

MEETING OF MARCH 13, 2007

(The meeting convened at 10:06 a.m.; recessed at 12:11 p.m.; reconvened at 4:02, and adjourned at 6:22 p.m.)

PLEDGE OF ALLEGIANCE was led by Mr. Phil Allen, Port Everglades Director

MOMENT OF SILENCE

In memory of all of our soldiers in Iraq, Afghanistan, and around the world who are fighting for the cause of freedom, and with great sadness in the passing of David Lee, Director of the Water Resources Division.

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	In Tallahassee
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 Wasserman-Rubin and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 34, along with Supplemental Item 46, with the exception of Item 24 which was moved to the Regular Agenda.

The following Items were withdrawn: 8 and 19.

The following items were pulled by Board members and considered separately: 3, 9, 21, 23, and 34.

BOARD APPOINTMENTS

1. ***ACTION: (T-10:06 AM) No Board action taken.***



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

AVIATION DEPARTMENT

2. MOTION TO APPROVE Airport Access Permit (“Permit”) between Broward County, Florida and BAX Global, Inc. (“BAX”) at the Fort Lauderdale-Hollywood International Airport (“FLL”), effective upon Board approval, for a five year term, with a 30-day written notice of termination by either party; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:25 AM) Approved.

3. MOTION TO APPROVE Settlement Agreement between Broward County, Florida, (“County”) and Broward Aviation, Inc., (“Lessee”), accepting \$28,301.78, as Broward County’s share of the insurance settlement for damage to County owned hangar located at North Perry Airport (“NPA”); and authorize the Mayor and Clerk to execute same.

(This item was pulled by Commissioner Lieberman)

ACTION: (T-10:26 AM) The Board deferred the item for further review by the County Attorney. The Board directed staff to review all the insurance policies and requested discussion to take place in regard to the benefits of interpleader action if County is named on a policy. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

4. MOTION TO APPROVE amendment to required improvements among Broward County, BP Products North America, Inc., and the City of Hollywood, relating to the Oakwood Hills Plat (073-MP-83), with a contract value estimated at \$72,225; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (T-10:25 AM) Approved.

5. A. MOTION TO ADOPT Resolution 2007-078 authorizing the Installation of Improvements and securing the cost of the improvements related to the “Roosevelt Gardens Park Renovation” (006-SP-06).

ACTION: (T10:25 AM) Approved.

- B. MOTION TO APPROVE Declaration of Restrictive Covenants for the location of road right-of-way and for the location of utilities related to the "Roosevelt Garden Park Renovation" (006-SP-06); authorize the Mayor and Clerk to execute same, and authorize recording the Declaration in the Public Records of Broward County. **(Commission District 9)**

ACTION: (T-10:25 AM) Approved.


FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

6. MOTION TO APPROVE list of computer checks issued from September 1, 2006 through September 30, 2006; October 1, 2006 through October 31, 2006; November 1, 2006 through November 30, 2006; and December 1, 2006 through December 31, 2006.

ACTION: (T-10:25 AM) Approved.

OFFICE OF INFORMATION TECHNOLOGY

-  7. A. MOTION TO APPROVE Supplement to the Master Agreement Between Broward County and Computronix (U.S.A.), Inc. for a Development Management Division POSSE System, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:25 AM) Approved.

- B. MOTION TO APPROVE release of funds from the Office of Information Technology's capital funding and Development Management Division's Impact Fee Surcharge Trust in the amount of \$439,440; to implement additional POSSE permitting applications using the services of Computronix (U.S.A.), Inc.

ACTION: (T-10:25 AM) Approved.

PURCHASING DIVISION

For Aviation Department

8. MOTION TO APPROVE release of retainage and final payment in the amount of \$14,918.77, to Harris, Miller, Miller & Hanson, Inc., for acoustical consulting services at Fort Lauderdale-Hollywood International Airport, RLI No. 040997-RB.

ACTION: (T-10:25 AM) Withdrawn.

For Finance and Administrative Services Department

9. MOTION TO AWARD open-end contract to single bidder, Copyco, Inc., d/b/a Toshiba Business Solutions, Florida, for Copiers – Cost per Copy, Bid No. G806318B3, for a three-year contract in the estimated amount of \$2,021,516.40, and authorize the Purchasing Director to renew the contract for two, one-year periods for a total potential estimated amount of \$3,369,194.00, for all agencies, subject to receipt and acceptance of performance and payment guaranty. The initial contract shall begin on April 1, 2007 and shall terminate three years from that date.

