

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

SEPTEMBER 12, 2006

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

**COMMISSION
CHAMBERS**

- 1. CALL TO ORDER**
 - A. Roll Call
 - B. Invocation
 - C. Pledge of Allegiance

- 2. AGENDA APPROVAL**
 - A. Additions, Deletions, Substitutions
 - B. Adoption

- 3. CONSENT AGENDA (Pages 9 - 47)**

- 4. SPECIAL PRESENTATIONS - 9:30 A.M. (Page 48)**

- 5. PUBLIC HEARINGS - 9:30 A.M. (Page 49)**

- 6. REGULAR AGENDA (Pages 50 - 61)**
TIME CERTAIN - 10:30 A.M. (Working Waterfronts Presentation by Property Appraiser) (Page 57)

- 7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD (Page 62)**

- 8. BOARD APPOINTMENTS (Pages 63 - 64)**

- 9. MATTERS BY THE PUBLIC - 2:00 P.M. (Page 65)**

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION

1. **Staff recommends motion to approve:** an Interlocal Agreement with the School District

of Palm Beach County which provides that the Board of County Commissioners maintains the lead agency role and delineates responsibilities for each agency in the operation of the Human Relations Camp program. **SUMMARY:** Execution of this Agreement is necessary to continue operation of the Human Relations Camp program which was originally approved by the Board of County Commissioners on September 12, 1989. Countywide (TKF)

2. **Staff recommends motion to approve:** Golf Tournament Agreement with Trump International Golf Club, L.C. and the Palm Beach County Association for Retarded Citizens, Inc. and Seagull Industries for the Disabled, Inc. for a one (1) day charitable golf tournament to be held on October 25, 2006. **SUMMARY:** The Development Site Lease Agreement with the Trump International Golf Club, L.C. (Trump), approved September 3, 1996 (R96-1277D), allows use of the golf course during the months of May through October for the County to host either a single two (2) day or two (2) - one (1) day charitable golf tournament(s). The Golf Tournament Agreement provides for the Trump International Golf Club to be available exclusively for the tournament to be held on October 25, 2006. Proceeds from the golf tournament will benefit the Palm Beach County Association for Retarded Citizens, Inc. and Seagull Industries for the Disabled, Inc. Countywide (LMB)

3. **Staff recommends motion to approve:** Golf Tournament Agreement with Trump International Golf Club, L.C. and the Wellington Regional Health & Education Foundation, Inc. for a one (1) day charitable golf tournament to be held on October 18, 2006. **SUMMARY:** The Development Site Lease Agreement with the Trump International Golf Club, L.C. (Trump), approved September 3, 1996 (R96-1277D), allows use of the golf course during the months of May through October for the County to host either a single two (2) day or two (2) - one (1) day charitable golf tournament(s). The Golf Tournament Agreement provides for the Trump International Golf Club to be available exclusively for the tournament to be held on October 18, 2006. Proceeds from the golf tournament will benefit the Boys and Girls Club of Wellington. Countywide (LMB)

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3. CONSENT AGENDA APPROVAL

A. ADMINISTRATION (Cont'd)

4. **Staff recommends motion to approve:**

A) expenditure in the amount of \$72,000 to assist in the installation and 20 years maintenance of twelve (12) "cobra head" streetlights on Sun Court within the Elmwood Estates/Roan Lane CCRT area;

B) Budget Transfer of \$40,000 from the Transportation Improvement Fund Reserves for District 1 to the Sun Court Street Lighting Project in the amount of \$24,000 and to the CCRT Street Lighting Maintenance Fund for \$16,000;

C) Budget Transfer of \$32,000 in the Capital Outlay Fund OCR Street Lighting Program to the CCRT Street Lighting Maintenance Fund;

D) Budget Amendment of \$24,000 in the Capital Outlay Fund to recognize and appropriate the transfer from the District 1 reserve funds; and

E) Budget Amendment of \$48,000 in the CCRT Street Lighting Maintenance Fund to recognize and appropriate the transfer of \$32,000 from the Capital Outlay Fund and the transfer of \$16,000 from District 1 reserve funds.

SUMMARY: This street lighting project was initiated by members of the Sun Court neighborhood group and the total amount of funding provided for this project is \$72,000. Based on OCR staff review, it was determined that the installation of these streetlights would help reduce area crime, enhance pedestrian safety and facilitate safer vehicular movement. District 1 (AH)

B. CLERK AND COMPTROLLER

1. **Staff recommends motion to approve:** Warrant List.
2. **Staff recommends motion to approve:** the following final minutes of the Board of County Commissioners' meetings: None
3. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office. Countywide
4. **Staff recommends motion to receive and file:** change orders, work task orders, minor contracts, final payments and other items approved by the Contract Review Committee and by the department heads for the Engineering Department; Facilities Development and Operations Department; Water Utilities Department; Environmental Resources Management Department; and the Department of Airports during July 2006. Countywide

3. CONSENT AGENDA APPROVAL

C. ENGINEERING

1. DELETED

2. **Staff recommends motion to adopt:** 265 Resolutions declaring the acquisition of property designated as Parcels 3B, 4A, 4B, 5A and 6 as whole-takes in fee simple for retention ponds; Parcels 100, 101, 102, 103, 104, 105, 106, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192 and 198 as partial takes in fee simple for the necessary right-of-way; Parcels 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 211, 213, 215, 217, 218, 220, 221, 222, 223, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293 and 298 as permanent easements; and Parcels 300, 301, 302, 303, 304, 305, 306, 309, 310, 311, 312, 313, 315, 317, 318, 320, 321, 322, 323, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 361, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392 and 398 as temporary construction easements, necessary for the construction and improvement of Seminole Pratt Whitney Road, from south of Okeechobee Boulevard to north of Sycamore Drive, to be a public necessity, authorizing the selection of appraisers and filing of Eminent Domain proceedings. **SUMMARY:** This action will initiate Eminent Domain proceedings against (265) parcels for retention ponds, right-of-way and easements with an estimated appraised value of \$5,450,375. District 6 (PM)

3. **Staff recommends motion to approve:** a Bill of Sale to the Seacoast Utility Authority for the potable water line and sanitary sewer constructed for Country Oakes Lane. **SUMMARY:** The potable water line and sanitary sewer constructed in Country Oakes Lane, by Palm Beach County, will be released to, and maintained by, the Seacoast Utility Authority, following execution of the Bill of Sale. District 1 (MRE)

4. **Staff recommends motion to approve:** Contract Amendment No. 2 of \$50,000 to both the Primary Annual Roadway Landscaping Contract (Contract) dated April 19, 2005, with Vila & Son Landscaping Corporation (R2005-0728), and to the Secondary Annual Roadway Landscaping Contract with Arazoza Brothers Corporation (R2005-0728.1).

SUMMARY: The Amendments to the Annual Roadway Landscaping Contract add the Palm Beach County Cooperative Extension Service as an authorized user of the Contract. The Contracts include furnishing and installing plant material and irrigation systems within Palm Beach County. The maximum value of work orders issued under the existing Contracts, together with these Amendments, shall not, in any case, exceed \$5,155,000. Small Business Enterprise (SBE) goals are established at 15% overall participation. Vila & Son Landscaping Corporation reached 15.3% overall participation and Arazoza Brothers Corporation had 0% overall participation. Countywide (MRE)

5. **DELETED**

SEPTEMBER 12, 2006

3. **CONSENT AGENDA APPROVAL**

C. **ENGINEERING (Cont'd)**

6. **Staff recommends motion to adopt:** a Resolution authorizing execution of a Tripartite Agreement with the Northern Palm Beach County Improvement District (Northern) and International Trade Center, LLC (Developer) for accepting an alternate guarantee for the construction of improvements within platted areas of the Palm Beach Park of Commerce. **SUMMARY:** The Developer and Northern are requesting that the County accept the bonding by Northern of certain improvements required by the Subdivision Ordinance in lieu of the Developer having to post surety for these improvements. District 1 (MRE)

7. **DELETED**

8. **DELETED**

9. **Staff recommends motion to approve:** a First Amendment to the Interlocal Agreement (R2004-0627) between the County and the Northern Palm Beach County Improvement District (NPBCID) concerning improvements to the intersection of Indiantown Road and Seminole Pratt Whitney Road (Project). **SUMMARY:** Through this First Amendment to the Interlocal Agreement, the County's cost for the Project will be increased to an amount not-to-exceed \$520,000. District 1 (MRE)

10. **DELETED**

11. **Staff recommends motion to approve:** an additional Payment to the AT&T Company (AT&T), not-to-exceed \$7,119, for the relocation of existing underground telecommunication facilities, as required for the construction of Jog Road/Roebuck Road from south of Roebuck Road to east of Haverhill Road (Project). **SUMMARY:** This additional payment to AT&T of up to \$7,119 is required for the relocation of its existing underground facilities, which is necessary for the construction of the Project. Payment to AT&T is required because the facilities were located in an existing recorded perpetual right-of-way and easement. District 2 (MRE)

12. **Staff recommends motion to approve:** an Agreement with Valencia Isles Homeowners Association Incorporated for traffic control jurisdiction to be performed by the Sheriff's Office. **SUMMARY:** This Agreement authorizes the Palm Beach County Sheriff's Office to provide traffic control enforcement services within the above-referenced private residential community. District 5 (MRE)

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3. CONSENT AGENDA APPROVAL

C. ENGINEERING (Cont'd)

13. **Staff recommends motion to approve:**

A) a Joint Project Participation Agreement with the City of West Palm Beach for the design and construction of a span-wire traffic signal at the intersection of Jog Road and Celebration Boulevard; and

B) a Budget Amendment of \$55,000 in the Transportation Improvement Fund to recognize the City of West Palm Beach's participation in this project and appropriate it to Traffic Signals – Mast Arms Fiscal Year 2006.

SUMMARY: The City of West Palm Beach will reimburse the County for one-half of the cost of the design and construction of the traffic signal at Jog Road, a County-maintained roadway, at the intersection with Celebration Boulevard, a City-maintained roadway. Funding for the County share of the project's cost is available in the Traffic Signals – Mast Arms account. District 2 (MRE)

14. **Staff recommends motion to:**

A) rescind Resolution R2006-1063, adopted by the Board of County Commissioners on June 20,2006; and

B) adopt Resolutions declaring the acquisition of property designated as Parcels 3 and 4 as whole-takes in fee simple for the retention pond; Parcels 100, 101, 102, 103, 104, 105, 106, 112, 114, 115, 116, 118, 125, 127, 128, 129, 132, 134, 135, and 136 as partial takes in fee simple for the necessary right-of-way; Parcels 203, 205, 216 and 236 as perpetual embankment easements; Parcels 237 and 238 as perpetual drainage easements; Parcels 300, 301, 302, 304, 305, 306, 312, 314, 315, 318, 325, 327, 328, 329, 332, 334, 335 and 336 as temporary construction easements, necessary for the construction and improvement of Seminole Pratt Whitney Road, from Southern Boulevard to south of Okeechobee Boulevard, to be a public necessity, authorizing the selection of appraisers and filing of eminent domain proceedings.

SUMMARY: This action rescinds Palm Beach County Resolution R2006-1063, which approved the initiation of eminent domain proceedings for Seminole Pratt Whitney Road from Southern Boulevard to south of Okeechobee Boulevard, and adopts Resolutions that will initiate eminent domain proceedings against the 46 remaining unsettled parcels to be condemned that have an appraised value of \$1 ,547,700. District 6 (PM)

15. **DELETED**

16. **Staff recommends motion to approve:** a Budget Transfer of \$25,000 in the Transportation Improvement Fund from Reserves – District 5 to Hagen Ranch Road/Oriole Homes/Huntington Lakes IV/Library – District 5. **SUMMARY:** This action will provide the funding for the acquisition of property as right-of-way necessary for the construction of the Palm Beach County library branch on the east side of Hagen Ranch Road north of West Atlantic Avenue. The right-of-way to be acquired will provide for the alignment of the library entrance road with Emerald Pointe Boulevard and will provide a right turn lane into the library. District 5 (PM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

C. ENGINEERING (Cont'd)

17. **Staff recommends motion to approve:** Supplemental Agreement No. 7 to Project Agreement (R2001-1894) in the amount of \$106,764.38 with Arcadis G&M (AGM) for

professional services. **SUMMARY:** This Supplemental Agreement will provide the services necessary for the preparation of design plan revisions for Seminole Pratt Road and Northlake Boulevard (Project). District 6 (PFK)

18. **Staff recommends motion to approve:** an Amendment to the Financial Assistance Agreement (R2006-0308) with the School District of Palm Beach County (District) for an extension of the completion date for improvements along West Boca Raton Community High School perimeter (within 25 feet of, and visible from) the County's Glades Road. **SUMMARY:** The original Agreement provides for a reimbursement, in an amount not-to-exceed a maximum of \$100,000 to the District for the planned improvements along the County's Glades Road from approximately 1,300 feet west of Boca Falls Drive to approximately 4,600 feet west of Boca Falls Drive. This Amendment between the District and County will extend the completion date from September 30, 2006, to September 30, 2007. The completion date of the improvements has been delayed due to the increased workload for compliance with the class size reduction initiative required by the State. District 5 (MRE)

19. **Staff recommends motion to approve:**

A) an Agreement in the amount of \$515,505.84 with HSQ Group, Inc. (HSQ) for professional services; and

B) a Budget Transfer of \$751,286 in the Road Impact Fee Fund – Zone 1 from Reserves to Central Boulevard from Indiantown Road to Longshore Drive.

SUMMARY: This Agreement will provide the professional services necessary for the preparation of design plans and construction bid documents for Central Boulevard from Indiantown Road to Longshore Drive (Project). District 1 (PFK)

20. **Staff recommends motion to approve:**

A) a \$6,274,889.65 Contract with Bergeron Land Development, Inc. (BLD), the lowest responsive, responsible bidder, for the construction of Jog Road from West Atlantic Avenue to south of Lake Ida Road (Project);

B) a Budget Transfer of \$2,699,129 in the Road Impact Fee Fund – Zone 5, from Reserves to Jog Road from West Atlantic Avenue to south of Lake Ida Road; and

C) a Budget Amendment of \$52,622 in the Road Impact Fee Fund – Zone 5, to recognize a utility reimbursement from BellSouth Telecommunications and appropriate it to Jog Road from West Atlantic Avenue to south of Lake Ida Road.

SUMMARY: This Contract will provide all the work necessary to construct the Project. The Small Business Enterprise (SBE) goal for the Project is 15% overall. The SBE participation committed for the Project by BLD is 14.86% overall and does not meet the SBE requirements for this project. The remaining bidders, however, fall outside the range for ranking of responsive bidders. District 5 (MRE)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

C. ENGINEERING (Cont'd)

21. Staff recommends motion to approve:

A) a Financial Assistance Agreement with United Civic Organization, Inc. (UCO), to provide reimbursement funding not-to-exceed \$50,000; and

B) a Budget Transfer of \$50,000 in the Transportation Improvement Fund from Reserve for District 2 to Okeechobee Boulevard, for beautification on UCO property within 25 feet of and visible from Okeechobee Boulevard.

SUMMARY: This Agreement provides funding to reimburse UCO up to a maximum of \$50,000 of the cost to install beautification on UCO property within 25 feet of and visible from Okeechobee Boulevard from 500 feet west of Haverhill Road to a point approximately 2,000 feet west of Haverhill Road. UCO will be responsible for the perpetual maintenance of these improvements. District 2 (MRE)

22. Staff recommends motion to adopt: a Resolution transferring jurisdictional control, maintenance responsibilities, and ownership of 10th Avenue North, from Interstate 95's (I-95) eastern boundary to North Federal Highway, to the City of Lake Worth (City).

SUMMARY: This action will adopt a Resolution giving the City control over, responsibility for, and ownership of 10th Avenue North from I-95's eastern boundary to North Federal Highway. They plan to rebuild the roadway to provide a more pedestrian friendly environment. The City Community Redevelopment Agency (CRA) has asked for a monetary contribution toward the work. District 7 (MRE)

D. COUNTY ATTORNEY

1. Staff recommends motion to approve and authorize: the Chairman to execute the "Combined Declaration of Use and Incontestability" for Service Mark/slogan: "We're Florida's Golf Capital" for filing with the U.S. Patent and Trademark Office. **SUMMARY:** The filing of this document is necessary to extend for an additional five (5) year period the registration of the slogan "We're Florida's Golf Capital" for use in the promotion of Palm Beach County tourism. Countywide (MC)

2. **Staff recommends motion to approve:** a settlement in the amount of \$81,015, including attorney's fees, but excluding costs, in the eminent domain action styled Palm Beach County v. John R. Bassler, et al., Case No. 502005CA004001XXXXMB, parcel 7580, for the taking of 2.64 acres in Unit 11. **SUMMARY:** The County has negotiated a settlement, including attorney fees, but excluding costs, in the amount of \$81,015, subject to the approval of the Board of County Commissioners. This settlement is based upon the amount of \$25,000 per acre for the oversized, canal fronting parcel 7580 in Unit 11, and has been approved by Richard Walesky, the Director of the Environmental Resources Management Department and by the County's expert appraisers. If approved by the Board, the settlement would require the County to pay an additional \$60,515 including attorney fees, but excluding costs. The costs are expected to be negligible. District 6 (PM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

D. COUNTY ATTORNEY (Cont'd)

3. **Staff recommends motion to approve:** a settlement in the amount of Five Hundred Three Thousand, Five Hundred Dollars (\$503,500), inclusive of attorney's fees and costs in the eminent domain action styled Palm Beach County v. Aliette St. Fleur and Moise Louis, Case No. 502006CA008279XXXXMB. **SUMMARY:** This is an eminent domain action in which the County is seeking to acquire Parcel 0130 for incorporation into the Cypress Creek Natural Area. The County has negotiated a proposed settlement in the amount of Five Hundred Three Thousand, Five Hundred Dollars (\$503,500), subject to the approval of the Board of County Commissioners. This settlement is inclusive of attorney's fees and costs. District 1 (PGE)
4. **Staff recommends motion to approve:** a Mediation Settlement Agreement, inclusive of attorneys fees and costs, in the total amount of Sixty Five Thousand Dollars (\$65,000) in the personal injury action styled David Hill vs. Palm Beach County, Case No. 502004CA006247 MBAB. **SUMMARY:** This is a personal injury case arising from a motor vehicle accident, which occurred on October 25, 2002 in Lantana. Mr. Hill was stopped on Lantana Road at a red light when the County driver rear-ended a vehicle, which in turn caused a chain reaction involving five (5) vehicles, including the Plaintiff's. As a result of the impact, Mr. Hill suffered injuries to his neck, back and shoulders. MRI testing demonstrated disc herniations at two (2) levels. His treating doctor assigned 9%

permanent impairment to him and opined that he will most likely need future surgeries. Staff, including the Risk Management Roundtable Committee, agree that the mediation settlement agreement is in the best interest of the County. Countywide (SCL)

