

## **MEETING OF JANUARY 23, 2007**

(The meeting convened at 10:00 a.m. recessed at 12:30 p.m.; reconvened at 2:15 p.m. and adjourned at 5:12 p.m.)

**PLEDGE OF ALLEGIANCE** was led by Pompano Beach High School student Kelsey Abel.

### **MOMENT OF SILENCE**

In memory of all men and women of the armed forces who have lost their lives in Iraq and around the world.

**CALL TO ORDER:** Mayor Josephus Eggleton, Jr. called the meeting to order and declared a quorum present.

<b><u>COMMISSIONER</u></b>	<b><u>DISTRICT</u></b>	<b><u>ATTENDANCE</u></b>
Josephus Eggleton, Jr.	9	Present
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Present
Ken Keechl	4	Present
Ilene Lieberman	1	Present
Stacy Ritter	3	Present
John E. Rodstrom, Jr.	7	Present
Diana Wasserman-Rubin	8	Present
Lois Wexler	5	Present

### **CONSENT AGENDA**

**A motion was made by Commissioner Gunzburger, seconded by Commissioner Lieberman and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 66, and at the request of the Mayor, Item 75, along with Supplemental Agenda Items 78, 79 and 80 were transferred to Consent Agenda.**

**The following Items were withdrawn: 25, 36 and 72.**

**The following items were pulled by Board members and members of the audience and considered separately: 2, 9, 26, 30, 31, 32, 38, 51 and 65.**



*Icon indicates that the item is related to an established Commission Challenge Goal.*

## CONSENT AGENDA

1.

### BOARD APPOINTMENTS

- A. MOTION TO RE-APPOINT Mr. Robert Rawlins to the Human Rights Board. (Commissioner Wasserman-Rubin)

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO APPROVE the appointment of Steven R. Sampier to the Parks and Recreation Board. (Vice Mayor Wexler)

***ACTION: (T-10:10 AM) Approved.***

- C. MOTION TO APPROVE the reappointment of Mr. Steven Hurst to the Broward Beautiful Committee. (Vice Mayor Wexler)

***ACTION: (T-10:10 AM) Approved.***

- D. MOTION TO APPROVE the appointment of Annette R. Gardiner to the Commission on the Status of Women. (Vice Mayor Wexler)

***ACTION: (T-10:10 AM) Approved.***

- E. MOTION TO APPOINT Veronica Zirkelbach to the Library Advisory Board. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved.***

- F. MOTION TO REAPPOINT Robert E. Gregg to the Homeless Initiative Partnership Board. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved.***

- G. MOTION TO REAPPOINT Donald K. Maines to the Alcohol & Drug Abuse Advisory Board. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved.***

- H. MOTION TO REAPPOINT Robert L. Wolfe, Jr. to the Brownfields Redevelopment Task Force. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved.***

- I. MOTION TO REAPPOINT Mary Lynn Lovejoy to the Homeless Initiative Partnership Board. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved.***

J. MOTION TO APPOINT Commissioner Claudette Bruck to the Broward County Planning Council. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

K. MOTION TO APPOINT Les Stracher to the Broward County Planning Council. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

L. MOTION TO APPOINT Robert G. Gillan to the Alcohol & Drug Abuse Advisory Board. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

M. MOTION TO APPOINT H. William Spute, Jr. to the Parks & Recreation Advisory Board. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

N. MOTION TO APPOINT Stephanie Arma Kraft to the Childrens Services Board. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

O. MOTION TO APPOINT Shahrukh Dhanji to the Diversity Advisory Council. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***


P. MOTION TO APPOINT Jose E. Morera to the Human Rights Board. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

Q. MOTION TO APPOINT Joan F. Kohl to the Urban Wilderness Advisory Board. (Commissioner Ritter)

***ACTION: (T-10:10 AM) Approved.***

## AVIATION DEPARTMENT

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2. MOTION TO APPROVE agreement between Broward County and Dickey Consulting Services, Inc. for community outreach consultant services at the Fort Lauderdale-Hollywood International Airport (RLI No. 20060405-0-AV-01). The initial period of this agreement shall commence upon Board approval for a period of three years, and at the County's option, extend for two additional one year periods, in the maximum not to exceed amount of \$194,005; and authorize the Mayor and Clerk to execute same. (Deferred from December 12, 2006 – Item No. 4)

*(This item was pulled by Commissioners Keechl and Ritter.)*

***ACTION: (T-10:12 AM) Deferred. Staff will return before the Board with an analysis as to what is needed in public information and when. (Refer to minutes for full discussion.)***

## PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

### FACILITIES MAINTENANCE DIVISION

3. MOTION TO APPROVE first amendment to Work Authorization No. 11 in accordance with the agreement between Broward County and Johnson Controls Inc., for an increased total salary cost not to exceed \$8,155.00, for a total maximum not-to-exceed amount of \$358,112.59; and an increase in contract time of 60 days, from 245 to 305 days, to prepare, sign, and seal the CAD drawings required by the City of Fort Lauderdale for permitting approval; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (T-10:10 AM) Approved.***

### HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

4. MOTION TO APPROVE Revocable License Agreement between Broward County and the City of Fort Lauderdale for use of the west 5 feet of the right of way of NW 21/23 Avenue at NW 13 Court, NW 14 Street, NW 14 Court, NW 15 Street and NW 15 Court, for the installation and maintenance of paver crosswalks; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

