUTHRIE & ASSOCIATES TO PROVIDE PARTS FOR PUMPS ON AN AS-NEEDED BASIS FROM DECEMBER 22, 2000, THROUGH DECEMBER 21, 2001, FOR \$135,000. APPROVED 10-17-2000

g.

DOCUMENT R-2000-1595

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH BALLET FLORIDA FOR \$121,986 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

h.

DOCUMENT R-2000-1596

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH BOB & MARY MONTGOMERY ARMORY ART CENTER FOR \$139,345 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

i.

DOCUMENT R-2000-1597

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH BOCA BALLET THEATRE COMPANY FOR \$35,702 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

j.

DOCUMENT R-2000-1598

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH BOCA RATON HISTORICAL SOCIETY FOR \$35,856 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

k.

DOCUMENT R-2000-1599

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH BOCA RATON MUSEUM OF ART FOR \$160,364 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

l.

DOCUMENT R-2000-1600

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH CALDWELL THEATRE COMPANY FOR \$138,392 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

m.

DOCUMENT R-2000-1601

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH FLORIDA PHILHARMONIC ORCHESTRA FOR \$123,741 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

n.

DOCUMENT R-2000-1602

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH FLORIDA STAGE FOR \$107,732 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

o.

DOCUMENT R-2000-1603

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH
FLORIDA SYMPHONIC POPS, DBA BOCA POPS, FOR \$98,370 FROM
OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED
10-17-2000

CONSENT AGENDA - CONTINUED

3.B.3. - CONTINUED

p. DOCUMENT R-2000-1604

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH HENRY MORRISON FLAGLER MUSEUM FOR \$155,180 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

q. DOCUMENT R-2000-1605

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH LIGHTHOUSE CENTER FOR THE ARTS FOR \$53,230 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

r. DOCUMENT R-2000-1606

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH MIAMI CITY BALLET FOR \$129,108 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

s. DOCUMENT R-2000-1607

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH MORIKAMI MUSEUM & JAPANESE GARDENS FOR \$167,813 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

t. DOCUMENT R-2000-1608

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH NORTON GALLERY AND SCHOOL OF ART, INC., FOR \$192,720 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

u. DOCUMENT R-2000-1609

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH OLD SCHOOL SQUARE FOR \$142,228 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

v. DOCUMENT R-2000-1610

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH PALM BEACH OPERA FOR \$132,770 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

w. DOCUMENT R-2000-1611

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH PALM BEACH PHOTOGRAPHIC CENTRE FOR \$101,908 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

x. DOCUMENT R-2000-1612

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH PALM BEACH POPS FOR \$121,115 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

y. DOCUMENT R-2000-1613

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH SOUTH

FLORIDA SCIENCE MUSEUM FOR \$126,405 FROM OCTOBER 1, 2000,
THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.B.3. - CONTINUED

z. DOCUMENT R-2000-1614

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH SUNFEST OF THE PALM BEACHES FOR \$174,379 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

aa. DOCUMENT R-2000-1615

TOURIST DEVELOPMENT TAX CATEGORY B GRANT AGREEMENT WITH ZOOLOGICAL SOCIETY OF THE PALM BEACHES (PALM BEACH ZOO AT DREHER PARK) FOR \$154,157 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

bb. DOCUMENT R-2000-1616

TOURIST DEVELOPMENT TAX CATEGORY G GRANT AGREEMENT WITH WORLD TRADE ASSOCIATION OF PALM BEACH, INC., FOR \$30,000 FOR THE NORTH AMERICAN CORPORATE GAMES FROM MARCH 1, 2000, THROUGH NOVEMBER 5, 2001. APPROVED 10-17-2000

cc.

WORKER'S COMPENSATION SETTLEMENT WITH ROBERT R. MENDEL FOR \$175,000 AS A RESULT OF MULTIPLE HERNIATED DISCS AND ROTATOR CUFF TEAR OF LEFT SHOULDER. APPROVED 10-17-2000

3.C. ENGINEERING AND PUBLIC WORKS

3.C.1.

a.

ACCEPT A RIGHT-OF-WAY EASEMENT FROM SOCORRO S. MARASIGAN AND OPHELIA A. JOLORTE FOR PARCEL 118 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

b.

ACCEPT AN EMBANKMENT EASEMENT FROM SOCORRO S. MARASIGAN AND OPHELIA A. JOLORTE FOR PARCEL 318 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

c.

PAYMENT OF \$4,400 TO SOCORRO S. MARASIGAN AND OPHELIA A. JOLORTE FOR PARCELS 118 AND 318 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

3.C.2.

a.

ACCEPT A RIGHT-OF-WAY EASEMENT FROM JAIME J. GOMEZ AND ANDREA E. GOMEZ FOR PARCEL 113 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.C.2. - CONTINUED

b.

ACCEPT AN EMBANKMENT EASEMENT FROM JAIME J. GOMEZ AND ANDREA E. GOMEZ FOR PARCEL 313 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

c.

PAYMENT OF \$4,594 TO JAIME J. GOMEZ AND ANDREA E. GOMEZ FOR PARCELS 113 AND 313 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

3.C.3.

a.

ACCEPT A WARRANTY DEED FOR WHOLE-TAKING FROM ROSEMARIE PEART OF PARCEL 121 LOCATED IN SECTION 22, TOWNSHIP 42 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

b.

PAYMENT OF \$32,000 TO ROSEMARIE PEART FOR PARCEL 121 LOCATED IN SECTION 22, TOWNSHIP 24 SOUTH, RANGE 41 EAST, REQUIRED FOR THE ROADWAY CONSTRUCTION PROJECT OF NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD. APPROVED 10-17-2000

3.C.4. DELETED

3.C.5. DELETED

3.C.6. DELETED

3.C.7. **DOCUMENT R-2000-1617**

SUPPLEMENT 12 TO THE AGREEMENT WITH E. C. DRIVER & ASSOCIATES, INC., FOR \$135,950.90 TO REVISE PLANS FOR THE NORTHLAKE RELIEVER FROM MILITARY TRAIL TO GARDEN ROAD PROJECT IN ORDER TO AVOID POTENTIALLY COSTLY AND EXTENSIVE BUSINESS DAMAGES WITH ACQUISITION ON THE SOUTH SIDE EAST OF INTERSTATE 95. (AMENDS R-93-913-D) APPROVED 10-17-2000

(CLERK'S NOTE: For discussion on this item, see page 23.)

3.C.8. **DOCUMENT R-2000-1618**

CONTRACT WITH CONSTRUCTION TECHNOLOGY, INC., FOR \$586,111 FOR THE CONSTRUCTION OF FRENCHMAN'S FOREST NATURAL AREA PUBLIC USE FACILITIES. APPROVED 10-17-2000

3.C.9.

RESOLUTION R-2000-1619

RESOLUTION CORRECTING THE LEGAL DESCRIPTION FOR PARCELS 13 AND 13E CONTAINED IN THE RESOLUTION FOR EMINENT DOMAIN ON HAVERHILL ROAD FROM LANTANA ROAD TO MELALEUCA LANE. (AMENDS R-2000-0747) ADOPTED 10-17-2000

CONSENT AGENDA - CONTINUED

3.C.10. DELETED

3.C.11.

RESOLUTION R-2000-1620

RESOLUTION DECLARING THE ACQUISITION OF PARCEL 526 IN FEE SIMPLE, WHOSE APPRAISED VALUE TOTALS \$1,000 FOR RIGHT-OF-WAY EASEMENT PURPOSES FOR THE IMPROVEMENT OF MAINE STREET AND VERMONT AVENUE AND AUTHORIZING THE SELECTION OF APPRAISERS AND THE FILING OF EMINENT DOMAIN PROCEEDINGS. ADOPTED 10-17-2000

3.C.12.

DOCUMENT R-2000-1621

CHANGE ORDER 16 WITH RIO-BAK CORPORATION FOR \$5,125 WITH A SIX-DAY TIME EXTENSION FOR CONFLICT STRUCTURES AND WATER MAIN RECORD DRAWINGS IN LIEU OF COSTLY RELOCATION OF THE EXISTING WATER MAIN FOR THE BELVEDERE ROAD AND HAVERHILL ROAD PROJECT. (AMENDS R-98-1407-D) APPROVED 10-17-2000

3.C.13.

DOCUMENT R-2000-1622

PUBLIC FACILITIES AGREEMENT WITH HOMES BY KENNEDY, LTD., FOR THE LAMSTEIN ROAD PROPERTY. IN ORDER TO MEET THE TRAFFIC PERFORMANCE STANDARDS, THE DEVELOPER WAS REQUIRED TO CONSTRUCT CERTAIN INTERSECTION IMPROVEMENTS ON SOUTHERN BOULEVARD. SINCE THE FLORIDA DEPARTMENT OF TRANSPORTATION HAS SCHEDULED THE WIDENING OF SOUTHERN BOULEVARD IN LIEU OF CONSTRUCTING THE INTERSECTION IMPROVEMENTS, THE DEVELOPER IS AGREEING TO PROVIDE THEIR TRAFFIC IMPACT FEE OF \$533,058.08 AT THE FIRST BUILDING PERMIT, OR DECEMBER 31, 2002, WHICHEVER SHALL OCCUR FIRST. APPROVED 10-17-2000

3.C.14.

BUDGET TRANSFER 2000-009

BUDGET TRANSFER IN THE TRANSPORTATION IMPROVEMENT FUND FOR \$45,000 FROM RESERVES FOR DISTRICT 6 TO IMPROVEMENTS TO THE GREENVIEW SHORES BOULEVARD AND PADDOCK DRIVE TRAFFIC SIGNAL PROJECT. APPROVED AS AMENDED (FIGURE CORRECTED TO \$40,000) -- 10-17-2000

(CLERK'S NOTE: For discussion this item, see page 23.)

3.C.15. DELETED

3.C.16.

DOCUMENT R-2000-1623

AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY (FPL) FOR SUBORDINATION OF UTILITY INTERESTS RECEIVED FROM FPL FOR THE JOG ROAD FROM PGA BOULEVARD TO HOOD ROAD PROJECT. THIS AGREEMENT REQUIRES THE COUNTY TO PAY FOR ANY FUTURE RELOCATION

OF THE UTILITY FACILITIES AS NECESSARY. APPROVED 10-17-2000

3.C.17.

DOCUMENT R-2000-1624

AMENDMENT TO THE ADVANCE FUNDING AGREEMENT WITH G.L. HOMES OF BOYNTON BEACH IV CORPORATION FOR THE HAGEN RANCH ROAD FROM WEST ATLANTIC AVENUE TO BOYNTON BEACH BOULEVARD PROJECT TO ALLOW THE DEVELOPER TO BUILD THE PORTION OF HAGEN RANCH ROAD FROM NORTH OF LAKE IDA ROAD TO THE L-30 CANAL. (AMENDS R-97-2082-D) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.C.18.

a.

ACCEPT A WARRANTY DEED FOR WHOLE-TAKING FROM JOSÉ A. HERRERA OF PARCEL 122 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

b.

PAYMENT OF \$30,000 TO JOSÉ A. HERRERA FOR PARCEL 122 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

3.C.19.

a.

ACCEPT A WARRANTY DEED FOR WHOLE-TAKING FROM JOHN T. SCALO OF PARCEL 120 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

b.

PAYMENT OF \$50,000 TO JOHN T. SCALO FOR PARCEL 120 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

3.C.20.

a.

ACCEPT A WARRANTY DEED FOR RIGHT-OF-WAY TAKING FROM LANCE S. UHLEY, TRUSTEE, FOR PARCELS 107 AND 207 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

b.

PAYMENT OF \$8,536 TO LANCE S. UHLEY, TRUSTEE, FOR PARCELS 107 AND 207 FOR THE NORTHLAKE BOULEVARD FROM COCONUT BOULEVARD TO IBIS BOULEVARD PROJECT. APPROVED 10-17-2000

3.C.21. DELETED

3.C.22.

a.

DOCUMENT R-2000-1625

AMENDMENT 3 TO THE JOINT PARTICIPATION AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR A ROADWAY INTERCHANGE FACILITY IN CONNECTION WITH AUSTRALIAN AVENUE/CONGRESS AVENUE AND STATE ROAD 80/SOUTHERN BOULEVARD PROJECT. THIS AMENDMENT REFLECTS AN INCREASE IN FDOT FUNDING FOR AN ADDITIONAL \$160,000 FOR CONTINUING POST-DESIGN SERVICES TO INCREASE THE GRAND TOTAL TO \$1,952,057. (AMENDS R-96-1292-D) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.C.22. - CONTINUED

b. DOCUMENT R-2000-1626

MEMORANDUM OF AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND FLORIDA DEPARTMENT OF INSURANCE, DIVISION OF TREASURY, FOR \$160,000, INCREASING REVENUE FROM FDOT FOR THE CONGRESS AVENUE/AUSTRALIAN AVENUE AND STATE ROAD 80 INTERCHANGE AND STATE ROAD 80 WIDENING PROJECT. APPROVED 10-17-2000

c. DOCUMENT R-2000-1627

SUPPLEMENTAL AGREEMENT 16 AND ADDITIONAL CONSULTANT SERVICES AUTHORIZATION WITH ADAIR & BRADY, INC., FOR \$160,000 FOR ADDITIONAL POST-DESIGN SERVICES FOR THE AUSTRALIAN AVENUE/SOUTHERN BOULEVARD INTERCHANGE PROJECT. (AMENDS R-99-1002-D) APPROVED 10-17-2000

d. BUDGET AMENDMENT 2000-015

BUDGET AMENDMENT IN THE TRANSPORTATION IMPROVEMENT FUND FOR \$160,000, INCREASING REVENUE FROM FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE AUSTRALIAN AVENUE/CONGRESS AVENUE FROM GUN CLUB ROAD TO NORTH OF SOUTHERN BOULEVARD PROJECT. (SEE R-2000-1625, R-2000-1626, AND R-2000-1627) APPROVED 10-17-2000

3.D. COUNTY ATTORNEY

3.D.1. DOCUMENT R-2000-1628

AMENDMENT TO THE AGREEMENT WITH NABORS, GIBLIN & NICKERSON, P.A., TO PROVIDE LEGAL SERVICES RELATING TO COMPLEX WATER AND WASTEWATER UTILITY MATTERS FOR TWO YEARS AT AN AMOUNT NOT TO EXCEED \$10,000 PER YEAR. (AMENDS R-97-1382-D) APPROVED 10-17-2000

3.D.2.