5. **Staff recommends motion to receive and file:** the official Transcript for the closing of the Palm Beach County, Florida \$5,210,000 Tax-Exempt Adjustable Mode Industrial Development Revenue Bonds (Gulfstream Goodwill Industries, Inc. Project) Series 2006; dated May 24, 2006 to acquire land and a building adjacent to the Company's headquarters in Mangonia Park and a portion to be used to refinance industrial revenue Bonds issued by the County on behalf of the Company in 2001 (the "Bonds") as authorized by Resolution R2006-0897 on May 16, 2006. **SUMMARY:** On May 16, 2006, the Board approved the issuance of bond funds to Gulfstream Goodwill Industries, Inc. for the purpose of financing the acquisition of land and a building adjacent to the Company's headquarters in Mangonia Park and to use a portion of the funds to refinance industrial revenue Bonds issued by the County on behalf of the Company in 2001. The official transcript for this transaction has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)

6. **Staff recommends motion to receive and file:** the official Transcript for the closing of the Palm Beach County, Florida \$69,080,000 Airport System Revenue Bonds, Series 2006A and \$16,855,000 Airport System Taxable Revenue Refunding Bonds, Series 2006B for refunding the prior Bonds issued and improvements to Airport facilities (the "Bonds"), as authorized by Resolution R2006-0727 on April 18, 2006. **SUMMARY:** On April 18, 2006, the Board approved the issuance of bond funds for the refunding of prior Airport Bonds and improvements to Airport facilities. The official transcript for this transaction has been provided. This transcript should now be received and filed in the Minutes Department. Countywide (PFK)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES

1. **Staff recommends motion to approve:** Contract with The Center for Information and Crisis Services, Inc. for supportive services to homeless persons in an amount not-to-exceed \$45,707 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** The Center for Information and Crisis Services, Inc. will provide homeless individuals access to a toll free Homeless Helpline and an Intake Worker 24-hours per day, seven (7) days a week for 365 days a year. The Intake Worker screens appropriate

referrals for the Homeless Outreach Teams (HOT), accesses other available resources and enters all data into the Client Management Information System (CMIS), a centralized computer database. The Homeless Helpline will work in conjunction with the 211 Information System. Payment is based on a unit cost and the estimated number of appointments scheduled for the HOT. A total of \$45,707 County funds are included in the FY 2007 budget. County obligations under this contract are subject to budget approval. (Human Services) Countywide (TKF)

2. **Staff recommends motion to approve:** Contract with Christians Reaching Out to Society (CROS) Ministries, Inc. to provide gleaning services in an amount not-to-exceed \$42,548 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** CROS Ministries will recruit and coordinate gleaning opportunities through local church, civic and non-profit agencies in the County to develop strong neighborhood relationships, opportunities and support systems. Gleaning is the gathering of excess produce after the fields have been harvested. The produce is transported to the Daily Food Bank to be distributed to homeless shelters, day care centers, senior centers, and emergency food pantries. This project is a collaboration between the County, CROS and United Way to bring fresh produce into low income neighborhoods as fresh fruit and vegetables are usually too expensive and/or of poor quality in these areas. The addition of these resources adds much needed nutrition to the diet and promotes health and wellness. A total of \$42,548 in County funds are included in the FY 2007 budget. County obligations under this contract are subject to budget approval. (Human Services) Countywide (TKF)

3. **Staff recommends motion to approve:** Contract with Oakwood Center of the Palm Beaches, Inc. for services to homeless individuals in an amount not-to-exceed \$73,318 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Oakwood Center of the Palm Beaches, Inc. will provide supportive services through the Homeless Assertive Community Treatment Team to include case management, employment counseling, medication management, benefits counseling, peer counseling and group counseling. These services are provided to homeless individuals who are severely mentally ill or dually diagnosed and have been placed in permanent housing through the Housing and Urban Development (HUD) Shelter Plus Care grant programs. A total of \$73,318 in County funds are included in the FY 2007 budget. County obligations under this contract are subject for budget approval. (Human Services) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

4. **Staff recommends motion to approve:** Contract with The Lord's Place for support services to homeless persons in an amount not-to-exceed \$63,000 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** The Lord's Place will provide supportive services to a maximum of 78 homeless individuals in an effort to reduce recidivism of the single, chronic homeless males through Project Jump Start. The project's objective is to reduce the "revolving door" syndrome of chronic homeless males by extending emergency shelter from thirty (30) to sixty (60) days; educating and motivating participants towards change that will create self-sufficiency through an intensive day program; and evaluating the effectiveness of a low-demand program in engaging and creating change in the chronic homeless population. Case Management services are a vital link to meet the needs of the homeless individual to overcome the numerous barriers that have led to their homelessness. A total of \$63,000 in County funds is included in the FY 2007 budget. (Human Services) Countywide (TKF)

5. **Staff recommends motion to approve:** Memorandum of Agreement with the United Way of Palm Beach County to support the Community Food Alliance in an amount not-to-exceed \$25,000 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** The County continues to partner with the United Way to provide staff support of the Palm Beach County Community Food Alliance. This Alliance implements the countywide Community Food Security Action Plan to decrease hunger in Palm Beach County. This action plan was developed as a result of the 2004 Food Security Survey. Funding from the County will be matched by United Way for the support of the salary/benefits and related expenses of the Community Food Alliance Coordinator. A total of \$25,000 in County funds are included in the FY 2007, budget. County obligations under this contract are subject to budget approval. (Human Services) Countywide (TKF)

6. **Staff recommends motion to approve:** Contract with The Center for Family Services of Palm Beach County for emergency shelter services to homeless persons in an amount not-to-exceed \$14,400 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** The Center for Family Services will coordinate emergency after hours shelter placement and food, including the provision of transportation and ongoing case management to homeless persons until alternate placement can be arranged. A total of \$14,400 in County funds are included in the FY 2007 budget. County obligations under this contract are subject to budget approval. (Human Services) Countywide (TKF)

7. **Staff recommends motion to approve:** Interagency Agreement with The School Board of Palm Beach County for the period September 21, 2006, through June 30, 2007. **SUMMARY:** This Agreement will be used to obtain child outcome data to use in research and evaluation of the Head Start/Early Head Start program. The objective is to

ensure that Head Start /Early Head Start children are ready to learn when they leave the program and enter into the public school system. This research will help to develop the capability to compare school readiness data of Head Start children with other children in the County and State. The data will be used to make any adjustments to the program to ensure Head Start children have the maximum exposure to the knowledge they need to be successful when they enter the school system. There is no funding associated with this Interagency Agreement. (Head Start) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

8. **Staff recommends motion to adopt:** a Resolution repealing and replacing Resolution R2000-1866 regarding the Head Start/Early Head Start (HS/EHS) Policy Council. **SUMMARY:** A modified Resolution is necessary to accommodate the inclusion of the HS/EHS contracted programs. Contracted programs were developed to comply with the Department of Health and Human Services (DHHS) guidelines and recommendations resulting from of a recent federal review of the Head Start/Early Head Start program. In accordance, changes are necessary to the membership guidelines of the HS/EHS Policy Council. Upon approval of this Resolution, the Council will be comprised of 33 members to facilitate the inclusion of the contracted programs recently added to the HS/EHS roster. (Head Start) Countywide (TKF)

9. **Staff recommends motion to approve:** Amendments to two (2) Ryan White Title I Health Support Services Contracts totaling \$100,000 for Food Bank/Home Delivered Meals, for the period March 1, 2006, through February 28, 2007.

A) Amendment No. 1 to contract (R2006-1077; dated April 4, 2006) with Compass, Inc. to increase funding by \$15,000 for a new total not-to-amount of \$385,493; and

B) Amendment No. 1 to contract (R2006-1079; dated April 4, 2006) with Comprehensive Community Care Network, Inc. to increase funding by \$85,000 for a new total not-to-exceed amount of \$687,509.

SUMMARY: The Board of County Commissioners approved additional funding for the Ryan White Title I grant program on July 11, 2006, to assist in the shortfall of funds for Food Bank/Home Delivered Meals. Funding consists of \$89,135 from the Financially Assisted Agencies Operating Reserves and \$10,865 from the General Fund Contingency Reserves from the FY 2006 budget. (Ryan White) Countywide (TKF)

10. **Staff recommends motion to approve:** three (3) Amendments to Ryan White Title I HIV Health Support Services Contracts totaling \$250,000 for the period March 1, 2006, through February 28, 2007.

A) Amendment No. 2 to contract (R2006-1077; dated April 4, 2006) with Compass, Inc. to increase funding by \$20,000 for a new total not-to-exceed amount of \$405,493;

B) Amendment No. 2 to contract (R2006-1079; dated April 4, 2006) with Comprehensive Community Care Network, Inc. to increase funding by \$167,000 for a new total not-to-exceed amount of \$854,509;

C) Amendment No. 1 to contract (R2006-1083; dated April 4, 2006) with Oakwood Center of the Palm Beaches, Inc. to increase funding by \$7,000 for a new total not-to-exceed amount of \$115,275; and

D) Amendment No. 1 to contract (R2006-1086; dated April 4, 2006) with Treasure Coast Health Council, Inc. to increase funding by \$56,000 for a total not-to-exceed amount of \$577,163.

SUMMARY: The Palm Beach County Health Department has provided a grant of \$250,000 to the County (R2006-1350; dated July 18, 2006) to supplement the Ryan White Title I funds. Compass Inc. will use funds to increase services for mental health counseling/therapy and food bank/home delivered meals; Comprehensive Community Care Network, Inc. will use funds to increase services for residential substance abuse treatment, mental health therapy/counseling and food bank/home delivered meals; Oakwood Center of the Palm Beaches, Inc. will use funds to increase services for mental health therapy/counseling; and Treasure Coast Health Council, Inc. will use funds to increase services for specialty outpatient medical. The remaining \$7,000 will be allocated at a later date. No County funds are required. (Ryan White) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

11. **Staff recommends motion to approve:** Early Head Start Delegate Agency Agreement with Hispanic Human Resources Council, Inc. in an amount not-to-exceed \$205,860 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Through the use of Early Head Start delegate agency agreements, the County is able to leverage its available Federal funds to pay for direct services while the contracted agencies provide the child care facilities. Hispanic Human Resource Council, Inc. will provide services to 24 infants and toddlers at a rate of \$34.310 per child, per day for 250 days. Funding is comprised of \$164,688 (80%) in Federal funds and \$41,172 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

12. **Staff recommends motion to approve:** Head Start Contracted Services Agreement with Education Development Center, Inc., d/b/a My First Steps Preschool, in an amount

not-to-exceed \$542,602 for Head Start services for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Education Development Center, Inc. will provide services to 74 children for 251 days at a rate of \$29.213 per child/per day. There are not sufficient County facilities to accommodate all 1,871 authorized slots for children 3 and 4 years of age in the Head Start program. Therefore, the County enters into contracted service agreements with child care agencies to provide comprehensive Head Start services. Funding consists of \$434,082 (80%) in Federal funds and \$108,520 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

13. **Staff recommends motion to approve:** Contract with Gulfstream Goodwill Industries, Inc. for supportive services to homeless persons in an amount not-to-exceed \$34,005 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Goodwill Industries Inc., will provide case management services to thirty (30) homeless individuals through the transitional housing program, Project SUCCESS. Case management services are a vital link to meet the needs of the homeless individual to overcome the numerous barriers that have led to their homelessness. A total of \$34,005 County funds are included in the FY 2007 budget. County obligations under this contract are subject to budget approval. (Human Services) Countywide (TKF)

14. **Staff recommends motion to approve:** Contracts with the following vendors for support services to homeless individuals for the period October 1, 2006, through September 30, 2007:
 - A) Oakwood Center of the Palm Beaches, Inc. in an amount not-to-exceed \$ 42,330; and

 - B) Comprehensive Alcoholism Rehabilitation Programs, Inc. (CARP) in an amount not-to-exceed \$42,330.

SUMMARY: Oakwood Center of the Palm Beaches, Inc. and Comprehensive Alcoholism Rehabilitation Programs, Inc. (CARP) provide special population staffing that target homeless persons. Separate contracts are provided for these two agencies. Each contract will receive \$42,330. County funds are included in the FY 2007 budget (Human Services) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

15. **Staff recommends motion to approve:** Head Start Contracted Services Agreement with Apostolic Child Development Center, Inc. (CDC), in an amount not-to-exceed \$563,181 for Head Start services, for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Apostolic Child Development Center, Inc. will provide services to 78 children for 251 days at a rate of \$28.766 per child/per day. There are not sufficient County facilities to accommodate all 1,871 authorized slots for children 3 and 4 years of age in the Head Start program. Therefore, the County enters into contracted service agreements with child care agencies to provide comprehensive Head Start services. Funding consists of \$450,545 (80%) in Federal funds and \$112,636 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

16. **Staff recommends motion to approve:** Early Head Start Provider Agency Contract with Family Central, Inc. in an amount not-to-exceed \$113,091 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Family Central, Inc. will recruit, contract and maintain four (4) licensed family child care home providers in Belle Glade, Pahokee and South Bay for the Early Head Start program for a total of 16 children (ages 0-36 months). Family Central, Inc. will be reimbursed at a rate of \$23.958 per child/per day for 16 children that are approved for subsidized child care for a maximum of 248 days. Reimbursement costs for postage, mileage, training, conferences and substitutes shall not exceed \$18,026. Funding is comprised of \$90,473 (80%) Federal and \$22,618 (20%) County for a total of \$113,091. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

17. **Staff recommends motion to approve:** Delegate Agency Contract with Florence Fuller Child Development Centers, Inc. in an amount not-to-exceed \$988,551 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Florence Fuller Child Development Centers, Inc. will provide services for up to 146 children for 248 days at a rate of \$27.302 per child/per day. There are not sufficient County facilities to accommodate all 1,871 authorized slots for children three (3) and four (4) years of age in the Head Start program. Therefore, the County enters into delegate agency contracts with child care agencies to provide comprehensive Head Start services. Funding consists of \$790,841 (80%) in Federal funds and \$197,710 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

18. **Staff recommends motion to approve:** Early Head Start Contracted Services Agreement with Florence Fuller Child Development Centers, Inc. in an amount not-to-exceed \$192,324 for the period August 14, 2006, through September 30, 2007. **SUMMARY:** Florence Fuller Child Development Centers, Inc. will provide services to 22 infants for 282 days at a rate of \$31 per child/per day. The agency has the infrastructure in place to begin services, which will ensure there is no interruption of services to the infants as well as ensure that the Early Head Start Program is at full capacity. This Contract spans two (2) fiscal years and is retroactive to August 14, 2006. Funding consists of \$153,859 (80%) Federal and \$38,465 (20%) in County funds. Fiscal year 2006 funds are in the current budget and funding has been requested in the FY 2007

budget. The County portion for FY 2007 is contingent upon budget approval. (Head Start) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

E. COMMUNITY SERVICES (Cont'd)

19. **Staff recommends motion to approve:** Delegate Agency Contract with Hispanic Human Resources Council, Inc. in an amount not-to-exceed \$1,912,347 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** Hispanic Human Resources Council, Inc. will provide services for up to 261 children for 250 days at a rate of \$29.308 per child/per day in an amount not-to-exceed \$1,912,347. There are not sufficient County facilities to accommodate all 1,871 authorized slots for children three (3) and four (4) years of age in the Head Start program. Therefore, the County enters into delegate agency contracts with child care agencies to provide comprehensive Head Start services. Funding consists of \$1,529,878 (80%) in Federal funds and \$382,469 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

20. **Staff recommends motion to:**

A) ratify the signature of the Chairman on the 2007 State of Florida Department of Children and Families (DCF) Homeless Housing Assistance Grant Application;

B) delegate authority to the County Administrator or his designee to sign the State of Florida Department of Children and Families contract for the Homeless Housing Assistance Grant; and

C) delegate authority to the County Administrator or his designee to sign the contract with Adopt-A-Family for the period September 12, 2006, through June 30, 2007 for the maximum amount of \$463,500.

