

MEETING OF FEBRUARY 6, 2007

(The meeting convened at 10:00 a.m. and adjourned at 1:00 p.m.)

PLEDGE OF ALLEGIANCE was led by Mayor Mecca Fink, Town of Southwest Ranches, along with Volunteer Firefighters from the Town of Southwest Ranches.

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 Eggelletion, Jr. called the meeting to order and declared a quorum present.

<u>COMMISSIONER</u>	<u>DISTRICT</u>	<u>ATTENDANCE</u>
Josephus Eggelletion, 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 Lieberman, seconded by Commissioner Gunzburger and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 45. At the request of the Mayor, Items 47, 48, 49 and 51, along with Supplemental Agenda Items 56, 57, 58, 59 and 60 were transferred to Consent Agenda.

The following Items were withdrawn: 17.

The following items were pulled by Board members and considered separately: 2, 3, 5, 6, 28 and 29.



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

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPROVE appointment of Jeffrey B. Barrett, M.ED., C.A.P., C.R.C., C.V.E., C.C.M.; to the Alcohol and Drug Abuse Advisory Board. (Commissioner Gunzburger).

ACTION: (T-10:09 AM) Approved.
- B. MOTION TO REAPPOINT Bertha Smith to the Housing Finance Authority Board. (Commissioner Jacobs)

ACTION: (T-10:09 AM) Approved.
- C. MOTION TO APPROVE appointment of Commissioner Carl Shechter to the Broward Regional Health Planning Council. Commissioner Shechter replaces Mr. Austin Tupler as a health care purchaser. His term expires on 2/1/09. (Commissioner Gunzburger)

ACTION: (T-10:09 AM) Approved.
- D. MOTION TO REAPPOINT Mr. Kenneth Thurston to the Housing Finance Authority Board. (Commissioner Wasserman-Rubin)

ACTION: (T-10:09 AM) Approved.
- E. MOTION TO APPOINT Mr. Shane Gunderson to the Homeless Initiative Partnership Board. (Commissioner Wasserman-Rubin)

ACTION: (T-10:09 AM) Approved.
- F. MOTION TO APPOINT Todd Henry-Dejesus to the Brownfields Redevelopment Task Force. (Commissioner Keechl)

ACTION: (T-10:09 AM) Approved.
- G. MOTION TO APPOINT Dr. Cary M. Zinkin to the Broward Regional health Planning Council effective March 1, 2007. (Commissioner Ritter)

ACTION: (T-10:09 AM) Approved.

AVIATION DEPARTMENT

2. A. MOTION TO APPROVE Shuttle Utilization Agreement between Broward County, Florida and Alamo Rental (US), Inc., for the transportation of car rental passengers between the Consolidated Rental Car Facility at the Fort Lauderdale-Hollywood International Airport and the passenger terminals at Port Everglades, to be effective on Board approval and commence on February 15, 2007 for a period not to exceed 24 months, with estimated monthly reimbursement of \$6,000; and authorize Mayor and Clerk to execute same.

(This item was pulled by Vice Mayor Wexler and Mayor Eggelletion.)

ACTION: (T-10:21 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-11:28 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 7-0, with Commissioners Gunzburger and Jacobs not present during the vote.

- B. MOTION TO APPROVE Shuttle Utilization Agreement between Broward County, Florida and Avis Rent A Car System, Inc., for the transportation of car rental passengers between the Consolidated Rental Car Facility at the Fort Lauderdale-Hollywood International Airport and the passenger terminals at Port Everglades to be effective on Board approval and commence on February 15, 2007, for a period not to exceed 24 months, with estimated monthly reimbursement of \$5,800; and authorize Mayor and Clerk to execute same.

ACTION: (T-10:21 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-11:28 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 7-0, with Commissioners Gunzburger and Jacobs not present during the vote.

- C. MOTION TO APPROVE Shuttle Utilization Agreement between Broward County, Florida and DTG Operations, Inc. d/b/a Dollar Rent A Car, Inc., for the transportation of car rental passengers between the Consolidated Rental Car Facility at the Fort Lauderdale-Hollywood International Airport and the passenger terminals at Port Everglades to be effective on Board approval and commence on February 15, 2007, for a period not to exceed 24 months, with estimated monthly reimbursement of \$3,300; and authorize Mayor and Clerk to execute same.

ACTION: (T-10:21 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-11:28 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 7-0, with Commissioners Gunzburger and Jacobs not present during the vote.

