

## **MEETING OF MARCH 11, 2008**

(Meeting convened at 10:11 a.m., recessed at 12:30 p.m.; reconvened at 3:16 p.m., and adjourned at 6:08 p.m.)

### **MOMENT OF SILENCE:**

In memory of Linda Cox, former state legislator from Ft. Lauderdale.

In memory of Melissa Lewis, an attorney from Plantation.

In memory of Virginia "Ginny" Mae Becht, the mother-in-law of Mary Aho Becht.

In memory of and prayers for our troops serving in Iraq, as well as for their families.

**PLEDGE OF ALLEGIANCE** was led by Dr. Paula Thaqi, Director of the Broward County Health Department.

**CALL TO ORDER:** Mayor Wexler 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 Eggelletion, Jr.	9	Present
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Not 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

\* Commissioner Jacobs participated via teleconferencing.

### **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 65. At the request of the Mayor, Items 68, 70, 72, (as amended), 78, 83, and 89 from the Regular Agenda were transferred to the Consent Agenda.**

**The following Items were withdrawn/deferred: Items 32, 60, 63, 76, and 81.**

**The following items were pulled by Board members and considered separately: 19, 23, 40, and 65.**



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

## BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ms. Casey Eckels to the Commission on the State of Women. (Commissioner Jacobs)

***ACTION: (T-10:24 AM) Approved.***

- B. MOTION TO RE-APPOINT Mr. Ira Cor as a non-governmental health care consumer to the Broward Regional Health Planning Council. (Commissioner Jacobs)

***ACTION: (T-10:24 AM) Approved.***

- C. MOTION TO APPOINT Veronica Quinones-Laughlin to the Historical Commission. (Commissioner Wasserman-Rubin.)

***ACTION: (T-10:24 AM) Approved.***

## PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

### REAL PROPERTY SECTION

2. A. MOTION TO DECLARE surplus to the County's need, solely for the purpose of conveyance to the City of West Park for development and use by the City for Community Development Block Grant eligible activities, approximately 24,493 square feet, 0.56 acres of land located on Pembroke Road and NW 57<sup>th</sup> Avenue, and legally described as Lots 9 thru 12, Block 63, Carver Ranches Addition No.1 according to the plat thereof recorded in Plat Book 25, at page 36 of the public records of Broward County. **(Commission District 8)**

***ACTION: (T-10:24 AM) Approved.***

- B. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of West Park for the conveyance of property to the City of West Park for the development, improvement and use of the land consistent with Community Development Block Grant eligible activities under the Federal Department of Housing and Urban Development rules and regulations; at no cost to the County, effective upon execution, and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

***ACTION: (T-10:24 AM) Approved.***

- C. MOTION TO ADOPT Resolution 2008-062 authorizing the conveyance by Quit Claim Deed of a County owned parcel, legally described as Lots 9 thru 12, Block 63, Carver Ranches Addition No.1, to the City of West Park. By accepting this deed, the City agrees to use the land solely for Community Development Block Grant eligible activities; authorize the Mayor and Clerk to execute deed and authorize recordation of same. **(Commission District 8)**

***ACTION: (T-10:24 AM) Approved.***

## **WATER AND WASTEWATER SERVICES**

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

3. MOTION TO APPROVE agreement between Broward County and the City of North Lauderdale for the reimbursement of water and sewer improvements on SW 21<sup>st</sup> Street and SW 63<sup>rd</sup> Avenue, in the City of North Lauderdale, at an estimated cost of \$152,000; effective upon execution, and authorize the Mayor and Clerk to execute same. (Project 1152.2 ) **(Commission District 1)**

***ACTION: (T-10:24) Approved.***

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

4. MOTION TO APPROVE agreements between Broward County and DEPFA First Albany Securities LLC, Public Financial Management, Inc., Public Resources Advisory Group, and Raymond James & Associates, Inc, for Financial Advisory Services (RLI No. 20070222-0-FA-1); and authorize the Mayor and Clerk to execute same. The contract period shall start on March 11, 2008 and shall terminate three years from that date.

***ACTION: (T-10:24) Approved.***

### **ACCOUNTING DIVISION**

5. MOTION TO FILE Sheriff, Broward County, Florida, Special-Purpose Financial Statements, Year Ended September 30, 2007.

***ACTION: (T-10:24 AM) Approved.***

6. MOTION TO FILE Statement of County Funded Court-Related Functions, Section 29.0085, Florida Statutes, for Broward County, Florida, year ended September 30, 2007.

***ACTION: (T-10:24 AM) Approved.***

## **HUMAN RESOURCES DIVISION**

7. MOTION TO APPROVE proposed new job classifications, reclassifications, title changes, salary range reallocations, classification consolidations, and the elimination of certain unused classifications as reflected in Exhibit 1.

***ACTION: (T-10:24 AM) Approved.***

## **PURCHASING DIVISION**

For Finance and Administrative Services Department

8. MOTION TO APPROVE release of retainage and final payment in the amount of \$71,657.20 to Global 360 BGS, Inc., for the Finance and Administrative Services Department for the Enterprise Document Management Project, Request for Letters of Interest (RLI) No. 20020207-0-IT-01.

***ACTION: (T-10:24 AM) Approved.***

For Public Works and Transportation Department

9. MOTION TO AWARD fixed contract to low bidder, Lanzo Construction Company Florida, for the construction of North Andrews Gardens Neighborhood Improvements Project, Bid Package No. 9, WWS Project No. 1146/8409, Bid No. H-4-07-135-CAF, in the amount of \$2,838,241.40, for the Water and Wastewater Services Division subject to the receipt and acceptance of insurance/performance and payment guarantee, and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

***ACTION: (T-10:24 AM) Approved.***

10. MOTION TO AWARD open-end contract to low bidder, Palm Beach Grading, Inc., to furnish asphaltic concrete surface courses on streets and highways for various Broward County locations, Bid No. H-9-07-294-B1, in an estimated annual amount of \$1,900,000 for the Highway and Bridge Maintenance Division, subject to the receipt and acceptance of insurance/performance and payment guarantee, and authorize the Director of Purchasing to renew the contract for two, one-year periods for a potential three-year amount of \$5,700,000. The initial contract period shall start upon the receipt and acceptance of insurance/performance and payment guarantee and shall terminate one year from that date.