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

ACTION: (T-10:28 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

For Public Works and Transportation Department

10. MOTION TO APPROVE release of retainage and final payment in the amount of \$10,250 to Man Con Incorporated for North County Neighborhood Improvement Project, Bid Package 5, Contract No. H803219CF. (WWS 1152-5)
(Commission District 2)

ACTION: (T-10:25 AM) Approved.

11. A. MOTION TO WAIVE as a minor or technical irregularity, the specification requirements 9.2, 9.4 and 9.5 for the check valves.


ACTION: (T-10:25 AM) Approved.

- B. MOTION TO AWARD open-end contract to low responsive, responsible bidder, H. D. Supply Waterworks, Ltd. (HDS), for Waterline Fittings (Groups 1, 2, 3 and 4), Bid No. C706283B1, in the estimated annual amount of \$491,667.16, for Water and Wastewater Services; and authorize the Purchasing Director to renew the contract for two, one-year periods for a total potential estimated amount of \$1,475,001.48, subject to receipt and acceptance of insurance certificate. The initial contract shall begin on date of award or acceptance of insurance, whichever is later, and shall terminate one year from that date.

ACTION: (T-10:25 AM) Approved.

12. MOTION TO RESCIND award to single responsive, responsible bidder, Sun Coast Glass Protection, Inc., for Broward County Judicial Complex North Wing Window Film Installation, Contract No. P-2-05-025-CF, in the total amount of \$693,000; awarded by the Board of County Commissioners on October 18, 2005, Item No. 10, for the Construction Management Division. **(Commission District 7)**

ACTION: (T-10:25 AM) Approved.

-  13. MOTION TO APPROVE release of retainage and final payment in the amount of \$4,687.10, to Padula & Wadsworth Construction, Inc., for the Hollywood Branch Library (Stirling Road) Project, Contract No. N-6-01-149 CF. (Project No. 7511) **(Commission District 9)**

ACTION: (T-10:25 AM) Approved as corrected. (Scrivener's error – See County Administrator's report: Reads District 9; should read "District 7.") (Refer to minutes for full discussion.)

14. A. MOTION TO WAIVE as a minor or technical irregularity, the scrivener's error on Line 5 of the bid requiring a 50 HP pump, rather than the 150 HP pump required.

ACTION: (T-10:25 AM) Approved.

- B. MOTION TO AWARD open-end contract to low responsive, responsible bidder, Atlantic Environmental Systems, Inc., for Well Pumps (Groups 1 and 2), Bid No. C706272B1, in the estimated annual amount of \$266,150 for Water and Wastewater Services; and authorize the Purchasing Director to renew the contract for two, one-year periods for a total potential estimated amount of \$798,450. The initial contract shall begin on date of award, and shall terminate one year from that date.

ACTION: (T-10:25 AM) Approved.

REVENUE COLLECTION DIVISION

15. MOTION TO FILE Quarterly Investment Report as required by Section 22.92 of the Broward County Administrative Code.

ACTION: (T-10:25 AM) Approved.

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES DIVISION

16. MOTION TO APPROVE second amendment to Agreement No. JH248 between the State of Florida, Department of Children and Families (DCF) and Broward County, for the purpose of modifying the original contractual language, clarifying statutory references, changing contractual information regarding its Vendor Ombudsman and State Contract Manager, as well as deleting attachments and exhibits, inserting in lieu upgraded and revised versions; and authorize the Mayor to execute same.

ACTION: (T-10:25 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

17. MOTION TO APPROVE first amendment to and Renewal of the Interlocal Agreement between the City of Hollywood, Florida, and Broward County for the County to provide eco-educational boat tours in West Lake Park, providing for renewal of the Interlocal Agreement for an additional five year term until March 25, 2012; an amendment to Section 5.1 of the Interlocal Agreement relating to the term authorizing two additional renewal terms of five years each upon approval of the County Administrator and the City Manager; and an amendment to Section 4.1(k) of the Interlocal Agreement relating to the type of vessels to be utilized to include the exploration of using vessels with environmentally friendly propulsion technology; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (T-10:25 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

18. MOTION TO ADOPT unanticipated revenue Resolution 2007-079 within the General Fund for the Broward Sheriff's Office in the amount of \$500,000 for the purpose of implementing a contract agreement between Broward County and the Broward Sheriff's Office for seaport security and law enforcement services at the Greater Fort Lauderdale / Broward County Convention Center.