SETTLEMENT IN EMINENT DOMAIN CASE CL-99-007292-AB OF PALM BEACH COUNTY V. JBH LIMITED COMPANY, LTD., ET AL. FOR PARCELS 124A, 124B, 224, AND 225 FOR THE WIDENING AND IMPROVEMENTS OF 45TH STREET AND AUSTRALIAN AVENUE IN THE AMOUNT OF \$16,000, WHICH INCLUDES ATTORNEY FEES AND COSTS, PLUS \$100 FOR THE CLERK'S REGISTRY DEPOSIT FEE. APPROVED 10-17-2000

3.E. COMMUNITY SERVICES

3.E.1. DOCUMENT R-2000-1629

AMENDMENT 2 TO CONTRACT A001-1 WITH THE AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC., INCREASING FUNDS BY \$23,024 (TITLE IIIB IN-HOME SERVICES, \$5,574; TITLE IIIC1 CONGREGATE MEALS, \$13,201; AND IIIC2 HOME-DELIVERED MEALS, \$4,249) UNDER THE OLDER AMERICANS GRANT FOR A NEW NOT-TO-EXCEED AMOUNT OF \$1,677,241 FROM JANUARY 1, 2000, THROUGH DECEMBER 31, 2000. THE COUNTY MATCH IS \$2,560. (AMENDS R-2000-0114) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.E.2. DOCUMENT R-2000-1630

AMENDMENT 1 TO CONTRACT 8C-001-1 WITH THE AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC., TO INCREASE THE 2000/2001 COMMUNITY CARE FOR THE ELDERLY GRANT BY \$23,338 FOR A NEW NOT-TO-EXCEED AMOUNT OF \$1,089,939, WHICH WOULD INCREASE THE IN-HOME HOMEMAKER, PERSONAL CARE, AND RESPITE SERVICES BY 2,060 UNITS. (AMENDS R-2000-1031) APPROVED 10-17-2000

3.E.3. DOCUMENT R-2000-1631

AGREEMENT WITH INVOLVED MOTIVATED PARENTS AS CLASSROOM TEACHERS, INC., IN AN AMOUNT NOT TO EXCEED \$35,000 TO PROVIDE TEMPORARY CLASSROOM ASSISTANCE AT HEAD START CENTERS FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

3.E.4. DOCUMENT R-2000-1632

U.S. DEPARTMENT OF AGRICULTURE STANDARD CONTRACT IU-001-1 WITH THE AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC., TO PROVIDE REIMBURSEMENT OF MEALS IN AN AMOUNT NOT TO EXCEED \$257,162 TO SUPPLEMENT THE COST OF MEALS IN THE DIVISION OF SENIOR SERVICES CONGREGATE AND HOME-DELIVERED MEALS PROGRAM FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, WITH A ONE-YEAR RENEWAL. NO COUNTY FUNDS ARE REQUIRED. APPROVED 10-17-2000

3.E.5.

a.

(1) DOCUMENT R-2000-1633

CONTRACT WITH MAE VOLEN SENIOR CENTER, INC., FOR \$200,000 FOR OLDER AMERICANS ACT AND COMMUNITY CARE FOR THE ELDERLY SERVICES TO SENIORS IN THE SOUTHERN COUNTY AREA FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

(2) DOCUMENT R-2000-1634

CONTRACT WITH PALM BEACH COUNTY HEALTH DEPARTMENT FOR \$103,000 FOR HIV PREVENTION NON-COMPLIANT CARRIERS FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

(3) DOCUMENT R-2000-1635

CONTRACT WITH ST. GEORGE'S CENTER, INC., FOR \$50,000 FOR A YOUTH EDUCATION PROGRAM FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. APPROVED 10-17-2000

b.

AUTHORIZE THE CHAIR TO EXECUTE ANY OTHER NECESSARY FORMS AND DOCUMENTS IN REFERENCE TO THE CONTRACTS WITH THE MAE VOLEN SENIOR CENTER, INC.; PALM BEACH COUNTY HEALTH DEPARTMENT; AND ST. GEORGE'S CENTER, INC. (SEE R-2000-1633, R-2000-1634, AND R-2000-1635, RESPECTIVELY) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.E.6. DOCUMENT R-2000-1636

AMENDMENT 1 TO THE PROVIDER AGENCY AGREEMENT WITH REHABWORKS OF FLORIDA TO INCLUDE CLASS LANGUAGE STIMULATION TO HEAD START CHILDREN FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001. THE TOTAL AMOUNT OF \$25,000 REMAINS UNCHANGED. (AMENDS R-2000-1029) APPROVED 10-17-2000

3.F. AIRPORTS - None

3.G. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

3.G.1. DOCUMENT R-2000-1637

INTERLOCAL AGREEMENT WITH THE TOWN OF PALM BEACH TO USE THE COUNTY'S SURPLUS RETAIL THRIFT STORE OPERATION FOR THE DISPOSAL OF THE TOWN'S SURPLUS PROPERTY. THE COUNTY WILL RECEIVE AN ANNUAL COMMISSION ON SALES: 20 PERCENT OF THE FIRST \$50,000; 15 PERCENT OF THE NEXT \$100,000; AND 10 PERCENT OF SALES OVER \$150,000. REVENUE IS ESTIMATED AT APPROXIMATELY \$2,500 ANNUALLY. THE COST OF GENERATING ANY SEALED BIDS WILL BE REIMBURSED IN ADDITION TO THE COMMISSION. THE TOWN WILL ALSO BE ALLOWED TO PARTICIPATE IN THE COUNTY'S PUBLIC AUCTIONS WITH THE COSTS DISTRIBUTED ON A PRO-RATA BASIS AMONG PARTICIPANTS. THE AGREEMENT SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL TERMINATED BY EITHER PARTY. APPROVED 10-17-2000

3.G.2. DOCUMENT R-2000-1638

INTERLOCAL AGREEMENT WITH THE TOWN OF JUPITER TO USE THE COUNTY'S SURPLUS RETAIL THRIFT STORE OPERATION FOR THE DISPOSAL OF THE TOWN'S SURPLUS PROPERTY. THE COUNTY WILL RECEIVE AN ANNUAL COMMISSION ON SALES: 20 PERCENT OF THE FIRST \$50,000; 15 PERCENT OF THE NEXT \$100,000; AND 10 PERCENT OF SALES OVER \$150,000. REVENUE IS ESTIMATED AT APPROXIMATELY \$2,500 ANNUALLY. THE COST OF GENERATING ANY SEALED BIDS WILL BE REIMBURSED IN ADDITION TO THE COMMISSION. THE TOWN WILL ALSO BE ALLOWED TO PARTICIPATE IN THE COUNTY'S PUBLIC AUCTIONS WITH THE COSTS DISTRIBUTED ON A PRO-RATA BASIS AMONG PARTICIPANTS. THE AGREEMENT SHALL CONTINUE IN FULL FORCE AND EFFECT UNTIL TERMINATED BY EITHER PARTY. APPROVED 10-17-2000

3.H. FACILITIES DEVELOPMENT AND OPERATIONS

3.H.1. DOCUMENT R-2000-1639

JOB ORDER CONTRACT (JOC) WORK ORDER 2000-172 WITH H.A. CONTRACTING CORPORATION FOR \$94,759.70 FOR THE EXPANSION OF THE SHERIFF'S OFFICE DISPATCH CENTER AT GUN CLUB ROAD. (AMENDS R-98-1207-D) APPROVED 10-17-2000

3.H.2. DOCUMENT R-2000-1640

CONSULTANT SERVICES AUTHORIZATION 10 WITH STEPHEN BORUFF, AIA, ARCHITECTS AND PLANNERS, INC., FOR \$76,000 TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR THE WEST WELLINGTON FIRE STATION. (AMENDS R-99-567-D) APPROVED 10-17-2000

3.H.3. DOCUMENT R-2000-1641

CONSULTANT SERVICES AUTHORIZATION 4 WITH KIMLEY-HORN & ASSOCIATES, INC., FOR \$175,000 FOR CONSTRUCTION ENGINEERING INSPECTION SERVICES BEYOND THOSE CONTEMPLATED IN THE ORIGINAL CONTRACT FOR THE WEST BOYNTON DISTRICT PARK B PROJECT. (AMENDS R-98-163-D) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.H.4. DOCUMENT R-2000-1642

CHANGE ORDER 13 WITH KURISU INTERNATIONAL, INC., FOR \$154,900 AND A 17-DAY TIME EXTENSION TO REMOVE AN EXTERIOR WALL BLOCKING VIEWS FROM THE MUSEUM, WIDEN STEPS TO IMPROVE ACCESS TO THE GARDENS, AND PROVIDE A PATIO WITH BENCHES AND APPROPRIATE LANDSCAPING IN ORDER TO CREATE AN AREA SUITABLE FOR RECEPTION AND PUBLIC GATHERINGS AT THE MORIKAMI JAPANESE GARDENS. (AMENDS R-99-813-D) APPROVED 10-17-2000

3.H.5. DOCUMENT R-2000-1643

CHANGE ORDER 14 WITH KURISU INTERNATIONAL, INC., FOR \$102,806 TO REPLACE THE LAND BRIDGE AT MORIKAMI JAPANESE GARDENS WITH A MORE TRADITIONAL STONE WALL BRIDGE, INCLUDING ADDITIONS TO THE LANDSCAPE FEATURES IN THIS AREA, WHICH WILL IMPROVE DRAINAGE FLOW AND THE APPEARANCE OF THE BRIDGE. (AMENDS R-98-813-D) APPROVED 10-17-2000

3.H.6. DOCUMENT R-2000-1644

AMENDMENT 9 TO THE CONTRACT WITH STH ARCHITECTURAL GROUP, INC., AND THOMPSON, VENTULETT, STAINBACK & ASSOCIATES, INC., FOR THE PURCHASE OF A PROFESSIONAL LIABILITY POLICY IN THE AMOUNT OF \$5 MILLION ASSOCIATED WITH THE CONSTRUCTION DOCUMENT PHASE OF DESIGN FOR THE PALM BEACH COUNTY CONVENTION CENTER PROJECT. (AMENDS R-97-1071-D) APPROVED 10-17-2000

3.H.7.

NEGOTIATION OF AN EXTENSION OF A LEASE OF OFFICE SPACE FOR THE TOURIST DEVELOPMENT COUNCIL AND RELATED AGENCIES AT THE REPUBLIC SECURITY BANK TOWER ON PALM BEACH LAKES BOULEVARD. APPROVED 10-17-2000

3.H.8.

a. DOCUMENT R-2000-1645

EASEMENT IN FAVOR OF LAKE WORTH DRAINAGE DISTRICT (LWDD) FOR CANAL RIGHTS-OF-WAY WITHIN THE AGRICULTURAL RESERVE PROPERTY RECENTLY PURCHASED FROM THE MCMCURREAINS. IN EXCHANGE, THE COUNTY WILL GRANT LWDD EASEMENTS FOR THE CANAL RIGHTS-OF-WAY. THE EASEMENT FOR THE E-1W-N CANAL AFFECTS 8.334 ACRES, AND THE L-32 CANAL AFFECTS 1.149 ACRES OF COUNTY PROPERTY. APPROVED 10-17-2000

b.

QUITCLAIM DEED FROM LAKE WORTH DRAINAGE DISTRICT RELEASING ITS RIGHTS IN THE COUNTY'S MCMURRAIN AGRICULTURAL RESERVE PROPERTY. (SEE R-2000-1645) APPROVED 10-17-2000

3.H.9. DOCUMENT R-2000-1646

AMENDMENT 1 TO THE LEASE AGREEMENT WITH THE SCHOOL BOARD WHICH INCREASES THE LEASED FACILITIES WITHIN WYNNEBROOK ELEMENTARY SCHOOL BY AN ADDITIONAL 200 SQUARE FEET FOR USE BY HEAD START AT NO ADDITIONAL COST. (AMENDS R-2000-0947) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.I. HOUSING AND COMMUNITY DEVELOPMENT

3.I.1. DOCUMENT R-2000-1647

AGREEMENT WITH THE CHILDREN'S PLACE AT HOME SAFE, INC., TO PROVIDE UP TO \$66,525 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TO PROVIDE FOR PARTIAL SALARIES AND BENEFITS FOR STAFF OF ITS FAMILY COTTAGE AND SIBLING SHELTER PROGRAM. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.2. DOCUMENT R-2000-1648

AGREEMENT WITH THE CHILDREN'S PLACE AT HOME SAFE, INC., TO PROVIDE UP TO \$34,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM TO PROVIDE SUPPLIES, SALARY, FICA EXPENSES, AND FRINGE BENEFITS FOR ONE FULL-TIME TEACHER FOR THE PRESCHOOL AND AFTER-SCHOOL PROGRAMS. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.3. DOCUMENT R-2000-1649

AGREEMENT WITH THE CHILDREN'S PLACE AT HOME SAFE, INC., TO PROVIDE UP TO \$10,000 FROM OCTOBER 1, 2000, TO SEPTEMBER 30, 2001, UNDER THE 2000-01 EMERGENCY SHELTER GRANT PROGRAM TO PROVIDE SECURITY GUARD SERVICES FOR THE CHILDREN'S PLACE-NORTH. THESE ARE FEDERAL FUNDS AND THE REQUIRED LOCAL MATCH WILL BE MET BY THE CHILDREN'S PLACE AT HOME SAFE, INC., BY AN IN-KIND CONTRIBUTION. APPROVED 10-17-2000

3.I.4. DOCUMENT R-2000-1650

AGREEMENT WITH ADOPT-A-FAMILY OF THE PALM BEACHES, INC., TO PROVIDE UP TO \$49,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR SALARY AND FICA FOR A CASE MANAGER AND A CASE WORKER AT PROJECT SAFE I, A TRANSITIONAL HOUSING PROJECT WHICH ENABLES HOMELESS FAMILIES WITH CHILDREN TO BECOME SELF-SUFFICIENT AND TO OBTAIN PERMANENT HOUSING. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.5. DOCUMENT R-2000-1651