***ACTION: (T-10:24 AM) Approved.***

11. MOTION TO AWARD open-end contract to the low bidder, All Power Generators Corp., for Diesel Propane Generator Service, Bid No. EX07333M2, Groups 1 – 9, in the estimated amount of \$1,121,075.00, which includes \$747,000.00 for parts on a pass-thru for the initial two-year period for various County agencies; and authorize the Director of Purchasing to renew the contract for a one-year period for a potential contract amount of \$1,681,612.50. The initial contract period shall start March 28, 2008 and shall terminate two years from that date.

***ACTION: (T-10:24 Approved.***

### **REVENUE COLLECTION DIVISION**

12. MOTION TO APPROVE request to increase the fee charged by limited branch offices (automotive dealers) from \$16 to \$24 for use of the Electronic Filing System; and authorize the Mayor and Clerk to take all necessary administrative and legal action to execute amendments to the previously approved contracts, providing for severability, and providing for an effective date.

***ACTION: (T-10:24 AM) Approved.***

### **RISK MANAGEMENT DIVISION**

13. MOTION TO AUTHORIZE execution of Release for claim settled for Broward County, by outside insurance carrier; and authorize the Mayor to execute same.

***ACTION: (T-10:24 AM) Approved.***

### **HUMAN SERVICES DEPARTMENT**

14. MOTION TO SUPPORT appointment of Dr. Paula Thaqi by the State of Florida Secretary of Health to the position of Broward County Health Department Administrator.

***ACTION: (T-10:24 AM) Approved.***

## MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION



15. A. MOTION TO APPROVE Ninth Amendment to the Contract/Certificates between Broward County and American Ambulance Service, Inc., Broward Ambulance, Inc. d/b/a American Medical Response, and Medics Ambulance Service, Inc., for the provision of emergency ambulance service.

***ACTION: (T-10:24 AM) Approved. (Scrivener's error – See County Administrator's report: Language in Article 3 reads: "Oxygen" and should read "Oxygen (per trip used)." "Mileage" should read "Mileage (per mile)." "Waiting time should read "Waiting time (per ½ hour.)" (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE renewal of Class 3 – BLS (Basic Life Support) Transport Certificates of Public Convenience and Necessity to American Ambulance Service, Inc., Broward Ambulance, Inc. d/b/a American Medical Response, and Medics Ambulance Service, Inc.

***ACTION: (T-10:24 AM) Approved. (Scrivener's error – See County Administrator's report: Language in Article 3 reads: "Oxygen" and should read "Oxygen (per trip used)." "Mileage" should read "Mileage (per mile)." "Waiting time should read "Waiting time (per ½ hour.)" (Refer to minutes for full discussion.)***

## COMMUNITY SERVICES DEPARTMENT

### LIBRARIES DIVISION

16. A. MOTION TO ADOPT Resolution 2008-063 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation in the amount of \$3,300 from the Friends of the Percy White Library, Inc., for library materials for the use at the Broward County Deerfield Beach Percy White Branch; authorizing the County Administrator to take all administrative and budgetary actions and execute all forms required to implement same; and providing for an effective date. **(Commission District 4)**

***ACTION: (T-10:24 AM) Approved.***

- B. MOTION TO ADOPT Resolution 2008-064 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation of audio-visual equipment and installation services valued at \$3,779 from the Weston Friends of the Library, Inc. for the use and benefit of the Broward County Libraries Division at the Weston Branch Library; authorizing the County Administrator to take all administrative and budgetary actions and execute all forms required to implement same; and providing for an effective date. **(Commission District 8)**

***ACTION: (T-10:24 AM) Approved.***

17. MOTION TO ADOPT Resolution 2008-065 of the Broward County Board of County Commissioners authorizing the execution and submission of a grant application to the State of Florida, Department of State, Division of Library and Information Services, for grant funding in the amount of \$500,000 for the new construction of the replacement Pompano Beach Branch Library; authorizing the County Administrator to execute any additional assurances, certifications, and administrative documents and to take all necessary administrative and budgetary actions to execute the grant; and providing for an effective date, and authorize the Mayor and Clerk to execute same. A County cash match of \$500,000 is required. **(Commission District 2)**

***ACTION: (T-10:24 AM) Approved.***

18. MOTION TO ADOPT Resolution 2008-066 of the Broward County Board of County Commissioners authorizing the execution and submission of a grant application to the State of Florida, Department of State, Division of Library and Information Services, for grant funding in the amount of \$500,000 for new construction of a Children's Reading Center; authorizing the County Administrator to execute any additional assurances, certifications, and administrative documents and to take all necessary administrative and budgetary actions to execute the grant; and providing for an effective date; and authorize the Mayor and Clerk to execute same. A County cash match of \$500,000 is required. **(Commission District 5)**

***ACTION: (T-10:24 AM) Approved.***

19. A. MOTION TO INCREASE personnel cap within the General Fund for the Libraries Division by 30 positions to staff the new library in the City of Miramar in Fiscal Year 2008. **(Commission District 8)**

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

**ACTION: (T-10:24 AM) Approved. The Board requested that the Interim County Administrator use existing employees to fill those positions wherever possible. (Refer to minutes for full discussion.)**

**VOTE: 9 – 0.**

- B. MOTION TO INCREASE personnel cap within the General Fund for the Libraries Division by five positions to staff the Tyrone Bryant replacement branch library in Fiscal Year 2008. **(Commission District 9)**

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

**ACTION: (T-10:24 AM) Approved. The Board requested that the Interim County Administrator use existing employees to fill those positions wherever possible. (Refer to minutes for full discussion.)**

**VOTE: 9 – 0.**

- C. MOTION TO ADOPT budget Resolution 2008-067 transferring funds from the Libraries Operating Reserve within the General Fund to the Libraries Division operating budget in the amount of \$334,912 to provide funds for operating expenses and one-time expenses necessary to operate the Miramar and Tyrone Bryant libraries during Fiscal Year 2008. **(Commission District 9)**

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

**ACTION: (T-10:24 AM) Approved. The Board requested that the Interim County Administrator use existing employees to fill those positions wherever possible. (Refer to minutes for full discussion.)**

**VOTE: 9 – 0.**

## **PARKS AND RECREATION DIVISION**

20. **MOTION TO APPROVE** increase in the change order allowance for the Helene Klein Pineland Preserve Project with ENCO, LLC, for the Parks and Recreation Division, Contract No. QY06366CAF, in the amount of \$61,470.83, thereby increasing the total change order allowance from \$25,475.00 to \$86,945.83, which is approximately 17.06% of the original contract amount of \$509,500.00; resulting in a total contract amount of \$596,445.83. (Project No. 343-04A) **(Commission District 2)**