SUMMARY: Application has been made for homeless housing assistance funding through the 2007 Homeless Housing Assistance Grant. Department of Children and Families will allocate funds based on the applicant's ranking and availability of funding. Upon receipt of the grant award, funds will be subcontracted to Adopt-A-Family for construction of six (6), three (3) bedroom affordable housing rental townhomes to be made available to homeless families. There was insufficient time to place the application on the BCC agenda and meet the deadline for submission to DCF there the documents went through the emergency signature process. No County funds are required. (Human

Services) Countywide (TKF)

21. **Staff recommends motion to approve:** Delegate Agency Contract with the Young Women's Christian Association (YWCA) of Palm Beach County, Inc. in an amount not-to-exceed \$525,828 for the period October 1, 2006, through September 30, 2007. **SUMMARY:** The YWCA of Palm Beach County, Inc. will provide services for up to 78 children for 248 days at a rate of \$27.183 per child/per day in an amount not-to-exceed \$525,828. There are not sufficient County facilities to accommodate all 1,871 authorized slots for children three (3) and four (4) years of age in the Head Start program. Therefore, the County enters into delegate agency contracts with child care agencies to provide comprehensive Head Start services. Funding consists of \$420,662 (80%) in Federal funds and \$105,166 (20%) in County funds. County funding is contingent on budget approval and has been requested in the FY 2007 budget. (Head Start) Countywide (TKF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

F. AIRPORTS

1. **Staff recommends motion to approve:** First Amendment to the Air Freight Building Lease Agreement with United States Postal Service (USPS). **SUMMARY:** The Department of Airports is requesting approval to amend USPS' Air Freight Building Lease Agreement (R97-555D), to extend the Agreement for an additional nine (9) months to September 30, 2007. Countywide (LMB)

2. **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida; establishing an initial rental rate for certain storage units located at the Palm Beach County Glades Airport and North County General Aviation Airport; authorizing the County Administrator or his designee to execute a standard form Palm Beach County General Aviation Airport Storage Unit Lease Agreement on behalf of the Board of County Commissioners; providing for severability; and providing an effective date. **SUMMARY:** The County presently does not have a standard form document allowing for the leasing of storage units at Palm Beach County general aviation airports. The proposed standard form lease document allows for rental rate adjustments coinciding with the three (3) year appraisals, insures compliance with insurance requirements, Federal, State, and local laws, and the

stipulation that the Lessee must maintain a current Hangar or Office Lease Agreement at Palm Beach County Airports. The leasing of these units would generate an annual increase in revenue of \$132,432 at this time, based on the recommended rate of \$1 per square foot. Countywide (LMB)

3. **Staff recommends motion to approve:** a list of twelve (12) charitable organizations to benefit from proceeds (coins) from the fountain at Palm Beach International Airport during the period of October 1, 2006, through September 30, 2007. **SUMMARY:** On March 14, 1989, the Board approved the concept of collecting contributions from the Airport's fountains on a monthly basis and contributing the funds to a different local charitable organization recommended by the Department of Airports in conjunction with the Community Services Department and approved by the Board. The Department of Airports recommends the non-profit organizations listed on Attachment "A" of the agenda item provided by the Community Services Department to receive contributions for the coming year commencing October 1, 2006. Average monthly contributions for the past year have been approximately \$100. In addition, this list will be provided to The Paradies Shops, the Airport's retail operator, who will send their contribution from the fountain in their main gift shop along with an additional contribution of \$250 to these same agencies, pursuant to their concession agreement. Countywide (LMB)

4. **Staff recommends motion to approve:** First Amendment to the Air Freight Building Lease Agreement with United Parcel Service, Inc. (UPS). **SUMMARY:** The Department of Airports requests approval to amend the UPS Air Freight Building Lease Agreement (R96-2014D), to extend the expiration date for an additional eleven (11) months to September 30, 2007. Countywide (LMB)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

5. **Staff recommends motion to receive and file:** four (4) original contract(s)/ agreement(s)/grant(s) for the Department of Airports:

A) Grant Agreement Number 3-12-0085-045-20065 in the amount of \$3,266,542 to replace terminal skylight, repair exterior terminal walls and repair terminal roof damaged by Hurricane Wilma at PBI A;

B) Grant Agreement Number 3-12-0085-046-2006 in the amount of \$2,827,967 to conduct an Environmental Impact Statement (EIS) for Runway 9L/27R Extension; conduct a Benefit Cost Analysis (BCA); and develop a Stormwater Master Plan for PBI A;

C) Grant Agreement Number 3-12-0086-006-2006 in the amount of \$171,399 to replace Automated Weather Observation Reporting System at Palm Beach County Park Airport (Lantana); and

D) General Aeronautical Services Agreement with WFS-PTS LLC at PBI A, effective June 7, 2006.

SUMMARY: Delegation of authority for execution of these standard County contracts/agreements/grants above was approved by the BCC in R2003-1047, pursuant to PPM No. CW-0-51 and by PPM No. CW-F-064. Countywide (LMB)

6. **Staff recommends motion to approve:** Agreements to purchase the following properties at a total cost of \$ 395,000. Said properties are located West of Runway 9L at Palm Beach International Airport (PBI A):

Monte Parker McLendon, Trustee
4976 Elizabeth Street
West Palm Beach, FL 33415 Parcel W – 87
Sales Price \$180,000
Replacement Housing \$N/A

Mary Ann Wurst, Personal Representative of the Estate of Virginia M. Rypka
4545 Bertram Street
West Palm Beach, FL 33415 Parcel W – 170
Sales Price \$215,000
Replacement Housing \$ N/A

SUMMARY: The above properties are being acquired in accordance with Palm Beach International Airport's approved Part 150 Noise Compatibility Study, which recommended the acquisition of property. Countywide (LMB)

7. **Staff recommends motion to approve:** Amendment No. 9 to the contract with PBS&J, Inc. approved by the BCC on February 6, 2001 (R2001-0194) for consulting/professional services for the Department of Airports. **SUMMARY:** This Amendment will add the document addressing "Additional Contract Requirements for Federally Funded Projects" to the original contract as required by the Federal Aviation Administration (FAA). There is no fiscal impact associated with this Amendment. Countywide (JCM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

F. AIRPORTS (Cont'd)

8. **Staff recommends motion to adopt:** a Resolution for a new standard form Airline-Airport Use and Lease Agreement; authorizing the County Administrator or his designee to execute a standard form Airline-Airport Use and Lease Agreement and certain amendments to the standard form Airline-Airport Use and Lease Agreement on behalf of the Board of County Commissioners; repealing Resolution No. R-2005-1121, as amended by Resolution No. R2005-2444. **SUMMARY:** The current Airline-Airport Use and Lease Agreement expires September 30, 2006; the revised standard form agreement is effective October 1, 2006 for a five (5) year term. In addition to establishing rights and obligations of Airlines regarding the use and lease of various areas in Palm Beach International Airport (PBI), this agreement establishes the basis by which the Airlines guarantee payment to the County for costs associated with the terminal and airfield at PBI. Anticipated Airline revenues for fiscal year 2007 total \$21 million in the form of terminal rentals, aircraft apron fees, and landing fees. This action delegates contract approval authority to the County Administrator, or his designee, including approval authority for amendments to increase or decrease tenant leasehold areas covered by the Airline-Airport Use and Lease Agreement. Additionally, the resolution repeals the prior airline agreement and delegated authority associated with the prior agreement. Countywide (LMB)

G. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** Amendment No. 1 to the Contract dated October 19, 2004 (R2004-2238) with Spectrum Municipal Services, Inc. exercising the option to extend the term of the contract, as set forth in Article 2 of the contract, for an additional two (2) year period through November 10, 2008. **SUMMARY:** On October 19, 2004, the County entered into a contract with Spectrum for the purpose of providing non-exclusive financial advisory services as required to meet the County's financing needs during the contract period. The Financial Advisor has consistently provided outstanding, independent professional financial advisory services to the County. The Contract provides for an annual retainer fee of \$24,000 for financial advisory services rendered to the County not related to the issuance of bonds and a fee schedule for services rendered for County bond issues, as provided in Exhibit B of the Contract. Countywide (PFK)

H. FACILITIES DEVELOPMENT & OPERATIONS

1. [Staff recommends motion to approve:](#) an Artwork Loan Agreement with Artist Susan P. Cochran for a one (1) year outdoor exhibition at the Palm Beach International Airport. **SUMMARY:** On May 18, 2006, the Public Art Committee (Committee) unanimously voted to accept Susan P. Cochran's proposed artwork loan of "Ant Colony", the larger than life five-piece painted bronzed sculpture. The pieces range from 7-11 feet tall and 10-25 feet long, weighing between 900 - 3000 pounds each. The Committee and Palm Beach International Airport (PBIA) approved the artwork loan for outdoor exhibition for a one-year period at PBIA on the grassy area near Park & Ride (west of the retention basin). This location was deemed large enough to compliment the scale of the sculpture and its proximity to the Park & Ride makes the artwork visually accessible to the thousands of passengers who are shuttled back and forth between the airport's terminals and long term parking area. The Artist is responsible for installation and removal with oversight from Art in Public Places and PBIA staff, and for insuring the artwork during the term of the Agreement including installation and removal. Neither a building permit nor zoning approval is required for the sculpture. (FDO Admin) Countywide/District 2 (JM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. [Staff recommends motion to approve:](#) an Interlocal Agreement with the City of Greenacres for the provision of radio maintenance services. **SUMMARY:** This Agreement provides for the provision of radio equipment (subscriber units and consoles) maintenance services to the City by FDO/Electronic Services and Security. The services are to be charged on an hourly basis at a cost of \$65/hr/person and \$97.50/hr/person for overtime work. In the event that the County must out source the labor, a separate labor rate is provided. The maintenance costs for the radio consoles are provided on a lump sum basis pursuant to the County's agreement with Motorola. The rates may be adjusted annually with notification by June 1 annually (effective that following October 1) at the County's sole discretion, but in no event shall the City's fee schedule exceed the fee schedule applied to County departments. The term of the agreement is for three (3) years commencing October 1, 2006, with one (1) - three (3) year renewal. The Agreement may be terminated by either party, with or without cause with a minimum of three (3) months notice. (FD&O Admin) District 2 (JM)
3. [Staff recommends motion to approve:](#) Amendment No. 9 to the annual Contract with Catalfumo Construction, Ltd. (R2003-1543) for construction management services for library expansion program and various government buildings. **SUMMARY:** Catalfumo Construction, Ltd. was selected to provide construction management services associated with the design and construction of new libraries, additions to libraries, renovations to libraries, and other various government buildings. The Board approved

an annual contract on September 23, 2003. The original Contract provided for an initial two (2) year term with three (3) - one (1) year renewal options. This Amendment would provide for services during the second renewal period. Catalfumo Construction has an SBE participation goal of 15%. During the first three years of the Contract, Catalfumo Construction has achieved 28.9% participation. (Capital Improvements Division) Countywide (JM)

4. **Staff recommends motion to approve:** Amendment No. 9 to the annual Contract with The Weitz Company, LLC (R2003-1542) for construction management services for library expansion program and various government buildings. **SUMMARY:** The Weitz Company was selected to provide construction management services associated with the design and construction of new libraries, additions to libraries, renovations to libraries, and other various government buildings. The Board approved an annual contract on September 23, 2003. The original Contract provided for an initial two (2) year term with three (3) - one (1) year renewal options. This Amendment would provide for services during the second renewal period. The Weitz Company has an SBE participation goal of 15%. During the first three years of the Contract, The Weitz Company has achieved 17.6% participation. (Capital Improvements Division) Countywide (JM)

5. **Staff recommends motion to approve:** Amendment No. 3 to the annual Contract with URS Corporation (R2003-1540) for professional environmental assessment and remedial consulting services on a continuing contract basis. **SUMMARY:** URS Corporation was selected to provide professional environmental assessment consulting services on a continuing contract basis. The Board approved an annual contract on September 23, 2003. The original Contract provided for an initial one (1) year term with three (3) - one (1) year renewal options. This Amendment would provide for services during the third and final renewal period. URS Corporation has an SBE participation goal of 15%. During the first three years of the Contract, URS Corporation has achieved 16.3% participation. (Capital Improvements Division) Countywide (JM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

6. **Staff recommends motion to approve:** a First Amendment to the Agreement with Columbia Hospital, Inc. (R2004-0456), allowing for interoperable communications through the countywide and EMS common groups of the County's 800 MHz Radio System. **SUMMARY:** The Agreement between the County and Columbia, which provides the terms and conditions under which Columbia can program into its radios and utilize the countywide and EMS common talk groups for certain types of inter-agency communications will expire on March 16, 2007. The Agreement provides for

three (3) - three (3) year renewals but renewals require approval by both parties. Columbia has approved a renewal to extend the term of the Agreement until March 16, 2010. The renewal now requires Board approval. The terms of the Agreement are standard and have been offered to other hospitals and EMS providers. There are no charges associated with this Agreement. Columbia is required to pay all costs associated with subscriber units and to comply with the established operating procedures for the System. The Agreement may be terminated by either party, with or without cause. (FDO/ESS) Countywide (JM)

7. **Staff recommends motion to receive and file:** a Notice of Exercise of the first renewal option under the Lease Agreement (Lease) (R2004-1438) with the Florida Department of Education on behalf of the Division of Blind Services for the continued use of 825 sf of floor space in the Palm Beach County Judicial Center in West Palm Beach. **SUMMARY:** On June 22, 2004, the Board approved the Lease with the Florida Department of Education on behalf of the Division of Blind Services for use of 825 sf of floor space in the Palm Beach County Judicial Center located at 205 North Dixie Highway, West Palm Beach. The space is currently occupied by Don's Coffee Spot. The initial term of the Lease was for two (2) years effective October 1, 2004 and ending September 30, 2006, with four (4) extension options, each for a period of two (2) years. Exercise of this first option will extend the term of the Lease from October 1, 2006 to September 30, 2008. The annual rent is approximately \$11,835 based on an estimated annual three percent (3%) CPI increase. Pursuant to the terms of the Lease, the Board has no discretionary authority to not allow the exercise of the option. However, the Lease provides that either party may terminate this Lease upon ninety (90) days written notice. (PREM) District 7 (HJF)

8. **Staff recommends motion to approve:** Amendment No. 10 to the annual Contract with Centex Construction, LLC (R2003-1541) for construction management services for library expansion program and various government buildings. **SUMMARY:** Centex Construction was selected to provide construction management services associated with the design and construction of new libraries, additions to libraries, renovations to libraries, and other various government buildings. The Board approved an annual contract on September 23, 2003. The original Contract provided for an initial two (2) year term with three (3) - one (1) year renewal options. This Amendment would provide for services during the second renewal period. Centex Construction has an SBE participation goal of 15%. During the first three (3) years of the Contract, Centex Construction has achieved 15.3% participation. (Capital Improvements Division) Countywide (JM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

9. **Staff recommends motion to approve:** exercise of the Second Option to extend the Lease Agreement (R97-2126D), dated December 16, 1997, with C & D Development for the continued use of 6,000 sf of warehouse space in unincorporated West Palm Beach at an annual rate of \$55,484.16/yr. **SUMMARY:** The Sheriff's Office currently leases approximately 6,000 sf of warehouse space at 1438-B Skees Road in West Palm Beach, for the operation of its Auto Theft Task Force program. The term of the current extension period expires December 31, 2006. This second and final option will extend the term of the Lease Agreement for one (1) year, from January 1, 2007 through December 31, 2007. The annual rent for this extension period is \$55,484.16 (\$9.24/sf), plus charges for separately metered electricity. The County is required to provide a ninety (90) day written notice to exercise its renewal option. (PREM) District 2 (HJF)
10. **Staff recommends motion to approve:** a Lease Agreement with the City of South Bay to establish Fire Rescue Station No. 74 for \$1/year. **SUMMARY:** This Lease Agreement will allow the Fire Rescue Department to use 3,360 SF of space within the City of South Bay's Public Safety Building for operation of Fire Rescue Station No. 74. The rental rate is \$1/year, including water and sewer. The term of the Lease Agreement is for five (5) years, with two (2) extension options, each for a period of one (1) year. All leasehold renovations will be at the sole cost of the Fire Rescue Department and construction is projected to be completed by October 1, 2006. The County has the right to terminate the Lease Agreement at any time upon ninety (90) days written notice. (PREM) District 6 (HJF)
11. **Staff recommends motion to approve:** an Easement Agreement in favor of the Town of Jupiter to install a pedestrian boardwalk over approximately .01 acres of vacant County-owned property, in unincorporated Town of Jupiter. **SUMMARY:** The Town of Jupiter is requesting this Easement Agreement in order to install and maintain an elevated pedestrian boardwalk for a portion of its Riverwalk project on a portion of a .20 acre County-owned parcel located along the east side of the Intracoastal Waterway south of Indiantown Road, in Jupiter. The parcel consists mainly of mangrove fringe and was donated to the County in 1989. The easement area is 15' wide by approximately 33' long for a total of 503 square feet (.01 acres) and runs east and west through the center of the County-owned property. The Environmental Resources Management Department supports this project and has approved the easement location. The Easement is being granted without charge as the project will provide waterfront access to the general public. (PREM) District 1 (JMB)
12. **Staff recommends motion to adopt:** a Resolution providing for the purchase of a Waterfront Preservation Easement and Declaration of Restrictive Covenants for the Boynton Beach Community Redevelopment Agency (CRA) Marina. **SUMMARY:** The Boynton Beach CRA, as part of their Waterfront Preservation Program, purchased the Two Georges Marina (a/k/a Boynton Marina) in March of 2006 for \$4,775,000 in an effort to avoid loss of the existing restaurant and marina to residential development. The

Marina consists of a total of 1.45 acres of upland and submerged land containing a two (2) story marina office, restrooms, dive shop, classroom, 24 boat slips and 42 parking spaces. The CRA requested \$2 million in funding assistance for this project which was allocated by the Board in November 2005. This Easement requires that the Marina property and all improvements be used for public marina purposes, subject to the rights of Two Georges Restaurant to use 19 parking spaces for their valet operations. The public will have the right of access to the Marina and all improvements. The CRA must make available 8 boat slips for charter/commercial boat operators, and the remaining 16 slips for lease to the general public at no more than market rate. The Marina property may not be transferred to a non-governmental entity without the consent of the County. Upon approval of this Resolution and staff obtaining a title policy evidencing satisfactory title, the County and property owner will simply exchange the Easement for payment of \$2 million. (PREM) District 1 (HJF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

H. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

13. **Staff recommends motion to approve:** a Lease Agreement with Sprint PCS to construct, install, operate and maintain a communication tower and equipment storage facility at Veteran's Park West Boca for \$42,000 per year. **SUMMARY:** Veteran's Park West Boca is located at 9400 Palmetto Park Road in unincorporated western Boca Raton. In April 2005, staff issued a Request for Proposals to allow the respondent to construct, at its sole cost, a 100' stealth wireless communications flagpole tower and equipment building, together with an attached 16 x 24 public open air covered pavilion. Responsive proposals were received from Sprint PCS and Verizon Wireless. A Selection Committee of two (2) employees from the Property and Real Estate Management Division and one (1) from the Parks and Recreation Department ranked Sprint PCS's proposal the highest. The initial term of the Lease Agreement is for five (5) years, with five (5) extension options, each for a period of five (5) years. The initial annual rent is \$42,000 per year, with an annual increase of either CPI or three percent (3%), whichever is greater. The first two (2) years rent will be paid in advance commencing ninety (90) days after Board approval. In addition, Sprint PCS will pay \$20,000 which can be spent at the discretion of the Parks and Recreation Department to benefit the Veteran's Park West Boca. The County has the right to cancel the Lease Agreement at any time after fifteen (15) years upon sixty (60) day written notice. Sprint PCS will own the tower and the County will own the equipment building/pavilion which can both accommodate two (2) additional users. Staff will issue an RFP to enter into future use agreements of the equipment building/pavilion and the selected respondents will be required to negotiate arrangements with Sprint PCS for use of the Tower. Both Verizon and T-Mobile have expressed interest in operating at this facility and are each willing to pay the County \$40,000/year. Sprint PCS is responsible for maintenance of the tower and equipment/pavilion building. Sprint PCS will post a \$5,000 security deposit. (PREM) District 5 (HJF)

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to:

A) adopt a Resolution of the Board of County Commissioners (BCC) of Palm Beach County, Florida, granting a County tax exemption for one (1) historic property located within the City of Delray Beach; and

B) approve restrictive covenant for the historic property, requiring the qualifying improvements be maintained during the period that the tax exemption is granted.