- D. MOTION TO APPROVE Shuttle Utilization Agreement between Broward County, Florida and National Rental (US), Inc., for the transportation of car rental passengers between the Consolidated Rental Car Facility at the Fort Lauderdale-Hollywood International Airport and the passenger terminals at Port Everglades, to be effective on Board approval and commence on February 15, 2007 for a period not to exceed 24 months, with estimated monthly reimbursement of \$3,200; and authorize Mayor and Clerk to execute same.

ACTION: (T-10:21 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-11:28 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 7-0, with Commissioners Gunzburger and Jacobs not present during the vote.

3. A. MOTION TO WAIVE Section 21.113.c.2 of the Broward County Procurement Code to allow for the sale of surplus property to another government entity, Town of Southwest Ranches.

(This item was pulled by Commissioner Wasserman-Rubin.)

ACTION: (T-11:10 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 8-0, with Commissioner Jacobs not present during the vote.

- B. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, declaring certain Broward County property surplus, one aircraft rescue and firefighting vehicle, as required by Section 713(a) of the Airport System Revenue Bonds, and disposing of same pursuant to Section 125.35, Florida Statutes; authorizing the Interim Director to execute such documents as may be necessary to effectuate the sale of said vehicles; and providing for an effective date.

ACTION: (T-11:10 AM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

VOTE: 8-0, with Commissioner Jacobs not present during the vote.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

REAL PROPERTY SECTION

4. A. MOTION TO APPROVE fifth amendment to lease between Broward County, Tenant, for and on behalf of the Greater Fort Lauderdale Convention and Visitors Bureau, and KING I, LLC, a Virginia limited liability company, successor in interest of King Street I Associates, a Virginia general partnership, Landlord, premises located at 1800 Diagonal Road, Alexandria, Virginia; to correct a scrivener error in the Monthly Rent Chart, as set forth in Section 9 of the Fourth Amendment to the lease, correcting rent in the third lease year from \$3,833.13, to \$3,847.21, per month; and from \$45,997.59, to \$46,166.46, per annum; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

- B. MOTION TO APPROVE Exhibit C to the above referenced lease confirming November 13, 2006 as commencement date of the five year extension of the lease term pursuant to Exhibit C of the fourth amendment to the lease; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:09 AM) Approved.



5. MOTION TO APPROVE Contract for Sale and Purchase between Broward County and Lynnell Allen, Shirley J. Roberts and Janice Brooks Handy, in the amount of \$65,000 for the County's purchase of Lots 25 and 26, Block 45, the Washington Park Fourth Addition Plat (Plat Book 22, at Page 44), Fort Lauderdale, Florida in the Roosevelt Gardens Neighborhood; authorize the Mayor and Clerk to execute Contract for Sale and Purchase, and authorize recordation of the deed. **(Commission District 9)**

(This item was pulled by Mayor Eggelletion.)

ACTION: (T-10:30 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-1, with Mayor Eggelletion voting no.

6. MOTION TO APPROVE Conveyance by Broward County to the School Board of Broward County of a Drainage Easement and a Temporary Construction Easement, on Parcel 21, Alpha 250 Plat, pursuant to the School Board's proposed construction of Cypress Run School; authorize the Mayor and Clerk to execute same; and authorize their recordation. **(Commission District 2)**

ACTION: (T-10:09 AM) Approved.

(This item was pulled by Commissioner Lieberman.)

ACTION: (T-10:52 AM) Reconsidered and tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-11:36 AM) Approved.

VOTE: 8-0, with Commissioner Jacobs not present during the vote.

WATER AND WASTEWATER SERVICES

FISCAL OPERATIONS DIVISION

7. MOTION TO APPROVE Settlement Agreement between Broward County and the City of Hollywood, accepting \$333,143 as Broward County's share of the cashed-out Debt Service Reserve requirement for the South Regional Wastewater System, and \$285,398 as reimbursement to the County for the potential under-billing of the City's share of flow to the regional system, which resulted from a since corrected metering deficiency, for a total settlement amount to the County of \$618,541; and authorize the Mayor and Clerk to execute same. **(Commission Districts 5, 6, and 7)**

ACTION: (T-10:09 AM) Approved.