***ACTION: (T-10:24 AM) Approved.***

## **ENVIRONMENTAL PROTECTION DEPARTMENT**

21. **MOTION TO APPROVE** Settlement Agreement in the estimated amount of \$70,356 between Broward County and 2860 North Federal Highway LLC to resolve asbestos removal violations of Chapter 27 of the Broward County Code of Ordinances in the City of Fort Lauderdale; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

***ACTION: (T-10:24 AM) Approved.***

## **BIOLOGICAL RESOURCES DIVISION**

22. **MOTION TO ACKNOWLEDGE** use of the Loxahatchee Mitigation Bank by Landmark Custom Homes of Rolling Oaks, LLC as a site for compensatory mitigation for wetland impacts for the construction of a single family home in the Town of Southwest Ranches. **(Commission District 8)**

***ACTION: (T-10:24 AM) Approved.***

## **COUNTY AUDITOR**

23. A. **MOTION TO FILE** the County Auditor's Report – *Review of Phase 2 of the Electronic Document Management (EDM) Project: Automation of the BC-102-102 Personnel Action Form.*

***(This item was pulled by Commissioner Keechl)***

***ACTION: (T-10:25 AM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

B. MOTION TO ADOPT County Auditor's Recommendations.

*(This item was pulled by Commissioner Keechl)*

**ACTION:** (T-10:25 AM) Approved. (Refer to minutes for full discussion.)

**VOTE:** 9 – 0.

24. A. MOTION TO FILE the County Auditor's Report – *Libraries Division Delegated Purchases Review.*

**ACTION:** (T-10:24 AM) Approved.

B. MOTION TO ADOPT County Auditor's Recommendations.

**ACTION:** (T-10:24 AM) Approved.

### **COUNTY ADMINISTRATION**

25. MOTION TO NOTE FOR THE RECORD recommendation of the Broward County Sheriff to name the Sheriff's North Jail located at 2421 NW 16<sup>th</sup> Street, Pompano Beach, as the "Paul Rein Detention Facility" pursuant to Section 18.43 of the Broward County Administrative Code, "Naming Broward County-owned Property, Buildings, Structures, and Facilities."

**ACTION:** (T-10:24 AM) Approved.

26. MOTION TO APPROVE Broward Sheriff's Office (BSO) recommendation to approve the City of Pembroke Pines request to become a Primary Public Safety Answering Point (PSAP). **(Commission Districts 5, 6, and 8)**

**ACTION:** (T-10:24 AM) Approved.

27. MOTION TO DIRECT County Attorney to draft a Resolution amending the Ordinance that created the Broward County Public Safety Coordinating Council Advisory Board; providing for the correction of a scrivener's error in Section 5, Term of Appointees, Subsection b and clarify which members are subject to the automatic removal provision.

**ACTION:** (T-10:24 AM) Approved.

## COUNTY COMMISSION

28. MOTION TO FILE Resolution No. 2008/016 adopted by the City Commission of the City of Deerfield Beach, opposing any increase in the maximum height permitted for the Waste Management Landfill at Sample Road and Powerline Road. (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

29. MOTION TO FILE Resolution No. 11-144 adopted by the City Commission of the City of Margate opposing the proposed Charter Review Proposition providing for minimum requirements for both County Fire Rescue and Municipal Law Enforcement Standards. (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

30. MOTION TO FILE Resolution No. 11-146 adopted by the City Commission of the City of Margate in support of the Steering Committee of the State Road 7/US 441 Collaborative encouraging the Broward Metropolitan Planning Organization, Broward Board of County Commissioners, Broward County Planning Council and the Florida Department of Transportation to designate the State Road 7/US 441 corridor as an urban arterial and light-rail corridor and to commence a Project Development and Environmental (PD&E) Study to definitively determine an alignment for future light-rail service within the typical 6-lane urban section of roadway. (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

31. MOTION TO FILE Resolution No. 11-147 adopted by the City Commission of the City of Margate, opposing the application of Waste Management Inc. of Florida D/B/A Central Disposal (WMCD), to extend the height or width of the landfill facility. (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

32. MOTION TO FILE Resolution No. 10204 adopted by the City Council of the City of Plantation objecting to the proposals submitted by the City of Sunrise to the Broward County Planning Council for Harrison Park/Westerra and Amerifirst/Metropica Land Use Plan Amendments. (Mayor Wexler)

***ACTION: (T-10:16 AM) Withdrawn to Tuesday, March 25, 2008, at the request of the Mayor.***

33. MOTION TO FILE Resolution No. 10205 adopted by the City Council of the City of Plantation objecting to the proposals submitted to the South Florida Regional Planning Council by the City of Sunrise for substantial deviations to the Harrison Park Development of Regional Impact (DRI) and the Amerifirst Development of Regional Impact (DRI). (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

34. MOTION TO FILE letter received from Representative James W. "Jim" Waldman, State Representative, District 95, extending his support for the City Commission of the City of Coconut Creek's Resolution No. 2008-03 opposing the application of Waste Management Inc. of Florida D/B/A/Central Disposal (WMCD) to extend the height or width of the Landfill facility. (Mayor Wexler)

***ACTION: (T-10:24 AM) Approved.***

#### **REQUEST TO SET FOR PUBLIC HEARING**

35. MOTION TO ADOPT Resolution 2008-068 authorizing the County Administrator to advertise a Public Hearing to be held March 25, 2008 at 2:00 P.M. in Room 422, Governmental Center, for adopting supplemental budgets to recognize changes in revenues and appropriations.

***ACTION: (T-10:24 AM) Approved.***

36. MOTION TO DIRECT the County Administrator to publish notice of a Public Hearing to be held Tuesday, March 25, 2008, at 2:00 p.m. in Room 422 of the Governmental Center, to consider the renewal of Nonemergency Medical Transportation Service (NEMTS) licenses to Medical Transportation Management Corp., d/b/a AMC Medical Transportation and Ponder & Associates, Inc., d/b/a Tender Loving Care Adult Day Health Center.