SUMMARY: The Resolution will authorize a County tax exemption for the following historic property located within the City of Delray Beach.

Address: 1127 Nassau Street

If granted, the tax exemption shall take effect January 1, 2007, and shall remain in effect for ten (10) years, or until December 31, 2016. The exemption shall apply to 100 percent of the assessed value of all improvements to each historic property, which resulted from restoration, renovation, or rehabilitation of the property. Based on the 2006 mileage rate, it is estimated that approximately \$84 (tax dollars) will be exempted annually. Accompanying the resolution is a restrictive covenant, which requires the qualifying improvements be maintained during the period that each tax exemption is granted.
District 4 (RB)

SEPTEMBER 12, 2006

3. **CONSENT AGENDA APPROVAL**

K. WATER UTILITIES

1. Staff recommends motion to receive and file: five (5) Agreements for emergency generator purchase, operation and maintenance received during the months of May and July 2006.

A) Buena Vida Master Association, Inc.

B) Huntington Pointe Association, Inc.

C) Olympia Master Association, Inc.

D) Valencia Falls HOA

E) Willoughby Farms Master Association, Inc.

SUMMARY: On March 14, 2006, the Board of County Commissioners delegated the authority to execute Emergency Generator Purchase, Operation and Maintenance Agreements (Agreements) to the County Administrator or his designee. The County Administrator has delegated this approval to the Palm Beach County Water Utilities

Department Director. These Agreements provide property owners with the ability to donate funds to purchase emergency generators for lift stations located within their community. The Department will assign the community its generator(s), locate the generator(s) on-site during hurricane season, and operate and maintain the generator(s) during emergencies. By executing such Agreements, the Department is able to expedite its goal of providing a higher level of emergency response service throughout its service area. Power outages that occur during hurricanes and other emergencies require the Department to operate a system of emergency generators at wastewater pump stations to prevent wastewater from backing up into streets, swales, and residents' homes. Due to the great number of lift stations and limited staffing resources, the Department is not able to place an emergency generator at every lift station. These Agreements will increase the number of generators available to the Department during emergencies. Countywide (MJ)

2. **Staff recommends motion to approve:** an Interlocal Agreement with the City of South Bay for construction of a Floridan Aquifer production well to supply raw water to the Lake Region Water Treatment Plant (LRWTP). **SUMMARY:** On February 3, 2004, the Board entered into an Agreement with the City of South Bay (R2004-0245) for the provision of bulk potable water service. Pursuant to the Bulk Agreement, the County will design, permit, and construct the LRWTP and all related infrastructure, including several Floridan Aquifer production wells. The County and the City have been working cooperatively to secure Federal and State funding for this project. This Agreement will transfer \$356,000 of State funds from the South Florida Water Management District (SFWMD) through the City of South Bay to the County for construction of one (1), Florida Aquifer production well. (WUD Project No. 03-169) District 6 (MJ)

3. **Staff recommends motion to approve:** Supplement No. 2 to Consultant Services Authorization No. 6 to the contract with Brown and Caldwell (R2005-0776) for Asset Management Program assistance in the amount of \$98,875. **SUMMARY:** Supplement No. 2 to Consultant Services Authorization No. 6 with Brown and Caldwell provides for technical assistance with the Water Utility Department's Asset Management Program. The contract includes the Small Business Enterprises (SBE) participation goal of 26%, which exceeds the 15% goal established by Palm Beach County Ordinance (No. 2002-064). This Consultant Services Authorization includes zero participation. The consultant's cumulative SBE participation, including this Authorization is 27.55% overall. (WUD Project No. 06-049) Countywide (MJ)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

4. **Staff recommends motion to approve:** a License Agreement with the School Board of Palm Beach County for temporary use of School Board property to facilitate construction of the Lake Region Water Treatment Plant (LRWTP). **SUMMARY:** A License Agreement (R2005-2170) was previously approved allowing the County's contractors to store piping and construction materials on the School Board property adjacent to the LRWTP site until August 31, 2006. This new Agreement provides an additional one (1) year period ending on August 31, 2007. (WUD Project No. 03-169) District 6 (MJ)

5. **Staff recommends motion to receive and file:** a Clean Irrevocable Standby Letter of Credit, No. SM220399W, in the amount of \$438,000 for The BG Group, LLC. **SUMMARY:** On June 6, 2006, the Board approved a contract with The BG Group, LLC (R2006-1001) for demolition of Water Treatment Plant Nos. 1 and 3, and Wastewater Treatment Plant 9N in the amount of \$438,000. The contract was approved subject to receipt of an acceptable public construction bond or line of credit. This agenda item recommends the Board receive and file the Clean Irrevocable Standby Letter of Credit, No. SM220399W issued by Wachovia Bank, National Association so it may be properly recorded. Districts 2 & 5 (JM)

6. **Staff recommends motion to adopt:** a Resolution amending Resolution (R2006-0503) for the Suncrest Road Water Main Extension Improvement Project, reducing the individual assessment from \$46.48 per front foot to \$43.16 per front foot. **SUMMARY:** On March 14, 2006, the Board adopted a Resolution (R2006-0503) confirming the Suncrest Road Water Main Special Assessment Project. Pursuant to Section 9 of Ordinance No. 2001-0010, property owners are entitled to a reduction in their individual assessment if the final cost of the project falls below the original estimate. The assessment adopted by the Board was based upon an estimated cost of \$209,903.68, while the final assessable cost is \$194,910.56. Based on 4,516 linear feet of assessable frontage, the individual cost to the property owners is decreased from \$46.48 per front foot to \$43.16 per front foot. (WUD Project No. 05-075) District 2 (MJ)

7. **Staff recommends motion to approve:** Consultant Services Authorization No. 21 to the Contract with Mathews Consulting, Inc. (R2005-0777) for design, permitting, and bidding services for the Lift Station Rehabilitation Project in the amount of \$201,235.50. **SUMMARY:** Consultant Services Authorization No. 21 with Mathews Consulting, Inc. provides engineering services to upgrade and rehabilitate six (6) existing wastewater lift stations. The work will address conversion of dry-can type lift stations to submersible stations, upgrade of pumping and mechanical equipment, structural rehabilitation, and electrical improvements. The contract with Mathews Consulting, Inc. includes the Small Business Enterprises (SBE) participation goal of 55%, which exceeds the 15% goal established by Palm Beach County Ordinance (No. 2002-064). This Consultant Services Authorization includes 99.50% overall participation. The consultant's cumulative SBE participation, including this Authorization is 57.94% overall. (WUD Project No. 06-164A) Countywide (MJ)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

8. **Staff recommends motion to approve:** Consultant Services Authorization No. 11 to the Contract with Jordan, Jones & Goulding, Inc. (R2005-0775) for design, permitting, and bidding services for the Lift Station Rehabilitation Project in the amount of \$131,750. **SUMMARY:** Consultant Services Authorization No. 11 with Jordan, Jones & Goulding, Inc. provides engineering services to upgrade and rehabilitate three (3) existing wastewater lift stations. The work will address conversion of dry-can type lift stations to submersible stations, upgrade of pumping and mechanical equipment, structural rehabilitation, and electrical improvements. The contract with Jordan, Jones & Goulding, Inc. includes the Small Business Enterprises (SBE) participation goal of 27%, which exceeds the 15% goal established by Palm Beach County Ordinance (No. 2002-064). This Consultant Services Authorization includes 35.70% overall participation. The consultant's cumulative SBE participation, including this authorization is 38.62% overall. (WUD Project No. 06-164B) Countywide (MJ)

9. **Staff recommends motion to approve:** a Contract for Disaster Recovery Design/Build Services with CH2M Hill, Inc. **SUMMARY:** This Contract is recommended as prudent planning to ensure the integrity of the County's water and wastewater infrastructure prior to, during, and immediately following natural disasters, including Category 4 or 5 hurricanes. Following these events, reconstruction of water utility facilities needs to begin immediately in order to protect public health. This Contract facilitates the immediate reconstruction of such infrastructure and will be used by the Water Utilities Department to obtain engineering/professional design/build/construction services for disaster recovery or mitigation related projects. The Facilities Development and Operations Department may also use the design/build Contract. Consultant Service Authorizations will be negotiated and issued in accordance with the standard County procedures outlined in Countywide PPM No. CW-F-050. The Contract has a term of one (1) year, subject to two (2) annual renewals. The selected firm has agreed to meet or exceed a 15% small business participation goal. The consultant has included a list of certified small business (SBE) subcontractors which they intend to use to meet their goal. (WUD 06-103) Countywide (JM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

10. **Staff recommends motion to receive and file:** seven (7) Standard Development Agreements and seven (7) Standard Development Renewal Agreements complete with executed documents received during the months of July and August 2006.

Standard Development Agreements

A) James Michael and Jolene Cole Hurd,
John J. Murray, Jr. and Joynce M. Murray and Reserve at Summit, LLC

01-01184-000

B) Weldon Townhouse Limited Liability Partnership 01-01185-000

C) Boynton Beach Associates XXI, LLLP 05-01067-001

D) C. Bruce Pearson 05-01083-001

E) Boynton Beach Associates XXI, LLLP 05-90009-000

F) C. Bruce Pearson 05-90010-000

G) Boca Lago Country Club, Inc. 09-01055-000

Standard Development Renewal Agreement

H) Palm Beach Jewish Community Campus Corp 01-01055-R00

I) Fred Keller, Trustee 01-01058-R00

J) Compart Connecticut, Inc. 01-01062-R00

K) Palm Beach County Solid Waste Authority 02-01032-R00

L) Southland Centers II, LLC 03-01010-R02

M) Landmark Custom Homes of Equus, LLC 05-01026-R06

N) The Oaks at Boca Raton Venture, L.P. 09-01022-R00

SUMMARY: The terms and conditions for Standard Development Agreements are outlined in the Water Utilities Department's Uniform Policies and Procedures Manual. The Board of County Commissioners delegated the authority to execute various types of Standard Development Agreements to the Department Director including potable water and wastewater agreements (R93-1619); reclaimed water agreements (R96-0228); and additional conditions for potable water, wastewater, and reclaimed water agreements (R2003-0539). After these agreements are executed by the developer and the Department, they must be recorded by the County Clerk's Office. This agenda item recommends the Board receive and file the agreements so they may be properly recorded. Countywide (SF)

11. **Staff recommends motion to approve:** a Contract with GlobeTec Construction LLC for the Lake Region Water Treatment Plant (LRWTP) Transmission System in the amount of \$14,790,815. **SUMMARY:** On July 12, 2006, four (4) construction bids were received for the construction of the LRWTP Transmission System, with GlobeTec Construction LLC being the low bidder in the amount of \$14,790,815. This project provides for installation of raw water mains for the LRWTP and potable water mains with bulk water

meters to serve the Cities of Belle Glade, Pahokee and South Bay. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15.0% overall. This contract with GlobeTec Construction LLC provides for SBE participation of 15.37% overall. (WUD Project No. 03-169) District 6 (JM)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

K. WATER UTILITIES (Cont'd)

12. **Staff recommends motion to approve:** Amendment No. 2 to cost-sharing Agreement No. OT040195 (R2004-1568) with the South Florida Water Management District (SFWMD) for design, permitting, and construction of the Lake Region Water Treatment Plant (LRWTP). **SUMMARY:** On July 13, 2004, the Board of County Commissioners approved a cost sharing agreement with SFWMD (R2004-1568) for design, permitting, and construction of the LRWTP. The Board of County Commissioners committed \$12,500,000 and SFWMD committed \$4,500,000 to be disbursed in three (3) installments of \$1,500,000 each in FY 2004, FY 2005, and FY 2006. SFWMD provided the County with the first two (2) \$1,500,000 installments in September 2004 and September 2005. Amendment No. 2 to the agreement revises the scope of work for the FY 2006 installment to include construction tasks and amends the payment and delivery schedule accordingly. These cost-sharing funds will be used to reduce the net cost of the LRWTP to the Cities of Belle Glade, Pahokee and South Bay. (WUD Project No. 03-169) District 6 (MJ)

L. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to:**

A) approve Agreement (Contract No. 011700) with the Florida Department of Agriculture and Consumer Services (FDACS) for mosquito control services performed by the Department of Environmental Resources Management (ERM), for the period October 1, 2006, through September 30, 2007 for an amount not-to-exceed \$35,000, contingent on FY 2007 State funding; and

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

SUMMARY: The Agreement provides Arthropod Control State Aid of \$35,000 with a County match of one hundred percent (100%) for one year beginning October 1, 2006. Funding has been included in the County's FY2007 budget request. The County overmatch is \$2,196,951. The State reduced its funding from the prior year's award of

\$37,025 by \$2,025. Countywide (SF)

2. **DELETED**

SEPTEMBER 12, 2006

3. **CONSENT AGENDA APPROVAL**

L. **ENVIRONMENTAL RESOURCES MANAGEMENT (Cont'd)**

3. **Staff recommends motion to:**

A) approve a Management Plan for the Limestone Creek Natural Area; and

B) authorize the Chairman to sign Deeds of Conservation Easement to the South Florida Water Management District (SFWMD) and The Nature Conservancy (TNC) on behalf of the County, provided that the Deeds of Conservation Easement for Limestone Creek Natural Area do not substantially change the terms and conditions of the form Deed of Conservation Easement as previously approved by the Board on September 13, 2005 (R2005-1770).

SUMMARY: The Limestone Creek Natural Area Management Plan (Plan) was developed by the Department of Environmental Resources Management (ERM). The Plan provides guidelines for proposed land management activities on the Limestone Creek Natural Area. It was recommended for approval by the Natural Areas Management Advisory Committee (NAMAC) on June 16, 2006, after careful consideration of public comments received at a public hearing held on April 20, 2006. NAMAC also made a recommendation for further layers of protection for the land by the County offering a Deed of Conservation Easement to two (2) non-profit parties. On September 13, 2005, the BCC expressed a desire to place conservation easements on County natural areas and approved a Resolution establishing standard form conservation easements (R2005-1770). The Deeds of Conservation Easements contained in this agenda item are in the standard format that was approved by the BCC on September 13, 2005. Prior to the Chairman signing the Deeds of Conservation Easement for Limestone Creek, the site specific deeds will be reviewed and approved by SFWMD and TNC. The Limestone Creek Natural Area is comprised of 53.4 acres, including 22.3 acres purchased by the County utilizing proceeds from the Land Acquisition for Conservation Purposes Bond Referendum of March 9, 1999 and 31.1 acres which are subject to a long-term linear park permit issued by the SFWMD. The County-owned 22.3 acres will be covered under the Deeds of Conservation Easement. This site will be managed by ERM as part of the County's Natural Areas System, which is currently comprised of 34 sites. District1 (SF)

4. **Staff recommends motion to approve:** a Budget Amendment of \$200,000 in the

Natural Areas Fund to establish a revenue budget of \$200,000 for the Florida Department of Environmental Protection (DEP) Task Assignment No. SE-111 for exotic plant removal at the Winding Waters Natural Area. **SUMMARY:** Task Assignment No. SE-111 to DEP Contract No. SL898 (R2001-0772) for \$200,000 has been received from DEP, effective August 18, 2006 through May 31, 2007, for exotic plant control in the Winding Waters Natural Area. This item will establish budget for the Task Assignment. District 2 (SF)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION

1. **Staff recommends motion to approve:** Agreement with the City of Lake Worth for the period September 12, 2006, through April 30, 2007, in an amount not-to-exceed \$4,700 for funding of Lake Worth Wildcats league expenses. **SUMMARY:** This funding is to help offset costs paid by the City of Lake Worth for the Lake Worth Wildcats football league for league expenses. The league serves approximately 150 children and youth annually. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to July 17, 2006. Funding is from the Recreation Assistance Program (RAP). District 7 (AH)

2. **Staff recommends motion to approve:** Agreement with the Town of Manalapan for the period September 12, 2006, through December 30, 2006, in an amount not-to-exceed \$10,000 for funding of the 2005-2006 Lecture Series at J. Turner Moore Memorial Library. **SUMMARY:** This funding is to assist with costs for the annual lecture series held by the Town of Manalapan at the J. Turner Moore Memorial Library. The series serves approximately 250 people annually. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to November 10, 2005. Funding is from the Recreation Assistance Program (RAP). District 4 (AH)

3. **Staff recommends motion to approve:** Agreement with Abundant Life Fellowship of the Palm Beaches, Inc. for the period September 12, 2006, through September 30, 2006, in an amount not-to-exceed \$5,000 for funding of the Abundant Life Fellowship Community Resource Center Project Exodus. **SUMMARY:** This funding is to help offset costs for Project Exodus, held in the Stonybrook Housing Complex in Riviera Beach, to provide services for low-income participants including after school and summer camp programs for approximately 100 youth. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to June 5, 2006. Funding is from the Recreation Assistance Program (RAP). District 7 (AH)

4. **Staff recommends motion to approve:** Agreement with Young Men's Christian Association of South Palm Beach County, Inc. for the period September 12, 2006, through February 28, 2007, in an amount not-to-exceed \$25,000 for funding of the Devos-Blum Family YMCA of Boynton Beach Youth Judo Super Sports and Summer Camp programs. **SUMMARY:** This funding is to assist with the cost of Youth Judo, Super Sports and Summer Camp Programs offered by the Devos-Blum Family YMCA of Boynton Beach. The programs serve approximately 2,500 youth annually. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to December 1, 2005. Funding is from the Recreation Assistance Program (RAP). District 3 (AH)

5. **Staff recommends motion to approve:** Agreement with the City of Riviera Beach for the period September 12, 2006, through September 30, 2006, in an amount not-to-exceed \$6,300 for funding of Riviera Beach's Civil Drug Court 2005 annual events. **SUMMARY:** This funding is to help offset costs for the annual Back to School Supply Give-A-Way and the Toy Give-A-Way sponsored by the City of Riviera Beach through its Civil Drug Court. The events were held on July 31, 2005, and December 18, 2005, to provide school supplies and toys for approximately 2,000 children from low-income families. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to July 24, 2005. Funding is from the Recreation Assistance Program (RAP). District 7 (AH)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

6. **Staff recommends motion to approve:** Agreement with the Leonard Marshall Foundation, Inc. for the period September 12, 2006, through December 30, 2006, in an amount not-to-exceed \$8,000 for funding of Leonard Marshall Football Academy and Mike Jarvis Basketball Academy Summer Camps. **SUMMARY:** This funding is to assist with expenses incurred by the Leonard Marshall Foundation, Inc. for sponsorship of Leonard Marshall Football Academy and Mike Jarvis Basketball Academy summer camps held during the summer of 2006. The camps served 212 participants from age 8-18, including underprivileged children and youth. The Agreement allows for the reimbursement of eligible pre-Agreement expenses incurred subsequent to December 26, 2005. Funding is from the Recreation Assistance Program (RAP) District 4 (\$3,000) and District 5 (\$5,000). Countywide (AH)

7. **Staff recommends motion to receive and file:** executed Independent Contractor Agreements received during the months of June and July.

