

MEETING: BOARD OF COUNTY COMMISSIONERS, REGULAR/WORKSHOP

1. **CALL TO ORDER:** October 23, 2001, at 9:35 a.m., in the Palm Beach County Governmental Center, West Palm Beach, Florida.

1.A. **ROLL CALL**

MEMBERS AND OFFICERS PRESENT:

Chair Warren H. Newell
Vice-Chair Carol A. Roberts
Commissioner Burt Aaronson
Commissioner Addie Greene
Commissioner Mary McCarty
Commissioner Karen T. Marcus - Absent
Commissioner Tony Masilotti - Arrived later
County Administrator Robert Weisman
Assistant County Attorney Leonard Berger
Deputy Clerk Joseph Smith

(CLERK'S NOTE: Commissioner Roberts chaired the meeting prior to workshop session.)

2. **AGENDA APPROVAL**

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

County Administrator Weisman noted the following agenda changes:

| <u>PAGE</u> | <u>ITEM</u> | |
|-------------|-------------|--|
| 1 | 9:30 A.M. | DELETED: Jury Trial Feasibility Committee Report (South County, North/West County) (Admin) (Rescheduled to 12/11/2001 at 2 p.m.) |
| 1 | 10:30 A.M. | MOVE TO 9:30 A.M.: Okeechobee Development Patterns west of the Turnpike (Eng) |
| 1 | 5B-2 | ADD-ON: Staff recommends a motion to approve: The addition of three (3) positions to the Department of Airports complement to allow the hiring of three operations officers. SUMMARY: These three positions will assume responsibility for airfield security inspections in lieu of using Sheriff's personnel to meet FAA security requirements. This will reduce costs by approximately \$90,000 per year. Costs will be absorbed by Airport revenues. <u>Countywide</u> (GS) (Admin) |
| 1 | 5C-2 | ADD-ON: Proclamation welcoming the "Israeli National Police Delegation" to Palm Beach County. (Commissioner Newell) |
| 2 | 5D-1 | REVISED SUMMARY: Approval...The County has instituted an eminent domain lawsuit to acquire properties in Zone 1 of Unit 11. This lawsuit is set for a valuation trial(s) on a docket beginning October 22, 2001. The average per-acre valuation determined by the first Zone 1 eminent domain jury trial <u>to return a verdict</u> shall be used to establish the actual per-acre price for all properties described in the attached Settlement Agreements. This per-acre price shall be inclusive of all attorneys' fees and costs (including, without limitation, all expert fees) to which RPBC or Royal T may be entitled; provided, however, that if the first jury <u>to return a verdict</u> in the pending Zone 1 eminent domain lawsuit determines that the average per-acre value is less than \$7,805, the per-acre price shall be \$7,805, inclusive of all attorneys' fees and costs (including, without limitation all expert fees); and further provided that if the first jury <u>to return a verdict</u> in the pending Zone 1 eminent domain lawsuit determines that the average per-acre value is greater than \$10,805, the per-acre price shall be \$10,805, inclusive of all |

2.A. - CONTINUED

attorneys' fees and costs (including, without limitation, all expert fees)
In the event that the County executes stipulated final judgment(s) with all remaining Zone 1 property owners prior to the rendering of a verdict in the pending Zone 1 eminent domain lawsuit, the settlement agreements provide a similar method for the calculation of the per-acre price based on the average per-acre value contained within the stipulated final judgment(s). Closings shall occur within 60 days of execution of the appropriate Agreements for Purchase and Sale by the County. District 1 (HJ) (ERM)

2.B. ADOPTION

MOTION to adopt the agenda as amended. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners Marcus and Masilotti absent.

- 3. **9:30 A.M.** - Workshop. Deleted.
- 4. **10:30 A.M.** - Workshop - Moved to 9:30 a.m., see pages 6-7.
- 5. **REGULAR AGENDA** - See pages 2-6.
- 6. **COMMISSIONER COMMENTS** - See pages 7-8.
- 7. **ADJOURNMENT** - See page 8.

5.A. CLERK

5.A.1.

WARRANT LIST DATED OCTOBER 19, 2001. APPROVED 10-23-2001

| | |
|-------------------|-----------------|
| COMPUTER CHECKS | \$13,952,892.74 |
| WIRE TRANSFERS | 20,474,333.65 |
| MANUAL CHECKS | 0.00 |
| EFT DISBURSEMENTS | 0.00 |
| | <hr/> |
| | \$34,427,226.39 |

MOTION to approve the warrant list. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners Marcus and Masilotti absent.

5.A.2.