AGREEMENT WITH ADOPT-A-FAMILY OF THE PALM BEACHES, INC., TO PROVIDE UP TO \$20,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 EMERGENCY SHELTER GRANT PROGRAM FOR MAINTENANCE, REPAIRS, INSURANCE, AND UTILITY PAYMENTS. THESE ARE FEDERAL FUNDS, AND THE REQUIRED MATCH WILL BE MET BY ADOPT-A-FAMILY OF THE PALM BEACHES, INC., BY AN IN-KIND CONTRIBUTION. APPROVED 10-17-2000

3.I.6. DOCUMENT R-2000-1652

AGREEMENT WITH THE LORD'S PLACE, INC., TO PROVIDE UP TO \$15,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 EMERGENCY SHELTER GRANT PROGRAM FOR TRANSITIONAL HOUSING AT ITS FACILITY. THESE ARE FEDERAL

FUNDS, AND THE REQUIRED MATCH WILL BE MET BY THE LORD'S PLACE,
INC., BY AN IN-KIND CONTRIBUTION. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.I.7. DOCUMENT R-2000-1653

AGREEMENT WITH THE LORD'S PLACE, INC., TO PROVIDE UP TO \$20,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 EMERGENCY SHELTER GRANT PROGRAM FOR OPERATION OF CAFÉ JOSHUA, A DAY SHELTER FOR HOMELESS CLIENTS. THESE ARE FEDERAL FUNDS, AND THE REQUIRED MATCH WILL BE MET BY THE LORD'S PLACE, INC., BY AN IN-KIND CONTRIBUTION. APPROVED 10-17-2000

3.I.8. DOCUMENT R-2000-1654

AGREEMENT WITH CONSUMER CREDIT COUNSELING SERVICE OF PALM BEACH COUNTY AND THE TREASURE COAST OF FLORIDA, INC., TO PROVIDE UP TO \$35,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR LEASE PAYMENTS FOR ITS OFFICE SPACE AT 2300 CONGRESS AVENUE, WEST PALM BEACH. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.9. DOCUMENT R-2000-1655

AGREEMENT WITH AID TO VICTIMS OF DOMESTIC ABUSE, INC., TO PROVIDE UP TO \$15,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 EMERGENCY SHELTER GRANT PROGRAM FOR OPERATION OF A DOMESTIC ABUSE SHELTER. THESE ARE FEDERAL FUNDS, AND THE REQUIRED MATCH WILL BE MET BY AID TO VICTIMS OF DOMESTIC ABUSE, INC., BY AN IN-KIND CONTRIBUTION. APPROVED 10-17-2000

3.I.10. DOCUMENT R-2000-1656

AGREEMENT WITH THE CITY OF SOUTH BAY TO PROVIDE UP TO \$39,523 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THE PARTIAL PAYMENT OF SALARIES OF A COMMUNITY DEVELOPMENT ADMINISTRATOR AND REHABILITATION INSPECTOR. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.11. DOCUMENT R-2000-1657

AGREEMENT WITH REDLANDS CHRISTIAN MIGRANT ASSOCIATION (RCMA) TO PROVIDE UP TO \$19,000 FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, UNDER THE 2000-01 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR SALARY AND FICA EXPENSES FOR A CENTER COORDINATOR/CHILDHOOD SPECIALIST TO OPERATE THE RCMA BELLE GLADE DEVELOPMENT CENTER. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

3.I.12. DOCUMENT R-2000-1658

AGREEMENT WITH THE CITY OF BELLE GLADE FOR \$100,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE DESIGN AND REHABILITATION OF THE MUNICIPAL CIVIC CENTER LOCATED AT 725 NORTHWEST 4TH STREET FROM JULY 25, 2000, THROUGH MARCH 31, 2001. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.I.13. DOCUMENT R-2000-1659

AMENDMENT 1 TO THE AGREEMENT WITH THE CITY OF BELLE GLADE TO EXTEND THE EXPIRATION DATE FROM SEPTEMBER 30, 2000, TO MARCH 31, 2001, FOR THE EXPENDITURE OF \$45,200 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE CONSTRUCTION OF A BASKETBALL COURT AND THE PURCHASE OF A BICYCLE RACK IN HAND PARK AND THE PURCHASE AND INSTALLATION OF A SWING SET AND PLAYGROUND EQUIPMENT IN LAKESHORE PARK. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. (AMENDS R-2000-0385) APPROVED 10-17-2000

3.I.14. DOCUMENT R-2000-1660

AMENDMENT 1 TO THE AGREEMENT WITH THE CITY OF SOUTH BAY TO EXTEND THE EXPIRATION DATE FROM SEPTEMBER 30, 2000, TO MARCH 31, 2001, FOR THE EXPENDITURE OF \$128,496 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PHASE III OF THE SEWER LINE REHABILITATION PROJECT IN THE SOUTH BAY TARGET AREA. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. (AMENDS R-99-2217-D) APPROVED 10-17-2000

3.I.15. DOCUMENT R-2000-1661

AMENDMENT 3 TO THE AGREEMENT WITH THE CITY OF SOUTH BAY TO EXTEND THE EXPIRATION DATE FROM SEPTEMBER 30, 2000, TO MARCH 31, 2001, FOR THE EXPENDITURE OF \$100,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PHASE II OF THE SEWER LINE REHABILITATION PROJECT IN THE SOUTH BAY TARGET AREA. THESE ARE FEDERAL FUNDS THAT DO NOT REQUIRE LOCAL MATCH. (AMENDS R-99-64-D) APPROVED 10-17-2000

3.I.16. DOCUMENT R-2000-1662

AMENDMENT 3 TO THE AGREEMENT WITH LAKE WORTH COMMUNITY DEVELOPMENT CORPORATION TO EXTEND THE AGREEMENT FROM SEPTEMBER 30, 2000, TO JUNE 30, 2001, AND TO REVISE THE PERFORMANCE BENCHMARKS FOR THE EXPENDITURE OF \$158,553 IN FEDERAL HOME OWNERSHIP MADE EASY (HOME) FUNDS. (AMENDS R-98-1464-D) APPROVED 10-17-2000

3.I.17. DOCUMENT R-2000-1663

PARTIAL SATISFACTION OF MORTGAGE FOR VERNIA LUREE GRACE OF RIVIERA BEACH FOR A \$6,740 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

3.I.18. DOCUMENT R-2000-1664

SATISFACTION OF MORTGAGE FOR CLARA L. BRUDEREK OF BOCA RATON FOR A \$4,016.83 CONDITIONAL GRANT UNDER THE DELINQUENT MORTGAGE ASSISTANCE PROGRAM. APPROVED 10-17-2000

3.I.19. DOCUMENT R-2000-1665

SATISFACTION OF MORTGAGE FOR ALAN AND WANDA GAIL HOWE OF JUPITER FOR A \$6,230.52 CONDITIONAL GRANT UNDER THE HARDSHIP A PROGRAM. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.I.19. - CONTINUED

b. DOCUMENT R-2000-1666

SATISFACTION OF MORTGAGE FOR GILBERT AND STARLA MONROE OF LAKE WORTH FOR A \$2,896.20 CONDITIONAL GRANT UNDER THE HARDSHIP A PROGRAM. APPROVED 10-17-2000

c. DOCUMENT R-2000-1667

SATISFACTION OF MORTGAGE FOR IDEGARDE AND NORMA PEREZ OF WEST PALM BEACH FOR A \$2,548.82 CONDITIONAL GRANT UNDER THE HARDSHIP A PROGRAM. APPROVED 10-17-2000

3.I.20.

a. DOCUMENT R-2000-1668

SATISFACTION OF MORTGAGE FOR IDA MAE BROWN OF BELLE GLADE FOR A \$10,950 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

b. DOCUMENT R-2000-1669

SATISFACTION OF MORTGAGE FOR JAMES HUBBARD OF RIVIERA BEACH FOR A \$19,500 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

c. DOCUMENT R-2000-1670

SATISFACTION OF MORTGAGE FOR MAGGIE JOHNSON OF BOYNTON BEACH FOR A \$19,400 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

d. DOCUMENT R-2000-1671

SATISFACTION OF MORTGAGE FOR RHETA M. JONES OF GREENACRES FOR A \$9,175 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

e. DOCUMENT R-2000-1672

SATISFACTION OF MORTGAGE FOR QUEEN ESTHER MCCLENDON OF BOYNTON BEACH FOR A \$19,725 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

f. DOCUMENT R-2000-1673

SATISFACTION OF MORTGAGE FOR JOE AND EMMA NOWELL OF BOYNTON BEACH FOR A \$15,000 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

g. DOCUMENT R-2000-1674

SATISFACTION OF MORTGAGE FOR ALICE M. PHILYAW OF WEST PALM BEACH FOR A \$13,550 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

h. DOCUMENT R-2000-1675

SATISFACTION OF MORTGAGE FOR NELLIE RUTH SAMMIEL OF BOYNTON
BEACH FOR A \$14,200 CONDITIONAL GRANT UNDER THE RESIDENTIAL
REHABILITATION PROGRAM. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.I.20. - CONTINUED

i. DOCUMENT R-2000-1676

SATISFACTION OF MORTGAGE FOR LOUISE SPIVEY OF PAHOKEE FOR A \$15,833 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

j. DOCUMENT R-2000-1677

SATISFACTION OF MORTGAGE FOR IONA WORSHIP OF RIVIERA BEACH FOR A \$20,400 CONDITIONAL GRANT UNDER THE RESIDENTIAL REHABILITATION PROGRAM. APPROVED 10-17-2000

3.I.21. DOCUMENT R-2000-1678

RATIFY THE VICE-CHAIR'S SIGNATURE ON THE URBAN INFILL AND REDEVELOPMENT ASSISTANCE GRANT PROGRAM APPLICATION WITH FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT, FOR FUNDING TO DEVELOP AN URBAN INFILL AND REDEVELOPMENT PLAN USING A HOLISTIC AND COLLABORATIVE COMMUNITY PARTICIPATION PLANNING PROCESS FOR THE AREA KNOWN AS SOUTH WESTGATE. APPROVED 10-17-2000

3.J. PLANNING, ZONING AND BUILDING

3.J.1. DOCUMENT R-2000-1679

INTERLOCAL AGREEMENT WITH THE VILLAGE OF PALM SPRINGS FOR THE ANNEXATION OF 10 ENCLAVES GENERALLY LOCATED IN AREAS OFF CONGRESS AVENUE, GULFSTREAM ROAD, AND HENTHORNE DRIVE. APPROVED 10-17-2000

3.K. WATER UTILITIES

3.K.1. DOCUMENT R-2000-1680

CHANGE ORDER 6 WITH THE POOLE AND KENT COMPANY INCREASING THE CONTRACT PRICE BY \$1,119, PROVIDING A 40-DAY TIME EXTENSION AND AUTHORIZING THE CONTRACTOR TO DELETE CONCRETE PIPE ENCASUREMENT AND ACOUSTICAL TILE THAT PROVED TO BE UNNECESSARY, TO REDUCE THE SIZE OF THE MEMBRANE PIPING AND VALVES, TO CHANGE THE MEMBRANE SKID SUPPORTS FROM CARBON STEEL TO STAINLESS STEEL, TO MODIFY THE FIRE SPRINKLER SYSTEM PER THE REQUIREMENTS OF THE FIRE MARSHALL, AND TO FURNISH ADDITIONAL UNDERGROUND PIPING FOR THE WATER TREATMENT PLANT 9 MEMBRANE SOFTENING FACILITY. (AMENDS R-99-278-D) APPROVED 10-17-2000

3.L. ENVIRONMENTAL RESOURCES MANAGEMENT

3.L.1.

AGREEMENTS (3) FOR PURCHASE AND SALE INVOLVING THREE PARCELS (4.10 ACRES) OF LAND IN UNIT 11 WITH MITIGATION FUNDS, AT AN AGGREGATE COST OF \$19,744 (LAND COST) PLUS \$1,435 (CLOSING AND MISCELLANEOUS COSTS), FOR A TOTAL OF \$21,179, AS FOLLOWS: APPROVED 10-17-2000

a. DOCUMENT R-2000-1681

AGREEMENT WITH KHUYEN K. AND PHAN M. NGUYEN FOR \$6,468.75 FOR PURCHASE OF 1.15 ACRES OF LAND (PROPERTY CONTROL NUMBER [PCN] 00414130000001940) IN UNIT 11 TO PROVIDE MITIGATION FOR FUTURE WETLAND PERMITTING ACTIVITIES IN THE ACREAGE. (SEE R-2000-0108) APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.L.1. - CONTINUED

b. DOCUMENT R-2000-1682

AGREEMENT WITH GERALD T. KOBERSTEIN FOR \$5,400 FOR PURCHASE OF 1.2 ACRES OF LAND (PROPERTY CONTROL NUMBER [PCN] 00414131000001090) IN UNIT 11 TO PROVIDE MITIGATION FOR FUTURE WETLAND PERMITTING ACTIVITIES IN THE ACREAGE. (SEE R-2000-0108) APPROVED 10-17-2000

c. DOCUMENT R-2000-1683

AGREEMENT WITH ROY AND DEBORAH CARMAN FOR \$7,875 FOR PURCHASE OF 1.75 ACRES OF LAND (PROPERTY CONTROL NUMBER [PCN] 00414132000008160) IN UNIT 11 TO PROVIDE MITIGATION FOR FUTURE WETLAND PERMITTING ACTIVITIES IN THE ACREAGE. (SEE R-2000-0108) APPROVED 10-17-2000

3.L.2.

a. DOCUMENT R-2000-1684

COOPERATIVE AQUATIC PLANT CONTROL AGREEMENT WITH FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR \$126,600 IN FUNDING OF AQUATIC PLANT CONTROL ACTIVITIES FOR AREAS WITHIN LAKE IDA, LAKE OSBORNE, LAKE CLARKE, LAKE EDEN, LAKE PINE, AND SELECT ADJACENT RESIDENTIAL FINGER CANALS. APPROVED 10-17-2000

b. BUDGET AMENDMENT 2000-008

BUDGET AMENDMENT IN THE GENERAL FUND FOR \$126,600 TO RECONCILE THE FISCAL YEAR 2001 BUDGET WITH THE ACTUAL GRANT WITH FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR \$126,600 IN FUNDING OF AQUATIC PLANT CONTROL ACTIVITIES FOR AREAS WITHIN LAKE IDA, LAKE OSBORNE, LAKE CLARKE, LAKE EDEN, LAKE PINE, AND SELECT ADJACENT RESIDENTIAL FINGER CANALS. (SEE R-2000-1684) APPROVED 10-17-2000

3.L.3.