ACTION: (T-10:25 AM) Approved.

19. MOTION TO ADOPT unanticipated revenue Resolution within the Law Enforcement Trust Fund in the amount of \$10,000 to provide funding for the Amberwatch Foundation's program aimed at keeping high-risk children in Broward County safe from predators.

ACTION: (T-10:25 AM) Withdrawn for further information from BSO.

COUNTY ATTORNEY

20. MOTION TO AUTHORIZE County Attorney to file suit in state court on behalf of Sharon Jacobs, Neil Jacobs, Susan Gavin, and Louis Gavin against Island Club Four, Inc., a Condominium Association, and Louis Riva, President of Island Club Four, Inc., alleging housing discrimination practices in violation of federal, state, and local law.

ACTION: (T-10:25 AM) Approved.

21. MOTION TO APPROVE Settlement in the amount of \$27,500; including costs and attorney's fees, in the case of Claudia Valdes Miller and Troy Anthony Miller v. Broward County, 17th Circuit Case No. 05-9060.11.

(This item was pulled by Commissioner Rodstrom.)


ACTION: (T-10:37 AM) The Board deferred until March 20, 2007. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

COUNTY COMMISSION

22. MOTION TO RE-APPOINT Vice Mayor Lois Wexler to the School Oversight Committee (SOC) for a two-year term. (Mayor Eggelletion)


ACTION: (T-10:25 AM) Approved.

-  23. MOTION TO DIRECT County Attorney to draft a Resolution supporting the U.S. Conference of Mayors; signing onto the U.S. Mayors Climate Protection Agreement; and encouraging all city and town governments in Broward County to sign onto the U.S. Climate Protection Agreement. (Commissioner Jacobs)

(This item was pulled by Commissioner Lieberman.)

ACTION: (T-10:37 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

-  24. MOTION TO APPROVE Resolution opposing a Florida Power & Light coal-fired power plant near the Everglades Ecosystem in Moore Haven, Glades County, Florida. (Commissioner Jacobs)

(Commissioner Gunzburger participated via teleconferencing.)

ACTION: (T- 11:51 AM/4:03 PM) No Board action taken. (Refer to minutes for full discussion.)

REQUEST TO SET FOR PUBLIC HEARING

25. MOTION TO ADOPT Resolution 2007-080 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to vacate portions of a 12-foot and a 25-foot wide right-of-way dedications, a 10-foot wide utility easement, and a traffic control easement; all lying within, over and across Strok Plat No. 2; located north of West Oakland Park Boulevard and west of NW 31 Avenue, in the City of Oakland Park; at no cost to the County. Petitioner: Spock Park, LLC (2007-V-04) (Carnahan, Proctor and Cross, Inc., Agent) **(Commission District 9)**

ACTION: (T-10:25 AM) Approved.

26. MOTION TO ADOPT Resolution 2007-081 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to release a non-exclusive easement as granted to Broward County for ingress and egress and/or other appropriate use; located to the north of Stirling Road and west of Davie Road in the Town of Davie; at no cost to the County. Petitioner: Constructnel Corporation (Associated Engineers of South Florida, Inc., Agent) (2004-V-18) **(Commission District 7)**

ACTION: (T-10:25 AM) Approved.

27. MOTION TO ADOPT Resolution 2007-082 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to abandon a portion of a public right-of-way for NW 3rd Street as dedicated by Pembroke Pointe Parcel C North Plat in the City of Pembroke Pines; at no cost to the County. Petitioners: Pembroke Lakes Square LLC, Camden Portofino Place Images at Pembroke Point, and Archdiocese of Miami (Calvin, Giordano & Associates, Agent) (2006-V-14) **(Commission District 5)**

ACTION: (T-10:25 AM) Approved.