A) Valerie Bell, Crafts & Woodworking Instructor, West Jupiter Recreation Center (BELL00820706524304A); and

B) Glass Productions, Summer Camp Special Event, West Boynton Recreation Center. (GLAS00170806524399A).

SUMMARY: In accordance with County PPM CW-O-051, all delegated contracts/agreements/grants must be submitted by the initiating department as a receive and file agenda item. These Independent Contractor Agreements have been fully executed on behalf of the Board of County Commissioners by the County Administrator/Director of the Parks and Recreation Department in accordance with Resolution R94-422, amended by Resolution R02-2103, and are now being submitted to the Board for receive and file. Countywide (AH)

8. **Staff recommends motion to receive and file:** First Amendment to Agreement (R2004-2214) with Milagro Foundation, Inc. for the STARS Program. **SUMMARY:** This fully executed First Amendment to Agreement extends the project term and project completion date of the previously approved Agreement from July 31, 2005, to July 31, 2006. The project was completed within the project time frame, but the extension is needed in order to allow additional time for the reimbursement of all expenses incurred for the project. The Amendment also provides a revised Exhibit "A", page 2 of 3 and page 3 of 3 in order to more accurately reflect costs expended for the project. The Amendment is in accordance with Resolution R2005-1738, authorizing the delegation of authority for amending RAP agreements to the County Administrator or his designee. All other terms of the Agreement remain the same. Funding for the project is from the Recreation Assistance Program (RAP). District5 (AH)

9. **Staff recommends motion to receive and file:** First Amendment to Agreement (R2005-1098) with the Town of Manalapan, for the 2004-2005 J. Turner Moore Library Lecture Program. **SUMMARY:** This fully executed First Amendment to Agreement extends the project term and project completion date of the previously approved Agreement from June 6, 2006, to October 31, 2006, and provides a revised Exhibit "A" page 2 of 2 to accurately reflect actual project elements and costs expended for the Project. The Amendment is in accordance with Resolution R2005-1738, authorizing the delegation of authority for amending RAP agreements to the County Administrator or his designee. All other terms of the Agreement remain the same. Funding for the project is from the Recreation Assistance Program (RAP). District 4 (AH)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

10. **Staff recommends motion to receive and file:** First Amendment to Agreement (R2005-1242) with Museum of Lifestyle and Fashion History, Inc., for 2004-2005 Exhibitions and Exhibition Programs. **SUMMARY:** This fully executed First Amendment to Agreement extends the project term and project completion date of the previously approved Agreement from December 31, 2005, to December 31, 2006. The project was completed within the project time frame, but the extension is needed in order to allow additional time for the Museum to complete the paperwork and provide documentation needed to meet County reimbursement requirements. The Amendment also provides a revised Exhibit "A", page 3 of 3 in order to more accurately reflect costs expended for the project. The Amendment is in accordance with Resolution R2005-1738, authorizing the delegation of authority for amending RAP agreements to the County Administrator or his designee. All other terms of the Agreement remain the same. Funding for the project is from the Recreation Assistance Program (RAP). District 7 (AH)

11. **Staff recommends motion to receive and file:** Second Amendment to Agreement (R2005-0472) with ASPIRA of Florida, Inc. for the Media Literacy and Me Project. **SUMMARY:** This fully executed Second Amendment to Agreement extends the project term and project completion date of the previously approved Agreement from February 28, 2006, to September 30, 2006. The First Amendment to Agreement (R2006-1310) approved by the Board on July 11, 2006, provided a revised page 3 to Exhibit "A" of the previously approved Agreement to more accurately reflect costs expended for the project and to reflect actual line item costs expended for the project within the approved scope of the project, but did not provide for the necessary extension to the project time frame in order for staff to submit the reimbursement request in a timely fashion. The Amendment is in accordance with Resolution R2005-1738, authorizing the delegation of authority for amending RAP agreements to the County Administrator or his designee. All other terms of the Agreement remain the same. Funding for the project is from the Recreation Assistance Program (RAP). District 2 (AH)

12. **Staff recommends motion to receive and file:** the following original executed Request for Funding Form for School Board Recreation Assistance Program (RAP) project:

Pahokee Middle/Senior High School – Marching Band Instruments, in an amount not-to-exceed \$5,000 - District 6.

SUMMARY: This fully executed Request for Funding Form is for a School Board RAP allocation made in accordance with the Interlocal Agreement for the funding of RAP Projects (R2003-1747) approved by the Board on October 21, 2003. District 6 (AH)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

M. PARKS & RECREATION (Cont'd)

13. **Staff recommends motion to:**

A) receive and file a fully executed Florida Recreation Development Assistance Program project grant agreement for Glades Pioneer Park Aquatic Facility; and

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

SUMMARY: On November 1, 2005, the Board authorized submission of a Florida Recreation Development Assistance Program (FRDAP) grant application for improvements associated with the development of the Glades Pioneer Park Aquatic Facility (R2005-2180.) The Board also authorized the County Administrator or his designee to execute the grant Project Agreement (Florida Department of Environmental Protection Agreement No. F7031) and other standard state and/or federal grant forms related to this project if the grant was approved. This grant was approved, the Project Agreement has been fully executed, and it is being submitted to the Board to receive and file. The Glades Pioneer Park Aquatic Facility includes the construction of a swimming pool, restroom, sand volleyball court, parking, lighting, landscaping and renovations to the existing playground. According to the terms of this agreement, the project period commenced on July 26, 2006, and will end on April 30, 2009. District 6 (AH)

14. **Staff recommends motion to approve:** Sovereignty Submerged Lands Easement (No. 500231116) with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (Lessor) for 7,346 square feet of submerged lands at Loggerhead Park.

SUMMARY: The State of Florida is granting Palm Beach County a Sovereignty Submerged Lands Easement to accommodate the proposed utility saltwater intake pipeline system required for the construction of the turtle tanks at the Marinelife Center of Juno Beach. There is no cost associated with this item.

District 1 (AH)

15. **Staff recommends motion to receive and file:** the following original executed Amendment to Request for Funding Form for School Board Recreation Assistance Program (RAP) project:

Woodlands Middle School Covered Pavilion (R2006-0390) to extend the project completion date from September 30, 2006, to December 31, 2006 – District 2.

SUMMARY: This fully executed Amendment to Request for Funding Form is being processed in accordance with the Interlocal Agreement for the Funding of Recreation Assistance Program (RAP) Projects (R2003-1747) approved by the Board on October 21, 2003. District 2 (AH)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

N. LIBRARY

1. Staff recommends motion to:

A) receive and file a Grant Agreement for a \$500,000 Construction Grant awarded by the State Division of Library and Information Services for the County Library Expansion Program North County Regional Library project, and

B) approve Budget Amendment of \$500,000 to establish a new fund for this construction grant.

SUMMARY: The Library has received notification that a grant has been awarded for \$500,000 for the North County Regional Library expansion project. The Application was approved by the BCC on August 16, 2005 (R2005-1555), with notification of the project funding on July 3, 2006. The Grant Agreement has been signed by Commissioner Koons in the absence of the Chairman and Vice Chairperson in accordance with the authorization given with the approval of agenda item R2005-1555. A Budget Amendment is required since these grant funds were not included in the 2006 Budget. Countywide/District 1 (TKF)

2. Staff recommends motion to:

A) approve an Application to the Florida Department of State, Division of Library and Information Services, for State Aid to Libraries in an estimated amount of \$1,348,872 for FY 2007;

B) approve the Agreement for State Aid to Libraries;

C) approve a Certification of Credentials for single library administrative head; and

D) authorize the Chairman of the Board of County Commissioners to execute any other necessary forms and certifications.

SUMMARY: The State provides an annual operating grant to eligible libraries based

upon their annual operating expenditures from local funds. Estimated State Aid revenue has been included in the County Library's FY 2007 proposed budget. The Certification of Credentials for Single Library Administrative Head is required due to the 2006 change of library director. Countywide (TKF)

Q. CRIMINAL JUSTICE COMMISSION

1. **Staff recommends motion to approve:**

A) a Contract with the Comprehensive Alcoholism Rehabilitation Program, Inc. (CARP), a not-for-profit agency (per County Purchasing Ordinance 96-17), for an amount not-to-exceed \$78,971 for the period September 12, 2006, through June 30, 2007, to expand the Homeless/Substance Abuse Residential Assessment Program; and

B) a Budget Transfer of \$78,971 in the Drug Abuse Trust Fund.

SUMMARY: On July 10, 2006, the Executive Committee of the Criminal Justice Commission (CJC) approved the use of \$78,971 from the Drug Abuse Trust Fund to expand the CARP Homeless Residential Assessment Program (Program) by three (3) beds. The Program has been used extensively as a drop-off center by law enforcement agencies and homeless persons who have voluntarily accessed triage services and residential support available to address their immediate needs. It is the only program of its kind operating to meet the immediate needs of the County's homeless population. Countywide (DW)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

Q. CRIMINAL JUSTICE COMMISSION (Cont'd)

2. **Staff recommends motion to approve:** a Contract with the Comprehensive Alcoholism Rehabilitation Program, Inc. (CARP), a not-for-profit agency (per County Purchasing Ordinance 96-17), in the amount of \$25,000 for the period October 1, 2006, through September 30, 2007, for the provision of substance abuse treatment services.

SUMMARY: On July 10, 2006, the Executive Committee of the Criminal Justice Commission (CJC) approved the use of \$25,000 in Drug Abuse Trust Fund (DATF) monies to contract for residential and outpatient substance abuse services for indigent clients court ordered to treatment through the Civil Drug Court Program located in the City of Riviera Beach. Countywide (DW)

3. **Staff recommends motion to approve:**

A) a Contract with the Professional Training Association Corporation, Inc. (PTA), a not-for-profit agency, for an amount not-to-exceed \$150,000 for the period of October 1, 2006, through September 30, 2007, for the provision of substance abuse treatment services; and

B) a Contract with the Comprehensive Alcoholism Rehabilitation Program, Inc. (CARP), a not-for-profit agency, for an amount not-to-exceed \$50,000 for the period of October 1, 2006, through September 30, 2007, for the provision of substance abuse treatment services.

SUMMARY: The Criminal Justice Commission (CJC) is requesting the use of a total not-to-exceed \$124,439 from the FY '07 Edward Byrne Memorial Justice Assistance Grant (JAG) previously known as the Byrne Grant and a total not-to-exceed \$75,561 from the Drug Abuse Trust Fund (DATF) to be used to pay for contracted substance abuse treatment referrals from the Community Justice Service Centers (previously known as Community Court). Services will be provided by PTA and CARP for both Community Justice Service Center (CJSC) sites. The CJSC is a court and jail diversion program. Countywide (DW)

4. **Staff recommends motion to approve:** a Budget Transfer of \$5,000 in the Crime Prevention Fund (CPF) to provide funds for Palm Beach County's First Annual Youth Leadership Summit. **SUMMARY:** On August 14, 2006, the Executive Committee of the Criminal Justice Commission approved the use of \$5,000 from the CPF to help defray the costs of the School District of Palm Beach County's First Annual Youth Leadership Summit to be held November 30, 2006. Over 1,000 middle and high school students from throughout the County will attend. The goal is to provide students with up-to-date information about keeping drug-free and safe. Community partnerships will be established to facilitate the conference. Countywide (DW)

S. FIRE RESCUE

1. **Staff recommends motion to approve:** a Grant Agreement with the Solid Waste Authority of Palm Beach County (SWA). **SUMMARY:** On August 16, 2006, the SWA approved a Grant Agreement with the County that will provide \$1,575,715 to Palm Beach County Fire Rescue (PBCFR) to fund the Regional Hazardous Materials Response Teams. The revenue from the Grant will be recorded in FY 2006 and will be used to offset future PBCFR's costs for the two County response teams as well as the municipal Response Teams in West Palm Beach, Delray Beach, and Boca Raton. Countywide (SGB)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

S. FIRE RESCUE (Cont'd)

2. **Staff recommends motion to approve:** Memorandum of Agreement with the Children's

Services Council of Palm Beach County providing the County funding of up to \$50,000 for the Drowning Prevention Coalition effective October 1, 2006 for the period October 1, 2006 to September 30, 2007. **SUMMARY:** The Drowning Prevention Coalition program is managed by Palm Beach County Fire Rescue. However, the program is funded by multiple sources including the Children's Services Council (CSC) of Palm Beach County and the County's general fund. This Memorandum of Agreement provides the terms and conditions of the Children's Services Council of Palm Beach County's agreement to provide funding to the County of up to \$50,000 for the Drowning Prevention Coalition program. The additional funding of this program for FY 2007 is being provided from the County's General Fund in the amount of \$150,000. Countywide (SB)

3. **Staff recommends motion to approve:** an Agreement with the City of South Bay relating to conveying Fire Rescue equipment, and terminating an Interlocal Agreement for the provision of fire protection and emergency medical services (R2005-1562). **SUMMARY:** The existing Agreement (R2005-1562) with the City is set to expire on September 30, 2007. The proposed Agreement will terminate the existing Agreement effective October 1, 2006. At that time, the County will begin providing certain fire-rescue services to the City through the Fire Rescue MSTU, into which the City has opted. Therefore, revenue will be received through direct tax levies on City property through the Fire Rescue MSTU. The proposed Agreement also provides for the City to convey certain fire-rescue apparatus and equipment to the County, and authorizes the Fire Rescue Administrator to accept said assets on the County's behalf. Countywide (SB)

4. **Staff recommends motion to approve:**

A) an Interlocal Agreement with the City of Pahokee (City) for fire protection and emergency medical services, and

B) a Lease Agreement with the City for use of their fire station to provide fire rescue services.

SUMMARY: The proposed Agreement for fire protection and emergency medical services to the City is a ten (10) year agreement expiring on October 1, 2016 and will terminate the existing Agreement (R97-2060D, as amended by R99-2399D, R2002-0984, and R2004-0923). The City has opted into the Fire Rescue MSTU. Therefore, the cost of service will be based on the millage methodology with revenue received through direct tax levies through the Fire Rescue MSTU. The Lease Agreement is for a term of ten (10) years, with an option to extend for ten (10) consecutive one (1) year periods. Countywide (SB)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

U. INFORMATION SYSTEM SERVICES

1. Staff recommends motion to:

A) approve Supplement to IBM Corporation Customer Agreement (ICA) for IBM S/390 software programs and support for the period October 1, 2006 through September 30, 2007, in the amount \$409,848; and

B) authorize the County Administrator or his designee, ISS Director, to increase services, not-to-exceed 10% of the contract value (\$40,985), to provide for any unforeseen changes to the inventory that could arise during the contract period.

SUMMARY: This Supplement to the IBM ICA (R94-247D) provides for the ongoing annual software license charge for our current mainframe processor and data storage equipment. The configuration of the IBM mainframe system software for the coming contract period has been thoroughly reviewed prior to developing this Agreement. The maximum amount is structured in two portions: (1) \$409,848 based on the current inventory of IBM S/390 software and (2) a 10% contingency (\$40,985) to provide for any unforeseen changes to the inventory that could arise during the contract period. This supplement covers the period October 1, 2006 through September 30, 2007. Countywide (PFK)

2. Staff recommends motion to approve: Amendment No. 6 to the contract with Metatomix, Inc. (R2004-2414) to extend the expiration date to September 30, 2007 to allow for development of a scope of work for Phase II of the Visual Planning Technologies (VPT) Project to integrate law enforcement information. **SUMMARY:** Palm Beach County ISS and Metatomix, Inc. have been working to complete Phase I of the Palm Beach Inquiry System, now referred to as LEX (Law Enforcement eXchange) to integrate disparate law enforcement information systems. Utilizing Homeland Security funding, the State of Florida Department of Law Enforcement (FDLE) has initiated efforts to establish statewide data sharing between the Domestic Security Task Force Regions, including the Palm Beach County data sharing initiative. Through the Palm Beach County Sheriff's Office as the fiscal agent, federal Homeland Security funding has been requested from our Region to fund Phase II of the LEX Project. Encountering delays in securing this funding, interim funding is being pursued. Phase II will include establishment of a production environment, additional application functionality, connecting additional Palm Beach County law enforcement agencies, and connecting to our Miami Region. This contract extension of twelve (12) months to September 30, 2007, is requested to determine the results of the funding request, to lay out the scope of Phase II based on the funding received, and to complete the installation of Phase I data sources that were not previously ready, at no additional cost. Countywide (PFK)

X. PUBLIC SAFETY

1. Staff recommends motion to receive and file: the original executed Grant Agreement with Child & Family Connections to receive up to \$32,820 per year of the contract for the

supervised visitation services provided by the Family Connections program, Division of Justice Services for the period of July 1, 2006, through June 30, 2008. **SUMMARY:** Resolution R2005-1588 authorizes the County Administrator or his designee to execute grant contracts with Child & Family Connections to provide supervised visitation services. No County match is required. Countywide (DW)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

X. PUBLIC SAFETY (Cont'd)

2. **Staff recommends motion to receive and file:** Standard funding agreements with the following animal rescue agencies for the period October 1, 2005 through September 30, 2006 to provide specific animal services as a partner with the Animal Care and Control Division:

A)	Tri County Humane Society	\$75,000
B)	Safe Harbor	\$70,000
C)	Paws 2 Help	\$30,000
D)	Buddies for Bullies	\$ 1,700
E)	Stray No More	\$ 5,250
F)	Busch Wildlife	\$15,000
G)	Animals 101	\$ 8,000

SUMMARY: On November 19, 2002, agenda item 6H2 containing the standard funding agreement form was approved by the Board and authorized the County Administrator or his designee to execute these agreements. Countywide (DW)

Z. RISK MANAGEMENT

1. **Staff recommends motion to approve:**

A) a Budget Transfer of \$1,000,000 in the Risk Management Fund Reserves to the Airport Improvement & Development Fund; and

B) a Budget Amendment of \$1,000,000 in the Airport Improvement and Development Fund to recognize the transfer from Risk Management and appropriate it to Reserves.