DOCUMENT R-2000-1685

INTERLOCAL AGREEMENT WITH FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) TO ALLOW THE COUNTY ACCESS TO AND USE OF THE PROPERTIES; AUTHORIZES THE COUNTY TO PERFORM ANY ACTIVITIES NECESSARY TO OBTAIN FUNDING, DEVELOP PLANS AND SPECIFICATIONS, AND CONTRACT OR PERFORM ANY WORK ASSOCIATED WITH THE ENVIRONMENTAL RESTORATION AND ENHANCEMENT OR OTHER CONSERVATION OR RECREATION PROJECTS ON MUNYON ISLAND AND OTHER PORTIONS OF JOHN D. MACARTHUR BEACH STATE PARK. THE AGREEMENT IS EFFECTIVE FOR 30 YEARS FROM THE DATE OF EXECUTION BY BOTH PARTIES, OR UNTIL THE END OF THE TERM OF LEASE NUMBER 3205 BETWEEN THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND AND DEP, WHICH ALLOWS DEP TO MANAGE THE PARK, WHICHEVER OCCURS FIRST. APPROVED 10-17-2000

3.L.4.

BUDGET AMENDMENT 2000-037

BUDGET AMENDMENT IN THE ENVIRONMENTAL ENHANCEMENT-NON-SPECIFIC
FUND FOR \$13,500 RECOGNIZING THE FUNDS RECEIVED FROM A FLORIDA
FISH & WILDLIFE COMMISSION GRANT MONITORING ACTIVITIES
ASSOCIATED WITH EIGHT ARTIFICIAL REEFS. APPROVED 10-17-2000

CONSENT AGENDA - CONTINUED

3.M. PARKS AND RECREATION

3.M.1. DOCUMENT R-2000-1686

AMENDMENT 6 TO THE AGREEMENT WITH THE SCHOOL BOARD WHICH PROVIDES CONTINUED SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$278,054 TO THE MIDDLE SCHOOL AFTER-SCHOOL PROGRAM AND IDENTIFIES HOW THE FUNDS SHALL BE EXPENDED. (AMENDS R-94-1661-D) APPROVED 10-17-2000

3.M.2.

a. DOCUMENT R-2000-1687

AGREEMENT WITH THE CRESTWOOD PERFORMING ARTS LEAGUE, INC., IN AN AMOUNT NOT TO EXCEED \$5,000 FROM SEPTEMBER 14, 2000, THROUGH JANUARY 16, 2001, FOR FUNDING OF THE MORA-ARRIAGA INTERNATIONAL CONCERT. APPROVED 10-17-2000

b. BUDGET TRANSFER 2000-010

BUDGET TRANSFER IN THE PARK IMPROVEMENT FUND FOR \$5,000 FROM RESERVES FOR DISTRICT 6 TO CRESTWOOD PERFORMING ARTS LEAGUE/MORA-ARRIAGA INTERNATIONAL CONCERT. (AMENDS R-2000-1687) APPROVED 10-17-2000

3.M.3. BUDGET TRANSFER 2000-011

BUDGET TRANSFER IN THE PARK IMPROVEMENT FUND FOR \$50,000 FROM RESERVES FOR NEW PROJECTS TO JOHN PRINCE PARK CAMPGROUND RESIDENCE FOR THE PURCHASE OF A NEW TRAILER AND NECESSARY SITE WORK FOR THE PARK RESIDENCE. APPROVED 10-17-2000

3.N. LIBRARY - None

3.P. COOPERATIVE EXTENSION SERVICE

3.P.1. DOCUMENT R-2000-1688

AGREEMENT WITH PALM BEACH SOIL AND WATER CONSERVATION DISTRICT FOR \$79,000 TO PROVIDE SOIL AND WATER RESOURCE CONSERVATION SERVICES FOR FISCAL YEAR 2001. APPROVED 10-17-2000

3.Q. CRIMINAL JUSTICE COMMISSION - None

3.R. EMPLOYEE RELATIONS AND PERSONNEL - None

3.S. FIRE-RESCUE - None

3.T. HEALTH DEPARTMENT - None

3.U. INFORMATION SYSTEMS SERVICES - None

3.V. METROPOLITAN PLANNING ORGANIZATION - None

3.W. PUBLIC AFFAIRS - None

CONSENT AGENDA - CONTINUED

3.X. PUBLIC SAFETY

3.X.1. DOCUMENT R-2000-1689

AMENDMENT 2 TO THE AGREEMENT WITH BYRON V. REID & ASSOCIATES, V.M.D., P.A., TO RENEW THE PROVISION OF LARGE ANIMAL SERVICES UPON REQUEST BY ANIMAL CARE AND CONTROL FOR AN ADDITIONAL YEAR FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2001, AT AN ANNUAL COST NOT TO EXCEED \$9,000. (AMENDS R-98-1960-D) APPROVED 10-17-2000

3.Y. PURCHASING - None

3.Z. RISK MANAGEMENT - None

3.AA. PALM TRAN - None

3.BB. TOURIST DEVELOPMENT COUNCIL

3.BB.1.

PAYMENT OF \$40,000 FROM THE SPECIAL PROJECT FUND (CATEGORY E) TO THE CULTURAL COUNCIL TO ALLOW FOR PARTICIPATION IN A COOPERATIVE ADVERTISING PROGRAM WITH VISIT FLORIDA IN THE CULTURALLY FLORIDA CAMPAIGN. APPROVED 10-17-2000

3.BB.2. DOCUMENT R-2000-1690

AGREEMENT WITH PALM BEACH INTERNATIONAL FILM FESTIVAL, INC., FOR \$60,000 PAYABLE FROM THE SPECIAL PROJECTS FUND FROM OCTOBER 1, 2000, THROUGH FEBRUARY 28, 2001, TO MARKET, PUBLICIZE, AND COORDINATE THE 2001 PALM BEACH INTERNATIONAL FILM FESTIVAL TO BE HELD APRIL 2001. APPROVED 10-17-2000

Discussion on Consent Agenda

Concerning **Item 3.C.7.**, Commissioner Marcus offered for the record a letter from Terence J. Watterson, an attorney for the Garden Oaks Homeowners Association, detailing their concerns about the road construction. She did not wish to pull the item, she said. (See page 9.)

MOTION to receive and file the letter. Motion by Commissioner Aaronson, seconded by Commissioner Roberts, and carried 7-0.

Concerning **Item 3.C.14.**, Commissioner Masilotti pointed out that the budget transfer amount correctly was for \$40,000. County Attorney Dytrych advised the change should be acknowledged in the motion to approve the consent agenda. (See page 10.)

MOTION to approve the consent agenda as amended. Motion by Commissioner Roberts, seconded by Commissioner Marcus, and carried 7-0.

******* THIS CONCLUDES THE CONSENT AGENDA *******

4. SPECIAL PRESENTATIONS - 9:30 A.M.

4.A.

PROCLAMATION DECLARING NOVEMBER 1-7, 2000, AS MEDIATION WEEK.
DISCUSSED 10-17-2000

4.B.

PRESENTATION TO THE PROFESSIONAL FIREFIGHTER/PARAMEDICS OF
PALM BEACH COUNTY LOCAL 2928 IAFF, INC., FOR THEIR
EXTRAORDINARY EFFORTS IN ACHIEVING THE NUMBER 1 RANKING IN THE
STATE BY THE MUSCULAR DYSTROPHY ASSOCIATION FOR HAVING
COLLECTED OVER \$120,000 IN THE 2000 FUND-RAISING DRIVE.
PRESENTED 10-17-2000

4.C.

PROCLAMATION DECLARING OCTOBER 25, 2000, AS HEAD START
AWARENESS DAY. DISCUSSED 10-17-2000

5. REGULAR AGENDA

5.A. ADMINISTRATION

5.A.1.

DOCUMENT R-2000-1691

AMENDMENT 9 TO THE CONTRACT WITH COUNTY ADMINISTRATOR ROBERT
WEISMAN EXTENDING THE CONTRACT FOR ONE YEAR ENDING DECEMBER
31, 2005, AND SETTING SALARY EFFECTIVE OCTOBER 1, 2000.
(AMENDS R-91-1876-D) APPROVED AS AMENDED 10-17-2000

**MOTION to approve the amendment. Motion by Commissioner Masilotti
and seconded by Commissioner Roberts.**

County Administrator Weisman remarked that this was a notable
time for him in that he was completing 20 years as a county
employee and beginning his tenth year as the county
administrator. He praised the board and said he valued the
time he had spent with them and added that he looked forward
to continue serving them and the residents of the county. Mr.
Weisman explained why he had asked for an additional salary
consideration above the usual 5 percent annual increase.

Commissioner Aaronson recommended that the board approve an
additional 7.5 percent increase in recognition of Mr.
Weisman's excellent service and to bring his salary on a par
with other county administrators in the state.

**AMENDED MOTION to include the additional 7.5 percent increase. The
maker and seconder agreed.**

Commissioner Marcus commended Mr. Weisman and his staff.

Mr. Weisman thanked the board for their generosity.

Commissioner Roberts ascribed part of the stability of the
Palm Beach County Commission, which she characterized as one
of the most stable of the 67 county commissions in the state,
to Mr. Weisman's ability as an administrator.

REGULAR AGENDA - CONTINUED

5.A.1. - CONTINUED

Commissioner Lee complimented Mr. Weisman for the significant progress the county had made in affirmative action programs in which he had played a leading role. She cited a report by Charles Collins II, director of Small/Minority/Women Business Assistance, and urged that it be publicized. Ms. Lee also applauded the board for making residents feel part of county government.

UPON CALL FOR A VOTE, the motion carried 7-0.

5.A.2.

DOCUMENT R-2000-1692

GRANT AGREEMENT WITH ENTERPRISE DEVELOPMENT CORPORATION OF SOUTH FLORIDA FOR \$50,000 FROM OCTOBER 17, 2000, TO SEPTEMBER 30, 2001, FOR FUNDING TO CONTINUE PROVIDING BUSINESS SERVICES TO COUNTYWIDE ENTREPRENEURS WITH THE POTENTIAL TO GROSS \$10 MILLION-\$25 MILLION WITHIN FIVE YEARS. (SEE R-98-1649-D) APPROVED 10-17-2000

MOTION to approve the agreement. Motion by Commissioner Roberts, seconded by Commissioner Aaronson, and carried 7-0.

5.B. COUNTY ATTORNEY

5.B.1.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON OCTOBER 31, 2000, AT 9:30 A.M., AN ORDINANCE AMENDING THE COUNTY CODE CHAPTER 6, ARTICLE 1 (ORDINANCE 74-21) TO AMEND SECTION 6-1(A)(5) OPERATION OF VESSELS NEAR FISHING PIERS. APPROVED 10-17-2000

MOTION to approve the ordinance on preliminary reading and advertise for public hearing on October 31, 2000, at 9:30 a.m. Motion by Commissioner Roberts, seconded by Commissioner Marcus, and carried 7-0.

5.B.2.

RESOLUTION R-2000-1693

RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$13.8 MILLION INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR THE SOUTH FLORIDA FAIR PROJECT SERIES 2000. THE BONDS WILL BE PAYABLE PRIMARILY FROM REVENUES DERIVED FROM THE CORPORATION, BUT THE COUNTY WILL COVENANT TO BUDGET AND APPROPRIATE NON-AD VALOREM REVENUES SUFFICIENT TO MAINTAIN THE DEBT SERVICE RESERVE FUND FOR THE BONDS AT ITS REQUIRED LEVEL. THE CORPORATION IS REQUIRED TO REIMBURSE THE COUNTY FOR ANY COUNTY FUNDS EXPENDED ON THE BONDS, AND THE COUNTY WILL HOLD A MORTGAGE ON THE SOUTH FLORIDA FAIRGROUNDS TO SECURE THAT OBLIGATION. ADOPTED 10-17-2000

MOTION to adopt the resolution. Motion by Commissioner Masilotti and seconded by Commissioner Aaronson.

Commissioner Newell stated that he would abstain from voting on Item 5.B.2., because the engineering firm of which he was a minority stockholder may provide professional services to the facility as subconsultant of the architect. He said that

he would be submitting a Memorandum of Voting Conflict for County, Municipal and other Local Public Officers in compliance with Florida Statutes, Section 112.3143.

REGULAR AGENDA - CONTINUED

5.B.2. - CONTINUED

(CLERK'S NOTE: The memorandum of voting conflict has been received by the Minutes Department.)

Commissioner Roberts stated that she would vote against the resolution in accord with her previous stand.

UPON CALL FOR A VOTE, the motion carried 5-1. Commissioner Roberts opposed. Commissioner Newell abstaining.

5.B.3. DELETED

5.C. OFFICE OF FINANCIAL MANAGEMENT AND BUDGET

5.C.1. DOCUMENT R-2000-1694

CONTRACT WITH SPECTRUM MUNICIPAL SERVICES, INC., TO PROVIDE NON-EXCLUSIVE FINANCIAL ADVISORY SERVICES AS REQUIRED TO MEET THE COUNTY'S FINANCING NEEDS DURING THE CONTRACT PERIOD BEGINNING NOVEMBER 11, 2000, WITH THE COUNTY HAVING THE OPTION TO RENEW FOR AN ADDITIONAL TWO YEARS. THE FEE STRUCTURE PROVIDES FOR AN ANNUAL RETAINER FEE OF \$24,000 FOR FINANCIAL ADVISORY SERVICES RENDERED TO THE COUNTY NOT RELATED TO THE ISSUANCE OF COUNTY BONDS. (SEE R-98-1656-D) APPROVED 10-17-2000

MOTION to approve the contract. Motion by Commissioner Masilotti, seconded by Commissioner Roberts, and carried 7-0.

(CLERK'S NOTE: Commissioner Marcus left the meeting.)

5.D. PLANNING, ZONING AND BUILDING

TIME CERTAIN 2:15 P.M.

5.D.1. See pages 50-51.

5.E. PUBLIC SAFETY

5.E.1.