WATER AND WASTEWATER ENGINEERING DIVISION

8. **MOTION TO APPROVE** Work Authorization No. GS0208 in accordance with the Agreement approved by the Board on April 2, 2002, Item No. 11, between Broward County and Hazen and Sawyer, P.C., RLI No. 110800RB, for a maximum not-to-exceed salary cost of \$283,420 and reimbursables not-to-exceed \$7,450; for a total maximum not-to-exceed cost of \$290,870 and a contract time of 480 calendar days; and authorize the Mayor and Clerk to execute same. (BCWWS 8850) **(Commission District 2)**

ACTION: (T-10:09 AM) Approved.

9. **MOTION TO APPROVE** agreement for the North County Neighborhood Improvement Project SW Quadrant and Bid Package 12, RLI No. 20060110-2-EED-1, with Miller, Legg & Associates, Inc. for the design development, permitting, preparation of contract documents, and construction administration for stormwater drainage, water, sanitary sewer, reclaimed water, sidewalks, street paving, landscaping, and signage improvements for a maximum not-to-exceed salary cost of \$4,587,572 and reimbursables of \$382,500; for a total not-to-exceed cost of \$4,970,072 and lump sum amount of \$3,839,607; for a total agreement cost of \$8,809,679; and contract time of 540 non-concurrent days, and authorize the Mayor and Clerk to execute same. (Project No.1152/8629) **(Commission District 2)**

ACTION: (T-10:09 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

10. **MOTION TO FILE** Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending December 31, 2006.

ACTION: (T-10:09 AM) Approved.

PURCHASING DIVISION

For Aviation Department

11. **MOTION TO APPROVE** release of retainage and final payment in the amount of \$12,165.18, to D. Stephenson Construction Inc., for Concourse C Security Checkpoint modification at the Fort Lauderdale/Hollywood International Airport, Bid No. N-X-04-225-CF-B for the Aviation Department.

ACTION: (T-10:09 AM) Approved.

For Port Everglades Department

12. A. MOTION TO APPROVE agreement between Broward County and Florida Department of Law Enforcement (FDLE), No. FL922560Z, to provide state and national criminal history records and retention of fingerprint records for new applicants as part of the screening process for issuance of Port Security identification badges, in the estimated annual amount of \$385,000; effective February 13, 2007 and continuing in effect from year-to-year, which will exceed five years, unless terminated for purposes provided therein; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

- B. MOTION TO APPROVE agreement between Broward County and Florida Department of Law Enforcement (FDLE), No. FL784025Z, to provide state-only criminal history records and retention of fingerprint records for renewal applicants as part of the screening process for issuance of Port Security identification badges, in the estimated annual amount of \$365,000; effective February 13, 2007 and continuing in effect from year-to-year, which will exceed five years unless terminated for purposes provided therein; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

For Public Works and Transportation Department

13. A. MOTION TO WAIVE, as a minor or technical irregularity, the specification requirements for rainshields and body side molding.

ACTION: (T-10:09 AM) Approved.

- B. MOTION TO AWARD open-end contract to the single bidder, Maroone Toyota, for Toyota Prius, Item No. 2, Bid No. C906494BV, 2007 Alternative Fuel Vehicles, in the estimated annual amount of \$276,276 for the Fleet Services Division. The contract shall begin on date of award and shall terminate when there are no new 2007 vehicles available.

ACTION: (T-10:09 AM) Approved.

REVENUE COLLECTION DIVISION

14. MOTION TO ADOPT two Resolutions 2007-030 and 2007-031 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee Account No. 2090002760550 and Payroll Account No. 2079940003798.

ACTION: (T-10:09 AM) Approved.

15. MOTION TO APPROVE request from the City of West Park 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-10:09 AM) Approved.

16. MOTION TO APPROVE request from the Twin Lakes Water Control District 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-10:09 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

17. MOTION TO APPROVE program for the distribution of inventory that includes tarps, water, and Meals Ready to Eat (MRE) remaining from Hurricane Wilma.

ACTION: (T-10:09 AM) Withdrawn for further staff review.

ENVIRONMENTAL PROTECTION DEPARTMENT

BIOLOGICAL RESOURCES DIVISION

18. MOTION TO ACCEPT joint deed of conservation easement and agreement from the City of Hollywood for preservation of a mitigation area comprising 2.187 acres of real property located at Holland Park in Section 11, Township 51 South, Range 42 East, at the eastern terminus of Johnson Street in the City of Hollywood. **(Commission District 6)**

ACTION: (T-10:09 AM) Approved.