SUMMARY: This transfer represents the self-insured retention amount that has accumulated in the Risk Management Fund to reimburse departments that have suffered a covered loss under the self-insured program. The Department of Airports

suffered losses as a result of Hurricanes Frances and Jeanne that have been determined to be reimbursable under the self-insured retention. Countywide (TKF)

2. **Staff recommends motion to approve:** the purchase of airport liability insurance, for the period October 10, 2006 through October 10, 2007, purchased through the County's contracted broker, Arthur J. Gallagher & Co. for a total cost of \$329,917. **SUMMARY:** The estimated total cost of \$329,917 for airport liability insurance represents a 13% decrease over the expiring premium of \$377,048. Countywide (TKF)

AA. PALM TRAN

1. **Staff recommends motion to approve:** a two (2) year Agreement with Cen-West Communities, Inc. for provision of transportation service (via Palm Tran Routes 91 and 92) to residents of Century Village Boca Raton at the annual rates of \$164,082 for the fiscal year beginning October 1, 2006 and \$168,180 for the second fiscal year beginning October 1, 2007. **SUMMARY:** Cen-West Communities, Inc. has contracted for bus service for residents since the inception of the development of Century Village Boca Raton. The contract rate of \$164,082 during the first year of the proposed contract, represents a 2.5% increase over the contract for the prior year ending September 30, 2006 and the second year rate of \$168,180 represents a 2.5% increase over the first year. Payment of the annual contract rates is in lieu of residents paying individual fares into the farebox on Palm Tran Routes 91 and 92. The commencement date of this new agreement is October 1, 2006 and the termination date is September 30, 2008. District 5 (DR)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

BB. SHERIFF

1. **Staff recommends motion to approve:** Budget Amendment of \$743,014 in the General Fund for additional law enforcement services provided through contractual agreements by the Palm Beach County Sheriff's Office to the City of Belle Glade. **SUMMARY:** The Budget Amendment is requested to provide law enforcement services as prescribed within the existing contractual agreement between the Palm Beach County Sheriff's Office and the City of Belle Glade. The level of service to be provided includes one (1) Captain, one (1) Lieutenant, six (6) Sergeants, thirty (30) Deputy Sheriffs, eleven (11) School Crossing Guards, seven (7) Communication Officers and five (5) Office Assistants. As funding will be generated through the existing contractual agreements, no County funds are required. Countywide (DW)

CC. TOURIST DEVELOPMENT COUNCIL

1. **Staff recommends motion to approve:** Agreement with Palm Beach County Sports Commission, Inc. (the "PBCSC") for the provision of services under the County's Tourist Development Plan during the period October 1, 2006, through September 30, 2011. **SUMMARY:** The Agreement provides for the PBCSC to provide tourism marketing services under the County's Tourist Development Plan for a five (5) year period from October 1, 2006, through September 30, 2011. The Agreement succeeds the current contract (R2001-1573, as amended), which expires on September 30, 2006. The new Agreement is in the same form as the current agreement, except that it: A) updates for Fiscal Year 2007 Exhibit "A" – Annual Budget, and Exhibit "F" – Performance Measurements; B) makes certain amendments of a technical nature to the body of the contract; and C) adopts revised Exhibit "D" – Travel Policy, Exhibit "G" – Salary Policy, Exhibit "H" - Salary Structure, and Exhibit "I" – Organizational Chart. These changes have been reviewed and approved by the TDC. The new Agreement is for the amount of \$797,000. Countywide (MC)

2. **Staff recommends motion to approve:** Agreement with Palm Beach County Film and Television Commission (the PBCFTC) for the provision of services under the County's Tourist Development Plan during the period October 1, 2006, through September 30, 2011. **SUMMARY:** The Agreement provides for the PBCFTC to attract, promote, and market existing and new film production and production facilities under the County's Tourist Development Plan for a five (5) year period from October 1, 2006, through September 30, 2011. The Agreement succeeds the current contract (R2001-1572, as amended), which expires on September 30, 2006. The new Agreement is in the same form as the current agreement, except that it: A) updates for Fiscal Year 2007 Exhibit "A" – Annual Budget, and Exhibit "F" – Performance Measures; B) makes certain amendments of a technical nature to the body of the contract; and C) adopts revised Exhibit "B" – Moving Expense Reimbursement Policy, Exhibit "C" - PBCFTC Internship Program, Exhibit "D" - Travel and Entertainment Policy, Exhibit E – SBE Policy, Exhibit "I" - Salary Ranges, and Exhibit "J" – Organizational Chart. These changes have been reviewed and approved by the TDC. The new Agreement is for the amount of \$613,000. Countywide (MC)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCIL (Cont'd)

3. **Staff recommends motion to approve:** Agreement with Palm Beach County Cultural Council, Inc. (the "Cultural Council") for the provision of services under the County's Tourist Development Plan during the period October 1, 2006, through September 30, 2011. **SUMMARY:** The Agreement provides for the Cultural Council to provide tourism marketing services under the County's Tourist Development Plan for a five (5) year period from October 1, 2006, through September 30, 2011. The Agreement succeeds the current contract (R2001-1570, as amended), which expires on September 30, 2006.

The new Agreement is in the same form as the current agreement, except that it: A) updates for Fiscal Year 2007 Exhibit "A" – Annual Budget, and Exhibit "E" – Performance Measures; B) makes certain amendments of a technical nature to the body of the contract and C) adopts revised Exhibit "C" – Student Intern Policy, Exhibit "D" – SBE Policy, Exhibit "F" – Travel Policy, Exhibit "G" - Salary Ranges, and Exhibit "H" – Organizational Chart. These changes have been reviewed and approved by the TDC. The new Agreement is for the amount of \$938,000. Countywide (MC)

4. **Staff recommends motion to approve:** Agreement with Discover Palm Beach County, Inc. d/b/a. Palm Beach County Convention & Visitors Bureau (the "CVB") for the provision of services under the County's Tourist Development Plan during the period October 1, 2006, through September 30, 2011. **SUMMARY:** The Agreement provides for the CVB to provide tourism marketing services under the County's Tourist Development Plan for a five (5) year period from October 1, 2006, through September 30, 2011. The Agreement succeeds the current contract (R2001-1571, as amended), which expires on September 30, 2006. The new Agreement is in the same form as the current agreement, except that it: A) updates for Fiscal Year 2007 Exhibit "A" – Annual Budget, and Exhibit "F" – Goals and Objectives; B) makes certain amendments of a technical nature to the body of the contract as described below; and C) adopts revised Exhibit "G" – Travel Policy, Exhibit "I" - Salary Structure, and Exhibit "J" – Organizational Chart. These changes have been reviewed and approved by the TDC. The new Agreement is for the amount of \$9,077,000. Countywide (MC)

5. **Staff recommends motion to approve:** a Restated and Amended Agreement with Discover Palm Beach County, Inc., d/b/a Palm Beach County Convention & Visitors Bureau (the "CVB") for oversight and management of the operation of the Palm Beach County Convention Center ("the Convention Center Management Contract") (R2001-1109, as amended). **SUMMARY:** The Restated and Amended Agreement A) extends the term for three (3) additional years, through September 30, 2011; B) deletes references to the pre-opening period; and C) makes certain amendments of a technical nature as described in the Summary of Changes. At its meeting in June of 2006, the CVB Board of Directors gave conceptual approval to the Fourth Amendment and authorized the Executive Committee to approve the final language. Countywide (MC)

SEPTEMBER 12, 2006

3. CONSENT AGENDA APPROVAL

CC. TOURIST DEVELOPMENT COUNCIL (Cont'd)

6. **Staff recommends motion to approve:** Agreement with Palm Beach County Cultural Council in the amount of \$840,000 from October 1, 2006, through September 30, 2007, for services relating to the administration of two (2) cultural grant programs (C-I and C-II) for non-profit organizations within the County. **SUMMARY:** The County shall provide

a maximum of Eight Hundred and Forty Thousand Dollars (\$840,000) to fund the administration of cultural activities pursuant to a process outlined in the attached contract. Up to Four Hundred Thousand Dollars (\$400,000) will be allocated for Category C-Level I (Small and Emerging Organizations, Children's and Multicultural projects) and up to Four Hundred Thousand Dollars (\$400,000) to be applied to Category C- Level II (Mid-Level Cultural Institutions). The remaining funds will be used by the Council to administer the cultural programs and support cultural programs in underserved areas of the County. Countywide (MC)

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SEPTEMBER 12, 2006

4. SPECIAL PRESENTATIONS

- A.** Presentation of two (2) checks from the South Florida Water Management District (SFWMD) for the Lake Region Water Treatment Plant (\$4 million) and for C-51 Sediment Management (\$250,000)

- B.** Presentation to Senator Jeff Atwater in appreciation for his leadership in securing and safeguarding economic development funding for The Scripps Research Institute for the benefit of the residents of Palm Beach County and the State of Florida

- C.** Presentation to Representative Joe Negron in appreciation of his long-term support of the Loxahatchee River Preservation Initiative

- D.** Presentation to Senator Ron Klein (Palm Beach County Legislative Delegation 1992-2006) with appreciation for 14 years of dedicated service and leadership as a member of the Palm Beach County Legislative Delegation

- E.** Presentation to Senator Ken Pruitt in appreciation of his long-term support of the Loxahatchee River Preservation Initiative

- F.** Proclamation declaring September 16, 2006 as "Jupiter Inlet Lighthouse Day" in Palm Beach County (Sponsored by Commissioner Marcus)

- G.** Proclamation declaring October 16, 2006 as "National Childhood Hunger Day" in Palm Beach County (Sponsored by Commissioner Marcus)

- H. Proclamation declaring September 16, 2006 as “AKC Responsible Dog Ownership Day” in Palm Beach County (Sponsored by Commissioner Koons)
- I. Proclamation declaring Friday, October 6, 2006 as “German-American Day” in Palm Beach County (Sponsored by Commissioner Newell)
- J. Proclamation recognizing October 13, 2006 as “Alzheimer’s Community Care’s 10th Anniversary” in Palm Beach County (Sponsored by Commissioner McCarty)
- K. Proclamation declaring the month of September 2006 as “Sickle Cell Month” in Palm Beach County (Sponsored by Commissioner Masilotti)

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SEPTEMBER 12, 2006

5. PUBLIC HEARINGS - 9:30 A.M. (Motion to receive and file: Proof of publication)

- A. **Staff recommends motion to adopt:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Section 17-116 of the Code of Laws and Ordinances; codifying the Tourist Development Ordinance of Palm Beach County, Ordinance 95-30, as amended; providing for the levy of a fifth (5th) cent of tourist development taxes; providing for the amendment of the Tourist Development Plan to include the expenditure of revenues to improve, enlarge, and extend a convention center; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the Code of Laws and Ordinances; providing for enforcement; providing for applicability; and providing for an effective date. **SUMMARY:** This Ordinance provides for the levy of a fifth (5th) cent Tourist Development Tax, effective December 1, 2006, and the amendment of the Tourist Development Plan which will provide for the expenditure of one (1) cent of “bed” tax revenues for improvements to the Convention Center. Countywide (MC)
- B. **Staff recommends motion to:**
 - A) **adopt** a Resolution confirming the special assessment process for the Horse Shoe Acres Water Main Extension; and
 - B) **approve** Work Authorization No. 27 to Foster Marine Contractors, Inc., under the Water Utilities Department Continuing Construction Contract (R2005-0781) in the amount of \$684,348.50.

SUMMARY: Petitions in favor of the installation of a potable water main have been provided by 60% of the property owners in the Horse Shoe Acres project area. The project will serve 48 residential properties currently on private wells. Individual assessments of \$62.76 per front foot are based on 100% of the assessable cost and may be paid over 20 years with equal annual payments of principal and 6½% interest. The total project cost is \$1,044,831.62, and includes the costs of surveying, design, drafting, permitting, construction, inspection, administration, and construction contingency. The project cost and assessment includes costs allocated for asphalt overlay of the affected roadways. The majority of the project will be constructed utilizing a work authorization under the Water Utilities Department Continuing Construction Contract (R2005-0781), with the asphalt overlay portion to be awarded in the future utilizing the County's annual asphalt resurfacing contract. (WUD Project No. 05-114) District 5 (JM)

- C. **Staff recommends motion to adopt:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida amending Ordinance No. 2005-063 to expand and contract the boundaries of the Vista Community Development District; providing for severability; providing for repeal of laws in conflict; and providing for an effective date. **SUMMARY:** The Board of County Commissioners (BCC) has been petitioned to modify the boundaries of the Vista Community Development District (CDD) that was originally established pursuant to Chapter 190, F.S. by Palm Beach County Ordinance No. 2005-063, adopted by the BCC on December 20, 2005. The Planning Division, after reviewing the petition, has found it to be sufficient and generally consistent with the statutory requirements and the Comprehensive Plan. Staff is therefore recommending granting the petition. District 2 (BB)

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SEPTEMBER 12, 2006

6. REGULAR AGENDA

A. ADMINISTRATION

1. **Staff recommends motion to approve:**

A) Amendment No. 15 to the Contract (R91-1876D) with Robert Weisman, County Administrator, extending said contract for one (1) additional year ending December 31, 2011; and

B) a salary increase at the same level provided to other County employees effective October 1, 2006.

SUMMARY: This Amendment provides for the County Administrator's services through December 31, 2011. The current contract expires December 31, 2010. This is a one (1) year extension. This year marks completion of 26 years as a County employee and 15 years as Administrator. Based on the Board's evaluation of performance and comparison with similar positions, it is requested that the Board consider a salary

increase at the same level as provided to other County employees. Current salary is \$218,231. Countywide (MC)

2. **Staff recommends a motion to approve:** a Grant Agreement with the Business Development Board of Palm Beach County, Inc., to provide economic development planning assistance, development activities, and implementation services in the amount of \$1,032,100 annually for the period of October 1, 2006, through September 30, 2011. **SUMMARY:** The Grant Agreement of \$1,032,100 will provide for \$967,100 for general marketing and business recruitment activities, which include funding to focus on bio/life science clusters (to be matched by not less than \$575,000 in private funds). Activities also include the recruiting, retaining and expanding of corporate headquarters and manufacturing facilities in Palm Beach County; \$53,000 for a national advertising program for the County; \$12,000 to promote the County's Tax Exempt Bond Program. These activities and services will promote business recruitment and other economic development activities which will result in an expanded County tax base, new and enhanced job opportunities and a strong, balanced and stable economy for Palm Beach County. In addition, Palm Beach County will coordinate services with the Workforce Alliance community colleges and universities. Countywide (DW)

3. **Staff recommends motion to approve:** Interlocal Agreements with: 1) the City of Belle Glade in the amount of \$200,000 to construct a nature park amphitheater to hold cultural activities, special events and educational classes at Torry Island; and 2) the City of Pahokee for the Pahokee Marina & Campground in the amount of \$200,000 to construct a restroom facility with showers, a parking lot and landscaping at the Pahokee Marina & Campground for visitors. **SUMMARY:** On February 28, 2006, the Board of County Commissioners approved a three year grant agreement with the Department of Environmental Protection (DEP) for implementation of a Palm Beach County Lake Okeechobee Scenic Trail (LOST) Tourism Enhancement Master Plan. On July 14, 2006, a committee of representatives from the Economic Development Office, Tourist Development Council, Office of Community Revitalization and Parks & Recreation reviewed applications submitted by the Palm Beach County Department of Environmental Resources (ERM), the City of Belle Glade and the City of Pahokee requesting funding in the amount of \$600,000 for development of tourism related public improvements surrounding Lake Okeechobee. District 6 (DW)

4. **DELETED**

SEPTEMBER 12, 2006

6. REGULAR AGENDA

A. ADMINISTRATION (Cont'd)

5. **Staff recommends motion to approve:** reimbursement of additional utility line relocation costs to The Scripps Research Institute associated with the construction of its permanent facilities on the Florida Atlantic University (FAU) Jupiter Campus in accordance with the Grant Agreement in the amount of \$669,372.10. **SUMMARY:** The Grant Agreement established an estimate of \$1,500,000 for the relocation of the existing utility lines to facilitate construction of Scripps permanent facilities on the John D. McArthur Campus of FAU in Jupiter. The Grant Agreement required Scripps to obtain a binding estimate from Florida Power and Light (FPL). The binding estimate has been established at \$2,169,372.10. The Grant Agreement provides, that in the event FPL's binding estimate is more than \$1,500,000 the County may agree to reimburse Scripps for the difference between \$1,500,000 and the FPL binding estimate. If the County does not agree to reimburse Scripps for the additional utility relocation costs, the Grant Agreement gives Scripps the right to terminate the Grant Agreement. Upon termination of the Grant Agreement, Scripps would be released from its obligations to the County. Countywide (JM)

B. COUNTY ATTORNEY

1. **Staff recommends motion to adopt:** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending the County's Administrative Code. **SUMMARY:** The proposed Resolution amends the County's Administrative Code by updating policies on Small and Minority Women Business Enterprises, reimbursable expenses, travel allowances, organizational structure and reporting requirements. Countywide (TKF)

2. **Staff recommends motion to adopt:** a Resolution authorizing the issuance of up to \$17,500,000 Variable Rate Demand Revenue Bonds (Hanley Center Project), Series 2006 (the "Bonds") for the purpose of financing a portion of the cost of improvements to healthcare facilities owned and operated by Hanley Center, Inc., Hanley Center Foundation and Help Becomes Hope, Inc.; providing funds to refinance certain debt of such corporations, approving the form of and authorizing the execution of a loan agreement, indenture of trust, an underwriting agreement; awarding the sale of the Bonds by a negotiated sale; approving a trustee for the Bonds; authorizing certain officials and employees of the County to take all actions required in connection with the issuance of the Bonds; making certain other covenants and agreements in connection with the issuance of the Bond and providing an effective date. **SUMMARY:** On August 15, 2006, the Board of County Commissioners approved the application of Hanley Center, Inc., Hanley Center Foundation, Inc. and Help Becomes Hope, Inc. (collectively, the "Company") for the issuance of the Bonds. Bond proceeds will be used to refinance existing debt of the Company and to pay costs of construction and renovation of the Company's substance abuse treatment program facilities at 5200 East Avenue and 933 45th Street in West Palm Beach, Florida. The Bonds will be payable solely from revenue derived from the Company. **Neither the taxing power nor the faith and credit of the County, nor any County funds, shall be pledged to pay principal or redemption premiums, if any, or interest on the Bonds.** District 7 (PFK)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

C. ENGINEERING

1. **Staff recommends motion to approve:** a Traffic Control Agreement with the PGA Property Owners Association, Inc. ("POA"), PGA National Venture, Ltd. (PGA National Ventures), Palm Beach Gardens (City), and Northern Palm Beach County Improvement District (NPBCID) that will allow restricted access through the traffic control gates on Ryder Cup Boulevard between the hours of 9:00 P.M. and 6:00 A.M. **SUMMARY:** An Agreement exists between the City and the POA regarding the operation of guard houses and gates into PGA National. That Agreement has been amended twice. This new Agreement includes Palm Beach County (PBC) as a signatory and allows access to be limited between the hours of 9:00 P.M. and 6:00 A.M. on Ryder Cup Boulevard. County staff had issues in earlier Agreements regarding the hours of operation, traffic backup-ups at the gates, and the potential future turnover of Ryder Cup Boulevard (Jog Road) to PBC. These issues have all been addressed. District 1 (MRE)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

D. ENVIRONMENTAL RESOURCES MANAGEMENT

1. **Staff recommends motion to:**

A) accept an Assignment of Option Agreement for Sale and Purchase (Agreement No. 1) from The Conservation Fund, as Trustee of the Conservation Fund Charitable Trust (TCF), for acquisition of approximately 3 acres of land located along the Loxahatchee River from Thomas C. Whitesell, et. al., as Trustees of the Dorothy Whitesell Florida Residential Interest Trust at a purchase price of \$3,600,000;

B) accept an Assignment of Option Agreement for Sale and Purchase (Agreement No. 2) from The Nature Conservancy (TNC), for the acquisition of approximately 252 acres of land located within the County's Cypress Creek Natural Area from Jupiter Ranch, Inc., a Florida corporation at a purchase price of \$96,600 per acre, or \$24,343,200 for the estimated 252 acres;

C) approve an Agreement for Purchase and Sale (Agreement No. 3) for approximately 150 acres of land within the County's Cypress Creek Natural Area from RV Holding Co., Inc., a Florida Corporation for \$20,000,000, subject to appraisals, application for and receipt of a loan from the Florida Sunshine Fund, an appraisal survey which supports the purchase price, and satisfactory due diligence; and

D) authorize staff from the Office of Finance and Budget Department to proceed with securing funds from the Florida Sunshine Fund in an amount up to \$20,000,000 to be used to pay the remainder of costs associated with the purchase of the three aforementioned environmentally sensitive properties not covered by the other County funding sources.