28. MOTION TO ADOPT Resolution 2007-083 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to vacate portions of two 15-foot wide drainage and utility easements lying within, over and across Parcels D and E, Chapel Trail II Plat; located south of Sheridan Street and west of NW 196th Avenue, in the City of Pembroke Pines; at no cost to the County. Petitioner: City of Pembroke Pines (Calvin, Giordano and Associates, Inc., Agent) (2006-V-10) **(Commission District 8)**

ACTION: (T-10:25 AM) Approved.

29. MOTION TO ADOPT Resolution 2007-084 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to vacate a 6-foot wide utility easement lying within, over and across Parcel A, Pan American Bank of Inverrary Plat; located north of West Oakland Park Boulevard and west of Inverrary Boulevard, in the City of Lauderhill; at no cost to the County. Petitioners: Inverrary Falls, LLC and Wachovia Bank (Reynolds, Smith and Hills, Inc., Agent) (2007-V-01) **(Commission District 1)**

ACTION: (T-10:25 AM) Approved.

30. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, April 24, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider the renewal of Nonemergency Medical Transportation Service (NEMTS) licenses to ABET Enterprises, Inc., Atlas Transport, Inc., Medics Transport Services, Inc., and Professional Medical Transportation Corporation.

ACTION: (T-10:25 AM) Approved.

31. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, April 24, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider the issuance of renewal a Class 1 - ALS Rescue Certificates of Public Convenience and Necessity (COPCN) to the City of Dania Beach Fire Rescue, City of Lauderdale Lakes, City of Margate Fire Rescue and City of Sunrise Fire Rescue.

ACTION: (T-10:25 AM) Approved.

32. MOTION TO ADOPT Resolution 2007-085 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007, at 2:00 PM 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, ADOPTING THE BOULEVARD GARDENS NEIGHBORHOOD ENHANCEMENT PLAN; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:25 AM) Approved.

33. MOTION TO ADOPT Resolution 2007-086 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007, at 2:00 PM 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 CHAPTER 1 OF THE BROWARD COUNTY CODE OF ORDINANCES, "ADMINISTRATION," ARTICLE XXXIII, ENTERPRISE ZONE DEVELOPMENT AGENCY, SECTION 1-554, "MEMBERSHIP AND APPOINTMENT OF AGENCY," PROVIDING FOR CHANGES TO THE MEMBERSHIP AND APPOINTMENTS TO THE ENTERPRISE ZONE DEVELOPMENT AGENCY; AMENDING SECTION 1-555, "TERM OF APPOINTEES," PROVIDING FOR TERMS OF AGENCY MEMBERS; AMENDING SECTION 1-556, "RULES OF PROCEDURES, QUORUM," ESTABLISHING PROCEDURAL REQUIREMENTS FOR THE AGENCY; AMENDING SECTION 1-557, "SCOPE OF AGENCY'S RESPONSIBILITY," PROVIDING FOR THE POWERS AND RESPONSIBILITIES OF THE AGENCY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:25 AM) Approved.

34. MOTION TO ADOPT Resolution 2007-087 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 24, 2007, at 2:00 PM 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 THE BROWARD COUNTY CODE OF ORDINANCES, CHAPTER 9, "CONTRACTORS," DIVISION I, "SCOPE AND APPLICATION," SECTION 9-3, "DEFINITIONS," PROVIDING FOR DEFINITION OF CODE ENFORCEMENT OFFICERS AND REPEAT VIOLATION; AMENDING SECTION 9-14, "COMPLAINTS AND DISCIPLINARY ACTIONS," PROVIDING VIOLATION FOR FAILURE TO SATISFY JUDGMENT AND AMENDING ABANDONMENT TIMEFRAME; RENUMBERING SECTION 9-29, "APPLICATION TO EXEMPT PERSONS"; RENUMBERING SECTION 9-30, "SEVERABILITY"; CREATING SECTION 9-29, "CITATION PROCEDURES; PERSONS AND ENTITIES LICENSED BY THE CENTRAL EXAMINING BOARDS," ESTABLISHING CITATION PROCEDURE FOR VIOLATIONS OF CHAPTER 9 BY LOCALLY LICENSED PERSONS AND ENTITIES;