CONTRACTS ON THE CONTRACT LIST EXECUTED BY THE PURCHASING DIRECTOR, TOTALING \$6,999,356.27:

a. DOCUMENT R-2001-1847

PURCHASE OF SIX PUMPERS FROM FERRARA FIRE APPARATUS, INC., FOR \$1,330,146 AND SEVEN ADVANCED LIFE SUPPORT RESCUE VEHICLES FROM AERO PRODUCTS CORPORATION, DBA AMERICAN LAFRANCE MEDICMASTER, FOR \$807,979. ALL ARE REPLACEMENTS EXCEPT FOR THREE OF THE ALS VEHICLES, WHICH ARE DESIGNATED FOR WEST WELLINGTON, WEST ACREAGE, AND STATION 53 IN BOCA RATON, PER BID 99-141/TE. APPROVED 10-23-2001

REGULAR AGENDA - CONTINUED

5.A.2. - CONTINUED

b.

RENEWAL OF TERM CONTRACT WITH DARRYL WINGATE'S QUALITY LAWN, LUIS CINTRON'S LAWN SERVICE, INC., OL' MAN & SONS, INC., QUALITY CUT LAWN MAINTENANCE, TROPICAL LAWN & LANDSCAPE COMPANY, FOR \$173,589 TO PROVIDE LANDSCAPE MAINTENANCE SERVICES AT VARIOUS ROAD LOCATIONS FROM DECEMBER 1, 2001, THROUGH NOVEMBER 20, 2002, PER BID 99-18/CB. APPROVED 10-23-2001

c.

TERM CONTRACT WITH SOD UNLIMITED FOR \$235,000 FOR TREE TRIMMING AND PRUNING SERVICES FOR THE FIRE-RESCUE, PARKS AND RECREATION, ROAD AND BRIDGE, WATER UTILITIES AND FACILITIES MANAGEMENT DEPARTMENTS FROM NOVEMBER 1, 2001, THROUGH OCTOBER 31, 2002, PER BID 01-194/MF. APPROVED 10-23-2001

d.

DOCUMENT R-2001-1848

PURCHASE OF 129 VANS AND LIGHT TRUCKS FROM ALTEC INDUSTRIES, AL PACKER FORD, DON REID FORD, GENERAL GMC, AND MAROONE DODGE FOR \$3,125,696; 117 OF THE VEHICLES ARE REPLACEMENTS AND 12 ARE NEW REQUIREMENTS APPROVED IN THE FY02 BUDGET PROCESS FOR THE FOLLOWING DEPARTMENTS: PARKS (7), WATER UTILITIES (1), TRAFFIC (1), LIBRARY (1), FACILITIES MANAGEMENT (1), AND MOSQUITO CONTROL (1) PER BID 01-199/PP. APPROVED 10-23-2001

e.

RENEWAL OF TERM CONTRACT WITH FREIGHTLINER TRUCKS OF SOUTH FLORIDA, INC., FOR \$150,000 FOR THE PURCHASE OF VEHICLE PARTS FOR THE FIRE-RESCUE DEPARTMENT, PER BID 00-117/TE. APPROVED 10-23-2001

f.

DOCUMENT R-2001-1849

PURCHASE OF SIX "JAWS OF LIFE" RESCUE TOOL SYSTEMS FROM TEAM EQUIPMENT, INC., FOR \$131,680.20 FOR THE FIRE-RESCUE DEPARTMENT. APPROVED 10-23-2001

g.

DOCUMENT R-2001-1850

AMENDMENT 1 TO CONTRACT WITH G.A. FOOD SERVICE, INC., FOR \$1,045,266.07 TO PROVIDE CONGREGATE AND HOME-DELIVERED MEALS TO SENIOR CLIENTS THROUGH COMMUNITY SERVICES DEPARTMENT FROM JANUARY 1, 2002, THROUGH DECEMBER 31, 2002, PER BID RFI 00-199/FS. AMENDS R-2000-1940. APPROVED 10-23-2001

MOTION to approve the contract list. Motion by Commissioner Aarsonson, seconded by Commissioner Newell, and carried 5-0. Commissioners Marcus and Masilotti absent.

REGULAR AGENDA - CONTINUED

5.B. ADMINISTRATION

5.B.1.