***ACTION: (T-10:10 AM) Approved.***

## **REAL PROPERTY SECTION**

5. **MOTION TO APPROVE** renewal of license agreement between Broward County and the City of Cooper City, effective February 1, 2007 through January 31, 2008, for the Commission District 5 Commissioner at Cooper City's City Hall, 9090 SW 50<sup>th</sup> Place, Cooper City, Florida; at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

***ACTION: (T-10:10 AM) Approved.***

6. **MOTION TO ADOPT** Resolution 2007-012 authorizing the conveyance by Quit Claim Deed of two tax deeded properties that are unbuildable and have escheated to Broward County for delinquent real estate taxes to the municipality in which the land is located, pursuant to Florida Statutes Chapter 197.592. These particular properties are within the City of Dania Beach; authorize the Mayor and Clerk to execute Deed, and authorize recordation of same. **(Commission District 7)**

***ACTION: (T-10:10 AM) Approved.***

## **SEAPORT CONSTRUCTION AND PLANNING DIVISION**

7. **MOTION TO APPROVE** agreement between Broward County and Craven Thompson & Associates, Inc., (RLI 20050927-CPD-1) to provide professional engineering consulting services on an as-needed basis for miscellaneous projects, for a three-year term with two, one-year renewals in an amount to be determined, and for nine specific tasks, not to exceed \$3,865,002; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:10 AM) Approved.***

## **WATER AND WASTEWATER SERVICES**

### **WATER AND WASTEWATER ENGINEERING DIVISION**

8. A. **MOTION TO ADOPT** budget Resolution 2007-013 transferring within the Water and Wastewater Fund the amount of \$153,319 from the General Reserve, for the purpose of funding the Settlement Agreement between Broward County and the City of Lighthouse Point. **(Commission District 4)**

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO APPROVE Settlement Agreement between Broward County and the City of Lighthouse Point to finalize the Part II claim for bridge construction delays and damages associated with utilities incorrectly located on the County's as-built drawings in the amount of \$153,319; and authorize the Mayor and Clerk to execute same, and authorize the Office of the County Attorney to attempt to recover the settlement cost from the utility installation contractor, Foster Marine. (WWS 8520). (**Commission District 4**)

***ACTION: (T-10:10 AM) Approved.***

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

**ACCOUNTING DIVISION**

9. MOTION TO FILE Annual Report of Interest Payments made under the Prompt Payment Act, pursuant to Florida Statute 218 and County Ordinance No. 89-49.

***(This item was pulled by Commissioner Lieberman.)***

***ACTION: (T-10:34 AM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

**PURCHASING DIVISION**

For Aviation Department

10. A. MOTION TO WAIVE timely signature on the bid bond by the bidder.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO AWARD fixed contract to low bidder, The Marc J. Parent Co. d/b/a PB Builders, Inc., Bid No. QX06335CAF, for Terminal 3 Flight Information Display System replacement, Items 1 through 5, in the amount of \$932,992.40, for the Aviation Department; subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:10 AM) Approved.***

11. MOTION TO APPROVE release of retainage and final payment in the amount of \$38,635.31, to DMJM & Harris, Inc. for In Line Baggage Screening Consulting Services Study at the Fort Lauderdale-Hollywood International Airport, General Engineering Consultant Agreement-Work Authorization D-04-OP4-1, for the Aviation Department.

***ACTION: (T-10:10 AM) Approved.***

12. MOTION TO NOTE FOR THE RECORD appointment of Richard Brossard, Assistant County Administrator, as Selection Committee (SC) Chair for RLI No. 20051018-0-AV-01A for Airfield Modification Design Services to replace the Interim Director of Aviation Department.

***ACTION: (T-10:10 AM) Approved.***

For Finance and Administrative Services Department

13. MOTION TO ESTABLISH Qualified Vendor List for heating, ventilation and air conditioning services (HVAC), Solicitation No. H-3-06-100-B2, with: Airmatic Controls, Inc., Airsource Service, Inc., and Atmospher North America, Inc., Broward County certified small business enterprises, and authorize the Purchasing Director to renew the Qualified List for two, one-year periods, re-advertise the solicitation in order to add vendors to the list as may be determined to be in the best interest of the County, delete vendors as may be appropriate. The initial list will start on the date of establishment and terminate two years from that date.

***ACTION: (T-10:10 AM) Approved.***

For Public Works and Transportation Department

14. MOTION TO AWARD open-end contract to low bidder, Stationary Power Services, Inc., Group 1, for UPS (Uninterrupted Power Source) maintenance and repairs (Re-Bid), Bid No. EX06337M2, in an estimated amount of \$189,583.33, for 20 months, which includes an estimated \$75,000.00, for parts on a "pass thru", for the Facilities Maintenance Division; and authorize the Purchasing Director to renew the contract for three, one-year periods for a total potential 56-month amount of \$530,833.52. The initial contract period shall begin on date of award and shall terminate September 30, 2008.

***ACTION: (T-10:10 AM) Approved.***

15. A. MOTION TO APPROVE sole source, sole brand for the Davidson Anti-Terrorism Valve (ATV), in the estimated amount of \$2,250,000; from Mainline Homeland Security Products and Services, LLC, exclusive distributor within the State of Florida, which is specified in the construction solicitation specifications for Water System improvements for Water and Wastewater Services.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO APPROVE sole source, sole brand standardization of the Davidson ATV, including replacement parts for Water and Wastewater Services.