19. A. MOTION TO APPROVE Grant Memorandum of Agreement between the State of Florida Department of Agriculture and Consumer Services (FDACS) and Broward County, for an Urban and Community Forestry Grant in the amount of \$10,000 (requires a Broward County match of \$3,333 which has already been expended in Fiscal Year 2006); and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-032 within the Pollution Recovery Trust Fund (6610) in the amount of \$10,000 for the purpose of recognizing a grant from the Florida Department of Agriculture and Consumer Services (FDACS), for an Urban and Community Forestry project.

ACTION: (T-10:09 AM) Approved.

PORT EVERGLADES DEPARTMENT

20. MOTION TO APPROVE Lease Agreement between Broward County and Christian Bay Shipping Co., for Suite No. 314 in Building 611 (Amman Building) at Port Everglades, consisting of 160 square feet of office space, effective April 1, 2007 through March 31, 2008, with rent in the amount of \$2,800 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

21. MOTION TO APPROVE Lease Agreement between Broward County and Port Everglades Environmental Corporation, for Suite No. 320 in Building 611 (Amman Building) at Port Everglades, consisting of 400 square feet of office space, for the period of April 1, 2007 through March 31, 2008, with rent in the amount of \$7,000 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

22. MOTION TO APPROVE Lease Agreement between Broward County and South Florida Petroleum Services, LLC, for Suite Nos. 9, 10, 11, and 12 in Building 611 (Amman Building) at Port Everglades, consisting of 2,210 square feet of office space for a period of one-year, effective February 21, 2007 through February 20, 2008, with rent in the amount of \$38,675 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

23. MOTION TO ADOPT unanticipated revenue Resolution 2007-033 within the Law Enforcement Trust Fund in the amount of \$100,000 to provide funding for the participation of the Broward Sheriff's Office in the Federal, State and Local Outbound Currency Task Force.

ACTION: (T-10:09 AM) Approved.

24. MOTION TO ADOPT unanticipated revenue Resolution 2007-034 within the Law Enforcement Trust Fund in the amount of \$240,000 to provide funding for the reimbursement of the City of Coral Springs Police Department, for their participation in an investigation of a company accused of fraudulent activities. The investigation led to an asset forfeiture settlement.

ACTION: (T-10:09 AM) Approved.

OFFICE OF ECONOMIC DEVELOPMENT

25. MOTION TO ACCEPT the Broward Alliance Fiscal Year 2006 annual performance and financial reports, pursuant to the agreement between Broward County and the Broward Alliance.

ACTION: (T-10:09 AM) Approved.

COUNTY AUDITOR

26. A. MOTION TO FILE County Auditor's Report – Compliance Review Delegated Purchases – Highway and Bridge Maintenance Division.

ACTION: (T-10:09 AM) Approved.

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

ACTION: (T-10:09 AM) Approved.

COUNTY ATTORNEY

27. 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-10:09 AM) Approved.

COUNTY ADMINISTRATION

28. MOTION TO APPOINT Mr. Tony Hui as Interim Director of Public Works and Transportation Department, effective February 6, 2007, for a period of up to six months.

(This item was pulled by Mayor Eggelletion.)

ACTION: (T-10:55 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

29. MOTION TO APPROVE amendment to the Broward County Board of Commissioners' meeting schedule for February 6, 2007 to April 17, 2007.

(This item was pulled by Commissioner Jacobs.)

ACTION: (T-10:55 AM) Approved, as amended, with a Water Workshop being scheduled for April 17, 2007. (Refer to minutes for full discussion.)

VOTE: 9-0.

COUNTY COMMISSION

30. MOTION TO FILE City of Parkland, Florida Resolution No. 2006-115, requesting that the Broward County Revenue Collector and the Broward County Property Appraiser agree to the alternate March 1st, 2007 deadline under Florida Statute 197.3632(3)(a), for adoption of the Resolution of Intent to use the uniform method of collecting Non-Ad Valorem special assessments for solid waste and recycling services. (Mayor Eggelletion)

ACTION: (T-10:09 AM) Approved.

31. MOTION TO FILE City of Coconut Creek Resolution No. 2006-119, supporting the Broward County Tree Trimmer Licensing Program, and urging the Broward County Board of Commissioners to continue enforcing the Tree Trimmer Licensing Ordinance. (Mayor Eggelletion)

ACTION: (T-10:09 AM) Approved.

32. MOTION TO FILE City of Deerfield Beach Resolution No. 2006-299, supporting a Broward County Wide Weapons Buy-Back Program in coordination with Ken Jenne, Sheriff of Broward County. (Mayor Eggelletion)

ACTION: (T-10:09 AM) Approved.