AUTHORIZATION TO PROCEED WITH SALE OF PUNCH CARD VOTING EQUIPMENT. PURSUANT TO PREVIOUS BOARD DISCUSSION, STAFF RECOMMENDED PROCEEDING WITH THE SALE OF PUNCH CARD VOTING EQUIPMENT THROUGH AN EBAY INTERNET AUCTION, INCLUDING A MEMORABILIA PACKAGE RELATING TO THE HISTORIC 2000 PRESIDENTIAL ELECTION. A TOTAL OF 500 PREMIUM PACKAGES, WHICH WOULD INCLUDE AN OFFICIAL COUNTY VOTOMATIC VOTING MACHINE USED IN THE ELECTION, AN OFFICIAL BALLOT BOX AND ELECTION MEMORABILIA, ARE TO BE OFFERED FOR A MINIMUM BID OF \$600. THE REMAINING 4,500 VOTOMATIC VOTING MACHINES WOULD BE OFFERED WITH THE ELECTION MEMORABILIA ONLY FOR A MINIMUM BID OF \$300. FUNDS RAISED THROUGH THE SALE WOULD BE USED TOWARD THE COST OF THE NEW TOUCH-SCREEN VOTING EQUIPMENT.

Commissioner Aaronson inquired about the percentage that eBay charged for conducting the sale. County Administrator Weisman said he would confirm the number and bring the matter up again later in the meeting.

(CLERK'S NOTE: For continuation of item 5.B.1., see page 7.)

5.B.2.

AUTHORIZATION TO HIRE THREE OPERATIONS OFFICERS AT THE DEPARTMENT OF AIRPORTS TO ASSUME RESPONSIBILITY FOR AIRFIELD SECURITY INSPECTIONS IN LIEU OF SHERIFF'S PERSONNEL. COSTS, EXPECTED TO BE REDUCED BY APPROXIMATELY \$90,000 A YEAR, WILL BE ABSORBED BY AIRPORT REVENUES. APPROVED 10-23-2001

MOTION to approve the three additional positions. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners Marcus and Masilotti absent.

5.C. PUBLIC INFORMATION OFFICE

(CLERK'S NOTE: The board informally agreed to hear item 5.C.2. at this time.)

5.C.2.

PROCLAMATION WELCOMING THE ISRAELI NATIONAL POLICE DELEGATION TO PALM BEACH COUNTY. APPROVED 10-23-2001

MOTION to approve the proclamation. Motion by Commissioner Newell, seconded by Commissioner McCarty, and carried 5-0. Commissioners Marcus and Masilotti absent.

REGULAR AGENDA - CONTINUED

5.C.1.

AUTHORIZATION FOR FUNDING AND PRODUCTION OF VIDEO DOCUMENTARY HIGHLIGHTING THE LOCAL ORGANIZING COMMITTEE FOR THE LADIES PROFESSIONAL GOLF ASSOCIATION (LPGA) CHAMPIONSHIP GOLF TOURNAMENT BY CHANNEL 20. THE COST WOULD BE APPROXIMATELY \$10,000. APPROVED 10-23-2001

MOTION to approve the funding and production of the video. Motion by Commissioner McCarty, seconded by Commissioner Newell, and carried 5-0. Commissioners Marcus and Masilotti absent.

5.D. ENVIRONMENTAL RESOURCES MANAGEMENT

5.D.1.

a. DOCUMENT R-2001-1851

SETTLEMENT AGREEMENT WITH ROYAL PALM BEACH COLONY, L.P., TO PURCHASE ALL ITS UNIT 11 PARCELS (163 PARCELS, 208.86 ACRES) USING MITIGATION AND/OR SAVE OUR RIVERS GRANT FUNDS. THE COST WILL BE BETWEEN \$1,630,153 AND \$2,256,733 (LAND COST), PLUS \$73,101 (ESTIMATED CLOSING AND MISCELLANEOUS COSTS), FOR A TOTAL OF \$1,703,254 TO \$2,329,834. APPROVED 10-23-2001

b. DOCUMENT R-2001-1852

SETTLEMENT AGREEMENT WITH ROYAL T LAND, INC., TO PURCHASE ALL ITS UNIT 11 PARCELS (6 PARCELS, 10.73 ACRES) USING MITIGATION AND/OR SAVE OUR RIVERS GRANT FUNDS. THE COST WILL BE BETWEEN \$83,748 AND \$115,938 (LAND COST), PLUS \$3,756 (ESTIMATED CLOSING AND MISCELLANEOUS COSTS), FOR A TOTAL OF \$87,504 TO \$119,694. APPROVED 10-23-2001

c.

AUTHORIZE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE AGREEMENTS FOR THE PURCHASE AND SALE OF ALL UNIT 11 PARCELS OWNED BY ROYAL PALM BEACH COLONY, L.P., AND ROYAL T LAND, INC., ON BEHALF OF THE BOARD OF COUNTY COMMISSIONERS. APPROVED 10-23-2001

MOTION to approve the settlement agreements and to authorize the county administrator or his designee to execute Agreements for Purchase and Sale. Motion by Commissioner Aaronson, seconded by Commissioner Greene, and carried 5-0. Commissioners Marcus and Masilotti absent.