CREATING SECTION 9-30, "STATE CONTRACTORS; CITATIONS," CREATING CITATION PROCEDURE FOR VIOLATIONS OF THE FLORIDA BUILDING CODE BY STATE LICENSED CONTRACTORS; CREATING SECTION 9-31, "NOTICE TO APPEAR," PROVIDING FOR THE ISSUANCE OF NOTICES TO APPEAR FOR VIOLATIONS OF CONTRACTING ORDINANCE; AMENDING ARTICLE VIII, "UNCERTIFIED CONTRACTORS," SECTION 9-120, "UNCERTIFIED CONTRACTORS," PROVIDING FOR CRIMINAL PENALTIES FOR VIOLATIONS; AMENDING SECTION 9-122, "HEARINGS; HEARING OFFICER," ESTABLISHING POWERS OF HEARING OFFICERS FOR UNLICENSED CONTRACTORS; CREATING SECTION 9-128, "UNLICENSED CONTRACTOR ENFORCEMENT FUND," PROVIDING FOR FUNDING FOR FUTURE UNLICENSED CONTRACTOR ENFORCEMENT ACTIVITIES; AMENDING SECTION 9-141, "CREATION OF BROWARD COUNTY CENTRAL EXAMINING BOARDS RESTITUTION TRUST FUND," PROVIDING FOR PERCENTAGE OF CIVIL PENALTIES COLLECTED AND DEPOSITED IN THE FUND; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

(This item was pulled by Commissioner Keechl.)

ACTION: (T-10:44 AM) Approved. The Board amended the Ordinance to include public education and directed staff to advertise with the amendment and bring back for a public hearing. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

REGULAR AGENDA

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

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

ACTION: (T-10:48 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7 – 1, with Vice-Mayor Wexler voting no.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

SEAPORT CONSTRUCTION AND PLANNING DIVISION

36. A. MOTION TO APPROVE closeout of the Preconstruction Services Contract with James B. Pirtle Construction, Inc., for the Northport Cruise Garage and access ramps, RLI No. 012601-RB. No release of retainage or final payment is due. (Project No. 668700)

ACTION: (T-11:01 AM) Approved.

- B. MOTION TO APPROVE Change Order No. 1 to the Construction Services Contract with James B. Pirtle Construction, Inc., RLI No. 012601-RB, for the Northport Cruise Garage and access ramps, for a decrease of \$8,594,686.82, from \$12,175,335.00 to \$3,580,648.18, and a decrease in Contract time of 270 days from 415 to 145 days; and authorize the Mayor and Clerk to execute same. (Project No. 668703)

ACTION: (T-11:01 AM) Approved.

- C. MOTION TO APPROVE Termination for Convenience of the Construction Services Contract with James B. Pirtle Construction, Inc., RLI No. 012601-RB, for the Northport Cruise Garage and Access Ramps. (Project No. 668703)

ACTION: (T-11:01 AM) Approved.

- D. MOTION TO APPROVE release of retainage and final payment in the amount of \$5,000 to James B. Pirtle Construction, Inc., for the Construction Services Contract for the Northport Cruise Garage and access ramps, RLI No. 012601-RB. (Project No. 668703)No. 012601-RB. (Project No. 668703)

ACTION: (T-11:01 AM) Approved.

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

HOUSING AND COMMUNITY DEVELOPMENT DIVISION

37. A. MOTION TO APPROVE agreement between Broward County Minority Builders Coalition, Inc. (BCMBC), and Broward County in the amount of \$600,000 in Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD), for the purpose of providing single family housing rehabilitation services, for a term from March 15, 2007 to December 31, 2007; authorizing the Mayor and Clerk to execute same. **(Commission Districts 1 - 9)**

ACTION: (T-11:02 AM) Approved.

- B. MOTION TO APPROVE agreement between New Community Strategies, Inc. (NCS), and Broward County, in the amount of \$500,000 in Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD), for the purpose of providing single family housing rehabilitation services, for a term from March 15, 2007 to December 31, 2007; authorizing the Mayor and Clerk to execute the same. **(Commission Districts 1 - 9)**

ACTION: (T-11:02 AM) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

38. MOTION TO ACCEPT nominations for one appointment to the boards of Legal Aid Service of Broward County, Inc. and Coast to Coast Legal Aid of South Florida, Inc., in the category of Attorney.

ACTION: (T-11:02 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

39. MOTION TO APPROVE second amendment to the System and Services Agreement between Broward County and CGI-Technologies and Solutions, Inc. f/k/a American Management Systems Incorporated, d/b/a AMS of Delaware, Inc.