33. MOTION TO APPROVE agreement between Broward County and Downtown Fort Lauderdale Transportation Management Association, Inc. ("TMA") for Legal Services. (Commissioner Rodstrom)

ACTION: (T-10:09 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

34. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held February 27, 2007 at 2:00 PM in Room 422 of the Governmental Center, to consider the first amendment to the Non-Exclusive Franchise Agreement of Port Consolidated, Inc. to provide vessel bunkering services at Port Everglades.

(This item was pulled by Commissioner Lieberman.)

ACTION: (T-10:09 AM) Deferred for up to two weeks.

35. MOTION TO ADOPT Resolution 2007-035 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 13, 2007 at 2:00 PM in Room 422 of the Governmental Center, to vacate a 12-foot wide utility easement lying within, over, and across Parcel A, Atlantic Point Plat No. 1; property located east of State Road A1A, and north of East Atlantic Boulevard (State Road No. 841), City of Pompano Beach; and at no cost to the County. Petitioner: WCI Communities, Inc. (Gunster, Yoakley and Stewart, P.A.) (2007-V-05) **(Commission District 4)**

ACTION: (T-10:09 AM) Approved.

36. MOTION TO ADOPT Resolution 2007-036 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 27, 2007, at 2:00 P.M., in Room 422 of the Governmental Center, to vacate a portion of a 10 foot wide Utility Easement laying within, over, and across Parcel A of Coral Springs Gate Plat; property located at 6300 West Sample Road, City of Coral Springs; and at no cost to the County. Petitioner: MPG Sample Road, Ltd. (Agent: CCL/IBI Consultants, Inc.) (2006-V-07) **(Commission District 1)**

ACTION: (T-10:09 AM) Approved.

37. MOTION TO ADOPT Resolution 2007-037 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 portions of 10 foot wide and 15 foot wide utility easements laying within, over, and across Parcel A of Sunrise Industrial Park Parcel 5 Plat; and a portion of a 6 foot wide utility easement laying within, over, and across Parcel A of Sunrise Industrial Park Parcels 14 and 15 Plat; these adjacent properties being located along NW 55th Street between Hiatus Road and NW 108th Avenue in the City of Sunrise; and at no cost to the County. Petitioner: City of Sunrise. (Agent: Craven Thompson & Associates, Inc.) (2006-V-15) **(Commission District 3)**

ACTION: (T-10:09 AM) Approved.

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

BUILDING CODE SERVICES DIVISION

- 38. MOTION TO APPROVE release of retainage and final payment in the amount of \$316,724 to Computronix (U.S.A.), Inc., for Building Code Automation System, RLI No. 121701-RB, Phase I.

ACTION: (T-10:09 AM) Approved.

HOUSING AND COMMUNITY DEVELOPMENT DIVISION

- 39. MOTION TO ADOPT Resolution 2007-038 of the Board of County Commissioners of Broward County, Florida, approving and authorizing the substitution of credit enhancement in connection with the remarketing of the outstanding Housing Finance Authority of Broward County, Florida (the "HFA") Multifamily Housing Revenue Bonds (Sawgrass Pines Apartments Project), 1993 Series A; approving the form of and authorizing the execution and delivery of a second and third supplemental trust indenture to, among other things, facilitate the remarketing of such bonds; approving and authorizing the execution and distribution of a supplement to remarketing circular for the remarketing of such bonds; approving the form of and authorizing the execution and delivery of a supplemental remarketing agreement providing for the remarketing of such bonds; authorizing certain officials of the HFA to take all actions required in connection with the substitution of credit enhancement in connection with the remarketing of such bonds; providing certain other details with respect thereto; and providing an effective date. **(Commission District 2)**

ACTION: (T-10:09 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

DEVELOPMENT MANAGEMENT DIVISION

- 40. DISCUSSION: of plat entitled "Doyon Plat" - **Commission District 7,** (016-MP-06).

ACTION: (T-10:09 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

41. DISCUSSION: of plat entitled "Lauderdale Marine Center Plat No. II" - **Commission District 7**, (007-MP-06).

ACTION: (T-10:09 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

42. DELEGATION: T. Ray Patterson regarding request to place a note on the Newport Center Plat - **Commission District 2**, (048-MP-82).

ACTION: (T-10:09 AM) Approved subject to staff's recommendations.

43. DELEGATION: Micah Conn regarding request to amend the non-vehicular access line on the Hyder Plat - **Commission District 2**, (001-UP-03). (Deferred from December 12, 2006).