SUMMARY: If the motions identified above are approved, staff will prepare an agenda item for the October 3, 2006 BCC Meeting requesting Board approval to exercise options for the Whitesell and Jupiter Ranch properties, along with the necessary budget transfers. The Whitesell property is located along the northeast fork of the Loxahatchee River, and if purchased, would be the only riverfront natural area owned by the County. Two (2) appraisals were obtained for the property. The purchase price of \$3,600,000 is 42.1% below the average appraised value and is contingent upon the natural area being named the "Jackson Riverfront Pines Natural Area" or similar name approved by both the seller and County. Both the Conservation Lands Acquisition Selection Committee (CLASC) and staff recommend approval of this purchase, subject to normal pre-acquisition due diligence. Both the Jupiter Ranch and RV Holding Co. properties are within the County's Cypress Creek Natural Area. The Jupiter Ranch property which includes approximately 252 acres is bordered by the County's Cypress Creek Natural Area to the north and west and by Indiantown Road on the south. The RV Holding Co. property contains an estimated 150 acres and is bordered by the Cypress Creek Natural Area to the north and east, and by Indiantown Road to the south. Both of these contracts are subject to the purchase prices being supported by the average of two (2) appraisals due prior to the September 12, 2006 BCC Meeting. The RV Holding Co. contract is also contingent upon the County acquiring funds from the Florida Sunshine Fund. Discussion by CLASC of the proposed acquisition of the Jupiter Ranch and RV Holding Co. properties is expected at their September 7, 2006 meeting. If approved by CLASC, letters of recommendation will be signed by the acting Chairperson at the September 7, 2006 CLASC Meeting and will be provided to the BCC. Information related to the average appraised values for these two (2) properties will also be provided just before or during the September 12, 2006 BCC Meeting. The purchase of these three (3) environmentally sensitive properties exceeds the available balance remaining in the 1999 and 2001 \$75 million General Obligation Conservation Land Acquisition Funds. To close the gap between available funds and anticipated future revenues/grants, staff has recommended the use of monies from the Natural Areas Fund, Ag Reserve Management Fund and a loan from the Florida Sunshine Fund to be repaid using future revenues from Ag Reserve leases, as well as expected reimbursement grant dollars from the Florida Communities Trust, the proposed resale of conservation lands to the South Florida Water Management District as part of a CERP project, and revenues from the County's Transfer of Development Rights bank. District 1 (JMB)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

E. FACILITIES DEVELOPMENT & OPERATIONS

1. [Staff recommends motion to approve:](#)

- A)** Restated Interdepartmental Memorandum of Lease with Department of Airports (DOA) for the PBSO Aviation Unit Facility (AUF) (R2004-0377);
- B)** Restated Sublease and Fuel Provision Agreement with the City of West Palm Beach (City) (R2005-1328);
- C)** a Budget Amendment in the amount of \$781,500 in the Public Building Improvement Fund recognizing revenue received from the City of West Palm Beach and increasing the project budget;
- D)** a Budget Transfer in the amount of \$322,740 in the General Fund from reserves to establish a transfer budget line to the Public Building Improvement Fund;
- E)** a Budget Amendment in the amount of \$322,740 in the Public Building Improvement Fund recognizing funds transferred from the General Fund and increasing the project budget;
- F)** a Budget Transfer in the amount of \$635,318 in the Public Building Fund from reserves to increase the project budget;
- G)** a Budget Transfer in the amount of \$500,000 in the Law Enforcement Impact Fee fund from reserves to increase the project budget;
- H)** a Budget Amendment in the amount of \$1,000,000 in the Public Building Improvement Fund recognizing revenue from PBIA and increasing the project budget;
- I)** Supplement No. 2 to Consultant Service Authorization No. 14 to contract with Stephen Boruff, AIA (R2003-0525) for additional professional architectural, engineering and construction administration services for the AUF in the amount of \$198,000; and
- J)** Amendment No. 10 to the Contract with Catalfumo Construction and Development, Inc. (R2003-1543) for construction management services for construction of a 16,320 square foot AUF establishing a Guaranteed Maximum Price (GMP) in the amount of \$4,174,931.73.

SUMMARY: In 2004, the Board approved a 20-year interdepartmental Lease (Lease) with DOA (R2004-0377) for property at PBIA which allows the development, construction and operation of a hangar and aviation fuel facilities as well as subleasing to other governmental public safety agencies. Facilities Development & Operations (FDO) planned to improve and expand the existing hangar by adding two helicopter bays. The Lease terms required that all plans and specifications for the renovation of the AUF be approved by DOA. As a result of potential conflicts between the proposed expansion and future airfield improvements, it became necessary to prepare a revised development plan and lease. The Restated Lease Agreement provides for the construction of a new hangar and the relocation of the existing fuel facility to a location acceptable to DOA and the reduction of the overall size of the leased property. DOA has also agreed to reimburse FDO for the costs associated with the relocation of the facilities in an amount no less than \$900,000 and not to exceed \$1,100,000 based on actual expenses incurred. In 2005, the City of West Palm Beach agreed to fund the construction of one of the two helicopter bays being added as part of the expansion of the hangar in exchange

for a written sublease (R2005-1328). As the expansion of the existing hangar is no longer going to be constructed, the City has decided instead to fund the construction of one of the helicopter bays in the new hangar. The Restated Sublease Agreement sets forth the terms of the City's payments for the design and construction of the hangar bay, its on-going obligations as a sub-lessee and the continued purchase of aviation fuel. The City has already paid the County \$56,000 for design services.

SEPTEMBER 12, 2006

6. REGULAR AGENDA

E. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

SUMMARY (Cont'd): The City must fund the construction of the subleased bay in the amount of \$781,500 in advance of the work in order for the work to commence. The Restated Sublease is subject to all of the terms and conditions of the Restated Lease between DOA and FDO. Given the need to relocate and construct a new hangar, changes to the design and construction contracts were required. Supplement No. 2 for Stephen Boruff provides for the re-design of the relocated hangar. Architectural services shall include design development, construction document preparation, permitting and bidding assistance and construction administration. Pursuant to this annual contract, Stephen Boruff agrees to meet or exceed an overall minimum SBE participation of 15%. The SBE participation in this authorization is 95.9%. When added to the consultant's participation to date, the results are 57.8% participation. Pursuant to its CM at Risk contract for general government facilities, Catalfumo submitted a GMP for Catalfumo's most recent estimate of construction \$4,174,931.73. The SBE goal for this project is 15%. Catalfumo is aware of the SBE requirement and has reconfirmed to staff its commitment to exceed that goal. The duration of construction is 266 calendar days to substantial completion. Construction shall begin no sooner than November 1, 2006. Catalfumo's builders risk insurance will exclude wind coverage, based on a recommendation from Risk Management, because the excessive coverage costs are unjustifiable when weighed against the risk of hurricane damage. (Capital Improvements Division) District 2 (LMB)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

E. FACILITIES DEVELOPMENT & OPERATIONS (Cont'd)

2. Staff recommends motion to approve:

A) a Budget Transfer of \$467,259 from the General Fund Contingency Reserves to the

Park Improvement Fund;

B) a Budget Amendment of \$467,259 in the Park Improvement Fund to establish budget for Hurricane Wilma-related expenses;

C) Change Order No. 6 to the contract with Southeast Contracting Services, Inc. (R2005-1171) for work not performed at the time of Hurricane Wilma by Southeast Contracting, in the deductive amount of \$141,349;

D) Change Order No. 7 to the contract with Southeast Contracting Services, Inc. (R2005-1171) for the re-routing of on-site utilities and clubhouse demolition, in the amount of \$132,549, and extending the contract time by 440 days; and

E) advertisement for design services on a replacement facility.

SUMMARY: On October 24, 2005, Hurricane Wilma struck Palm Beach County resulting in significant damage to Southwinds Golf Course and the total loss of the 17,000 sf clubhouse. At the time of the hurricane, the facility was undergoing a \$575,225 renovation by Southeast Contracting Services, Inc., and work was approximately 75% complete. As a result of the damage, the renovation project was put on hold. In order for the facility to operate, the renovation contractor was directed to make emergency repairs to the pro-shop and cart barn building and reconfigure the interior for the business offices. The clubhouse was condemned by PZ&B on June 13, 2006 and now needs to be demolished. Planning and design work also needs to be initiated to replace the clubhouse in a timely manner. This Budget Transfer from the General Fund Contingency will fund the Hurricane Wilma related emergency work, and the architectural design and project management work for a new clubhouse. It will also fund Change Order No. 7 in the amount of \$132,549, which provides for re-routing of site utilities, demolition of the clubhouse and a time extension for the delay caused by Hurricane Wilma. In addition, Change Order No. 6 provides for a contract reduction of \$141,349 based on work that the Contractor was prevented from completing due to the hurricane. The SBE goal for this contract is 15%. Including Change Orders 6 and 7, the total participation is 17%. With the approval of the Board, staff will advertise for professional consulting services associated with the design and engineering of the replacement facility. The scope of the replacement facility will be the subject of a separate Board item. Funds received from FEMA and insurance reimbursements associated with this project work will be returned to the General Fund Contingency. (Capital Improvements Division) District 5 (JM)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

F. OFFICE OF FINANCIAL MANAGEMENT & BUDGET

1. **Staff recommends motion to approve:** a Budget Transfer of \$241,713 from the General Fund Contingency to the seven (7) Commission Districts and Administration office budgets to fund personal service costs incurred as a result of employee turnover, retirement leave payouts, and pay grade changes. **SUMMARY:** In accordance with County Resolution No. R95-1405, a Budget Transfer from the General Fund Contingency is necessary to account for employee turnover and accrued leave payout that was not included in Commission District and Administration approved budgets. Countywide (PFK)
2. **Staff recommends motion to approve on preliminary reading and advertise for public hearing on October 17, 2006 at 9:30 a.m.:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Palm Beach County Code, Chapter 17, Part II, Occupational License Taxes; amending Division 3, specific occupations by adding language to section 17-83 professions, businesses, occupations; providing for repeal of laws in conflict; providing for inclusion in the Code of Laws and Ordinances; providing for severability ; providing for captions; and providing for an effective date. **SUMMARY:** At the May 17, 2005, Public Hearing, the Board of County Commissioners amended the Palm Beach County Occupational License Tax Ordinance, which removed a provision that applied to licensed professionals required to practice their profession under the supervision of another person. This action made the Ordinance consistent with the Local Occupational License Tax Act, under Florida Statutes. At the August 15, 2006, BCC workshop, the Board determined it was appropriate to reestablish the exemption in the Occupational License Tax Ordinance for licensed professionals in this category. Countywide (RB)

TIME CERTAIN - 10:30A.M.

3. **Presentation by Property Appraiser:** Assessments on properties used as working waterfronts. **SUMMARY:** Property Appraiser Gary Nikolits has been requested by the Board to make a presentation regarding how working waterfront property is valued. Significant increases in 2006 property valuations have occurred on marinas and other working waterfronts. Countywide (PFK)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

G. INFORMATION SYSTEM SERVICES

1. **Staff recommends motion to:**

A) ratify Change Orders No. 130 through 149 (excluding 136 withdrawn) to the contract with ACS (R98-1540D), in the amount of \$263,000 for work completed by ACS on an emergency basis to meet a projected September 2006 implementation date, providing

system modifications and insuring compliance with Florida House Bill 8271, effective October 1, 2006;

B) approve a Budget Amendment in the Court Related Information Technology (IT) Capital Improvements Fund in the amount of \$660,000; and

C) approve a Budget Transfer from the General Fund Contingency in the amount of \$660,000.

SUMMARY: Palm Beach County is completing the implementation of the Justice Information System (JIS) Criminal/Traffic Court system. Change Orders No. 130 through 149 (excluding 136), in the cumulative amount of \$263,000, were completed by ACS on an emergency basis to meet a projected September 2006 implementation date. These Change Orders provide for system modifications required to insure that historical data will be accurately converted from the current mainframe system to the Criminal/Traffic Case Management System. Change Order 141 is necessary for Palm Beach County to be in compliance with Florida House Bill 8271, which revises the method of handling Bonds and Accounts Payable distributions in the Criminal/Traffic Case Management System. The Change Orders were approved by the JIS Policy Board, either during their April 26, 2006 or their August 10, 2006 meetings. Change Order No. 136 was withdrawn. Additional funding is needed to provide for these change orders, and to pay on-going project costs through fiscal year-end. Funding for the JIS Project had been adequately budgeted; however, a mid-year adjustment modified the budget downward. The General Fund Contingency budget transfer re-establishes the original funding level for the JIS Project in the Court Related IT Capital Improvements Fund Countywide (PFK)

H. PALM TRAN

1. Staff recommends motion to approve:

A) Budget Transfer of \$144,446 from General Fund Contingency Reserves to Palm Tran Operating Fund; and

B) Budget Amendment of \$144,446 to recognize the transfer from General Fund and appropriate it, to reimburse the Convention Center for space during the aftermath of Hurricane Frances.

SUMMARY: Palm Tran Connection relocated to the Convention Center after Hurricane Frances destroyed their facility located at 3040 South Military Trail. Connection remained at the Convention Center for fifty three (53) days while repairs were performed to their facility. The Convention Center is requesting payment in the amount of \$144,446. Countywide (DR)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

H. PALM TRAN (Cont'd)

2. **Staff requests Board direction:** on a proposal to increase fares on Palm Tran's fixed-route and Palm Tran Connection services. **SUMMARY:** At the June 8, 2006 Budget Workshop, staff was directed by the Board to examine the potential impact of a modest fare increase to Palm Tran's fares. Palm Tran's current non-discounted fixed-route fare structure is \$1.25 for a one-way trip (no transfer), \$3 for an all-day pass (unlimited access), and the monthly pass of \$50. The reduced fare offered to those riders meeting eligibility requirements is \$.60 for a one-way trip, \$2 for an all-day pass and \$35 for the monthly pass. Pass and Farebox revenue under the current fare structure for fixed-route operations is budgeted at \$6,220,720 in fiscal year 2006, which represents approximately 18% of total operating costs. The proposal is to increase the fixed-route base fare from \$1.25 to \$1.50, for a single trip. Staff proposes to maintain the current \$3 all-day pass level and to increase the monthly pass from \$50 to \$55. Under this proposal the reduced/discounted fares would increase from \$.60 to \$.75 for a one-way trip. We would maintain the \$2 all-day pass and the monthly pass would increase to \$39.

Palm Tran Connection's current paratransit fare is \$2.50 per trip. Revenue from Connection's operations is budgeted at \$1,056,797 in FY '06, which represents just 4% of total costs. We propose to increase the paratransit base fare from \$2.50 to \$3 per trip and increase the sixteen (16) trip "Connection Ticket to Ride" booklet from \$40 to \$45. ADA allows for paratransit fares to be twice that of the fixed-route service.

It is estimated that the overall fare increase would generate approximately \$ 1,250,000 annually. We project that such a fare increase would also increase the farebox recovery ratio by 2 - 3%. This recovery ratio would be more in line with national averages for farebox recovery. If the Board concurs, staff plans to hold the required public hearing on this proposal on November 17, 2006. The fare increase is proposed to become effective March 1, 2007. Countywide (DR)

I. PARKS & RECREATION

1. **Staff recommends motion to approve:**

A) Budget Transfer of \$270,000 from the General Fund Contingency Reserves to the Summer Camp Scholarship Program;

B) Budget Transfer of \$200,000 from the Park Improvement Fund Countywide Rap Funding to the General Fund Summer Camp Scholarship Program; and

C) Budget Amendment of \$200,000 in the General Fund Summer Camp Scholarship Program to establish budget for scholarship expenses.