ACTION: (T-11:03 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7 – 1, with Commissioner Wasserman-Rubin not present.

ACTION: (T-11:08 AM) Commissioner Wasserman-Rubin returned to the meeting room and requested she be shown voting in the affirmative. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

PURCHASING DIVISION

For Aviation Department

40. MOTION TO RESCIND award to N. Sinha Corporation for Terminal 3, Concourse E and Terminal 4, Concourse H, Security Checkpoint Renovations at Fort Lauderdale/Hollywood International Airport, Bid No. N-7-05-239-CF awarded February 7, 2006, Item No. 11 in the amount of \$557,662.

ACTION: (T-11:06 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7 – 1, with Commissioner Wasserman-Rubin not present.

ACTION: (T-11:08 AM) Commissioner Wasserman-Rubin returned to the meeting room and requested she be shown voting in the affirmative. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

COUNTY ADMINISTRATION

41. MOTION TO APPROVE amended 2007 meeting schedule through May 3, 2007.

ACTION: (T-11:08 AM) Approved as corrected per the County Administrator's Report: The primary presenter for the Water Resources Workshop is scheduled to be out of the country; therefore the Water Resources Workshop scheduled for May 3, 2007 will be rescheduled for a later date. (Refer to minutes for full discussion.)

The following item will be heard immediately following the afternoon Courthouse Workshop:

42. MOTION TO DISCUSS Courthouse options.

ACTION: (T-5:18 PM) The Board voted to reaffirm that the downtown area as the best location for the courthouse. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

ACTION: (T-5:20 PM) The Board voted to authorize staff to move forward with Phase I with a north wing addition of the 10 courtrooms, renovation of the north satellite courthouse in Deerfield Beach with a new 150-car garage, with staff to provide a space analysis. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

ACTION: (T-5:26PM) The Board voted to direct staff to explore all options and opportunities, including consideration of a land swap, regarding the land acquisition within the downtown vicinity in addition to providing construction and financial options for the addition of the ten courtrooms and garage and for staff to bring this information back on April 17, 2007. (Refer to minutes for full discussion.)

VOTE: 7 –1, with Commissioner Wasserman-Rubin not present.

ACTION: (T-5:42PM) Commissioner Wasserman-Rubin returned to the meeting room and requested she be shown voting in the affirmative. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

ACTION: (T- 5:42 PM) The Board directed staff to continue to work with the courthouse users and the consultants to reduce the size of the family courthouse and do some value engineering. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

COUNTY COMMISSION

43. MOTION TO DISCUSS the County's efforts as it relates to the 2010 Census.
(Commissioner Lieberman)

ACTION: (T-11:10 AM) The Board directed the County Attorney to bring back opinions within the next 30 days to facilitate the Board's decision as to what action to be taken. (Refer to minutes for full discussion.)

44. COUNTY ADMINISTRATOR'S REPORT

A. EXPRESSION OF APPRECIATION

ACTION: (T-5:46 PM) Ms. Brangaccio thanked staff, construction management and the users of the courthouse for working through the value engineering process. (Refer to minutes for full discussion.)

B. PUBLIC HEARING

ACTION: (T-5:46 PM) Ms. Brangaccio reminded everyone of the public hearing to take place on Wednesday, March 14th at 7 p.m. on the Airport Expansion Project and noted there has been a temporary closure due to ongoing work and maintenance on one of the runways should any of the Commissioners receive any complaints in regard to that tomorrow night. (Refer to minutes for full discussion.)

C. REOPENING OF WOODMONT NATURAL AREA SITE AND CITRUS CREEK TRAIL

ACTION: (T-5:47 PM) Ms. Brangaccio announced that the Woodmont Natural Area Site in Tamarac and the Citrus Creek Trail at the Fern Forest Nature Center in Coconut Creek have been reopened after sustaining damage from Hurricane Wilma. (Refer to minutes for full discussion.)

45.

MAYOR'S REPORT

A. **WASHINGTON, D.C. VISIT**

ACTION: (T-5:48 PM) Mayor Eggelletion discussed his success in meeting with the Broward County Congressional Delegation while in Washington, D.C. last week regarding funding issues and legislative priorities and stated that the six members of Congress representing Broward County are very supportive and reported that he has asked staff to schedule a trip to Washington, D.C. so that the Board can visit Congress as a group to further impact the budget process. (Refer to minutes for full discussion.)