***ACTION: (T-10:10 AM) Approved.***

### **REVENUE COLLECTION DIVISION**

16. MOTION TO APPROVE request from the City of Parkland for a waiver retroactive to the January 1, 2007 deadline, and a time extension to March 1, 2007, for the City to file the required documents to utilize the uniform method of collecting non-ad valorem special assessments.

***ACTION: (T-10:10 AM) Approved.***

### **RISK MANAGEMENT DIVISION**

17. MOTION TO APPROVE one year extension of the current agreement between Broward County and McKinley Financial Services, Inc. for All Risk Property Insurance Agent/Broker of Record, RLI 20030530-0-RM-01, for the period of February 1, 2007 through January 31, 2008, with the same terms and conditions of the expiring agreement, including the annual broker fee of \$109,000; and authorize the Director of Purchasing to sign the contract agreement upon approval.

***ACTION: (T-10:10 AM) Approved.***

### **HUMAN SERVICES DEPARTMENT**

18. A. MOTION TO ADOPT Resolution 2007-014 of the Board of County Commissioners of Broward County, Florida; approving, appropriating, and authorizing disbursements of funds to nonprofit human health service organizations with surplus funds provided by the Broward County Health Facilities Authority; approving for use the previously approved contract shell form for capital projects approved by Resolution No. 2006-572 for the Human Services Department for use with approved human health services organizations; authorizing the County Administrator to execute such previously approved contract forms for the appropriate approved organizations; providing for severability; and providing for an effective date.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-015 within the General Fund for the Human Services Department in the amount of \$84,000; for the recognition of revenue received from the Health Facilities Authority for one time funding of Human Services providers.

***ACTION: (T-10:10 AM) Approved.***

### **MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION**

19. MOTION TO ACCEPT nominations of Dr. Beverley Y. Nelson-Curtis, Vincent R. Affanato, Michael DeSouza, Jose A. Cabrera, and Christopher Mark Neilson for appointment to the Broward Regional Emergency Medical Service (EMS) Council.

***ACTION: (T-10:10 AM) Approved.***

### **COMMUNITY SERVICES DEPARTMENT**

#### **PARKS AND RECREATION DIVISION**

20. A. MOTION TO APPROVE agreement between between the Dan Marino Foundation, Inc. (Foundation) and Broward County (County) in the amount of \$114,000 for the Marino SWIM Central Special Needs Certification Program for the County's SWIM Central Program; the Foundation providing funding for SWIM Central, from February 1, 2007, to January 30, 2008; and authorizing the Mayor and Clerk to execute same.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-016 within the General Fund for the Parks and Recreation Division in the amount of \$114,000 for the benefit of the County's SWIM Central Program.

***ACTION: (T-10:10 AM) Approved.***

### **EMERGENCY MANAGEMENT AGENCY**

21. A. MOTION TO APPROVE reinstatement and modification No. 5, to grant agreement (05DS-2N-11-16-01-110) between Broward County and the State of Florida Department of Community Affairs, to add an additional amount of \$122,145 for additional funds to complete emergency planning projects; and authorize the Mayor to execute same and the County Administrator to take all necessary administrative actions to implement the agreement.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-017 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$122,145 for the purpose of providing authorized planning activities.

***ACTION: (T-10:10 AM) Approved.***

**PORT EVERGLADES DEPARTMENT**

22. MOTION TO APPROVE Lease Agreement between Broward County and Jotun Paints, Inc., for Suite No. 316 in Building 611 (Amman Building) at Port Everglades, consisting of 260 square feet of office space, for a period of one-year effective April 1, 2007 through March 31, 2008, with rent in the amount of \$4,550 over the lease term; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:10 AM) Approved.***

23. MOTION TO APPROVE Lease Agreement between Broward County and Siemens Energy & Automation, Inc., for Suite No. 7, consisting of 520 square feet of office space in Building 611 (Amman Building) at Port Everglades, for a period of one-year effective January 23, 2007 through January 22, 2008, with rent in the amount of \$9,100 over the lease term; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:10 AM) Approved.***

24. MOTION TO FILE Quarterly Report for Business Permits issued at Port Everglades for the period October 1, 2006 through December 31, 2006.

***ACTION: (T-10:10 AM) Approved.***

25. MOTION TO APPROVE seaport security area designations for Port Everglades to be incorporated in the Port Everglades Seaport Security Plan filed with the State of Florida and the U.S. Coast Guard, and to authorize the Port Director to make adjustments arising from comments by the Florida Department of Law Enforcement (FDLE) or U.S. Coast Guard (USCG), and/or to make temporary changes to the designations during a period of high security threat level or during an emergency at Port Everglades.

***ACTION: (T-10:10 AM) Withdrawn for further staff review.***

**OFFICE OF MANAGEMENT AND BUDGET**

26. MOTION TO APPROVE interlocal agreement between Broward County and the City of Cooper City to implement the annexation of the Palm and 106<sup>th</sup> Avenue Enclaves; and authorize the Mayor and Clerk to execute same.

*(This item was pulled by Vice Mayor Wexler.)*

***ACTION: (T-10:35 AM) Approved. (Please note that this item is within District 5.) (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

27. MOTION TO ADOPT budget Resolution 2007-018 transferring within the General Fund the amount of \$125,000 from the Broward County Sheriff's Office reserve, for the purpose of funding unanticipated operating expenditures in the Department of Law Enforcement.