PRELIMINARY READING AND ADVERTISE FOR PUBLIC HEARING ON OCTOBER 31, 2000, AT 9:30 A.M., AN ORDINANCE AMENDING THE COUNTY CODE CHAPTER 17, ARTICLE IX (ORDINANCE 99-10) KNOWN AS THE TITLE LOAN ORDINANCE; PROVIDING FOR MOTOR VEHICLE TITLE LOAN TRANSACTIONS; PROVIDING FOR A MAXIMUM INTEREST RATE; PROVIDING FOR TRANSACTION SATISFACTION AND DEFAULT REQUIREMENTS; PROVIDING FOR A RIGHT TO REDEEM LOST TITLE LOAN AGREEMENTS; AND PROVIDING FOR RECORD KEEPING. APPROVED 10-17-2000

MOTION to approve the ordinance on preliminary reading and advertise for public hearing on October 31, 2000, at 9:30 a.m.

Motion by Commissioner Roberts, seconded by Commissioner Masilotti, and carried 6-0. Commissioner Marcus absent.

(CLERK'S NOTE: Commissioner Marcus rejoined the meeting.)

REGULAR AGENDA - CONTINUED

5.F. COMMUNITY SERVICES

5.F.1.

DENIAL OF A REQUEST FROM CHILD KEYPPERS OF FLORIDA FOR \$18,900 IN FINANCIALLY ASSISTED AGENCY FUNDING. APPROVED DENIAL 10-17-2000

MOTION to approve the request for \$18,900 from the financially assisted agency (FAA) funding or, if not available through FAA, from contingency funding. Motion by Commissioner Masilotti.

Commissioner Masilotti recalled that during the recent budget hearings Child Keyppers of Florida had come forward with an offer to train children on how to escape burning buildings countywide. The Lions Club of Lake Worth had agreed to match the \$18,900, he said.

SECOND TO MOTION by Commissioner Roberts.

Commissioner Roberts asked staff to explain the reasoning behind their recommendation to deny the request. To her knowledge, she said, the organization had done a credible job during its 20-year existence.

Community Services Director Edward L. Rich responded that:

- 9 No clear outcomes were stated for the major components of the organization's proposal;
- 9 No clear and reasonable relationship was demonstrated between program costs and outcomes; and
- 9 The agency's capacity to perform the proposed services was not documented.

Mr. Rich added that attempts to contact JoAnn Currier, president of Child Keyppers, over the past several months had been unavailing. It was staff's understanding, he said, that Ms. Currier was studying outside the county.

Commissioner Masilotti made the following remarks:

- 9 At the budget adoption hearing, a Child Keyppers' representative explained that the organization had not gotten into the cycle earlier was because they had applied for another capital improvement grant and that with the match for \$18,900 from the Lions Club, they felt comfortable they were going to get it. They were denied the \$18,900 because they are a volunteer organization with no paid administrator or staff and without real overhead.
- 9 Volunteer organizations that do a good job of teaching children how to escape burning buildings, stop drownings, and other critical matters should not be penalized because they lack overhead.
- 9 The backup information shows that one reason why the

organization was not funded was because 5 percent of FAA funding was sent to the Glades Initiative. Staff recommended changing that, after the board voted on it, to 2.5 percent, not 5 percent.

REGULAR AGENDA - CONTINUED

5.F.1. - CONTINUED

- 9 Child Keyppers serve children countywide, from the Glades to the Intracoastal.
- 9 He asked if County Administrator Weisman could identify funding availability under contingency or if the Fire-Rescue Department would be willing to fund the \$18,900 in capital improvement. He offered to match the Fire-Rescue Department in his recreation assistance programming (RAP) money.

Assistant County Administrator Jean Creamer said that the proposal described by Commissioner Masilotti was not the proposal the organization submitted and the one that staff reviewed. The board may consider it to have merit and fund it, but the one referred to by Mr. Rich was called Bite Identification Card, the taking of children's pictures and dental bite impressions.

Donald Hamilton, fire marshal for the City of Belle Glade and a member of the board of Child Keyppers, said that three years previously, the county had approached Child Keyppers with Risk Watch, a comprehensive program on teaching children how to avoid accidental injuries. There are eight elementary schools in the Glades area. At Belle Glade Elementary School alone, there were 333 accidents three years ago; at the end of the last school year, because of Child Keyppers' help, the figure had dropped to 155. Mr. Hamilton advocated taking the program further by purchasing a simulator to teach children countywide how to get out of burning buildings and how to be safe in a tornado or hurricane. For this purpose, he requested of the board a one-time funding of \$18,900.

Commissioner McCarty recommended that Mr. Hamilton take the application to the Children's Services Council and said she would work with him on the matter.

SUBSTITUTE MOTION to support staff's recommendation to DENY the request from Child Keyppers for \$18,900 in FAA funding. Motion by Commissioner McCarty and seconded by Commissioner Marcus.

Commissioner Masilotti asked County Administrator Weisman if the issue would be a project that would be eligible for RAP dollars. Mr. Weisman said that it would. Mr. Masilotti said he would fund the request out of his own RAP money.

Commissioner Roberts offered to match Commissioner Masilotti's contribution from her own RAP funds.

UPON CALL FOR A VOTE, the motion carried 6-1. Commissioner Masilotti opposed.

5.F.2.

DENIAL OF A REQUEST FROM GLADES COMMUNITY DEVELOPMENT CORPORATION FOR ALLOCATION OF AN ADDITIONAL \$153,707 FOR COMMUNITY CAPACITY SERVICE NEEDS IN THE GLADES. APPROVED DENIAL WITH DIRECTION 10-17-2000

MOTION to support staff's recommendation to DENY the funding request. Motion by Commissioner McCarty and seconded by Commissioner Marcus.

REGULAR AGENDA - CONTINUED

5.F.2. - CONTINUED

Autrie Moore-Williams, executive director of the Glades Community Development Corporation (GCDC), asked the board to reconsider granting an award of \$313,707 for the Glades Initiative Management Board's work in the Glades and described the scope of the project. Ms. Moore disagreed with staff's assessment that the project scope was too extensive to be accomplished within the one-year grant period. It was possible, she said, through the dedication of residents and community leaders.

Commissioner Roberts disagreed with the analysis of Community Services Director Rich that the project components were too broad to be accomplished in a year with adequate funding.

Commissioner Lee commended both the GCDC and its executive director.

Commissioner Masilotti argued on behalf of the GCDC. He suggested that staff monitor the project. Mr. Rich said that he had told Ms. Moore yesterday that staff would be working with GCDC to ensure they do succeed.

Commissioner Masilotti proposed that since the \$313,707 had already been allocated to other agencies, staff revisit the matter in 90 days and assess GCDC's provision of services. If goals were being met aggressively, staff could rescind their recommendations and suggest another method of funding. Mr. Rich remarked that, in that event, staff would have to come back to the board with a request for funding out of the contingency fund. All FAA money had been distributed, he said. County Administrator Weisman observed that it could be done.

SUBSTITUTE MOTION to support staff's recommendation to DENY the funding request at this time and to direct staff to closely monitor the GCDC for three months and, if the GCDC is able to accomplish many of the things it says it can in that time frame, to recommend that the board approve additional funding. Motion by Commissioner Aaronson and seconded by Commissioner Masilotti.

Commissioner Marcus commented on the difficulty occasioned by the absence of a schedule of deliverables. Commissioner Roberts advised that when staff issues requests for proposal like this that the county provide a deliverables schedule so that the applicant has some idea of what staff expects. She further proposed adding to the motion the provision that staff has to report back to the board in three months.

AMENDED MOTION to direct staff to report back to the board in three months. The maker and seconder agreed. Upon call for a vote, the motion carried 7-0.

5.G. WATER UTILITIES

5.G.1. DELETED

REGULAR AGENDA - CONTINUED

5.H. TOURIST DEVELOPMENT COUNCIL

5.H.1.

APPROVAL OF: (A) PALM BEACH COUNTY CONVENTION AND VISITORS BUREAU (CVB) PROVIDING OVERSIGHT MANAGEMENT FOR THE CONVENTION CENTER, SUBJECT TO NEGOTIATIONS AND BOARD APPROVAL OF THE CONTRACT; (B) HIRING OF A GENERAL MANAGER FOR THE CONVENTION CENTER WHO REPORTS TO THE PRESIDENT OF THE CVB; AND (C) ISSUING A REQUEST FOR PROPOSAL (RFP) TO HIRE A MANAGEMENT COMPANY TO OPERATE THE CONVENTION CENTER. APPROVED 10-17-2000

MOTION to approve (a), (b), and (c). Motion by Commissioner Roberts, seconded by Commissioner Masilotti, and carried 7-0.

5.I. PUBLIC AFFAIRS

TIME CERTAIN 11:00 A.M.

5.I.1. See pages 38-43.

TIME CERTAIN 11:00 A.M.

5.I.2. See pages 44-45.

6. BOARD APPOINTMENTS

6.A. COMMUNITY SERVICES

6.A.1.

APPOINTMENT OF ONE MEMBER, FROM THE FOLLOWING LIST, TO THE PALM BEACH COUNTY HEALTH CARE DISTRICT FROM OCTOBER 1, 2000, THROUGH SEPTEMBER 30, 2004: RONALD GIDDENS, SUZANNE JACOBS, STANLEY PIERCE, AND RICHARD E. STOPEK. POSTPONED 10-17-2000

MOTION to appoint Richard E. Stopek to the Health Care District. Motion by Commissioner Masilotti.

MOTION DIED FOR LACK OF A SECOND.

MOTION to appoint Ronald Giddens to the Health Care District. Motion by Commissioner Newell.

MOTION DIED FOR LACK OF A SECOND.

MOTION to appoint Stanley Pierce to the Health Care District. Motion by Commissioner Aaronson and seconded by Commissioner McCarty.

SUBSTITUTE MOTION to appoint Suzanne Jacobs to the Health Care District. Motion by Commissioner Roberts.

SUBSTITUTE MOTION WITHDRAWN.

UPON CALL FOR A VOTE, the motion FAILED 3-4. Commissioners Lee, Masilotti, Newell, and Roberts opposed.

MOTION to appoint Suzanne Jacobs to the Health Care District.

Motion by Commissioner Roberts.

Commissioner Lee passed the gavel.

REGULAR AGENDA - CONTINUED

6.A.1. - CONTINUED

SECOND TO MOTION by Commissioner Lee. Upon call for a vote, the motion FAILED 2-5. Commissioners Aaronson, McCarty, Marcus, Masilotti, and Newell opposed.

Commissioner Masilotti suggested postponing the item with the commissioners putting forward their nominations on its reconsideration. Commissioner McCarty agreed. Commissioner Lee said the item would be postponed to a later time.

6.B. HOUSING AND COMMUNITY DEVELOPMENT

6.B.1. RESOLUTION R-2000-1695

RESOLUTION REAPPOINTING PETER APPLEFIELD TO THE PALM BEACH COUNTY COMMISSION ON AFFORDABLE HOUSING ADVISORY COMMITTEE. ADOPTED 10-17-2000

MOTION to reappoint Peter Applefield. Motion by Commissioner Marcus, seconded by Commissioner Masilotti, and carried 7-0.

6.C. COMMISSION DISTRICT APPOINTMENTS

6.C.1.

APPOINTMENT OF WILLIAM M. B. FLEMING, JR., TO THE EDUCATIONAL FACILITIES AUTHORITY, TO COMPLETE THE TERM OF GEORGIA JACOVIELLO. APPROVED 10-17-2000

MOTION to appoint the appointment. Motion by Commissioner Masilotti, seconded by Commissioner Roberts, and carried 7-0.

6.C.2.

REAPPOINTMENT OF JOE GLUCKSMAN TO THE LIBRARY ADVISORY BOARD. APPROVED 10-17-2000

MOTION to approve the reappointment. Motion by Commissioner Roberts, seconded by Commissioner Masilotti, and carried 7-0.

6.C.3.

APPOINTMENT OF MARGARET E. RUDDY TO THE EDUCATIONAL FACILITIES AUTHORITY. APPOINTED 10-17-2000

MOTION to approve the appointment. Motion by Commissioner Aaronson, seconded by Commissioner Masilotti, and carried 7-0.

7. MATTERS BY THE PUBLIC - See pages 45-49.

8. STAFF COMMENTS

8.A. ADMINISTRATION - None

8.B. COUNTY ATTORNEY - None

9. COMMISSIONER COMMENTS

9.A. COMMISSIONER KAREN T. MARCUS

9.A.1.

ADOPTION OF RURAL COUNTIES BY URBAN COUNTIES. DISCUSSED WITH DIRECTION 10-17-2000

Commissioner Marcus said the Florida Association of Counties was starting a project in which urban counties would adopt rural counties. One benefit of the project would be in the area of health insurance, which some rural counties are unable to obtain. Under the project, an urban county would inform a major carrier that it wants the latter's insurance and that the insurance would be provided both to it and to its adopted rural county. The response of the rural counties to the adoption project were "incredibly enthusiastic," she said.

Ms. Marcus recommended that Palm Beach County adopt Hardee County.

MOTION to direct County Administrator Weisman to explore the county's possible options. Motion by Commissioner Marcus, seconded by Commissioner Masilotti, and carried 7-0.

No backup provided.

9.B. COMMISSIONER CAROL A. ROBERTS - None

9.C. COMMISSIONER WARREN H. NEWELL

9.C.1.

PALM BEACH COUNTY NEITHER A HOSPITAL OPERATOR NOR A HOSPITAL OWNER. DISCUSSED 10-17-2000

Commissioner Newell remarked that he has been working with Intracoastal Health Systems, St. Mary's Hospital, and the community advisory board that was created into look into the issues at St. Mary's. He said he wished to reconfirm the board's position that they had no intention of making Palm Beach County a hospital operator or owner. Mr. Newell noted that numerous suggestions and newspaper articles had come to his attention over the last three to four months questioning why the county does not take over the hospital. The Health Care District was created by referendum 10 years previously to provide those services, he said.

The board informally reconfirmed its position.

No backup provided.

9.C.2.

POSSIBLE CONTAMINATION OF WELLS BY BOYNTON BEACH LANDFILL. DISCUSSED WITH DIRECTION 10-17-2000

Commissioner Newell recalled that on September 26, 2000, the board approved to provide public water to the Biltmore Terrace, a 400-home community which is on well and septic tank. This morning, the board received a memorandum from

Water Utilities Director Gary Dernlan about potential problems in wells being caused by the Boynton Beach landfill. The Florida Department of Environmental Protection (DEP) monitors those wells and the reports are not good, he said.