***ACTION: (T-10:24 AM) Approved.***

37. MOTION TO ADOPT Resolution 2008-069 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 8, 2008, at 2:00 P.M., in Room 422 of the Governmental Center, to vacate two Well Field Easements lying within, over and across a portion of the Monterra Plat, located south of Stirling Road and east of Pine Island Road, Cooper City; at no cost to the County. Petitioners: City of Cooper City, Touse/Kolter, LLC. (2007-V-25) Monterra Community Development District (Miller Legg, Agent) **(Commission District 5)**

***ACTION: (T-10:24 AM) Approved. (Scrivener's error – See County Administrator's report: Under Summary Explanation, 3<sup>d</sup> line should read Page 155 instead of Page 152. Refer to minutes for full discussion.)***

38. MOTION TO ADOPT Resolution 2008-070 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 8, 2008, at 2:00 P.M., in Room 422 of the Governmental Center, to vacate a portion of a Lake Maintenance Easement lying within, over and across a portion of Lot 4, Block 1, of the Palm Aire at Coconut Creek Section 1 Plat, located at 1050 SW 50<sup>th</sup> Avenue, Margate; at no cost to the County. Petitioners: Leonard and Aldred Rhoden (Karlene McLean, Agent) (2008-V-02) **(Commission District 2)**

***ACTION: (T-10:24 AM) Approved.***

39. MOTION TO ADOPT Resolution 2008-071 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, April 8, 2008, at 2:00 P.M. in Room 422, Broward County Governmental Center, to consider adoption of a Resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 41 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ENTITLED "FEES AND OTHER CHARGES, OFFICE OF TRANSPORTATION"; BY AMENDING SECTION 41.04, "PARATRANSIT FARE STRUCTURE," TO PROVIDE FOR AN INCREASE IN THE PARATRANSIT FARE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.


***ACTION: (T-10:24 AM) Approved.***

40. MOTION TO ADOPT Resolution 2008-072 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, April 8, 2008, at 2:00 P.M. in Room 422, Broward County Governmental Center, to receive public input on the adoption of changes to Broward County Transit Fixed-Route Bus Service routes 15, 17, 23 and 57; effective May 4, 2008; and providing for an effective date. **(Commission Districts 1, 3, 5, 6, 7, 8 and 9)**

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

***ACTION: (T-10:34 AM) Approved. The Board directed staff to provide the research in writing for the Public Hearing on April 8, 2008, regarding the fiscal impact of using smaller buses, the compacting of routes 15 and 17, and whether community buses are utilized for the City of Hollywood. (Refer to minutes for full discussion.)***

***VOTE: 7 – 2, with Commissioners Gunzburger and Wasserman-Rubin voting no.***

-  41. MOTION TO ADOPT Resolution 2008-073 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, April 8, 2008, at 2:00 P.M. in Room 422, Broward County Governmental Center, for the purpose of receiving public input on proposed changes to the Broward County Complementary Paratransit Reservation System; and providing for an effective date.

***ACTION: (T-10:24 AM) Approved.***

42. MOTION TO ADOPT Resolution 2008-074 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 25, 2008, at 2:00 P.M. in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2008-07 REGARDING ADEQUACY OF SCHOOL SITES AND FACILITIES AND PUBLIC SCHOOL CONCURRENCY TO AMEND THE EFFECTIVE DATE OF THE ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

43. MOTION TO ADOPT Resolution 2008-075 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 25, 2008 at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE TRANSPORTATION ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (T-10:24 AM) Approved.***

44. MOTION TO ADOPT Resolution 2008-076 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 25, 2008 at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE POTABLE WATER ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

***ACTION: (T-10:24 AM) Approved.***

45. MOTION TO ADOPT Resolution 2008-077 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 25, 2008 at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE SANITARY SEWER ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

***ACTION: (T-10:24 AM) Approved.***

46. MOTION TO ADOPT Resolution 2008-078 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 25, 2008 at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE DRAINAGE AND NATURAL GROUNDWATER AQUIFER RECHARGE ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

***ACTION: (T-10:24 AM) Approved.***

47. MOTION TO ADOPT Resolution 2008-079 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 25, 2008 at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE FUTURE UNINCORPORATED AREA LAND USE ELEMENT, OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

***ACTION: (T-10:24 AM) Approved.***

48. MOTION TO ADOPT Resolution 2008-080 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-5, in the City of Coconut Creek to the Broward County Comprehensive Plan, (**Commission District 2**) the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

49. MOTION TO ADOPT Resolution 2008-81 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-6, in the City of Coconut Creek to the Broward County Comprehensive Plan, **(Commission District 2)** the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

50. MOTION TO ADOPT Resolution 2008-082 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-7, in the City of Coral Springs to the Broward County Comprehensive Plan, **(Commission District 3)** the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF CORAL SPRINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

51. MOTION TO ADOPT Resolution 2008-083 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-8, in the City of Dania Beach to the Broward County Comprehensive Plan, (**Commission District 7**) the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF DANIA BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

52. MOTION TO ADOPT Resolution 2008-084 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-9, in the City of Fort Lauderdale to the Broward County Comprehensive Plan, (**Commission District 9**) the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

53. MOTION TO ADOPT Resolution 2008-085 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-10, in the City of Plantation to the Broward County Comprehensive Plan, **(Commission District 9)** the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF PLANTATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

54. MOTION TO ADOPT Resolution 2008-086 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, at 2:00 P.M. to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 08-11, in the City of Pompano Beach to the Broward County Comprehensive Plan, **(Commission District 2)** the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:24 AM) Approved.***

55. MOTION TO ADOPT Resolution 2008-087 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, 2:00 P.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 08-1), located in the City of Coconut Creek, as a part of the first annual proposed 2008 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

***ACTION: (T-10:24 AM) Approved.***

56. MOTION TO ADOPT Resolution 2008-088 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, 2:00 P.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 08-2), located in the City of Coconut Creek, as a part of the first annual proposed 2008 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

***ACTION: (T-10:24 AM) Approved.***

57. MOTION TO ADOPT Resolution 2008-089 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, 2:00 P.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 08-3), located in the City of Coral Springs, as a part of the first annual proposed 2008 amendments to the Broward County Comprehensive Plan. **(Commission District 3)**

***ACTION: (T-10:24 AM) Approved.***

58. MOTION TO ADOPT Resolution 2008-090 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, 2:00 P.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 08-2), to revise platting requirements, per Section D.2, Chapter IV, as a part of the first annual proposed 2008 amendments to the Broward County Comprehensive Plan.

***ACTION: (T-10:24 AM) Approved.***

**URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

**BUILDING CODE SERVICES DIVISION**

59. MOTION TO DIRECT Office of the County Attorney to draft an ordinance amending Section 8½-16. "Schedule of Civil Penalties" of the Broward County Code of Ordinances to establish fines for violations of the provisions of the Florida Building Code relating to elevators administered by the Building Code Services Division.