***ACTION: (T-10:10 AM) Approved.***

28. MOTION TO ADOPT unanticipated revenue Resolution 2007-019 within the General Fund for the Broward Sheriff's Office in the amount of \$933,823; for the purpose of increasing the contract for Police Services for the City of Lauderdale Lakes.

***ACTION: (T-10:10 AM) Approved.***

29. MOTION TO ADOPT unanticipated revenue Resolution 2007-020 within the Law Enforcement Trust Fund in the amount of \$212,440; to provide funding for the Domestic Interdiction Task Force.

***ACTION: (T-10:10 AM) Approved.***

## SUPERVISOR OF ELECTIONS

30. MOTION TO APPROVE recommendation of the Supervisor of Elections, amending the voting precincts which were approved on July 9, 2002, and amended on August 13, 2002, January 14, 2003, September 13, 2003, December 7, 2004, and December 13, 2005; combining four precincts voting in the Municipal Primary and Special Elections on February 13, 2007.

*(This item was pulled by Commissioner Ritter.)*

***ACTION: (T-10:36 AM) Tabled to later in the meeting to allow a representative from the Supervisor of Elections Office to be present for questions.***

***ACTION: (T-10:47 AM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-3:22 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9-0.**

31. MOTION TO APPROVE recommendation of the Supervisor of Elections amending the voting precincts which were approved on July 9, 2002, and amended on August 13, 2002, January 14, 2003, September 13, 2003, December 7, 2004 and December 13, 2005 renaming precincts and adjusting precinct boundaries in Broward County due to annexations and re-districting as submitted in Exhibit A.

*(This item was pulled by Commissioner Ritter.)*

***ACTION: (T-10:36 AM) Tabled to later in the meeting to allow a representative from the Supervisor of Elections Office to be present for questions.***

***ACTION: (T-10:47 AM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-3:22 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9-0.**

**OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

32. MOTION TO APPROVE Broward County Board of County Commissioners' 2007 Federal Legislative Package for the First Session of the 110<sup>th</sup> Congress.

*(This item was pulled by a member of the audience.)*

***ACTION: (T-10:37 AM) Approved, as amended, with additional options for election equipment including voter verified paper ballots and precinct based optional scanners, and also to include additional agenda yellow sheeted items submitted by Mayor Eggelletion and the Office of Public and Governmental Relations. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

**COUNTY AUDITOR**

33. A. MOTION TO FILE County Auditor's Report - Review of the Recording of Mortgages, Promissory Notes, and Declaration of Restrictive Covenants Related to Selected State and Federal Grants.

***ACTION: (T-10:10 AM) Approved.***

- B. MOTION TO ADOPT County Auditor's recommendations.

***ACTION: (T-10:10 AM) Approved.***

**COUNTY ATTORNEY**

34. MOTION TO APPROVE interlocal agreement between Broward County and the City of Coconut Creek for the monitoring of development activity, and enforcement of permitted land uses in the Regional Activity Center land use designation.

***ACTION: (T-10:10 AM) Approved.***

35. MOTION TO APPROVE settlement in the amount of \$80,000; including costs and attorney's fees, in the case of *John Jordan and Evelyn Jordan vs. Broward County*, Case No. 06-02179 (18).

***ACTION: (T-10:10 AM) Approved.***

36. MOTION TO APPROVE agreements for legal services with Maus & Bechert, P.A., and Scott M. Behren, P.A., and authorize the County Attorney to execute the agreements on behalf of the Board of County Commissioners.

***ACTION: (T-10:10 AM) Withdrawn for further staff review.***

## COUNTY COMMISSION

37. MOTION TO APPROVE request from the City of Lauderhill for a waiver retroactive to the January 1, 2007 deadline, and a time extension to March 1, 2007 for the City to file the required documents to utilize the uniform method of collecting non-ad valorem special assessments. (Mayor Eggelton and Commissioner Lieberman)

***ACTION: (T-10:10 AM) Approved.***

38. MOTION TO APPROVE appointment of Commissioner Ken Keechl to the Selection Committee for a build to suit office/warehouse for the Supervisor of Elections (RLI No. 20061027-0-CA-1). (Commissioner Keechl)

***(This item was pulled by Commissioner Rodstrom.)***

***ACTION: (T-10:46 AM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

## REQUEST TO SET FOR PUBLIC HEARING

39. MOTION TO ADOPT Resolution 2007-021 directing the County Administrator to publish a Notice of Public Hearing to be held February 13, 2007 at 2:00 PM in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Norton Lilly International, Inc. to provide steamship agent services for a five-year term at Port Everglades.

***ACTION: (T-10:10 AM) Approved.***

40. MOTION TO ADOPT Resolution 2007-022 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 27, 2007, at 2:00 PM in Room 422 of the Governmental Center, to vacate the northwesterly 5-foot wide portion of a 15-foot wide Canal Maintenance Easement laying within, over, and across the southeasterly portion of Lot 37, Block 36, Paradise Gardens Section 4 Plat; property located at 7460 NW 7<sup>th</sup> Place, City of Margate; at no cost to the County. Petitioner: Anthony and Anna Briganti (2006-V-12) **(Commission District 1)**

***ACTION: (T-10:10 AM) Approved.***

41. MOTION TO ADOPT Resolution 2007-023 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 27, 2007, at 2:00 PM in Room 422 of the Governmental Center, to vacate a portion of a 5-foot wide utility easement laying within, over, or across Lot 2, Block 10, North Andrews Gardens First Addition Plat, located at 4811 North Andrews Avenue in the City of Oakland Park; at no cost to the County. Petitioner: Melody Gosa (2006-V-09) **(Commission District 4)**

