

MEETING OF APRIL 25, 2006

(The meeting convened at 10:00 a.m.; recessed at 11:30 p.m.; reconvened at 3:32 p.m. and adjourned at 6:09 p.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Commissioner Sue Gunzburger, District 6.

MOMENT OF SILENCE

In memory of John Cosgrove, Mayor of Cutler Bay and former State Legislator.

For Holocaust Remembrance Day.

CALL TO ORDER

CONSENT AGENDA

1.

BOARD APPOINTMENTS

- A. MOTION TO APPROVE appointment of Jay Shechter to the Board of Rules and Appeals. (Commissioner Wexler)

ACTION: (T-10:11 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE Terminal Building Lease Agreement (“TBLA”) between Broward County, Florida and Gulfstream International Airlines, Inc., (“Gulfstream”) for the lease and use of 1,158 square feet of operations space in Terminal 1, with anticipated annual revenues of \$42,800 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-10:11 AM) Approved.



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

3. MOTION TO APPROVE Concession Agreement (“Agreement”) between Broward County, Florida (“County”), and Kellee Communications Group, Inc. (“Kellee”) to provide Interlata (long distance) and Intralata (local) public pay telephone services at the Fort Lauderdale-Hollywood International Airport (“FLL”) and North Perry Airport (“NPA”), with anticipated revenues generated from a privilege fee of the greater of a) 40% of annual gross revenues, or b) a minimum annual guarantee (“MAG”) of \$101,000; to be effective upon execution by the Board, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:11 AM) Approved.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

4. MOTION TO ADOPT Resolution 2006-298 of the Board of County Commissioners of Broward County, Florida, authorizing the acquisition by condemnation of certain leasehold interests, which are necessary for the completion and operation of the Broward County Permitting and Licensing Integration Project; finding a public purpose for the acquisition of certain interests; providing for severability; and providing for an effective date. **(Commission District 1)**

ACTION: (T-10:13 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. (Refer to minutes for full discussion.)

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

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

5. MOTION TO APPROVE agreement between Broward County and City of Plantation for trafficway beautification for NW 38th Way from State Road 7 to Broward Boulevard, at a cost to the County of \$46,680 and effective upon execution by the Board; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:11 AM) Approved.

6. A. MOTION TO ADOPT Resolution 2006-275 accepting a Quit Claim Deed, at a nominal cost of \$10 to the County, executed by the City of Dania Beach, for right-of-way at the east side of Ravenswood Road, Parcel 106. (Project No. 5223) **(Commission District 7)** .

ACTION: (T-10:11 AM) Approved.

- B. MOTION TO ACCEPT temporary construction easement executed by the City of Dania Beach related to roadway improvement purposes only for Ravenswood Road, Parcel 106 TCE. (Project No. 5223) **(Commission District 7)**

ACTION: (T-10:11 AM) Approved.

- C. MOTION TO ADOPT Resolution 2006-276 accepting a utility easement, at a nominal cost of \$1 to the County, executed by the City of Dania Beach, for roadway improvement purposes at the east side of Ravenswood Road, Parcel 106 A1, Ravenswood Road. (Project No. 5223) **(Commission District 7)**

ACTION: (T-10:11 AM) Approved.

REAL PROPERTY SECTION

7. MOTION TO APPROVE Business Lease Agreement between Broward County, Tenant, and DIASOG Corporation, Landlord, for 6,349 square feet of temporary office space for Substance Abuse and Health Care Services; premises located at 4200 NW 16th Street, Suites 300, 305, 306 and 307, Lauderhill, for a period of three years with option to renew for two additional and successive periods of one year each, commencing 45 days after lease is fully executed; full service rent \$16.00, per square foot for the first year, increasing 2.5% annually thereafter; total 3-year aggregate rent \$312,434.29, averaging \$16.40, per square foot per year. Tenant shall have the unilateral right to terminate Lease at the end of the second lease year or at any time during the third lease year by providing 60 days prior written notice; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:11 AM) Approved.