***ACTION: (T-10:24 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

**DEVELOPMENT MANAGEMENT DIVISION**

60. DISCUSSION: of plat entitled "Alexan Plantation Plat" (032-MP-07) - Commission District 5.

***ACTION: (T-10:17 AM) Deferred up to 35 days at the request of the Mayor.***

61. DISCUSSION: of plat entitled "Hammocks at Edgewood Park" (044-MP-05) - Commission District 7.

***ACTION: (T-10:24 AM) Approved the plat subject to staff's recommendation as outlined in the Development Review Report.***

62. DISCUSSION: of plat entitled "Town Square at Davie" (021-MP-06) - Commission District 7.

***ACTION: (T-10:24 AM) Approved the plat subject to staff's recommendation as outlined in the Development Review Report.***

63. DELEGATION: Craig Bencz regarding request to amend the note on the Googe Plat No. 1 (116-MP-84) - Commission District 4.

***ACTION: (T-10:17 AM) Deferred until October 28, 2008, or sooner, under Section 5-181(j) to study access by Development Management Division.***

64. DELEGATION: Gustavo X. Aguirre regarding request to amend the note on the Lovy's Acres Plat (074-MP-02) - Commission District 5.

***ACTION: (T-10:24 AM) Approved subject to staff's recommendations.***

65. DELEGATION: Linda Strut regarding request to revise the note on the Trotters Chase Plat (005-MP-06) - Commission District 7. (Deferred from February 5, 2008.)

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

***ACTION: (T-10:52 AM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

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**PUBLIC HEARING**

**STAFF REQUESTS THAT THIS ITEM BE CONTINUED  
TO THE APRIL 29, 2008 COMMISSION MEETING:**

**SAFE PARKS AND LAND PRESERVATION BOND PROGRAM**

- 66. MOTION TO APPROVE Contract for Sale and Purchase between Broward County, Purchaser, and The School Board of Broward County, Seller, for the County’s acquisition of 2000 Safe Parks and Land Preservation Bond Program designated Open Space Site OS-18, comprised of 5.90-acres of land, together with the former Hortt School, located at 1700 SW 14<sup>th</sup> Court, Fort Lauderdale, Florida, for a purchase price of \$3,110,000; including a lease-back to the School Board of the northerly 3.39 acres of the site, including the former school buildings, for a period not to exceed 12 months, annual rent in the amount of \$155,500; authorize Real Property Section to acquire this property using Safe Parks and Land Preservation Bond funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase and the attached Business Lease, and authorize acceptance and recordation of Warranty Deed. **(Commission District 7). (Continued from February 12, 2008 – Item No. 37)**

***ACTION: (T-11:46 AM) The Board continued this item until April 29, 2008. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

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## FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

### PURCHASING DIVISION

For Aviation Department

67. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide acoustical consulting services at the Fort Lauderdale/Hollywood International Airport and approve Request for Letters of Interest (RLI), No. 20071101-0-AV-01.

***ACTION: (T-11:49 AM) Approved the following to serve on the Selection Committee (SC): Commissioners Eggelton and Gunzburger; Director, Planning and Development, Aviation Department (Chair); Deputy Director, Urban Planning and Redevelopment Department; Director, Operations, Aviation Department. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Aviation Department, Purchasing Division, and the Risk Management Division. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

For Finance and Administrative Services Department

68. MOTION TO APPOINT Director, Public Works and Transportation Department, as Selection Committee Member for Request for Letters of Interest (RLI), No. 20070423-0-FA-1, for Financial Underwriting services for Broward County Bonds, to replace the Deputy Director, Public Works and Transportation Department.

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

For Public Works and Transportation Department

69. **MOTION TO APPOINT** Selection Committee (SC) to recommend the most qualified contractors to provide bids for the Neighborhood Improvement Projects at West Ken Lark South Bid Package 4, Melrose Park SE Bid Package 12, Utility Analysis Zone (UAZ) Improvement Projects UAZ 307 and 315, and UAZ 124, Bid Package Phase 1 and 2, as Construction Manager at Risk Modified (CM @ Risk Modified) for the Water and Wastewater Services Division (WWSD), and approve the Request for Letters of Interest (RLI), No. 20080111-0-EED-1. **(Commission Districts 7 and 9)**

***ACTION: (T-11:49 AM) Approved the following to serve on the Selection Committee (SC): Commissioners Eggelton and Keechl; Director, Water and Wastewater Services Division (Chair); Director, Project & Community Coordination Division; Director, Urban Planning and Redevelopment Department. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Purchasing Division, Risk Management Division, and the requesting agency. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

70. MOTION TO AWARD open-end contracts for the Job Order Contract (JOC) to low bidder MAC Construction, Inc. for Bid No. N607197B2-A (North Central Broward), second low bidder J. W. Anthony Builders, Inc. for Bid No. N607197B2-B (South Central Broward), second low responsive, responsible bidder BMA Construction, Inc. for Bid No. N607197B2-D (South Broward) and fourth low bidder Shiff Construction & Development, Inc. for Bid No. N607197B2-C (North Broward). The initial term of each contract shall be one year or until the maximum potential value is attained. Where the maximum potential value is not attained within the initial period, authorize the Director of Purchasing to renew each contract for up to four one-year periods, not to exceed the maximum potential contract value, for the Facilities Maintenance Division subject to the receipt and acceptance of insurance; and authorize the Mayor and Clerk to execute same. The initial contract period shall start on the date of approval of the insurance and shall terminate one year from that date. Following are the awarded vendors:

<u>Bidder</u>	<u>Contract Location</u>	<u>Contract Amount</u>	<u>Maximum Potential Contract Value (NTE a potential 5 year period)</u>
Mac Construction, Inc	North Central Broward	\$20,000,000	\$ 10,000,000
JW Anthony Builders, Inc.	South Central Broward	\$20,000,000	\$ 10,000,000
BMA Construction, Inc.	South Broward	\$ 20,000,000	\$ 5,000,000
Shiff Construction & Development, Inc.	North Broward	\$ 20,000,000	\$ 5,000,000

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.) (Scrivener’s error – See County Administrator’s report: Contract amount is \$20,000, not \$20,000,000 for all bidders. Refer to minutes for full discussion.)***