ACTION: (T-10:09 AM) Approved subject to staff's recommendations.

44. DELEGATION: Dan Habibe regarding request to amend the non-vehicular access line on the Pembroke Lakes South Plat - **Commission District 6**, (146-MP-81).

ACTION: (T-10:09 AM) Approved subject to staff's recommendations.

45. DELEGATION: Donna West regarding request to amend the non-vehicular access line on the Alexander Hamilton National Bank Plat No. 1 – **Commission District 9**, (016-MP-80).

ACTION: (T-10:09 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Community Services Department

- 46. MOTION TO AWARD multiple open-end contracts to low, responsive, responsible bidder, Innovative Environmental Services, Inc., Bid No. Q606245FF, for Vegetative Debris Removal for Various County Parks for the Parks and Recreation Division for Item 1, Deerfield Island Park, Item 2, Woodmont Park, Item 3, Tall Cypress Park and Item 4, Long Key Park., in the total estimated amount of \$296,200. In the event that Innovative Environmental Services, Inc. cannot perform any of the contracts, the Purchasing Director is authorized to add low responsive, responsible vendors, CJ Disaster Repair, LLC and Bergeron Emergency Services, Inc. for item 1, The Growing Concern Tree and Landscaping, Inc., CJ Disaster Repair, LLC, and Bergeron Emergency Services, Inc. for item 2, Man-Con Incorporated and CJ Disaster Repair, LLC, for item 3 and Man-Con Incorporated and CJ Disaster Repair, LLC, for item 4, contingent upon submittal of requisite documentation; and authorize the Purchasing Director to issue an order to the lowest bidder for that item. Deerfield Island Park (**Commission District 4**), Woodmont Park (**Commission District 3**), Tall Cypress Park (**Commission District 1**) and Long Key Park (**Commission District 5**). (**Deferred from January 9, 2007 – Item No. 9**)

ACTION: (T-11:37 AM) Approved.

VOTE: 8-0, with Commissioner Jacobs not present during the vote.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

- 47. MOTION TO NOMINATE Brian Moore to the Broward County HIV Health Services Planning Council.

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

48. MOTION TO ACCEPT nominations for appointments to the following boards:
- 1) Central Examining Board of Building Construction Trades
 - 2) Central Examining Board of Mechanical and Specialty Mechanical Contractors
 - 3) Central Examining Board of Plumbers
 - 4) Health and Sanitary Control Board
 - 5) Historical Commission

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)


PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

SEAPORT CONSTRUCTION AND PLANNING DIVISION

49. MOTION TO APPROVE Agreement between Broward County and Bermello, Ajamil & Partners, Inc., RLI 20050927-CPD-1, to provide professional architectural 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 four specific tasks, not to exceed \$841,777.89; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

-  50. MOTION TO DISCUSS terms and conditions for project eligibility and funding of Redevelopment Capital Program applications in meeting the redevelopment needs of the cities and the County.

ACTION: (T-12:13 PM) No Board action taken.

BOARD OF RULES AND APPEALS

51. MOTION TO POST-APPROVE two year contract commencing October 20, 2005, between Lawrence Smith and the Broward County Board of Rules and Appeals for state lobbying services.

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)


COUNTY ADMINISTRATION

52. MOTION TO DIRECT Broward County Housing Finance Authority (HFA) to grant the request by Reliance Housing Foundation, Inc. (Reliance) for a 90-day extension to pay off the \$3,600,000 mortgage from HFA to Reliance-Andrews LLC related to a land acquisition loan for the proposed "Flagler Point" development, from February 1, 2007 to May 1, 2007; all terms remaining the same except for an increase of the interest rate to prime plus 1%. **(Commission District 7)**

ACTION: (T-11:38 AM) Approved, with the Board granting a 90 day extension to Reliance Housing Foundation, Inc. Interest during the extension period shall be at the prime rate plus one percent, with the caveat if there is ever any reduction in the number of affordable units from the original proposal, that the county should also recover the same interest rate of prime plus one percent commencing from the inception of the loan, compounded back to the initiation of the loan for those units that are being released and will no longer be affordable or for any market rate unit. (Refer to minutes for full discussion.)

VOTE: 7-2, with Commissioners Jacobs and Keechl voting no.