COMMISSIONER COMMENTS - CONTINUED

9.C.2. - CONTINUED

County Administrator Weisman said he shared Commissioner Newell's concern and if there has been a worsening, the county would take further action. He commented that it was not clear from the memorandum if the issues were continuing or not. He noted that the memorandum was based on test results taken over the past year for which DEP was responsible.

Commissioner Newell said that if the board has to ask Mr. Weisman to ask Water Utilities to find out about the closure of a landfill with potential to pollute residential wells, perhaps the board should know about all issues involving the county's monitoring system via a weekly, monthly, or quarterly update. There were many closed landfills in the county, and if residential wells are coming up with problems, the board should know about it. The board also needs to know who is responsible to pay for contaminated wells.

Commissioner Marcus recalled that the board had been told in the September 26 meeting that only one person had any contamination. Obviously, that was incorrect information, she said. Mr. Weisman responded that that report was unclear. One person had a problem, he said, and was consequently provided with bottled water through a state program. Apparently the state's test results did not indicate a problem until now.

Commissioner Newell said that another reason the county should investigate the matter was to determine where county dollars are being spent to provide public water to the community.

No backup provided.

9.C.3.

DERELICT VESSELS SUNK IN LOXAHATCHEE RIVER AND IN COASTAL WATERS. DISCUSSED WITH DIRECTION 10-17-2000

Commissioner Newell cited an e-mail received from Commissioner Marcus about the problem of derelict vessels sunk in the Loxahatchee River. He said there was also an ongoing problem with such vessels sunk in the county's coastal waters. There was a state program that would allow the county to remove the derelict vessels but removal was a lengthy process. The matter has to be reviewed by the Florida Department of Environmental Protection and by the Marine Patrol. Ownership has to be determined, if possible. If the owner cannot be found, the county has to try to find a way to get the vessel removed. By the time the county gets a contract, it takes about a year. He recommended discussing the issue with the Legislative Delegation in an effort to find a better alternative.

Commissioner Marcus proposed setting aside enough funds to

remove all derelict vessels.

Commissioner Masilotti raised the possibility of the removal damaging reefs.

Commissioner Newell suggested developing a system whereby the county removes the vessel and is then reimbursed. After removal, the problem was disposal. It cost between \$2,000 and \$5,000 to remove and dispose of a boat, he said. At any one time, at least 12 such vessels can be seen from the air.

COMMISSIONER COMMENTS - CONTINUED

9.C.3. - CONTINUED

Commissioner Aaronson observed that a derelict car on a roadway was a traffic hazard and would be removed by the county. The derelict vessel is a navigational hazard; take it away, he said.

County Administrator Weisman said the funds for removal and disposal would have to come from contingency. Commissioner McCarty said that contingency could fund the vessels at this time but that if it were to be made a permanent program, it had to be housed in another fund.

Commissioner Marcus suggested that staff get a cost analysis. Commissioner Aaronson questioned the purpose of such an analysis. If a cost analysis on removing and disposing of a hazardous derelict vessel indicated a high cost, would the board leave the hazard where it was, he asked.

Mr. Weisman observed that determinations would also have to be made for vessels that are not visible or that do not represent a boating hazard.

Commissioner Newell noted that as one signs off one's vessel registration, one can send money to manatees or certain projects and suggested adding a classification for removal of derelict vessels.

Commissioner Aaronson said that \$60,000 to remove an eyesore and navigational hazard was a very small price to pay. He urged moving forward with the matter. Mr. Weisman said that staff would schedule a budget transfer for \$60,000 on an upcoming agenda.

Commissioner McCarty said the county needed to get the state to do its job in funding this in a more reasonable way.

Commissioner Roberts asked if the Florida Inland Navigational District (FIND) could do something. Commissioners Masilotti and Newell responded that FIND is responsible for removing derelict vessels from channels if the vessels are navigational hazards.

Commissioner McCarty suggested adopting an ordinance whereby a boat that is left underwater for a month is automatically removed and disposed of.

Commissioner Masilotti suggested checking into current laws that declare such derelict vessels public property and subject

to salvage.

Commissioner Aaronson recommended that the County Attorney determine the legal grounds for county removal and disposal of the vessels. He further recommended that the vessels be gone within 90 days from today.

Staff said that the 11:00 a.m. time certain item included derelict vessels (see page 41). What was needed perhaps was to change the statutory definition of derelict. Then, once a vessel is found to be derelict, it would be fairly easy to remove it and to cover costs later. Until it is defined as derelict, it is private property.

No backup provided.

COMMISSIONER COMMENTS - CONTINUED

9.C.4.

AIRLINE PILOTS ASSOCIATION URGING JET TRAFFIC AT PALM BEACH COUNTY PARK AIRPORT (LANTANA). DISCUSSED WITH DIRECTION 10-17-2000

Commissioner Newell said that the Airline Pilots Association had contacted the Federal Aviation Administration about challenging the county to allow jet traffic to land at the Palm Beach County Park Airport (Lantana). Given what has been happening at the Boca Raton Airport, he said, the board has been very clear about not allowing jet traffic at Lantana Airport. The county had built the Northlake Reliever as part of the process to allow jets "up there." Mr. Newell warned his colleagues that the issue may turn litigious in the next few months.

Commissioner Newell told Commissioner Roberts that as far as he was aware, the fixed base operator supported allowing jet traffic at Lantana Airport and that the county had a lease arrangement with the operator. Commissioner Roberts asked staff to check into the status of the lease. If it was an "automatic, ongoing" lease, perhaps it should be brought back before the board. She wanted to know that the fixed base operator supported the board's policies, she said, rather than opposed them.

Commissioner Newell stated that Zoning, Code Enforcement, and Fire-Rescue staff should make a full inspection of the operators at Lantana Airport and make certain they are in full compliance with their leases. He wanted to make sure, he said, that the operators repaired only what they were allowed to repair. All operations should be closely looked at, he said. Commissioner Roberts agreed.

No backup provided.

9.D. COMMISSIONER MARY MCCARTY

9.D.1.

ADDITION TO COUNTY'S FEDERAL AGENDA OF ENFORCEMENT OF NOISE ABATEMENT POLICIES AT AIRPORTS. DISCUSSED WITH DIRECTION 10-17-2000

Commissioner McCarty said that for the first time since 1978, the federal government was reviewing national noise policy with regard to airports, particularly small airports. Larger airports are protected because of the weight limit. Without objection, she proposed adding the issue to the county's federal lobbyist agenda. She observed that noise abatement procedures are in place at airports but enforcement is not mandatory, according to federal law. It was very frustrating, she said, for the smaller airports and the smaller aircraft. Commissioner McCarty proposed looking at enforcement of noise abatement only when safety was not at stake. Safety comes first, she said.

No backup provided.

COMMISSIONER COMMENTS - CONTINUED

9.D.2.

MANDATORY RAIN GAUGES FOR SPRINKLER SYSTEMS. DISCUSSED WITH
DIRECTION 10-17-2000

Commissioner McCarty recalled that the board was told about an impending water shortage when it met last week with the South Florida Water Management District. Accordingly, she proposed that staff look into the pros and cons of the board requiring mandatory rain gauges for sprinkler systems. They cost about 15 dollars each. She explained that when it rains, sprinkler systems are automatically shut off by the gauges.

Commissioner Newell said the code mandated rain gauges for new construction sprinkler systems. Commissioner McCarty clarified that she was thinking of retro construction.

Commissioner Aaronson commented that many rain gauges on golf courses do not work and take a lot of maintenance. Even during heavy rains, he said, the sprinklers go off.

Commissioner Marcus said she thought Commissioner McCarty's proposal was a good idea. The public was not even paying attention to the hours of lawn watering, and the county should make sure that the cities are aware of that. She raised the possibility of looking into rain gauge donation and the free distribution of range gauges.

Commissioner McCarty recommended that staff look at the development of a public information program as well as the underwriting for a rain gauge giveaway program for retro construction.

Commissioner Aaronson suggested that staff send a letter to all homeowners associations in the county. Many associations are watering during the prohibited hours of 9:00 a.m. to 5:00 p.m. When he speaks to people about this, Mr. Aaronson said, he is told that they are not aware of the ban. He also proposed that Channel 20 carry public information on the matter.

Commissioner Roberts added that after sending the letter of notification, staff should inspect a couple of homeowners associations. Violators would be informed of their continuing violation and fined accordingly, and the violations should be publicized. Ms. Roberts predicted that when confronted with fines, the homeowners associations would comply with the law.

No backup provided.

9.D.3.

COMMENDATION OF ECONOMIC DEVELOPMENT COORDINATOR MIKE TARLITZ.
DISCUSSED 10-17-2000

Commissioner McCarty observed that Economic Development Coordinator Mike Tarlitz was moving to Santa Barbara, California. She said that Mr. Tarlitz should be commended for the work he has done for Palm Beach County, having brought the county's economic development program to the envy of all. The

board was going to miss him and wished him well, she said.

Commissioner Lee concurred.

No backup provided.

COMMISSIONER COMMENTS - CONTINUED

9.E. COMMISSIONER BURT AARONSON

9.E.1. RESOLUTION R-2000-1696

RESOLUTION OPPOSING A CONSTITUTIONAL AMENDMENT (ARTICLE X, SECTION 19) FOR THE CONSTRUCTION AND OPERATION OF A STATEWIDE HIGH SPEED RAIL SYSTEM. ADOPTED 10-17-2000

Commissioner Aaronson cited a letter he had sent to his colleagues on the proposed constitutional amendment on the November 7, 2000, ballot for the construction and operation of a high speed rail system. He characterized making the issue the subject of a constitutional change as "one of the weirdest things" he had ever heard. Mr. Aaronson recalled that the board had taken a position years previously in opposition to the bullet train.

MOTION to adopt a resolution opposing a constitutional amendment for the construction and operation of a statewide high speed monorail system. Motion by Commissioner Aaronson and seconded by Commissioner Marcus.

Commissioner Aaronson read the WHEREAS clauses of the proposed resolution, following which he said that since constituents were unaware of the proposed amendment, it was incumbent on the county to inform the public, and requested that the issue be put on Channel 20 with someone speaking against it. He later added it should be telecast on a daily basis. Further, all newspapers and other media should be informed of the board's position. Otherwise, he said, the people of Florida and Palm Beach County will suffer and pay excessive taxes for a possible \$13 billion boondoggle.

Commissioner Aaronson noted that he had enclosed a letter he had sent to the 200 communities he represents, with the letter to his colleagues and urged them to send out the same type of letter to their constituents.

Commissioner Masilotti remarked that he saw the issue as an opportunity for Palm Beach, Broward, and Miami-Dade counties to mount a public education campaign and asked that staff contact the other two counties.

Commissioner Aaronson said Attorney General Bob Butterworth had asked him on Friday last if this board would join him in a motion he is taking before the Florida Supreme Court to have this set aside. Mr. Butterworth also sent him a packet on Friday by FedEx.

AMENDED MOTION to join with Attorney General Butterworth in appealing the matter before the state supreme court. The maker and seconder agreed.

Commissioner Roberts asked that the county allocate the funds

necessary for the public education campaign.

Commissioner Aaronson said there was a big movement in the business community in opposition to the proposed constitutional amendment and that advertising and public information money would be forthcoming from the Economic Council and from builders. He said he had called an emergency meeting of various community groups in his and Commissioner McCarty's area to discuss the matter.

COMMISSIONER COMMENTS - CONTINUED

9.E.1. - CONTINUED

Mr. Aaronson said that he had heard of a suggestion to construct an elevated rail system above the Florida Turnpike. This would depreciate all properties along that roadway. This would, in turn, lower the county's tax revenue, and the county would have to raise taxes to make up for that loss.

County Administrator Weisman suggested that the word "monorail" in the resolution be changed to "rail." The proposed constitutional amendment offered two other options in addition to the monorail, he said.

AMENDED MOTION to change "monorail" to "rail" in the resolution. The maker and seconder agreed. Upon call for a vote, the motion carried 7-0.

9.F. COMMISSIONER TONY MASILOTTI

9.F.1.

THANKS FOR STAFF'S CONTRIBUTION TO JOINT MEETING WITH SOUTH FLORIDA WATER MANAGEMENT DISTRICT. DISCUSSED 10-17-2000

Commissioner Masilotti expressed his thanks to staff at the recent joint meeting with the South Florida Water Management District (SFWMD). He particularly thanked Planning, Zoning and Building Executive Director Dominic Sims and his department for working with SFWMD in trying to move toward a one-step agriculture and equestrian permitting process.

No backup provided.

9.G. COMMISSIONER MAUDE FORD LEE

9.G.1.

PROCLAMATION DECLARING OCTOBER 2000 AS HISPANIC CULTURAL HERITAGE MONTH. APPROVED 10-17-2000

Commissioner Lee said she was putting forward a proclamation at this time because the information was late in getting to her office.

MOTION to approve the proclamation declaring October 2000 as Hispanic Cultural Heritage Month. Motion by McCarty on behalf of Commissioner Lee, seconded by Commissioner Masilotti, and carried 7-0.

5.I. PUBLIC AFFAIRS

TIME CERTAIN 11:00 A.M.

5.I.1.

DIRECTION ON THE DRAFT OF THE COUNTY'S STATE LEGISLATIVE PROGRAM FOR FISCAL YEAR 2001. DISCUSSED WITH DIRECTION 10-17-2000

Public Affairs Director Denise Coté made the following

remarks:

- 9 Each year staff brings to the board a draft state legislative program for the board's review.

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.1. - CONTINUED

- 9 This year's issues are grouped into three major categories, as requested by the board: appropriations requests; legislative requests (issues requiring some changes to statute or legislation); and monitoring issues (issues for which staff suggests support or opposition).
- 9 Also included are two local bills proposed so far this year.
- 9 Also included are the three South Florida Water Management District (SFWMD) appropriations issues and a statutory amendment, as directed by the board last Wednesday.
- 9 The board was requested to give an indication of their priorities so that staff and lobbyist Kathleen Daley-Montoya can focus their efforts and Ms. Daley can get sponsors for the bills.
- 9 The Legislative Delegation has their reorganization meeting scheduled on the same day as a meeting of the Palm Beach County Board of County Commissioners, which is November 21. Therefore, the first joint meeting will be scheduled on December 5, which is a regular board meeting day.