SUMMARY: On March 14, 2006, the Board approved providing an additional \$470,000 to the Community Action Program's Summer Camp Scholarship Program to ensure that

all qualified applicants were funded. Budget transfers of \$270,000 from the General Fund Contingency and \$200,000 from the Park Improvement Fund Countywide RAP Funding to the General Fund Summer Camp Scholarship Program will provide the additional funding needed for FY 2006 Summer Camp Scholarships. Countywide (AH)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

J. PLANNING, ZONING & BUILDING

1. Staff recommends motion to approve:

A) a program for the removal of illegal signs in County road rights-of-way; and

B) a petty cash fund in the amount of \$5,000 to fund the illegal sign redemption program.

SUMMARY: In June 2006, the Board of County Commissioners (BCC) directed staff to establish a cash redemption program for removal of illegal signs in County road rights-of-way. To achieve this, the BCC needs to approve the establishment of the petty cash fund. Staff is proposing to allow a twenty-five cent (\$.25) reward for each illegal sign redeemed under the program. Unincorporated (GB)

K. PUBLIC SAFETY

1. A) Staff recommends motion to approve on preliminary reading and advertise for public hearing on October 17, 2006 at 9:30a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Palm Beach County Code, Chapter 13, Article II, Emergency Medical Services, Division I (Ord. No. 01-025) entitled Palm Beach County Emergency Medical Services Ordinance of 2006; providing for title; providing for authority and purpose; providing for definitions; providing for territorial applicability; providing for certificate and endorsements required; providing for procedures for requesting certificate; providing for investigation and review of application; providing requirement for board approval in granting a certificate of public convenience and necessity; providing for term and assignability of certificates; providing for rights and duties granted by certificate; providing for provision of patient outcome; providing for vehicle permits; providing for rules and regulations; providing for general prohibition; providing for deficiencies; providing for complaint procedures; providing for certification revocation, modification, suspension; providing emergency powers; providing exclusion from certificate or permit requirement; providing for enforcement; penalties; providing repeal of laws in conflict; providing savings clause; providing severability; providing inclusion in the Code of Laws and Ordinances; providing enforcement; providing penalty; providing captions; and providing for an effective date;

B) approve the inclusion of the Rules and Regulations into the Ordinance.

SUMMARY: This ordinance amendment and its rules and regulations modifies the "CON" of Palm Beach County Fire Rescue to allow the agency to provide transportation of patients from the scene of 9-1-1 calls instead of the private ambulance providers. As a result of agreements with the private providers, the Glades area sub-zone and the unincorporated areas from Tequesta to West Palm Beach will be serviced by Fire Rescue. Fire Rescue will provide all emergency response and patient transportation services in those areas. In addition to the modification of Fire Rescue's CON, the private ambulance providers are requesting the issuance of a four (4) year extension of their current Certificate of Public Convenience and Necessity (CON) from January 1, 2008 to December 31, 2011. This request will be presented to the Board at a public hearing on November 21, 2006. Countywide (DW)

SEPTEMBER 12, 2006

6. REGULAR AGENDA

L. TOURIST DEVELOPMENT COUNCIL

1. Staff recommends motion to approve:

A) a new Western Communities Marketing Specialist position to market the outdoor and cultural assets of the Western Communities of Palm Beach County; and

B) Budget Transfer in the amount of \$69,200 in the TDC Tourism Fund to provide funding for this position.

SUMMARY: At the July 14, 2006 TDC meeting, the TDC recommended the hiring of a full-time position to perform these duties. New tourism related assets are being developed and rebuilt in the Glades communities by the State, County, towns, and private enterprise. The TDC feels that now is the time to invest the resources necessary to market these assets, as well as the traditional boating and fishing. The position of Western Communities Marketing Specialist is to be hired at pay Grade 34, with a salary range of \$44,023.20 to \$66,778.40, excluding benefits. Countywide (MC)

* * * * *

RECESS AS THE BOARD OF COUNTY COMMISSIONERS

CONVENE AS THE ENVIRONMENTAL CONTROL BOARD

SEPTEMBER 12, 2006

7. BOARD OF COUNTY COMMISSIONERS SITTING AS THE ENVIRONMENTAL CONTROL BOARD

A. COUNTY ATTORNEY
(Environmental Control Hearing Board)

1. Staff recommends motion to approve: appointment of the following individual to the Environmental Control Hearing Board, to complete the unexpired term of John J. Fumero, who resigned as of May 18, 2006, and whose term expires January 12, 2008:

<u>Name</u>	<u>Seat No.</u>	<u>Requirement</u>	<u>Recommended By</u>
Jane West	1	Attorney	Palm Beach County Bar Association

SUMMARY: The Board is composed of five (5) members. Membership must consist of one (1) lawyer recommended by the Palm Beach County Bar Association, one (1) medical doctor recommended by the Palm Beach County Medical Society, one (1) engineer recommended by the Palm Bach County Chapter of the Florida Engineering Society, and two (2) citizens-at-large not holding elective office. This action will fill this seat until January 12, 2008. Countywide (GB)

RECESS AS THE ENVIRONMENTAL CONTROL BOARD

RECONVENE AS THE BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 12, 2006

8. BOARD APPOINTMENTS

A. AIRPORTS
(Citizens Committee on Airport Noise)

1. **Staff recommends motion to approve:** appointment of the following individual to the Citizens Committee on Airport Noise (CCAN), to complete term expiring February 23, 2007:

<u>Nominee</u>	<u>Seat</u>	<u>Nominated by</u>
Joe Gutierrez	13	PBIA Air Carriers

SUMMARY: Per Resolution No. R2002-0544, the Citizens' Committee on Airport Noise consists of 13 seats of which six (6) (Seat No. 8 through Seat No. 13) are recommended for appointment by the organizations approved by the Board of County Commissioners. Mr. Gutierrez has been recommended by the Air Carriers serving PBIA to complete the term vacated by Mr. Tom Neuman, who has relocated. Countywide (LMB)

B. COOPERATIVE EXTENSION SERVICE
(Agricultural Enhancement Council)

1. **Staff recommends motion to approve:** appointment of the following individual to the Agricultural Enhancement Council (AEC) to complete the term of Joseph Cialone, wholesale nursery representative for the term September 12, 2006 to April 21, 2007:

<u>Name</u>	<u>Seat</u>	<u>Recommended by</u>
William Churchill	5	Wholesale Growers, FNGA, PBC Chapter

SUMMARY: Based on Resolution No. 94-1760, the AEC consists of nine (9) seats from agricultural-related entities. Due to the vacancy of Seat 5, Mr. William Churchill has been recommended by Wholesale Growers, FNGA, PBC Chapter to complete the above-referenced term, which expires April 21, 2007. Countywide (AH)

C. FIRE RESCUE
(Regional Hazardous Materials Oversight Committee)

1. **Staff recommends motion to approve:** reappointment of two (2) individuals to the Regional Hazardous Materials Oversight Committee beginning on September 12, 2006 through April 30, 2009:

<u>Nominee</u>	<u>Seat No.</u>	<u>Category</u>
Robert Gallo	2	Palm Beach County Public Health Unit
Ray Carter	4	Palm Beach County Fire Chiefs' Association

SUMMARY: The Regional Hazardous Materials Oversight Committee was created in 1998 by Ordinance No. 98-13. Appointments to this five (5) member board are for three

(3) year terms and are composed of members from specific areas of representation. The terms of the Committee members are staggered to eliminate replacing the entire Committee at one time and Mr. Gallo and Mr. Carter have requested to be reappointed. Countywide (SB)

SEPTEMBER 12, 2006

8. BOARD APPOINTMENTS

D. PLANNING, ZONING & BUILDING
(Construction Board of Adjustment and Appeals)

1. **Staff recommends a motion to approve:** the appointment of the following named individual to the Construction Board of Adjustment and Appeals (CBAA) for a three (3) year term from September 12, 2006 to September 12, 2009:

Nominee Seat Requirement

Joseph K. Parent 9Alternate Contractor

SUMMARY: Joseph K. Parent was nominated by the Construction Industry Management Council of Palm Beach County. The nomination represents the alternate contractor member of the Board as required by the Palm Beach County Ordinance 2002-005, as amended, Palm Beach County Amendments to the Florida Building Code, 2004 Edition. Countywide (DW)

E. COMMISSION DISTRICT APPOINTMENTS

SEPTEMBER 12, 2006

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

SEPTEMBER 12, 2006

10. STAFF COMMENTS

A. ADMINISTRATION COMMENTS

B. COUNTY ATTORNEY

SEPTEMBER 12, 2006

11. COMMISSIONER COMMENTS

A.District 1 - COMMISSIONER KAREN T. MARCUS

B.District 2 - COMMISSIONER JEFF KOONS

C.District 3 - COMMISSIONER WARREN H. NEWELL

D.District 4 - COMMISSIONER MARY MCCARTY

E.District 5 - COMMISSIONER BURT AARONSON

F. District 6 - COMMISSIONER TONY MASILOTTI, CHAIRMAN

G. District 7 - COMMISSIONER ADDIE L. GREENE, VICE CHAIRPERSON

12. ADJOURNMENT

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

September 12, 2006 - 9:30a.m.

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

ADDITIONS, DELETIONS, & SUBSTITUTIONS

PAGE **ITEM**

19 3E-10

REVISED TITLE & SUMMARY: Staff recommends motion to approve: three (3) Amendments to Ryan White Title I HIV Health Support Services Contracts totaling ~~\$250,000~~ \$243,000 for the period March 1, 2006, through February 28, 2007.

A) **B)**

~~**C)** Amendment No. 1 to contract (R2006-1083; dated April 4, 2006) with Oakwood Center of the Palm Beaches, Inc. to increase funding by \$7,000 for a new total not to exceed amount of \$115,275; and~~

~~**D)**~~ **C)** Amendment No. 1 to contract (R2006-1086; dated April 4, 2006) with Treasure Coast Health Council, Inc. to increase funding by \$56,000 for a total not-to-exceed amount of \$577,163.

SUMMARY: The Palm Beach County Health Department has provided a grant of \$250,000 to the County (R2006-1350; dated July 18, 2006) to supplement the Ryan White Title I funds. Compass Inc. will use funds to increase services for mental health counseling/therapy and food bank/home delivered meals; Comprehensive Community Care Network, Inc. will use funds to increase services for residential substance abuse treatment, mental health therapy/counseling and food bank/home delivered meals; ~~Oakwood Center of the Palm Beaches, Inc. will use funds to increase services for mental health therapy/counseling;~~ and Treasure Coast Health Council, Inc. will use funds to increase services for specialty outpatient medical. The remaining \$7,000 will be allocated at a later date. No County funds are required. (Ryan White) Countywide (TKF)

22 3E-20

REVISED TITLE & SUMMARY:

A) ratify the signature of the ~~Chairman~~ Vice Chairperson on the 2007 State of Florida Department of Children and Families (DCF) Homeless Housing Assistance Grant Application; and

B) delegate authority to the County Administrator or his designee to sign the State of Florida Department of Children and Families contract for the Homeless Housing Assistance Grant; and

~~**C) delegate** authority to the County Administrator or his designee to sign the contract with Adopt-A-Family for the period September 12, 2006, through June 30, 2007 for the maximum amount of \$463,500.~~

SUMMARY: Application has been made for homeless housing assistance funding through the 2007 Homeless Housing Assistance Grant. Department of Children and Families will allocate funds based on the applicant's ranking and availability of funding. Upon receipt of the grant award, funds will be subcontracted to Adopt-

A-Family for construction of six (6), three (3) bedroom affordable housing rental townhomes to be made available to homeless families. There was insufficient time to place the application on the BCC agenda and meet the deadline for submission to DCF, therefore the documents went through the emergency signature process. No County funds are required. (Human Services) Countywide (TKF)

- 30 3K-2 **REVISED SUMMARY:** On February 3, 2004, the Board entered into an Agreement with the City of South Bay (R2004-0245) for the provision of bulk potable water service. Pursuant to the Bulk Agreement, the County will design, permit, and construct the LRWTP and all related infrastructure, including several Floridan Aquifer production wells. The County and the City have been working cooperatively to secure Federal and State funding for this project. This Agreement will transfer \$356,000 of State funds from the South Florida Water Management District (SFWMD) through the City of South Bay to the County for construction of one (1), Florida Aquifer production well. Due to timing concerns of meeting SFWMD deadlines for invoice submittal, the Board of County Commissioners is being asked to sign this Agreement prior to execution by the City of South Bay. The Agreement is scheduled to go before the City Commission on September 18, 2006. (WUD Project No. 03-169) District 6 (MJ)
- 36 3M-3 **REVISED TITLE: Staff recommends motion to approve:** Agreement with Abundant Life Fellowship of the Palm Beaches, Inc. for the period September 12, 2006, through ~~September~~ December 30, 2006, in an amount not-to-exceed \$5,000 for funding of the Abundant Life Fellowship Community Resource Center Project Exodus.
- 46 3CC-5 **DELETED: Staff recommends motion to approve:** a Restated and Amended Agreement with Discover Palm Beach County, Inc., d/b/a Palm Beach County Convention & Visitors Bureau (the "CVB") for oversight and management of the operation of the Palm Beach County Convention Center ("the Convention Center Management Contract") (R2001-1109, as amended). (Tourist Development Council) (Further staff Review)
- 48 4L **ADD-ON:** Certificates of Appreciation to Diane Carhart, Lissette Lopez, Sergeant Richard Dempsey, Sergeant Linda Hamilton, Captain Tony Araujo, Renee Deese and Sandy Payne for their outstanding efforts in coordinating the 2006 "Putting Kids First" back-to-school event. (Sponsored by Commissioner Koons)
- 48 4M **ADD-ON:** Proclamation declaring September 30, 2006 as "Caribbean-American for Community Involvement Day" in Palm Beach County (Sponsored by Commissioner Masilotti)
- 51 6A-5 **DELETED: Staff recommends motion to approve:** reimbursement of additional utility line relocation costs to The Scripps Research Institute associated with the construction of its permanent facilities on the Florida Atlantic University (FAU) Jupiter Campus in accordance with the Grant Agreement in the amount of \$669,372.10. (Scripps/Administration) (Further staff review - moved to 09/19/06)

- 51 6A-6 **ADD-ON: Staff recommends motion to approve on preliminary reading and advertise for public hearing on October 17, 2006 at 9:30a.m.:** an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Chapter 10, Section 10-9, Palm Beach County Code, to increase the civil traffic penalty surcharge collected to fund driver education programs in schools; providing for repeal of laws in conflict; providing for severability; providing for inclusion in the Code of Laws; providing for captions; and providing for an effective date. **SUMMARY:** On September 10, 2002, the Board of County Commissioners adopted Ordinance No. 2002-063 as amended by Ordinance 2002-071, dated December 17, 2002, which provides for the collection of \$3 with each civil traffic penalty to fund a Driver Education Safety Trust Fund program. This proposed amendment will increase the surcharge from \$3 to \$5 for each civil traffic penalty. Since the inception of this program 13,547 students have been trained. The Palm Beach County Safety Council conducts the Driver Education classes for the Palm Beach County School Board and has indicated that the current funding is insufficient to keep up with maintenance costs and the number of requests for training. Countywide (SF) (Administration)
- 53 6D-1 **DELETED: Staff recommends motion to :** **A) accept** an Assignment of Option Agreement for Sale and Purchase (Agreement No. 1) from The Conservation Fund, as Trustee of the Conservation Fund Charitable Trust (TCF), for acquisition of approximately 3 acres of land located along the Loxahatchee River from Thomas C. Whitesell, et. al., as Trustees of the Dorothy Whitesell Florida Residential Interest Trust at a purchase price of \$3,600,000; **B).... C).... D)...** (Environmental Resources Management) (Further staff review - moved to 10/03/06)
- 57 6F-4 **ADD-ON: Staff requests Board direction:** Regarding the re-establishment of a Budget Oversight Committee which would analyze the County Budget, evaluate budget requests and issues, and make recommendations to the County Administrator and the Board of County Commissioners. **SUMMARY:** At the September 7th public hearing on the budget, the BCC directed staff to prepare an item for the Board's consideration which would re-establish the Budget Oversight Committee. Although staff does not recommend that a Committee be re-established, if the Board chooses to do so, it is recommended that the Committee be comprised of no more than nine members, and that the individuals who serve on the Committee represent a cross-section of the community. The Board should also consider not accepting members to the Committee who contract with the County to provide services or who serve on other board-appointed committees that represent specific programs included in the County budget. Countywide (PFK)
- 58 6G-1 **REVISED TITLE & SUMMARY: Staff recommends motion to:** **A) ratify** Change Orders No. 130 through 149 (excluding 136 withdrawn) to the contract with ACS (R98-1540D), in the amount of ~~\$263,000~~ \$262,910 for work completed by ACS on an emergency basis to meet a projected September 2006 implementation date, providing system modifications and insuring compliance with Florida House Bill 8271, effective October 1, 2006; **...B).... C)** **SUMMARY:** Palm Beach County is

completing the implementation of the Justice Information System (JIS) Criminal/Traffic Court system. Change Orders No. 130 through 149 (excluding 136), in the cumulative amount of ~~\$263,000~~ \$262,910 were completed by ACS on an emergency basis to meet a projected September 2006 implementation date....

59 6H-2 **REVISED MOTION:** ~~Staff requests Board direction~~ **recommends motion to approve:** a proposal to increase fares on Palm Tran's fixed-route and Palm Tran Connection services.

60 6K-1 **REVISED SUMMARY:** This ordinance amendment and its rules and regulations modifies the "CON" of Palm Beach County Fire Rescue to allow the agency to provide transportation of patients from the scene of 9-1-1 calls instead of the private ambulance providers. As a result of a plan development by Fire Rescue and agreements with the private providers, the Glades area sub-zone and the unincorporated areas from Tequesta to West Palm Beach will be serviced by Fire Rescue as of January 1, 2008 and the sections referencing the Glades sub-zone will be deleted as of January 1, 2008. Fire Rescue will provide all emergency response and patient transportation services in those areas. In addition to the modification of Fire Rescue's CON, the private ambulance providers are requesting the issuance of a four (4) year extension of their current Certificate of Public Convenience and Necessity (CON) from January 1, 2008 to December 31, 2011. This request will be presented to the Board at a public hearing on November 21, 2006. Countywide (DW)

61 6L-1 **REVISED TITLE:** **Staff recommends motion to approve:**

A) a new Western Communities Marketing Specialist position to market the outdoor and cultural assets of the Western Communities of Palm Beach County; and

B) ~~Budget Transfer in the amount of \$69,200 in the TDC Tourism Fund to provide funding for this position.~~

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the preliminary addition/deletion sheet distributed to the Board the prior day are noted with an asterisk (*).