COUNTY COMMISSION

-  53. MOTION TO DISCUSS request to amend Redevelopment Capital Program to include cultural infrastructure. (Mayor Eggelton and Commissioner Lieberman) **(Deferred from January 23, 2007, – Item No. 74)**

ACTION: (T-12:13 PM) The Board directed the County Attorney to draft an amendment to the ordinance to include Cultural Facilities and Infrastructure and Historic Preservation on new and existing facilities. (Refer to minutes for full discussion.)

54. COUNTY ADMINISTRATOR'S REPORT

A. NEW LIBRARY IN PEMBROKE PINES

ACTION: (T-12:39 PM) County Administrator Pam Brangaccio announced the opening of a new library in Pembroke Pines on Thursday, February 1, 2007.

Commissioner Gunzburger added that she is very proud that Broward County has opened this new library. (Refer to minutes for full discussion.)

B. LEGISLATIVE HEARINGS ON TAX REFORM

ACTION: (T-12:39 PM) County Administrator Pam Brangaccio discussed an upcoming Public Hearing taking place on Monday, February 12, 2007, at the Bailey Concert Hall in Fort Lauderdale regarding Tax Reform. (Refer to minutes for full discussion.)

55. MAYOR'S REPORT

ECONOMIC IMPACT FROM THE SUPER BOWL

ACTION: (T-12:42 PM) Mayor Eggelletion stated that the final numbers should be in soon with respect to the economic impact South Florida had due to the Super Bowl. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

56. MOTION TO NOMINATE Charles J. Meyer to the Central Examining Board of Mechanical & Specialty Contractors. Mr. Meyer fills the vacant at-large professional position. (Commissioner Gunzburger)

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

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

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

58. MOTION TO ACCEPT contributions for sponsorship of the Elder Service Summit which was held at the Signature Grand in Davie, Florida on January 31, 2007. Several organizations have generously offered contributions to help defray the costs for our senior citizens. The checks received are from Humana, Inc., Florida Power and Light (FPL), and American Medical Response (AMR). (Vice Mayor Wexler)

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

59. MOTION TO APPROVE matching funds for voter education in Broward County Fiscal Year 2006-2007, to the Supervisor of Elections in an amount equal to at least 15% of the amount to be received from the state, which for Broward County is \$30,813.68. (Mayor Eggelletion)

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

60. MOTION TO APPROVE matching funds for poll worker recruitment and training in Broward County Fiscal Year 2006-2007, to the Supervisor of Elections in an amount equal to at least 15% of the amount to be received from the state, which for Broward County is \$15,406.84. (Mayor Eggelton)

ACTION: (T-10:09 AM) Approved. (Transferred to the Consent Agenda.)

NON AGENDA

61. TRANS FATS – COMMISSIONER GUNZBURGER

ACTION: (T-12:42 PM) Commissioner Gunzburger stated that if there were not six objectors, Broward County should look into abandoning trans fat in our restaurants. (Refer to minutes for full discussion.)

62. VOTING MACHINE CHANGES – COMMISSIONER JACOBS

ACTION: (T-12:42 PM) Commissioner Jacobs commented on Governor Crist's proposed changes to replace touch screen voting machines with optical scan machines in all voting precincts statewide without placing the financial burden on the taxpayers. Having some doubts this will become another unfunded mandate, Commissioner Jacobs asked staff to provide a memo on what this new system might cost and what Broward County might do with the existing system. (Refer to minutes for full discussion.)

ACTION: (T-12:45 PM) Commissioner Lieberman added that in January, there was an item on the Commission Agenda directing staff to evaluate the touch screens verses optical scanners; the cost of printers versus the cost of optical scanners, and that report is due back on March 13th. Because of Governor Crist's recent remarks, Commissioner Lieberman felt a Workshop is needed in the immediate future. (Refer to minutes for full discussion.)

63. LETTER FROM RUDEN MCCLOSKEY – COMMISSIONER JACOBS

ACTION: (T-12:43 PM) Commissioner Jacobs questioned the county's position with regard to a letter received from Ruden McClosky concerning a potential lawsuit over drainage in Melrose Park and requested the County Attorney's office get back to her with the status of this action. (Refer to minutes for full discussion.)

64. COUNTY DONATION PROGRAM – COMMISSIONER LIEBERMAN

ACTION: (T-12:45 PM) Commissioner Lieberman discussed a County Donation Program where county employees could donate up to one day of unused vacation time to areas of the state that need financial assistance. (Refer to minutes for full discussion.)