***ACTION: (T-10:10 AM) Approved.***

42. MOTION TO ADOPT Resolution 2007-024 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 27, 2007, at 2:00 PM in Room 422 of the Governmental Center, to release the lessed out (not included) portion of a water and/or sanitary sewage easement laying across property located at approximately 3113 Stirling Road in the City of Hollywood; at no cost to the County. Petitioner: One Emerald Place, LLC (FIRM Realty, Agent) (2006-V-08) **(Commission District 7)**

***ACTION: (T-10:10 AM) Approved.***

43. MOTION TO DIRECT County Administrator to publish notice of public hearing to be held Tuesday, February 13, 2007, at 2:00 PM in Room 422 of the Governmental Center to consider new Nonemergency Medical Transportation Service (NEMTS) licenses to Ambassador Transport Service, Inc.; American Luxury Transport Service, Inc.; B.E. Leisure Entertainment, LLC; Cris Transportation Services, LLC; MJ Universal Transportation, Inc.; and Unique Charters, Inc.

***ACTION: (T-10:10 AM) Approved.***

## **URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

### **BUILDING CODE SERVICES DIVISION**

44. MOTION TO APPROVE first amendment to interlocal agreements for guaranteed partial service Building Code Services between Broward County and the City of Coconut Creek, approved by the County Commission on March 7, 2006, to increase the hourly service rates provided for in Article 3-Compensation; and, authorize the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:10 AM) Approved.***

45. MOTION TO APPROVE first amendment to interlocal agreements for guaranteed partial service Building Code Services between Broward County and the City of Hallandale Beach, approved by the County Commission on December 13, 2005, to increase the hourly service rates provided for in Article 3 - Compensation; and authorize the Mayor and Clerk to execute same. **(Commission Districts 6 and 8)**

***ACTION: (T-10:10 AM) Approved.***

**HOUSING AND COMMUNITY DEVELOPMENT DIVISION**

46. MOTION TO APPROVE first amendment to agreement between Broward County and Community Redevelopment Associates of Florida, Inc. (CRA), for Single Family Home Rehabilitation, under the U.S. Department of HUD HOME Investment Partnerships Program (HOME), in the amount of \$1,499,611; with a term from May 23, 2006 to September 30, 2007, providing services to four partner cities in the HOME Consortium, allowing for vendor's sub-contractors to choose elective exemption from Worker's Compensation insurance coverage in accordance with State of Florida insurance requirements; and authorize the Mayor and Clerk to execute same. **(Commission Districts 1, 2, 3, 4, and 8)**

***ACTION: (T-10:10 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

**DEVELOPMENT MANAGEMENT DIVISION**

47. DISCUSSION: of plat entitled "Robert A. Brown Plat" - **Commission District 2,** (009-MP-06).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

48. DISCUSSION: of plat entitled "Casa Pinnell" - **Commission District 2,** (004-UP-05).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

49. DISCUSSION: of plat entitled "5150 Hillsboro" - **Commission District 2,** (055-MP-06).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

50. DISCUSSION: of plat entitled "Broxton" - **Commission District 4,** (040-MP-06).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

51. DISCUSSION: of plat entitled "Franklin Park Estates" - **Commission District 7,** (001-UP-06).

***(This item was pulled by Commissioner Rodstrom.)***

***ACTION: (T-10:48 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report, with the comments that the same minority builder build all 17 homes. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

52. DISCUSSION: of plat entitled "Dezii Plat" - **Commission District 7,** (025-MP-06).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

53. DISCUSSION: of plat entitled "Stiles Plantation" - **Commission District 7,** (084-MP-04). (Deferred from August 15, 2006).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

54. DISCUSSION: of plat entitled "Westwind II Plat" - **Commission District 8,** (124-MP-05).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

55. DISCUSSION: of New Findings of Adequacy for a portion of a plat entitled "Leto Park" - **Commission District 7,** (027-MP-82).

***ACTION: (T-10:10 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

56. DELEGATION: Gregory Mire regarding request to amend the note on the West Atlantic Plat - **Commission District 2**, (025-MP-85).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
57. DELEGATION: Bonnie Miskel regarding request to amend the note on the New Covenant Church Plat - **Commission District 2**, (020-PL-79). (Deferred from October 24, 2006.).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
58. DELEGATION: Leonard Chackman regarding request to amend the note on the Military Trail Plat - **Commission District 2**, (124-MP-83).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
59. DELEGATION: Rusty Ewing regarding request to amend the note on the Acme Plat No. 1 - **Commission District 2**, (031-UP-86).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
60. DELEGATION: Leigh R. Kerr regarding request to amend the note on the Village Walk Plat - **Commission District 8**, (054-MP-05).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
61. DELEGATION: Dennis Mele regarding request to amend the note on the Countyline Corporate Center Plat - **Commission District 8**, (058-MP-97). (Deferred from December 12, 2006.).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
62. DELEGATION: Judy Johnson regarding request to amend the non-vehicular access line on the Covenant Village Plat - **Commission District 1**, (091-CP-79).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***
63. DELEGATION: Karen Lynch, representing the School Board of Broward County, regarding request to amend the non-vehicular access line on the Country Lakes West Plat - **Commission District 8**, (047-MP-95).  
***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***

64. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Fort Lauderdale and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Fort Lauderdale Downtown Regional Activity Center - **Commission District 7.**

***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***

65. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Fort Lauderdale and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Fort Lauderdale South Regional Activity Center - **Commission District 7.**

***(This item was pulled by Commissioner Rodstrom.)***

***ACTION: (T-10:49 AM) Deferred. (Refer to minutes for full discussion.)***

66. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE an educational mitigation agreement among Broward County, the City of Oakland Park and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the City of Oakland Park - **Commission District 9.**

***ACTION: (T-10:10 AM) Approved subject to staff's recommendations.***


**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**


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**SAFE PARKS AND LAND PRESERVATION BOND PROGRAM**

-  67. MOTION TO APPROVE reallocation of \$2,000,000 of Safe Parks and Land Preservation Bond Program funds to the River Oaks Park Site, designated as Site OS-136 in the Open Space category, located in the City of Fort Lauderdale. Funds were previously allocated to an unsuccessful Open Space site, Downtown Park, designated as Site OS-95. **(Commission District 7)**

***ACTION: (T-11:08 AM) Deferred to Tuesday, February 6, 2007. (Refer to minutes for full discussion.)***

**URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

-  68. A. MOTION TO APPROVE amended form for “Declaration of Restrictive Covenants” for County-supported affordable housing construction.

***ACTION: (T-11:12 AM) Tabled to later in the meeting.***

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-3:23 PM) The Board approved a new section (E) to Exhibit 1, on Page 3. (Refer to minutes for full discussion.)***

***On page 4 of 5 of the Agenda Item the Board approved the following: 10 years up to \$40,000, 15 years over \$40,000 to \$60,000, and 20 years over \$60,000 to \$80,000.***

***Commissioner Rodstrom directed staff to make inquiry of the 67 counties as to which counties have the SHIP Program as a loan and which counties make it a grant. (Refer to minutes for full discussion.)***

***VOTE: 6-1 with Mayor Eggelieton voting no. Commissioners Rodstrom and Wasserman-Rubin were out of the meeting room during the vote.***

- B. MOTION TO APPROVE in concept, Affordability Mechanism Guidelines and Affordability Period Guidelines, and to direct staff to bring for Board consideration actions to implement these guidelines for specific programs.

***ACTION: (T-11:12 AM) Tabled to later in the meeting.***

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-3:23 PM) The Board approved a new section (E) to Exhibit 1, on Page 3. (Refer to minutes for full discussion.)***


***On page 4 of 5 of the Agenda Item the Board approved the following: 10 years up to \$40,000, 15 years over \$40,000 to \$60,000, and 20 years over \$60,000 to \$80,000.***

***Commissioner Rodstrom directed staff to make inquiry of the 67 counties as to which counties have the SHIP Program as a loan and which counties make it a grant. (Refer to minutes for full discussion.)***

***VOTE: 6-1 with Mayor Eggelation voting no. Commissioners Rodstrom and Wasserman-Rubin were out of the meeting room during the vote.***

## **PUBLIC WORKS AND TRANSPORTATION DEPARTMENT**

### **REAL PROPERTY SECTION**

-  69. MOTION TO ADOPT Resolution 2007-025 authorizing the conveyance to New Visions Community Development Corporation, a non-profit corporation, by quit claim deed, of a platted residential lot located at NW 18<sup>th</sup> Terrace and NW 28<sup>th</sup> Street in Oakland Park that escheated to Broward County due to delinquent real estate taxes, for construction of an affordable housing unit, at no cost to the County; authorize the Mayor and Clerk to execute Deed, Restrictive Covenants, and authorize recordation of same. **(Commission District 9)**

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-4:15 PM) Approved.***

***VOTE: 9-0.***

## COMMUNITY SERVICES DEPARTMENT

### PARKS AND RECREATION DIVISION

70. MOTION TO APPROVE Interlocal Agreement (ILA) between Broward County and the City of Lauderdale Hill relating to the conceptual understanding regarding development, construction, operation and maintenance of the Cultural Center at Central Broward Regional Park (CBRP). **(Commission District 9)**

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-4:43 PM) Approved.***

***VOTE: 8-1 with Vice Mayor Wexler voting no. (Refer to minutes for full discussion.)***

### BOARD OF RULES AND APPEALS

71. MOTION TO ADOPT budget Resolution 2007-026 transferring \$9,990 from the reserve in the Board of Rules and Appeals Fund for lobbyist services related to Building Code matters.

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

***ACTION: (T-4:52 PM) Approved. County Administration will work closely with staff of the Office of Public & Governmental Relations to address lobbying issues. (Refer to minutes for full discussion.)***

***VOTE: 8-1 with Mayor Eggelton voting no. (Refer to minutes for full discussion.)***

## COUNTY ADMINISTRATION


72. MOTION TO DISCUSS: request by Reliance Housing Foundation, Inc. for an extension of the \$3,600,000 loan from the Broward County Housing Finance Authority to Reliance-Andrews LLC (Reliance) for the acquisition of land for the proposed "Flagler Point" development, from February 1 2007 to February 1, 2008, increasing the interest rate, modifying loan documents and the Land Use Restriction Agreement (LURA) to allow for a lesser number of affordable units. **(Commission District 7)**

***ACTION: (T-10:10 AM) Withdrawn for further staff review.***

73. MOTION TO DISCUSS: the Chief Judge's request to remodel the Public Defender's space in the north wing of the Courthouse to create new chambers and courtrooms and other options to meet the space needs of the Judiciary.