Commissioner Roberts suggested the creation of two lists: (1) board-rated appropriations requests; and (2) policy. Ms. Coté acknowledged that that would make it easier for staff.

Commissioner Roberts proposed that the board consider the following appropriations requests for the number one spot: Lake Worth Lagoon, Beach and Inlet Management Projects, and Lake Okeechobee Scenic Trail.

Commissioner Aaronson commented that Winsberg Farms Wetland Restoration tied in with the county's \$100 million bond. It is very important that it go forward, he said, because it gives additional funding to help preserve the Agricultural Reserve. Commissioner Roberts asked if it was part of the \$43 million that SFWMD was counting on as a match from the county. If it was, she said, perhaps the county could couple efforts with the district to obtain federal money. Mr. Aaronson said that any effort to join with SFWMD would be beneficial to the county and that this particular effort should be made.

Commissioner Roberts asked if the appropriations request for Lake Okeechobee Scenic Trail was part of funds being counted on by SFWMD for Everglades restoration. Commissioner Masilotti replied that it was part of the L.A. Restoration project and that it should be kept at the top of the list. Long-term trail maintenance and liability were being discussed by the Florida Department of Transportation, South Florida

Water Management District, and the U.S. Army Corps of Engineers.

County Administrator Weisman advised prioritizing only the funding options, not the full program. Commissioner Aaronson said that after hearing from the lobbyist as to what she thought was the dollar amount the county could get this year, the board would be in a better position to prioritize what it wants.

Ms. Daley reviewed six of the nine appropriations requests:

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.1. - CONTINUED

- 9 At this point, she could tell the board where the county had historical support. It was impossible to anticipate new policies that would be put in place by the incoming legislature.
- 9 The Lake Worth Lagoon has been recognized as a model project by the Florida Department of Environmental Protection (DEP). Consequently, the county has excellent support and can continue to try to get funding from there.
- 9 The Beach and Inlet Management Projects now have a dedicated funding source of \$30 million a year, providing the new legislature does not take it away. The projects are already in process at DEP, which ranks the projects, and they have outstanding support.
- 9 Workforce Innovation Grants have tremendous support. Changing the language in order to use these grants for other things, as the county wants to do, will depend on the new legislature.
- 9 The Lake Okeechobee Scenic Trail and the Winsberg Farms Wetland Restoration have been supported in the past. She advised working toward getting the funding.
- 9 If the constitutional amendment for the high speed rail system passes, she did not know if there would be any money for State Road 710.

Commissioner Aaronson said that the county had gotten axed on many very important things last year and those that it did get were only pieces of what it should have gotten. He proposed going to Tallahassee with more of a high-powered rifle approach as opposed to a shotgun approach, stressing three or four things the county needs very much this year.

Commissioner Roberts made the following comments:

- 9 She recapped what Ms. Daley said in her remarks and suggested that the five items mentioned--Lake Worth Lagoon, Winsberg Farms Wetland Restoration, Workforce Innovation Grants, Lake Okeechobee Scenic Trail, and Beach and Inlet Management Projects--be put into the first round of projects the lobbyist will work on in Tallahassee.

- 9 She requested that Transportation Disadvantaged Programs be moved from legislative requests to appropriations requests. If the county could fund its transportation disadvantaged (TD) programs, it would make more sense locally and have more impact on the county budget. Last year, TD funds were cut statewide, which meant that the county had to fund the TD programs out of its budget, which had a significant effect.

Commissioner Aaronson supported the request.

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.1. - CONTINUED

9 She said that the legislative request for State Funds for Public Transit was not quite as specific as Transportation Disadvantaged Programs. State Funds for Public Transit was a policy issue that would develop into a budget issue some day. She suggested that if the county worked legislatively to raise the floor of transit money in the public trust from 15 percent to 20 percent, it would aid not only the county transit system but also all transit systems in the state. She suggested to Commissioner Marcus that the Florida Association of Counties (FAC) might be willing to work with the county on the matter. Commissioner Marcus said the issue was not on anyone else's agenda and that the county would need to raise the issue at the November policy meeting.

Commissioner Newell questioned what bills had been written or filed for the 14 legislative requests so that the county could pinpoint bills as "out there" or in process:

9 The county filed a bill last year for Traffic Safety Photo Enforcement.

Ms. Daley later said nothing had been filed this year.

9 A bill had been written for Increased Flexibility for Local Gun Control and would be filed by Senator Tom Rossin.

9 The county filed a bill for Pawn Brokering the last two years.

Ms. Daley said that not many bills have been filed yet because of the November election and would be filed later.

Commissioner Roberts commented that a bill for Regulation of the Moving Industry had been filed in 1999. The moving industry did not agree with it, however, because it would not accomplish what the industry wanted. She said she would inform her colleagues of what the moving industry was going to support this year after its upcoming meeting.

Ms. Coté added that a bill for Lawton Chiles Endowment Funding of Senior Services had been filed last year.

Ms. Daley stated that a bill for Copyright of Proprietary Systems made it to the floor last year and died in the last few days of the session. She said that with some of the requests on the lists, if the county wanted to move the issue forward, the board or its delegation members would have to do the filing.

Commissioner Newell asked how the 13 current legislative projects should be prioritized. Ms. Daley said the county could write some as bills or some as amendments to existing bills. Chief Deputy County Attorney Gordon P. Selridge noted that staff had drafted legislative changes on a number of these, so it was just a matter of getting them to the delegation and into the bill process.

Commissioner Newell said that after today's earlier discussion on derelict vessels (see pages 33-34), staff would draft something on derelict vessels to change the language.

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.1. - CONTINUED

Commissioner Masilotti asked if the county supported the School Board's requests or coordinated its lobbying activities with those of the School Board. Ms. Coté answered that the School Board's program would probably be forthcoming later in the year. Annually, she said, staff brings to the board a joint legislative program among the School Board, the League of Cities, and the Board of County Commissioners as well as a joint legislative program among Miami-Dade, Broward, and Palm Beach counties.

Commissioner Masilotti said that like several counties in the state, the county taxes its residents in order to provide better health care to less fortunate persons through the Health Care District (HCD). The county is not allowed to use the HCD dollars as matched federal dollars in its Medicaid, which has to go through the state. Consequently, the county is losing \$30 million to \$40 million annually in funding for programs for youngsters and seniors. He suggested that the county step into the shoes of the state and allow the HCD to apply through the state to the federal government so that the county can get matching Medicaid dollars for the HCD dollars being spent.

Commissioner Roberts thanked Commissioner Masilotti for his remarks and said that his suggestion had been discussed with HCD last year. The legislature should be approached to instruct the appropriate rules-and-regulations-making department to allow that match to occur not only with state funds but with other funds as well so the county can apply to get those Medicaid funds back.

Commissioner Lee said the Children's Services Council had a consultant who researched trying to draw down more money from the Medicaid dollars that they are spending. Commissioner McCarty suggested that the county join with the Children's Services Council in order to give them more clout.

Commissioner Lee suggested that the county's Health and Human Services Committee could contribute to the county's drafting of a bill.

Commissioner Marcus said that at the FAC policy meetings in October, the Medicaid match was not raised as an issue so it was not on the list. Many items were deleted from the list. The county could try to have it placed on the list at the November policy meetings and see if it is an issue by which other counties are affected. If the county goes it alone, she said, Glen Torcivia, attorney for the Health Care District, could participate in drafting a local bill.

Commissioner Roberts noted that Florida was the 48th state in the nation for getting per capita Medicaid matches.

Commissioner McCarty recommended that, in future, the county

hold its legislative meetings before FAC's policy meetings.

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.1. - CONTINUED

Commissioner Marcus said that some of the legislative requests are county issues while others may be FAC issues. The county legislative request Traffic Safety Photo Enforcement was deleted from the FAC list as was Pay Day Loans at the FAC October policy meeting. This would not preclude their being restored to the list. It was necessary, however, that the county appear and argue for them. Commissioner Aaronson said he would do so.

Commissioner Marcus offered the following direction for the lobbyist in regard to Implementation of Revision 7. It is always helpful to FAC, she said, when a county lobbyist is talking to them about an issue to mention that the county really wants to start phasing in the funding for Article V. She proposed reviewing the program list after the November legislative meeting to pinpoint strictly county issues and strictly county-FAC issues so that the lobbyist could do more partnerships with FAC.

Commissioner Roberts pointed out that FAC removed Increased Flexibility for Local Gun Control from its list. They wanted to wait until the Carlucci case was decided in court and then they would make a decision. If it was in November, they might bring it back. Commissioner Marcus noted that the Urban Caucus put it back on.

Commissioner Lee asked in what section of the program list the Medicaid match proposed by Commissioner Masilotti should be placed. Ms. Daley responded that while it was an appropriations issue, it was really a legislative change, so it should be added to legislative requests. Commissioner McCarty said that Thomas Aquinas Sheehan III with Moyle Flanigan has been lobbying the issue in Tallahassee for the Children's Services Council and may be able to bring the county up to speed on the status of the issue and what the obstacles are. Commissioner Aaronson recommended that County Attorney Dytrych speak with the Health Care District attorney for the same purpose and report back to the board before the FAC policy meeting in November. Absent obstacles, he said, the matter should be a local bill passed without any problem.

Chief Deputy County Attorney Selfridge interpolated that the Medicaid match was probably general legislation, not a local bill. A local bill is strictly confined to an issue of local interest and is totally distinguishable from general state law. In this instance, if it was regulated by general state law, Mr. Selfridge surmised that that was the way the county would have to address it. The Board informally authorized him to explore either alternative.

Commissioner Lee asked the lobbyist what else she needed from the county at this time. Ms. Daley replied that the county should wait until after the elections and see where everyone is placed in Tallahassee, go to the FAC meetings, see what committee chairs are involved in the capitol, rank the legislative program list, and meet with the Legislative Delegation and find out what is doable and what is not. Commissioner McCarty asked the lobbyist to come back with

recommendations on ranking from what she will have been able to ascertain. Ms. Daley agreed.

TIME CERTAIN 11:00 A.M.

5.I.2.

DIRECTION ON UPGRADING COUNTY LEGISLATIVE SUPPORT EFFORTS.
DISCUSSED 10-17-2000

County Administrator Weisman said that this item was provided to allow the commissioners to discuss county lobbying efforts or to talk to lobbyist Kathleen Daley-Montoya about her representation of the county or about her contract. He would be upgrading some staff positions, he said, to provide further staff support for the county's lobbying efforts.

Commissioner Roberts questioned the lobbyist on the effectiveness of the county's additional dollars and the additional lobbyists working with Ms. Daley. She was not sure the county had gotten its money's worth, she said. Commissioner Roberts pointed out that she had addressed this matter privately with Ms. Daley.

Ms. Daley responded that after the elections, she planned to give the board an evaluation of what the county did last year, what she saw the county doing next year, how the issues would be used, and the relative difficulty of the issues.

Commissioner Roberts said she wanted to withhold making a decision until she had an opportunity to review the evaluation.

Commissioner Aaronson agreed that the county had not gotten its money's worth. He recalled that it had been he who suggested that Ms. Daley choose the additional lobbyists. He also recalled that the board had asked for a report but never got one. One would now be forthcoming, he said, much later than it should have been received. Commissioner Aaronson said he would like the opportunity for Ms. Daley to provide the names of lobbyists for board review and selection. He was not looking to take any dollars away, he said. The board should select the best "hired gun" possible who specializes in something the board is looking to get. This matter, he noted, had been discussed privately and publicly with Ms. Daley.

Ms. Daley responded that the people on the team were excellent. Even with the best lobbyist in town, she said, an issue can be blocked by leadership.

Commissioner Masilotti asked the lobbyist to keep in mind the Solid Waste Authority (SWA) and see if the county could help the SWA without spending \$50,000 in taxpayer money. He also asked that "she keep in mind with regard to other lobbyists that may have conflicting views of Palm Beach County when we are dealing with people--we seem to be paying people and the day after we write them a check, they seem to be opposing some of our positions on occasion." He added that the each commissioner would be more than willing to help her lobby whenever she thought there was a need.

Commissioner Marcus made the following comments:

- 9 Although the lobbyists had fought the good fight, there was nothing in writing that showed the board of the activity level and that was what was missing.

TIME CERTAIN 11:00 A.M. - CONTINUED

5.I.2. - CONTINUED

- 9 County Administrator Weisman's recommendations were good (Upgrade management level responsibility for the lobbying efforts [to be provided separately to the board]; and Upgrade staff position that was held by Marcia Mowbray [Senior Public Relations Specialist] to Legislative Program Coordinator [or equivalent]), but the structure in Tallahassee needs to allow for Ms. Daley to be able to use the staff available there.
- 9 Sovereign Submerged Lands was going to be an issue again. The level of county involvement would be determined in November.

Commissioner McCarty said that the initiative for hiring more lobbyists was the county's; therefore, Ms. Daley hired more lobbyists. Ms. McCarty said that the message the board was sending now was twofold: (1) if the county does not need the lobbyists, it does not need to spend the money; and (2) if it does need them, it should give a very clear justification as to why it needs them and what their role is, updates or status reports by whatever method is appropriate during the strategizing of how the county was going to get something passed, and, right after the session, a debriefing on what happened with the strategy.

Commissioner Roberts asked County Administrator Weisman for a list of the county's lobbyist staff in Tallahassee.

RECESS

At 12:04 p.m., the Chair declared a recess.

RECONVENE

At 2:06 p.m., the board reconvened with Commissioners Aaronson, Lee, McCarty, Marcus, Masilotti, Newell, and Roberts present.

7. MATTERS BY THE PUBLIC - 2:00 P.M.

7.A.

PRESERVATION OF REMAINING NATIVE ECOSYSTEMS. DISCUSSED WITH DIRECTION 10-17-2000

Steven Bell urged the board not to allow the destruction of native habitat by invasive exotic plants or by those who should know better, such as the Park and Recreation Department and Florida Atlantic University. He asked that the board seek state funding and legislative support to identify and offset costs of purchasing and protecting the last precious native places in the county and to strengthen the county's exotic plant species laws.