65. LAWSUITS – COMMISSIONER LIEBERMAN

ACTION: (T-12:45 PM) Commissioner Lieberman mentioned there are a lot of lawsuits that take place in Broward County that the Board never hears the status of, and suggested a Shade Meeting take place with the Board to discuss pending lawsuits.

Vice Mayor Wexler agreed and mentioned she had already been asking the County Attorney for a brief status on pending lawsuits. (Refer to minutes for full discussion.)

ACTION: (T-12:57 PM) County Attorney Jeff Newton added that in addition to the yearly report the Board receives of high profile cases, the Board will also be getting the Auditor's Report, which deals with cases over a certain dollar amount. Quarterly reports of on-going cases as well as new cases will also be given to the Board, along with their disposition. A compilation with a one or two line synopsis of what the case is about will also be given out. (Refer to minutes for full discussion.)

65. PROPERTY TAX COMMITTEE – COMMISSIONER LIEBERMAN

ACTION: (T-12:45 PM) Commissioner Lieberman referenced the County Administrator's earlier comments on the Tax Reform hearings taking place on February 12, 2007, and commented that she hoped Broward County would put on a presentation showing how little control we have over the budget and how much of our millage is sent to the state. (Refer to minutes for full discussion.)

66. VISIONBROWARD – COMMISSIONER LIEBERMAN

ACTION: (T-12:47 PM) Commissioner Lieberman referenced VisionBroward's Leadership Conference being held on February 8th and 9th, 2007, with award winning reporter Michael Grunwald from the Washington Post as the keynote speaker. (Refer to minutes for full discussion.)

67. CITIES WORKING IN UNISON WITH BROWARD COUNTY – VICE MAYOR WEXLER

ACTION: (T-12:51 PM) Vice Mayor Wexler commented that many city commissioners want to work together with Broward County with respect to budgetary impacts. (Refer to minutes for full discussion.)

68. FIRST ELDER SUMMIT IN BROWARD COUNTY – VICE MAYOR WEXLER

ACTION: (T-12:52 PM) Vice Mayor Wexler commented that last Wednesday, January 31, 2007, the first Elder Summit took place in Broward County with over 300 people in attendance. (Refer to minutes for full discussion.)

69. BROWARD LEAGUE OF CITIES – COMMISSIONER LIEBERMAN

ACTION: (T-12:53 PM) Commissioner Lieberman informed the Board that at the last League of Cities meeting, they amended their legislative platform to include most issues the Board of County Commissioners had already discussed. The one issue that was not included in their legislative platform was the issue with respect to Broward County's Land Use Authority. Commissioner Stermer's motion for the League to reconsider its support of the Florida League of Cities Resolution was tabled, with Mayor Moseley being directed to get together with Mayor Eggelletion and to craft a letter to send to the Legislature. (Refer to minutes for full discussion.)

70. TRI-COUNTY DELEGATION – MAYOR EGGELLETTION

ACTION: (T-12:54 PM) Mayor Eggelletion discussed flying to Tallahassee on Wednesday, February 7, 2007, to meet with the Tri-County Delegation to discuss the legislative agenda. (Refer to minutes for full discussion.)

71. BUDGET WORKSHOP PREPARATION – MAYOR EGGELLETTION

ACTION: (T-12:54 PM) Mayor Eggelletion urged his colleagues to start to work with the County Administrator and Kayla Olsen, Director, Office of Management & Budget, to be better prepared for the upcoming Budget Workshops. (Refer to minutes for full discussion.)

72. LIBRARY EXHIBITION – MAYOR EGGELLETTION

ACTION: (T-12:55PM) Mayor Eggelletion commented that he will be attending the closing of the Sand Mandala Exhibition created by the Tibetan Monks of Drepung Gomang Monastery, at the main Library at 6:00 p.m. this evening. (Refer to minutes for full discussion.)

73. LETTER TO THE NEWSPAPERS – MAYOR EGGELETTION

ACTION: (T-12:59 PM) Mayor Eggelletion informed the Board of his intention to release a letter to local newspapers apprising them of where Broward County is headed in the budget process, and inviting the general public to some of the Budget Workshops. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

SELECTION COMMITTEE

MASS TRANSIT UNDERGROUND STORAGE REPLACEMENT PROJECT

Tuesday, February 6th, in Room 430 at 9:30 AM

BOARD OF COUNTY COMMISSIONERS

BUDGET WORKSHOP

Tuesday, February 6th, in Room 430 at 12:00 PM
or immediately following the morning Commission meeting