***ACTION: (T-11:32 AM) No Board action taken. (Scrivener's error – See County Administrator's report: Currently reads that the lease rate does not include build-out. It should read that the lease rate of \$27 per sq. ft. includes a \$1.5 million allowance for build-out of the space, utilities and janitorial.) Refer to minutes for full discussion.***

## COUNTY COMMISSION

-  74. MOTION TO DISCUSS: request to amend Redevelopment Capital Program to include cultural infrastructure. (Mayor Eggelletion and Commissioner Lieberman)

***ACTION: (T-12:02 PM) Deferred to Tuesday, February 6, 2007.***

75. MOTION TO APPROVE adding support for a \$500,000 appropriation for the Northwest Federated Women's Club to the 2007 State Legislative Package. (Mayor Eggelletion)

***ACTION: (T-10:10 AM) Approved. (Transferred to the Consent Agenda.)***

76. COUNTY ADMINISTRATOR'S REPORT

***ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.***

A. TRUST FUND

***ACTION: (T-4:57 PM) Ms. Brangaccio informed the Board that County Administration has been working with city managers and planning directors to look at amendments to the County's Policy with regard to developing a trust fund, as well as the cultural infrastructure being taken into consideration. (Refer to minutes for full discussion.)***

B. BROWARD LIGHT PROJECT

**ACTION: (T-4:58 PM) Ms. Brangaccio announced that the Broward Light Project will be held at the Huizenga Plaza at 5:00 p.m. on Thursday, January 25<sup>th</sup>, 2007. (Refer to minutes for full discussion.)**

C. CHARTER REVIEW COMMITTEE

**ACTION: (T-4:58 PM) Ms. Brangaccio invited the Board to attend the Charter Review Committee's first Public Hearing on Thursday, January 25, 2007; time, location, and details are offered on Broward County's website. In addition the Charter Review Committee's Public hearing will be televised. (Refer to minutes for full discussion.)**

D. TAX REFORM

**ACTION: (T-4:59) Ms. Brangaccio informed the Board that staff from the Office of Public & Governmental Relations and staff from the Office of Management and Budget have put together a summary in terms of legislative positions on tax reform. (Refer to minutes for full discussion.)**

77.

MAYOR'S REPORT

**ACTION: (T-12:01 PM) Tabled to the conclusion of the 2:00 PM Public Hearing.**

A. AGENDA

**ACTION: (T-4:59 PM) Mayor Eggelletion reminded the Board to review the Administrator's Report and ask questions prior to County Commission meetings as to allow less time being spent on Consent Agenda Items. (Refer to minutes for full discussion.)**

B. FORT LAUDERDALE INTERNATIONAL AIRPORT

**ACTION: (T-4:59 PM) Mayor Eggelletion asked Administration to convey a message to Broward Sheriff's Office to remind officers to be courteous to the public at the Fort Lauderdale International Airport. Discussion ensued amongst Board members relating to complaints at Fort Lauderdale International Airport. (Refer to minutes for full discussion.)**

C. INTERNATIONAL TRADE

**ACTION: (T-4:50 PM) Mayor Eggelletion announced that he recently attended a meeting with the Brazilian Council General and discussed imports and exports from Brazil, and the North, South, Trade as well as trade to and from Mexico. (Refer to minutes for full discussion.)**

## SUPPLEMENTAL AGENDA

### COUNTY COMMISSION

78. MOTION TO NOMINATE John Carrig to the Land Preservation Advisory Board. (Commissioner Keechl)

***ACTION: (T-10:10 AM) Approved. (Transferred to the Consent Agenda.)***

79. MOTION TO APPROVE travel to attend the Everglades Coalition Conference and receive the James D. Webb Award for Public Service. (Commissioner Jacobs.)

***ACTION: (T-10:10 AM) Approved. (Transferred to the Consent Agenda.)***

80. MOTION TO ACCEPT contributions for sponsorship of the Elder Service Summit, to be held at the Signature Grand in Davie, FL on January 31, 2007. Several organizations have generously offered contributions to help defray the costs for our Senior Citizens. The checks received to date are from Vista Healthcare and Nova Southeastern University. (Vice Mayor Wexler)

***ACTION: (T-10:10 AM) Approved. (Transferred to the Consent Agenda.)***

### NON AGENDA

81. REAL PROPERTY – COMMISSIONER LIEBERMAN

***ACTION: (T-5:00 PM) Commissioner Lieberman congratulated Commissioner Jacobs for receiving the James D. Webb Public Service Award. Commissioner Lieberman inquired as to a time being reserved to address the letter from the United States Department of Interior asking the Board to comment on potential impacts on regulatory jurisdiction real property taxes and special assessments from the proposal in the City of Coconut Creek from the Seminole Tribe. Ms. Brangaccio stated a time has been saved for February 6<sup>th</sup>, 2007. (Refer to minutes for full discussion.)***

82. PROCUREMENT TASK FORCE – COMMISSIONER LIEBERMAN

***ACTION: (T-5:01 PM) Commissioner Lieberman inquired as to a workshop being held prior to Administration presenting its Procurement Task Force Draft to the Board. Ms. Brangaccio answered in the affirmative. (Refer to minutes for full discussion.)***