Commissioner Masilotti said he had spoken with Mr. Bell and suggested that he might meet with Environmental Resources Management (ERM) staff and that he had presented the idea of a volunteer oversight committee on the management of environmentally sensitive lands to County Administrator

Weisman. Mr. Weisman said the county had such a committee already and that Mr. Bell might wish to give his comments to them.

MATTERS BY THE PUBLIC - CONTINUED

7.A. - CONTINUED

Commissioner Newell cited a report from County Engineer George T. Webb regarding rights-of-way and saving as many trees as possible and asked for an update. Mr. Weisman said a memorandum had gone between the Florida Department of Transportation and the county last year in an effort to provide for the protection of trees to every extent possible.

Commissioner McCarty said that Brazilian peppers were running rampant in the county and that vines were smothering trees and vegetation in county-purchased lands. The county needed to start in its parks but did not have the money to clean out all affected lands. The issue was extremely important and needed to be considered at budget time.

Commissioner Marcus said she thought that Florida Forever! money now allows funds to be spent on maintenance, not only acquisition. The county should focus on relocating plant material, even if it had to be stored at a county-created nursery in the Agricultural Reserve. She proposed that someone from ERM follow up with Mr. Bell to identify county programs and that Mr. Bell might assist the county in lobbying for program funding.

Mr. Weisman remarked that now, for the first time, the county could use capital funds to remove invasives from lands it purchased through the environmentally sensitive lands program, but that later it could not do so.

Commissioner Newell pointed out there were at least two spades operating in the Parks and Recreation Department and recommended that staff look at getting more spades in operation. Neither public nor private operators have the equipment to remove the exotic plant species as quickly as it needed to be done. He said he had not seen any park plans on the eradication schedule of exotics. He said the county was developing a phasing plan for private properties, including golf courses, and that he hoped the Parks department and the Property and Real Estate Management Division had plans to eradicate exotics on their sites. Hundreds of trees needed to be removed, he said. Mr. Weisman responded that he was unaware of any such plans. He added that part of the problem was that unless the county did a general eradication, the seed source would come back and contaminate the property. This had not happened, replied Commissioner Newell, in the sections of John Prince Park that had been cleared of Australian pines.

Commissioner Marcus recalled that the board had asked for a budget cycle for the removal of exotics and that it had not yet been done. She said some of the transposed plant material might be used in the northern county parks.

County Administrator Weisman said vegetation removal was coming back before the board on November 28, 2000, at a 2:00 p.m. workshop.

Commissioner Lee said that Mr. Bell might wish to attend.

MATTERS BY THE PUBLIC - CONTINUED

7.B.

REQUEST FOR CONCURRENCY EXEMPTION EXTENSION FOR PROPERTY LOCATED AT THE INTERSECTION OF THE FLORIDA TURNPIKE AND SOUTHERN BOULEVARD. DISCUSSED WITH DIRECTION 10-17-2000

Fred Schmidt said that nearly two years previously the board adopted a resolution terminating concurrency exemptions for developments because of repeated extensions. His company has an interest in a property located east of the Florida Turnpike off Southern Boulevard. The property's site plan was disrupted by the state's taking of the turnpike at Southern Boulevard. Consequently, his site plan had to be revised and resubmitted. Along with that taking, the Florida Department of Transportation (DOT) is now working on the taking and realignment of Southern Boulevard. This directly affected two major aspects of Mr. Schmidt's property, namely, access and drainage. According to a letter received by Mr. Schmidt from a spokesperson for the state of Florida, DOT's plans were not finalized; because of that, he is not able to amend and resubmit his site plan. He is caught in an untenable position because his concurrency exemption will expire on December 3, 2000, and there is no mechanism for him to ask for an extension. He said he had been advised to present the matter to the board and request that staff be directed to make an exception in his case by extending the concurrency exemption deadline by 12 or 18 months so that he can move forward with his amended site plan and submit it.

Commissioner Masilotti said he had met with Mr. Schmidt and had suggested that he meet with staff and discuss the matter with them. He said he had spoken with Randy Fox at the Florida Turnpike Authority who verified that their drainage plans were not complete and that the site was subject to modifications. Hence, Mr. Schmidt and his associates were prepared to build on their property but stopped by governmental delay from doing so.

Commissioner McCarty asked if the county provision of withholding penalty in the event of government-caused delay pertained to concurrency as well. Planning, Zoning and Building Executive Director Sims confirmed the existence of the provision and offered to meet with Mr. Schmidt if the board desired. Commissioner McCarty said it was clear that Commissioner Masilotti had investigated the facts and that the speaker should not be penalized. She expressed disbelief that the matter had not been obvious to staff and that it had to come before the board. Mr. Sims said he had not been aware of the issue but that he would meet with Mr. Schmidt and that if he needed to, he would report back to the board.

Commissioner Roberts suggested to Mr. Sims that he hold an internal workshop with his staff to review the different kinds of exemptions.

Commissioner Marcus suggested that in future, Mr. Schmidt contact Mr. Sims.

MATTERS BY THE PUBLIC - CONTINUED

7.C.

COMPLAINTS ABOUT THE GROUP HEALTH INSURANCE COVERAGE PROVIDED BY CIGNA HEALTH CARE, THE COUNTY'S INSURANCE CARRIER. DISCUSSED WITH DIRECTION 10-17-2000

Janet Flinchum, wife of David Flinchum, principal planner in the Planning, Zoning and Building Department and a 10-year county employee, said that last February, her husband had open heart surgery at the Mayo Clinic in Minnesota.

- 9 He had gone there after three local CIGNA doctors were unable to determine the cause of his problems and advised him that it was not necessary to see a cardiologist or perform any diagnostic tests. Upon being examined by the staff at Mayo, Mr. Flinchum was found to have blood clots leaking from an aneurism in the interior wall of his heart. The Mayo staff recommended immediate surgery, and it was performed the next morning.
- 9 Eight months after this surgery, CIGNA has paid only \$10,000 of the \$50,000 medical bills. Mr. and Mrs. Flinchum had chosen CIGNA's POS plan because of its \$3,000 out-of-pocket cap. According to CIGNA, his medical bills exceed what is reasonable and customary and are excluded from the cap. Mrs. Flinchum said that she interpreted literally both "cap" and "\$3,000 cap."
- 9 This situation led her to undertake some research in which she learned that the cost of her husband's surgery at the Mayo Clinic was actually less than it would have cost locally. The reasonable and customary charges are based on prices quoted in walk-in clinics and smaller hospitals in the service area.
- 9 Mrs. Flinchum gave the medical bills and related papers to the CIGNA coordinator in the county's Risk Management Department who forwarded them to the head office, but nothing has been done yet. Everything is still in a pending status.
- 9 CIGNA also said they mailed her husband a refund on August 8 for reimbursement for medicine he needed in order to get home after the surgery; the check has yet to arrive.
- 9 Mr. and Mrs. Flinchum have three children, and a \$40,000 medical bill is truly impossible for them to meet.
- 9 CIGNA had misrepresented the policy. She and her husband relied in good faith on what was presented and selected the type of coverage they have--the POS--because their major focus was on catastrophic coverage, precisely what was needed right now.
- 9 Mrs. Flinchum suggested review of the scale CIGNA uses to determine reasonable and customary charges and comparison of the Mayo Clinic fees with those of a like facility locally. If the fees charged by Mayo are indeed equal to or less than those charged locally, she asked that the

bills be paid.

MATTERS BY THE PUBLIC - CONTINUED

7.C. - CONTINUED

Commissioner Aaronson expressed sympathy with the speaker and said that he shared her literal interpretation of "cap." He said that his CIGNA policy was a PPO, which is a higher level than the POS, and that his doctor's bills were being rejected as not being reasonable charges. He had been looking into the matter, he said, and still did not know what constituted reasonable charges from a physician. Commissioner Aaronson directed Risk Management personnel to look into the matter further and get back with Mrs. Flinchum. He indicated that if the county has been deceived, it could address the issue at the hearing on the requested contract extension.

County Administrator Weisman said that neither he nor Assistant County Administrator Creamer had been aware of the issue and would look into the matter.

Commissioner Masilotti explained to Mrs. Flinchum that in Florida, reasonable and customary charges are determined geographically by taking 100 percent of the providers, getting a rate or cost, and then taking off the top 20 percent and averaging out the bottom 80 percent. He commended Mrs. Flinchum on her presentation.

Commissioner Aaronson commented that he had voted for the CIGNA health coverage and recalled that in all the years Blue Cross Blue Shield provided coverage, he was never once told that the charges were unreasonable.

Commissioner Marcus said that she too had had problems with CIGNA and was unhappy with their service. The county needed to look into their service as well as that of others.

7.D.

COMPLAINT ABOUT SPIRIT AIRLINES' TREATMENT OF TRAVELERS AT PALM BEACH INTERNATIONAL AIRPORT. DISCUSSED 10-17-2000

George Froemlich protested the treatment he and his wife had received from Spirit Airlines at Palm Beach International Airport on Friday, October 6, 2000. Upon arriving at the airport slightly before 6:30 p.m., they were told their flight to Newark, New Jersey, was being delayed from 7:30 p.m. to 11:30 p.m. They were given dinner vouchers for \$9.00 each; when they went to use them at 9:00 p.m., every restaurant was closed. At 12:15 a.m., four sheriff's deputies arrived in response to a call from the gatekeeper who was afraid he was going to be mobbed by irate travelers. The plane finally took off at 12:45 a.m., five hours later than planned, and arrived at 3:10 a.m.

Commissioner Roberts advised the speaker to register his complaint with the Federal Aviation Administration (FAA) because the county had no jurisdiction in the matter. Its lease with Spirit Airlines did not allow for any regulation.

Commissioner Newell added that the FAA had a complaint hotline and that it takes each call very seriously.

TIME CERTAIN - 2:15 P.M.

5.D.1.

UPDATE ON THE PROGRAM TO IMPLEMENT SCHOOL CONCURRENCY AND THE STATUS OF THE CONTRACT WITH LEO NOBLE, THE COUNTY'S CONSULTANT ON THIS TOPIC. DISCUSSED WITH DIRECTION 10-17-2000

Planning Director Frank M. Duke made the following remarks:

- 9 The board had requested an update on the status of school concurrency about a month earlier.
- 9 Staff had transmitted the proposed plan amendments for school concurrency to the Florida Department of Community Affairs (DCA) about a year previously and had gotten some objections in response.
- 9 Staff believed they had corrected the objections with one exception. The county is statutorily precluded from acting any further on school concurrency until it has a fully executed interlocal agreement for school concurrency with the various municipalities.
- 9 Leo Noble, consultant, was present to provide the board with an update on the status of the interlocal agreement.

Directing the board's attention to Table 1 (Entities Required to Sign the Interlocal Agreement), Consultant Noble amended the date of the Village of Wellington's meeting on the matter from September 26, 2000, to October 24, 2000. The village had telephoned this morning with the change, he noted. Mr. Noble said that as of today, 10 municipalities had signed the agreement and that he hoped to obtain the approval of the other municipalities by the end of the year.

The board then discussed individual municipalities with the consultant.

Commissioner Marcus offered to ask the officials of North Palm Beach to schedule the matter and approve it. She asked Mr. Noble to inform the commissioners before he would need their help in talking with the municipalities.

Commissioner Aaronson expressed disappointment that the municipalities, which have known about the issue for over five years, had not been more forthcoming. The consultant had the ability to meet with only so many municipalities in any given month, he said. Mr. Noble repeated that he hoped to have the issue done by the end of the year, adding that he thought most of the municipalities would sign it. Commissioner Aaronson invited Mr. Noble to obtain whatever aid necessary from each commissioner. He said that his district was looking forward to having a school concurrency program in place by the end of the year and that it was incumbent on everyone to let the municipalities that have not signed on know that.

Commissioner Masilotti offered to attend all municipal meetings in his district in which Mr. Noble could identify a problem.

Mr. Noble said that as a general rule, the concerns raised by

municipalities are not specifically relative to concurrency but deal with something else for which they want to use concurrency as leverage.

TIME CERTAIN 2:15 P.M. - CONTINUED

5.D.1. - CONTINUED

Commissioner Newell said he had been working with the municipalities in his district, some of which had signed on, and that he was continuing to work with the as yet non-signatories.

Commissioner Marcus suggested sending a letter to the League of Cities, saying that it was the goal of the Board of County Commissioners to have all the municipalities signed off by January 1, 2001, and encouraging the league to facilitate this by the end of year with certain outstanding cities. She said the letter should also spell out the time required for getting into the implementation process.

Mr. Duke said that from the date that the last municipality signs the interlocal agreement, each municipality has one year to adopt the element. The agreement provides that if the municipalities do not do their implementing ordinance within 90 days, they would come under the county's implementing ordinance. He and Mr. Noble had talked today, he said, about moving forward with developing the county's implementing ordinance next. If a municipality wanted to wait the full year, Mr. Duke said it could then take another five or six months for the municipality to be found in compliance and with the subsequent 90-day period as discussed. It could take as long as 18 months to have an in-effect program. Commissioner Marcus said that all of that information needed to be spelled out in the letter to the League of Cities in the hope that no municipality will wait the full year.

Mr. Duke said that he and the consultant had talked about not encouraging the municipalities to transmit an element until the county's has been found in compliance because then they could request no review. The county could adopt as soon as the final municipality acted on the interlocal agreement and then get a determination probably within 60 days, which would shorten the review period considerably.

Commissioner Aaronson said the letter should be a joint one from the Board of County Commissioners and the School Board. Commissioner Marcus said that that might be too hard to do.

At the request of Commissioner Roberts, Mr. Noble explained to the public that if one municipality does not sign the interlocal agreement, the program does not get implemented. Commissioner Roberts suggested that if that occurred, the residents of that municipality should be informed that its officials were using the county's children as a bargaining chip for something else. Commissioner Aaronson demanded to be informed of any municipality using the education of children as a bargaining chip. Commissioner Masilotti agreed. Commissioner Marcus said that different municipalities had different desires and that the board had to work with that fact. She said that after she left the meeting, she would write a letter to each non-signatory. Commissioner Newell said that he and staff had discouraged municipalities from looking to bargain and that he hoped that all the current non-signatories would sign on.

The board informally agreed to send the letter to the League of Cities, as suggested by Commissioner Marcus.

10. ADJOURNMENT

The Chair declared the meeting adjourned at 3:04 p.m.

ATTESTED:

APPROVED:

Clerk

Chair