ACTION: (T-5:56 PM) Mayor Eggelletion directed staff to begin scheduling appointments for the County Commissioners to meet with members in Tallahassee so that they can be effective in the legislative process. (Refer to minutes for full discussion.)

B. **TAIWAN DELEGATION AT PORT EVERGLADES**

ACTION: (T-5:52 PM) Mayor Eggelletion reported that he met with the Taiwan delegation at Port Everglades and believes the visits made by the County Commissioners on trade missions throughout the world are now paying dividends and expressed the importance of the Port Master Plan as critical to future development. (Refer to minutes for full discussion.)

C. **AIR AND SEA SHOW**

ACTION: (T-5:53 PM) Mayor Eggelletion directed staff to extend an invitation to the Air and Sea Show as to Senator Martinez and Senator Nelson, as well as to other key members of the Appropriation Committee and arrange for a visit to the Port so they will understand the reason for funding purposes in supporting the Port Everglades for U.S. Military readiness. (Refer to minutes for full discussion.)

ACTION: (T-6:19 PM) Mayor Eggelletion reported that he attended a conference to announce the Air and Sea Show that will occur in Fort Lauderdale during the first week of May and stated that it was a major event to showcase Broward County. (Refer to minutes for full discussion.)

D. **BERTHA HENRY INDUCTION TO WOMEN'S HALL OF FAME**

ACTION: (T-5:55 PM) Mayor Eggelletion announced Bertha Henry's induction to the Women's Hall of Fame and conveyed

congratulations to her on behalf of the Board. (Refer to minutes for full discussion.)

E. DELEGATION FROM ITALY

ACTION: (T-5:56 PM) Mayor Eggelton announced that the Italian delegation visited the Port Everglades and explained how the Port Everglades is being used as a model around the world on how to run the cruise business successfully. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

46. MOTION TO APPROVE reclassification of Site 24, located in the City of Coconut Creek, from the Conservation Land to Green Space category and allocation of \$1,300,000 of Safe Parks and Land Preservation Bond Program funds from Green Space Site 238, located in the City of Dania Beach, toward the acquisition of the site. **(Commission Districts 2 and 7)** (Commissioner Rodstrom)

ACTION: (T-10:25 AM) Approved. (Transferred to the Consent Agenda. Refer to minutes for full discussion.)

47. MOTION TO APPROVE inclusion of an additional legislative proposal to the 2007 State Legislative Program, supporting changes to Florida's mobile home park tenancy laws, to: 1) increase the amounts mobile home park owners must pay to the Florida Mobile Home Relocation Corporation for the benefit of mobile home owners displaced by land use changes to mobile home parks; and 2) extend the present six-month notice and relocation period. (Vice Mayor Wexler)

ACTION: (T-11:44 PM) Approved. Refer to minutes for full discussion.)

NON-AGENDA

48. PUBLIC HEARING - COMMISSIONER RITTER

ACTION: (T-5:58 PM) Commissioner Ritter requested that food be provided at the public hearing on March 14th due to the time of the hearing.

Ms. Brangaccio reported that it had already been considered and would be provided. (Refer to minutes for full discussion.)

49. BUREAU OF INDIAN AFFAIRS - COMMISSIONER RITTER

ACTION: (T-5:58 PM) Commissioner Ritter referenced correspondence from the Bureau of Indian Affairs regarding their request for 44 acres to expand gaming in Coconut Creek and expressed concern with respect to the timeframe for the Board to respond. Ms. Brangaccio reported that staff has been working closely with the municipalities involved and will have

information as well as a draft letter prepared for the Mayor's signature at the March 20, 2007 meeting. (Refer to minutes for full discussion.)

50. FAC UPDATE - COMMISSIONER JACOBS

ACTION: (T-6:00 PM) Commissioner Jacobs discussed the proposals in Tallahassee regarding the Article V. proposal to remove the County's control of the \$2.00 technology fee and give it to the court system for spending as well as a proposal for a fund-shift of the IT positions from the Public Defenders and the State Attorneys to the Counties and expressed the need for straight talking points regarding the issues and impacts affecting Broward County. Ms. Brangaccio explained what the impacts will be based on the proportional share of the general fund and reported a draft has been prepared by Budget and is in the Mayor's office for his review and will be provided to the Board members no later than tomorrow morning.