WATER AND WASTEWATER SERVICES

WATER AND WASTEWATER ENGINEERING DIVISION

8. MOTION TO APPROVE agreement between Broward County and Chen and Associates, Inc., RLI No. 20041101-0-EED-01 to provide engineering services to Water and Wastewater Services for Utility Analysis Zones 307 and 315 for a maximum not-to-exceed salary cost of \$767,475 and reimbursable cost of \$175,200, for a total maximum not-to-exceed cost of \$942,675; and a lump sum cost of \$865,140 for a total agreement cost of \$1,807,815; and authorize the Mayor and Clerk to execute same. (Projects 9067 and 9093) **(Commission District 7)**

ACTION: (T-10:11 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

9. MOTION TO FILE draft of Broward County, Florida report on internal control over financial reporting and on compliance and other matters based on an audit of financial statements performed in accordance with government auditing standards and management letter in accordance with the rules of the Auditor General of the State of Florida Fiscal Year Ended September 30, 2005.

ACTION: (T-10:11 AM) Approved.

10. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Volume 1 of the Administrative Code Chapter 3, Part II, Section 3.10 – County Employee Travel.

ACTION: (T-10:11 AM) Approved.

HUMAN RESOURCES DIVISION

11. MOTION TO APPROVE new job classifications, reclassifications, and elimination of classifications as reflected in Exhibit 1.

ACTION: (T-10:11 AM) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

12. MOTION TO APPROVE open-end contract for voice and data equipment and services, State of Florida Contract No.'s 725-330-05-01 and 4974, to Verizon Wireless for an estimated annual amount of \$878,869 for the Office of Information Technology, and authorize the Purchasing Director to renew the contract for up to three years, in accordance with the renewal terms of the State Contract. The initial term of the contract shall start on the date of award and shall terminate May 10, 2010. The Board hereby approves exceeding the five-year contract limitation.

ACTION: (T-10:11 AM) Withdrawn for further staff review.

For Human Services Department

13. MOTION TO AWARD open-end contract to low bidder, Princeton Biomedical Laboratories, Inc., for phlebotomy and blood-testing services, Bid No. T-Y-05-345-B-2 (Rebid), in the estimated two-year amount of \$270,885.00; plus four contingency items which may not be used and are therefore not included in the estimated total, for the Substance Abuse and Health Care Services Division, and authorize the Purchasing Director to renew the contract for one year for a total potential amount of \$406,327.50. The initial contract shall start May 1, 2006 and shall terminate April 30, 2008.

ACTION: (T-10:11 AM) Approved.

For Public Works and Transportation Department

14. A. MOTION TO ADOPT unanticipated revenue Resolution 2006-277 within the Water and Wastewater Fund (4610) for Water and Wastewater Services in the amount of \$904,170; to fund the purchase of generators and pumps for hurricane recovery. (BCWWS 9103)

ACTION: (T-10:11 AM) Approved.

- B. MOTION TO AWARD open-end contract to the low responsive, responsible bidder, Everglades Farm Equipment, Group 1, in the estimated amount of \$1,812,510; and to low responsive, responsible bidder, National Electrical Systems, Inc., Group 2, in the estimated amount of \$392,890 for generators, Bid No. E106020B2, in the total estimated amount of \$2,205,400 for the initial two-year contract period for the Water and Wastewater Operations Division and various County agencies, and authorize the Purchasing Director to renew the contract for a one-year period. The initial contract period shall start on the date of award and shall terminate two years from that date.

ACTION: (T-10:11 AM) Approved.

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES DIVISION

15. MOTION TO APPROVE first amendment to Agreement No. JC005-15-2006 between Areawide Council on Aging of Broward County, Inc. and Broward County for the purpose of reallocating current Community Care for the Elderly (CCE) service funding to include Housing Improvement and other as funded service categories; to revise the method of payment to include cost reimbursement as well as fixed rate; and to replace the Budget Summary page with a new one.

ACTION: (T-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Add "and authorize the Mayor to execute same.")

16. MOTION TO APPROVE first amendment to agreement No. 06-EVSD-8209-01 between Broward County and the Areawide Council on Aging of Broward County, Inc. for the purpose of increasing local match funding by \$45,600 to support services to seniors through the Aging and Disability Resource Center. This action will increase the Fiscal Year 2006 fair share contribution from \$600,000 to \$645,600; and authorize the Mayor to execute same.