71. MOTION TO APPROVE Request for Letters of Interest (RLI) 20070621-7-CM-02 for Managing General Contractor services for pre-construction and Construction Manager @ Risk services for additions to the Broward County Circuit Court in downtown Fort Lauderdale, and a new parking structure at the North Regional Courthouse in Deerfield Beach, incorporating revisions to RLI 20070621-7-CM-01. **(Commission Districts 7 and 2)**

***ACTION: (T-12:08 PM) The Board tabled this item until after the 2 p.m. Pubic Hearing. (Refer to minutes for full discussion.)***

***ACTION: (T-5:34 PM) Approved. The Board amended the scope of work to allow staff to determine the additional parking spaces needed at the North Regional Courthouse to be included under RLI 20070621-7-CM-02. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

### **EMERGENCY MANAGEMENT AGENCY**

72. A. MOTION TO APPROVE Memorandum of Agreement between Broward County and the City of Miramar for the County's participation in the 2007 Fort Lauderdale Urban Area Security Initiative (UASI) from the U.S. Department of Homeland Security (DHS) and the State of Florida Division of Emergency Management (DEM), in the amount of \$825,490; effective upon execution through April 30, 2010; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

- B. MOTION TO APPROVE standard agreement form for sub grantees of Broward County under the Fort Lauderdale UASI and authorize the County Administrator to execute same and take all necessary administrative actions to implement agreements. **(Commission Districts 1, 2, 4, 5 and 6)**

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***


- C. MOTION TO ADOPT unanticipated revenue Resolution 2008-091 within the Grant Fund for Broward Emergency Management Agency in the amount of \$412,745 for the purpose of implementing homeland security projects funded through the Fort Lauderdale UASI Grant Program.

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

- D. MOTION TO ADOPT unanticipated revenue Resolution 2008-092 within the Grant Fund for the Broward Sheriff's Office in the amount of \$412,745 for the purpose of implementing homeland security projects funded through the Fort Lauderdale UASI Grant Program.

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

**HUMAN SERVICES DEPARTMENT**

-  73. A. MOTION TO APPROVE agreement between State of Florida, Department of Children and Families and Broward County in the amount of \$1,982,738 for the Human Services Department from date of execution to June 30, 2010, or three years from the effective date, whichever is later; for the purpose of providing pre-arrest diversion services for adults with mental health and substance abuse disorders; and authorizing the Mayor to execute the same and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. This grant application requires a county cash match of \$631,097 and an in-kind match of \$360,272.

***ACTION: (T-12:10 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

- B. MOTION TO ADOPT unanticipated Revenue Resolution 2008-093 within the CJMHSA Grant Fund (8905), in the amount of \$664,454 (\$332,227 grant, \$209,769 cash match, \$122,458 in-kind match) for the first year of the three year grant, for the purpose of providing pre-arrest diversion services for adults with mental health and substance abuse disorders.

***ACTION: (T-12:10 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 9 – 0.**

- C. **Scrivener's error – See County Administrator's report. Motion C was omitted and should state:**

**MOTION TO AUTHORIZE the County Administrator to execute the approved Human Services Department Unit of Service standard form agreements with the pre-approved sub-grantees; authorizing the County Administrator to execute any amendments to said grant and sub-agreements relating to time extensions, and project changes that do not increase the total award amount; authorizing the County Administrator to terminate said agreements for cause or convenience; and providing for an effective date. This grant application requires a county cash match of \$631,097 and an in-kind match of \$360,272.**

**ACTION: (T- 12:10 PM) Approved. (Refer to minutes for full discussion.)**

**VOTE: 9 – 0.**

#### **CHILDRENS SERVICES ADMINISTRATION DIVISION**

74. **MOTION TO FILE strategic plan from The Starting Place, Inc. to Broward County for the purpose of addressing the issues which led to the February 7, 2008 termination of the agreements between Broward County and The Starting Place, Inc.**

**ACTION: (T-12:16 PM) The Board requested that the bylaws be amended to reflect that the special expertise is represented on the finance committee and that the audit committee meet quarterly with the external auditor. The Board also approved moving the report forward with the understanding that the funding will be reinstated, the outpatient services will occur at Hollywood and Plantation, and that DCF will no longer continue the daily oversight. (Scrivener's error – See County Administrator's report: Change from Motion to File, to Motion to Discuss.) (Refer to minutes for full discussion.)**

**VOTE: 9 – 0.**

75. A. **MOTION TO AUTHORIZE the Mayor to sign the Refund Acknowledgement and Response Options Form to release \$150,665.61 of excess 2006-2007 Healthy Kids match funds toward the 2007-2008 Healthy Kids match allocation. This action reduces the Fiscal Year 2008 match from \$283,036.84 to \$132,371.23.**

**ACTION: (T-3:16 PM) Approved. (Refer to minutes for full discussion.)**

**VOTE: 8-0.**

- B. MOTION TO APPROVE agreement between Broward County and Florida Healthy Kids Corporation from April 1, 2008 to June 30, 2008 in the amount of \$132,371.23, for the purpose of purchasing comprehensive health insurance coverage for eligible school age children; and authorize the Mayor to execute same.

***ACTION: (T-3:16 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 8-0.**


### **OFFICE OF ECONOMIC DEVELOPMENT**

76. MOTION TO ACCEPT Broward Alliance Fiscal Year 2008 Quarterly Performance Report for the period October 1, 2007 through December 31, 2007, pursuant to the agreement between Broward County and the Broward Alliance.

***ACTION: (T-10:17 AM) Withdrawn to Tuesday, March 25, 2008, for further staff information.***

### **URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

#### **HOUSING AND COMMUNITY DEVELOPMENT DIVISION**

-  77. MOTION TO APPROVE local funding commitments of \$250,000 per project for 12 multi-family housing projects applying to the Florida Housing Financing Corporation for Low Income Housing Tax Credits, supported by \$967,181 in grants from the Federal HOME Investment Partnerships Program, \$1,398,861 from the Affordable Housing Capital Fund and \$633,958 of Redevelopment Capital Program interest income; and authorizing the County Administrator to take the necessary administrative actions.

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

**VOTE: 7-0, with Commissioner Eggelton abstaining.**

### **COUNTY ATTORNEY**

78. MOTION TO AUTHORIZE the County Administrator to execute: (i) Notification of a build-out extension to the previously approved Northport/Broward County Convention Center DRI, pursuant to Subsection 380.06(19)(c), Florida Statutes; (ii) Plat Note Amendment for Northport/Broward County Convention Center; and (iii) Authorization Letter regarding the Northport/Broward County Convention Center site, and other related documents in connection with the proposed Convention Center Hotel.