REGULAR AGENDA - CONTINUED

5.E. AIRPORTS

5.E.1. RESOLUTION R-2001-1853

RESOLUTION DECLARING THE IMPORTANCE OF RONALD REAGAN WASHINGTON NATIONAL AIRPORT TO THE COMMUNITY AND URGING THE FEDERAL AVIATION ADMINISTRATION TO ALLOW DIRECT FLIGHTS BETWEEN RONALD REAGAN WASHINGTON NATIONAL AIRPORT AND PALM BEACH INTERNATIONAL AIRPORT. ADOPTED 10-23-2001

MOTION to adopt the resolution. Motion by Commissioner Newell, seconded by Commissioner McCarty, and carried 5-0. Commissioners Marcus and Masilotti absent.

(CLERK'S NOTE: Commissioner Comment 6.A.1. was given at this time. See page 7.)

WORKSHOP ITEMS

3. Deleted. See page 2.

4. **9:30 A.M.** - OKEECHOBEE BOULEVARD DEVELOPMENT PATTERNS WEST OF THE FLORIDA TURNPIKE. DISCUSSED WITH DIRECTION 10-23-2001

(CLERK'S NOTE: Commissioner Masilotti joined the meeting.)

County Engineer George Webb hosted a slide presentation seeking board direction relating to approving new development orders in the Okeechobee Boulevard corridor as a result of continually growing traffic volume.

Board support was indicated for:

- Limiting development that would significantly increase traffic in the area.

STAFF WAS DIRECTED TO:

- Start the design of Roebuck Road and land acquisition for its possible development as an alternate route to Okeechobee Blvd.
- Preserve right-of-way for that project as far north as possible in deference to housing developments in the area, particularly in pursuing acquisition of some of the land for the project with the City of West Palm Beach.
- Develop further information on use-specific or site-specific categories for a Constrained Roadway at a Lower Level of Service (CRALLS) designation for Okeechobee Boulevard and establish mitigation and projected costs.
- Remove from county's long-range road plan a proposal for developing an extension in the Elmwood Road area as an alternative route. The plan was thought to be financially unfeasible and disruptive to established neighborhoods.
- Prepare land uses that would be good for undeveloped properties throughout the Okeechobee corridor and continue to examine development issues and their effects on traffic volumes.

WORKSHOP SESSION - CONTINUED

4. - 9:30 A.M. WORKSHOP - CONTINUED

PUBLIC COMMENT:

Jim Greene and Robert White appeared for comment.

5.B.1. - CONTINUED

AUTHORIZATION TO PROCEED WITH SALE OF PUNCH CARD VOTING EQUIPMENT - CONTINUED. APPROVED 10-23-2001

(CLERK'S NOTE: For earlier discussion of Item 5.B.1., see page 4.)

Mr. Weisman told the board that the eBay fee in regard to the sale of the voting equipment was 2.5 percent, which included advertising. He recommended proceeding with the sale.

MOTION to proceed with the sale of punch card voting equipment. Motion by Commissioner McCarty, seconded by Commissioner Masilotti, and carried 6-0. Commissioner Marcus absent.

(CLERK'S NOTE: The following discussion of item 6.A.1. took place earlier in the meeting. See page 6.)

6. COMMISSIONER COMMENTS

6.A. COMMISSIONER CAROL A. ROBERTS

6.A.1.

LOCAL HIRING PREFERENCE. DISCUSSED WITH DIRECTION 10-23-2001

Commissioner Roberts told the board that she had heard that the contractor for the Convention Center was "not necessarily using" local companies or local workers in its construction. She said she would like to send a message how important it is to put Palm Beach County people to work, particularly in "these economic times."

Following board discussion, it was informally agreed to place the matter on a future agenda for further discussion.

No backup provided.

6.B. COMMISSIONER TONY MASILOTTI

6.B.1.

THANKS BOCA OFFICIALS. DISCUSSED 10-23-2001

Commissioner Masilotti said Boca Raton was reducing its densities and intensities of development. He thanked elected officials there for starting to take control of "some of that traffic problem."

No backup provided.

COMMISSIONER COMMENTS - CONTINUED

6.C. COMMISSIONER MARY McCARTY

6.C.1.

COUNTY BIO-TERRORISM ADVERTISEMENT. DISCUSSED 10-23-2001

Commissioner McCarty said a full-page advertisement highlighting county priorities regarding bio-terrorism and anthrax was well-placed in the *Palm Beach Post*, but not as readily visible in the *Sun-Sentinel*. She said she would like to see the ad run again with better placement.

Mr. Weisman said he had heard that complaint previously and staff was checking on it.

No back-up provided.

7. ADJOURNMENT

The chair declared the meeting adjourned at 11:35 a.m.

ATTESTED:

APPROVED:

Clerk

Chair