Commissioner Lieberman discussed her visit to Tallahassee and how the cost shifts have raised the property taxes in Broward County and the awareness by leadership in the House on the impacts of mandates on local government and the possibility of rolling them back and reminded the members there are only 51 days left in the Legislative Session and suggested the best place for success is through the Senate. (Refer to minutes for full discussion.)

51. CONCURRENCY MEETING - COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-6:09 PM) Commissioner Wasserman-Rubin referenced correspondence related to a meeting to occur regarding concurrency between the County and the School Board staff and expressed that she was pleased with the timeliness of it. (Refer to minutes for full discussion.)

52. VISITING DELEGATIONS - COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-6:10 PM) Commissioner Wasserman-Rubin suggested that protocol should be followed regarding visiting delegations and asked that minimal funds be available for tokens of appreciation and Mayor Eggelletion reported that such a fund would be considered after the budget process. (Refer to minutes for full discussion.)

53. WORKFORCE 1 - COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-6:12 PM) Commissioner Wasserman-Rubin referenced correspondence from Mason Jackson and **asked that the County Administrator designate a member on an ad hoc basis to add value to an audit committee for reviewing the audit and monitoring reports.** (Refer to minutes for full discussion.)

54. LEGISLATION IN TALLAHASSEE - COMMISSIONER KEECHL

ACTION: (T-6:15 PM) Commissioner Keechl commented on the proposals in Tallahassee and reminded his colleagues and the public that they need to keep apprised of the legislation regarding the oversight authority for land use and the importance of not losing it. (Refer to minutes for full discussion.)

55. LAND-USE - COMMISSIONER LIEBERMAN

ACTION: (T-6:16 PM) Commissioner Lieberman inquired as to the status of the motion made at the Broward League of Cities regarding a letter to be sent to the delegation regarding land use and to be co-authored by Mayor Eggelletion and Mayor Moseley. Mayor Eggelletion commented on the difficulty in meeting with Mayor Moseley and expressed his frustration with the situation. Commissioner Lieberman suggested writing a letter to Mayor Moseley asking for support and stating that either side should draft correspondence to the delegation. (Refer to minutes for full discussion.)

56. PROPERTY TAXES - COMMISSIONER LIEBERMAN

ACTION: (T-6:16 PM) Commissioner Lieberman discussed the amount collected from property taxes and the amount backed out of it that goes to the Constitutionals and State and Federal mandates, stating it only leaves \$350 million and that the Legislature wants \$198 million of that which would impact mass transit, parks, libraries, human services as well as many other programs, and wished the other members good luck when they go to Tallahassee. (Refer to minutes for full discussion.)

57. ANN STORCK CENTER - COMMISSIONER LIEBERMAN

ACTION: (T-6:18 PM) Commissioner Lieberman referenced correspondence regarding renovation of the Ann Storck Center and a request for mulch and top soil. Staff reported they would check into it and get report back to the Board. Commissioner Lieberman requested Mr. Corwin speak with Ron Greenstein, Executive Director of the Resource Recovery Board, regarding available mulch. (Refer to minutes for full discussion.)

58. ORGAN DONOR LICENSE PLATES - COMMISSIONER LIEBERMAN

ACTION: (T-6:19 PM) Commissioner Lieberman announced that the recent legislative session sponsored a bill to have a specialty license plate that would allow funds to be raised to offset costs of organ donation transplantation and to further research organ transplantation and announced the spokesperson will be NBA star, Alonzo Mourning. Commissioner Lieberman also referenced the success of her son as well as other organ recipients and stressed the importance of organ donation and provided brochures from the Transplant Foundation to the Commissioners. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

BOARD OF COUNTY COMMISSIONERS
COURTHOUSE WORKSHOP

Tuesday, March 13th, in Room 430 at 12:00 PM
Or immediately following the morning Commission meeting

PART 150 NOISE MITIGATION PROGRAM,
PROPOSED RUNWAY EXPANSION

Wednesday, March 14th, in Room 422 at 7:00 PM