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

## COUNTY ADMINISTRATION

79. MOTION TO AUTHORIZE the County Administrator to execute the (i) "Site Plan" application, (ii) "Plat Note Amendment" application and (iii) Authorization Letter regarding the proposed Site Plan changes for New River Village, Phase III.

*(Scrivener's error – See County Administrator's report: Motion is amended as follows:*

***MOTION TO AUTHORIZE the County Administrator to execute the (i) "Site Plan" application; (ii) County application for a Plat Note Amendment increasing the number of hotel rooms from 150 to 250; (iii) Authorization Letter regarding the proposed Site Plan changes for New River Village, Phase III. Refer to minutes for full discussion.)***

***ACTION: (T-3:32 PM) Approved.***

***VOTE: 8-0.***



80. A. MOTION TO APPROVE the Interim County Administrator's proposed reorganization providing for the creation of the Department of Environmental Protection and Growth Management, renaming the Community Services Department as the Department of Recreational Services, and creating the Department of Transportation; and direct staff to prepare the necessary amendments to the Administrative Code to reflect the reorganization of departments, agencies and divisions during Fiscal Year 2008.

***ACTION: (T-3:32 PM) Approved. (Refer to minutes for full discussion.)***

***VOTE: 8-0.***

- B. MOTION TO APPROVE the Interim County Administrator's nomination of Cynthia S. Chambers for appointment to the position of Director of the Department of Environmental Protection and Growth Management, effective March 11, 2008.

***ACTION: (T-3:32 PM) Approved. (Refer to minutes for full discussion.)***

***VOTE: 8-0.***

- C. MOTION TO APPROVE the Interim County Administrator's nomination of Christopher J. Walton for appointment to the position of Director of the Department of Transportation, effective March 11, 2008.

***ACTION: (T-3:32 PM) Approved. (Refer to minutes for full discussion.)***


***VOTE: 8-0.***

- D. MOTION TO APPROVE the Interim County Administrator's nomination of Elizabeth Chavez for appointment to the position of Director of the Department of Recreational Services, effective March 11, 2008.

***ACTION: (T-3:32 PM) Approved. (Refer to minutes for full discussion.)***

***VOTE: 8-0.***

### **COUNTY COMMISSION**

-  81. A. MOTION TO RESCIND APPROVAL of a \$500,000 "2000 Safe Parks and Land Preservation Bond Challenge Grant" to the City of Oakland Park for the acquisition of the Spangler Property (4700 NE 8 Terrace, Oakland Park) to be called Garden Acres Community Park (OAK-C-002). **(Commission District 4)** (Commissioner Keechl)

***ACTION: (T-10:17AM) Withdrawn. A substitute agenda report, item #89, for the same subject will be placed on Supplemental at Commissioner Keechl's request.***

- B. MOTION TO APPROVE award of a \$500,000 "2000 Safe Parks and Land Preservation Bond Challenge Grant" to the City of Oakland Park, for the Jaco Pastorius Park Community Center Renovation Grant Project. **(Commission District 4)** (Commissioner Keechl)

***ACTION: (T-10:17 AM) Withdrawn. A substitute agenda report, item #89, for the same subject will be placed on Supplemental at Commissioner Keechl's request.***

- C. MOTION TO APPROVE agreement between Broward County and the City of Oakland Park for a \$500,000 "2000 Safe Parks and Land Preservation Bond Challenge Grant" for the Jaco Pastorius Park Community Center Renovation, providing for an agreement termination date of March 31, 2009; and reauthorize the County Administrator to execute same on behalf of Broward County. **(Commission District 4)** (Commissioner Keechl)

***ACTION: (T-10:17 AM) Withdrawn. A substitute agenda report, item #89, for the same subject will be placed on Supplemental at Commissioner Keechl's request.***

82. MOTION TO ADOPT Resolution 2008-094 directing the County Administrator to publish notice of a Public Hearing to be held on March 25, 2008, 2:00 P.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 08-1), regarding open space areas, including existing and former golf courses, as a part of the first annual proposed 2008 amendments to the Broward County Comprehensive Plan. (Sponsored by Commissioner Keechl)

***ACTION: (T-3:51 PM) Approved, as amended. The additional language will read, 1) Strongly encourage the preservation of open space; 2) Promotes the public acquisition of open space from willing sellers; 3) The language in Subsection D will read: The level of environmental contamination must be determined by conducting a Phase 1 and also a Phase 2 environmental assessment if indicated to be needed by a Phase 1. (Refer to minutes for full discussion.)***

***VOTE: 5-2, with Mayor Wexler and Commissioner Wasserman-Rubin voting no. Commissioners Eggelation and Rodstrom abstained. Commissioner Jacobs participated via telephone.***

83. MOTION TO APPROVE Broward County position paper on Taxation and Budget Reform Commission constitutional proposals. (Commissioner Jacobs)

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

84. MOTION TO APPROVE allocation of Safe Parks and Land Preservation Bond funds to a portion of OS-88, also known as Sistrunk Park Addition, in the City of Fort Lauderdale and direct staff to initiate the acquisition of this site. **(Commission District 7)** (Commissioner Rodstrom)

***ACTION: (T-4:18 PM) Approved.***

***VOTE: 9-0. Commissioner Jacobs participated via telephone.***

85.

**COUNTY ADMINISTRATOR'S REPORT**

**ORAL RABIES PROGRAM**

***ACTION: (T-5:35 PM) Interim County Administrator Bertha Henry announced that the oral rabies vaccine program is starting today. Broward County has just been notified that we have our 38<sup>th</sup> case of rabies in raccoons. (Refer to minutes for full discussion.)***

86.

**MAYOR'S REPORT**

**FLY-IN MEETING**

***ACTION: (T-5:37 PM) Mayor Wexler briefly discussed a breakfast meeting with various elected and/or government officials that flew in from around the country to discuss issues that impact Broward County. (Refer to minutes for full discussion.)***

**SUPPLEMENTAL AGENDA**

87. A. **MOTION TO APPROVE** addition of Safe Parks and Land Preservation Bond Program Phase 7B sites, and any other sites recommended by the Land Preservation and Acquisition Advisory Board and approved by the Board, into the Inventory and direct Staff to initiate the appropriate actions needed for these sites to compete on a "first come-first served" basis until all Bond Program funds are depleted.