83. VISION BROWARD COMMUNITY LEADERSHIP FORUM – COMMISSIONER LIEBERMAN

**ACTION: (T-5:02 PM) Commissioner Lieberman informed the Board that the next Vision Broward Community Leadership Forum relates to environment and will be held on Thursday, February 8<sup>th</sup>, and February 9<sup>th</sup>. Commissioner Lieberman requested this information be posted on Broward County's website. (Refer to minutes for full discussion.)**

84. ATTAINABLE HOUSING COMMITTEE - COMMISSIONER KEECHL

**ACTION: (T-5:02 PM) Commissioner Keechl extended his appreciation to the hard work of the Attainable Housing Committee. Commissioner Keechl expressed his concern regarding Agenda Item 72 that relates to Reliance Housing. (Refer to minutes for full discussion.)**

85. ETHICS PHASE II - COMMISSIONER GUNZBURGER

**ACTION: (T-5:01 PM) Commissioner Gunzburger congratulated Commissioner Jacobs on receiving the James D. Webb Public Service Award, and also on the leadership Commissioner Jacobs demonstrated as it pertains to Affordable Housing meetings. Commissioner Gunzburger announced that Ethics Phase II started today. (Refer to minutes for full discussion.)**

86. TRANSPORTATION MANAGEMENT ASSOCIATION (TMA) MEMBERSHIP - COMMISSIONER RODSTROM

**ACTION: (T-5:03 PM) Commissioner Rodstrom asked for an agreement amongst Board members as to an anti-dilution provision as it relates to TMA membership. (Refer to minutes for full discussion.)**

87. IMPLEMENTATION OF CONCURRENCY - VICE MAYOR WEXLER

**ACTION: (T-5:03 PM) Vice Mayor Wexler made inquiry of Ms. Brangaccio as to the Board being briefed with respect to implementation of concurrency. Ms. Brangaccio answered in the next two to three months a briefing would be provided to the Board, as well as any actions that the Commission requires. (Refer to minutes for full discussion.)**

88. ELDER SUMMIT - VICE MAYOR WEXLER

**ACTION: (T-5:05 PM) Vice Mayor Wexler announced that the Elder Summit will be held Wednesday, January 31<sup>st</sup>, 2007, at the Signature Grand. (Refer to minutes for full discussion.)**

89. BUDGETING - MAYOR EGGELETION

**ACTION: (T-5:06 PM) Mayor Eggelletion informed Ms. Brangaccio that she will be receiving a white paper that relates to zero-base outcome budgeting. (Refer to minutes for full discussion.)**

90. SUNSHINED BUDGET PROCESS MEETING - MS. BRANGACCIO

**ACTION: (T-5:07 PM) Ms. Brangaccio informed the Board that there will be an upcoming Sunshined meeting as it relates to the budget process. (Refer to minutes for full discussion.)**

91. SUNSHINED MEETINGS - MAYOR EGGELETION

**ACTION: (T-5:07 PM) Mayor Eggelletion informed the Board that there may be Sunshined meetings between Vice Mayor Wexler and himself in the future as it relates to Agenda Items as to ensure future continuity. (Refer to minutes for full discussion.)**

92. AGENDA - MAYOR EGGELETION

**ACTION: (T-5:08 PM) Mayor Eggelletion announced to the Board that he has asked Ms. Brangaccio to meet with each Board member that has been appointed as a liaison to various departments to discuss issues on the Agenda before they are presented to him. The goal is to have input into the process to move together as a team. (Refer to minutes for full discussion.)**

93. MULTI-YEAR BUDGETING PROCESS - COMMISSIONER LIEBERMAN

**ACTION: (T-5:09 PM) Commissioner Lieberman asked County Administration to look at a multi-year budgeting process. Ms. Brangaccio stated that she was familiar with the process, and advised that Administration has completed the first draft of the five-year projections in terms of the General Fund. The Board will receive the five-year projection by Friday, January 26<sup>th</sup>, 2007. (Refer to minutes for full discussion.)**

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**MEETING/WORKSHOP NOTICES**

**TRI-COUNTY COMMISSION MEETING**

**Monday, January 22<sup>nd</sup>, at 11:00 AM -2:00 PM**

**Carnival Center**

**1300 Biscayne Boulevard, Miami, FL**

**SELECTION NEGOTIATION COMMITTEE**  
**MANAGEMENT OF AIRPORT PUBLIC AND EMPLOYEE PARKING**  
**RLI No. 20060822-0-AV-01**  
**Tuesday, January 23<sup>rd</sup>, in Room 430 at 9:00 AM**

**CM @ RISK SERVICES FOR TERMINAL ONE INTERIM BAGGAGE SOLUTION**  
**AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT**  
**RLI No. 20061201-0-AV-01**  
**Tuesday, January 23<sup>rd</sup>, in Room 430 at 9:30 AM**

**BOARD OF COUNTY COMMISSIONERS/  
BROWARD LEAGUE OF CITIES**  
**JOINT 2007 LEGISLATIVE PROGRAM WORKSHOP**  
**Tuesday, January 23<sup>rd</sup>, in Room 430 at 12:00 PM**

**BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS'**  
**GOAL SETTING WORKSHOP**  
**Monday, January 29<sup>th</sup>, 9:00 AM – 5:00 PM**  
**Tuesday, January 30<sup>th</sup>, 9:00 AM – 4:00 PM**  
**Fern Forest Nature Center**  
**201 Lyons Road South, Coconut Creek**

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