***ACTION: (T-5:14 PM) Deferred to Tuesday, March 25, 2008. (Refer to minutes for full discussion.)***

- B. **MOTION TO APPROVE** staff recommendation to encumber funds for a site in the competitive process only after receipt of two County-reviewed and approved appraisals, a satisfactory environmental site assessment, a non-contingent contract signed after completion of the appraisals and site assessment, and a legal description establishing the boundaries of the parcel being acquired.

***ACTION: (T-5:14 PM) Deferred to Tuesday, March 25, 2008. (Refer to minutes for full discussion.)***

## COUNTY COMMISSION

88. MOTION TO ADOPT budget Resolution 2008-095 within the Court Cost Fund transferring \$75,000 from reserve to fund traffic magistrates through the remainder of the State's fiscal year. (Mayor Wexler)

***ACTION: (T-4:18 PM) Approved. (Refer to minutes for full discussion.)***

***VOTE: 6-3, with Commissioners Gunzburger, Jacobs and Lieberman voting no. Commissioner Jacobs participated via telephone.***



89. A. MOTION TO AMEND the 2000 Safe Parks and Land Preservation Bond Challenge Grant to the City of Oakland Park for the Garden Acres Community Park (OAK-C-002), to the Jaco Pastorius Park Community Center Renovation Grant Project. (Commissioner Keechl)

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

- B. MOTION TO APPROVE agreement between Broward County and the City of Oakland Park for a \$500,000 "2000 Safe Parks and Land Preservation Bond Challenge Grant" for the Jaco Pastorius Park Community Center Renovation, providing for an agreement termination date of March 31, 2009; and reauthorize the County Administrator to execute same on behalf of Broward County. **(Commission District 4)** (Commissioner Keechl)

***ACTION: (T-10:24 AM) Approved. (Transferred to the Consent Agenda.)***

## NON-AGENDA

90. RFP/RLI PROCEDURES – COMMISSIONER KEECHL

***ACTION: (T-5:39 PM) Commissioner Keechl commented that he approved of the procedures of having a short-listing first followed by presentations. He did understand the negativity involved for a company in preparing for a presentation they may not give.***

***Commissioner Gunzburger and Mayor Wexler both commented this could be a large expense to a company, particularly for an RFP. (Refer to minutes for full discussion.)***

91. FEDERAL GOVERNMENTS TERMINATION OF HEALTH BENEFITS FOR INDIVIDUALS INCARCERATED – COMMISSIONER LIEBERMAN

**ACTION: (T-5:41 PM) Commissioner Lieberman commented that Congressman Hastings will be Broward County's prime sponsor in the House, with additional sponsors anticipated, concerning the federal governments proposed termination of health benefits for individuals arrested or in jail awaiting trial. (Refer to minutes for full discussion.)**

92. ADDITION TO STATE LEGISLATIVE PLATFORM – COMMISSIONER LIEBERMAN

**ACTION: (T-5:43 PM) Without objection, Commissioner Lieberman requested an addition be added to Broward County's State Legislation Platform. Representative Jenne and Senator Ring have filed a Bill relating to claims by Homeowner's Associations. When a home goes into foreclosure, the Association is billing the mortgage company for assessments to common areas. Representative Jenne and Senator Ring's Bill would cap the amount of money that the mortgage company would have to pay. Commissioner Lieberman felt it was unfair for homeowners to pay the additional costs instead of the bank. (Refer to minutes for full discussion.)**

93. CONVENTION CENTER HOTEL – COMMISSIONER LIEBERMAN

**ACTION: (T-5:43 PM) Commissioner Lieberman commented that the Board of County Commissioners had previously voted unanimously that no county funds will be used in the plans for the Convention Center Hotel, and asked to see financials before we start getting commitments from possible underwriters. (Refer to minutes for full discussion.)**

94. COUNTY BUSINESS OPEN TO ALL BROWARD COUNTY RESIDENTS – COMMISSIONER EGGELLETION

**ACTION: (T-5:46 PM) Commissioner Eggelletion discussed that transparency in government is extremely important. County business should not be held behind closed doors. (Refer to minutes for full discussion.)**

95. REVERSE RACISM AT THE AFRICAN AMERICAN LIBRARY – COMMISSIONER GUNZBURGER

**ACTION: (T-5:48 PM) Commissioner Gunzburger commented that she was troubled by a recent event that took place at the African American Library that was sponsored by the Westside Gazette for black elected or running officials. No white person was allowed to be there or have fliers handed out.**

**County Attorney Jeffrey Newton responded that his office is in the process of determining what the facts are and then look at what the county policy is with respect to utilization of its facilities. (Refer to minutes for full discussion.)**

96. REQUEST TO BE ADDED ONTO SC 2007-1113-0-AV-01 – VICE MAYOR RITTER

**ACTION: (T-5:55 PM) Vice Mayor Ritter requested to be added onto SC-2007-1113-0-AV-01. (Refer to minutes for full discussion.)**

97. BUDGET FOR THE BROWARD COUNTY SHERIFF'S OFFICE – VICE MAYOR RITTER

**ACTION: (T-5:55 PM) Vice Mayor Ritter commented that she had been told that the message being sent from the sheriff to his employees with respect to raises for deputies is that the Broward County Commission is against any raises higher than 3%.**

**Vice Mayor Ritter along with other commissioners all agreed that the sheriff is given his budget and is free to spend the money any way he feels is appropriate.**

**The Board agreed to have Mayor Wexler send a letter to the sheriff explaining that the Board would like him to move towards whatever contracts he has as being revenue neutral. Secondly, the letter should state that he is a constitutionally elected officer and the Board of County Commissioners does not have the authority to spend any money in his budget. (Refer to minutes for full discussion.)**

98. FORECLOSURE TASK FORCE MEETING – MAYOR WEXLER

**ACTION: (T-6:10 PM) Mayor Wexler briefly discussed the first Foreclosure Task Force meeting that took place on Friday, March 8, 2008, at the African American Research Library. There will be recommendations made to the Board of County Commissioners by the end of June. (Refer to minutes for full discussion.)**

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**MEETING/WORKSHOP NOTICES**

**SELECTION COMMITTEE**  
**ROTATING LIST FOR PROFESSIONAL ENGINEERING TESTING SERVICES**  
**RLI No. 20070206-0-PC-1**

Tuesday, March 11<sup>th</sup>, in Room 302 at 9:00 AM

**PORT EVERGLADES MASTER PLAN FOLLOW UP WORKSHOP**

Tuesday, March 11<sup>th</sup>, in Room 430 at 12:00 PM

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