ACTION: (T-10:11 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

17. MOTION TO ADOPT Resolution 2006-278 of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and services of a certain nonprofit organization which is a state funded community mental health service provider serves a public purpose; authorizing revised appropriations and disbursements for this provider in the amount of \$85,000 for fiscal year 2005-2006; prescribing requirements and conditions for disbursement of appropriated funds; approving revised funding for nonprofit organizations; authorizing the County Administrator to execute previously approved form agreements on behalf of the County; providing for severability; and providing for an effective date.

ACTION: (T-10:11 AM) Approved.

ENVIRONMENTAL PROTECTION DEPARTMENT

AIR QUALITY DIVISION

18. MOTION TO APPROVE renewal of the Air Pollution Control Specific Operating Agreement (SOA) between the State of Florida Department of Environmental Protection (FDEP) and Broward County authorizing the Environmental Protection Department (EPD) to act on behalf of FDEP to implement state and federal air quality programs in Broward County, and authorize the Mayor and Clerk to execute the same. The SOA will become effective upon execution by FDEP and will end June 30, 2006.

ACTION: (T-10:11 AM) Approved.

WATER RESOURCES DIVISION



19. A. MOTION TO INCREASE personnel cap within the General Fund for the Water Resources Division by one position, for the purpose of providing staff necessary to operate the NatureScape Irrigation Service as part of an interagency agreement with Water and Wastewater Services, and authorize the Mayor and Clerk to execute same. This grant funded position will be eliminated upon termination of the agreement with Water and Wastewater Services.

ACTION: (T-10:11 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-279 within the General Fund (0010) for the Water Resources Division in the amount of \$50,000; for the purpose of providing partial reimbursement for services provided in year one of operation of the NatureScape Irrigation Service within the service area of Water and Wastewater Services. **(Commission Districts 2, 4, and 9)**

ACTION: (T-10:11 AM) Approved.

PORT EVERGLADES DEPARTMENT


20. MOTION TO APPROVE first amendment to the Maintenance Services Agreement between Broward County and Klein Systems, Group, Ltd. of British Columbia, Canada in the amount of \$150,000; providing for the extension of proprietary software maintenance services and support of the Klein Systems application. The effective date of the amendment is May 11, 2006, terminating May 11, 2007, with an optional one year renewal for four consecutive years; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:11 AM) Approved.

21. MOTION TO FILE Quarterly Report for Business Permits issued at Port Everglades for the period January 1, 2006 through March 31, 2006.

ACTION: (T-10:11 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

-  22. MOTION TO ADOPT unanticipated revenue Resolution 2006-280 within the General Fund for the Broward Sheriff's Office in the amount of \$107,675 for damage caused to BSO equipment and facilities during Hurricane Wilma.

ACTION: (T-10:11 AM) Approved.

COUNTY ATTORNEY


23. MOTION TO APPROVE Settlement Agreement in the amount of \$75,000 including costs and attorney's fees, of a lawsuit filed in the United States District Court, Southern District of Florida, George Fourson v. Broward County, USDC Case No. 04-61549-CIV-SEITZ/MCALILEY; and authorize the Mayor and the Clerk to execute the Settlement Agreement.

ACTION: (T-10:11 AM) Approved.


COUNTY ADMINISTRATOR

24. MOTION TO APPROVE Subordination Agreement for Monique Stewart of County's SHIP Mortgage.

ACTION: (T-10:11 AM) Approved.

-  25. MOTION TO ADOPT Resolution 2006-281 of the Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida of not to exceed \$45,000,000 of its Multifamily Housing Revenue Bonds (Pier Club Apartments Project); authorizing the execution of a request for bond allocation on behalf of the Housing Finance Authority of Broward County, Florida in connection with such issuance for the purpose of providing funds to finance the acquisition and rehabilitation of a multifamily rental housing development to be located in the County, to provide rental housing for persons and families of low and moderate income to be owned by the party specified herein; approving the Public Hearing held in respect of such issuance; and providing an effective date. **(Commission District 8)**

ACTION: (T-10:16 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: The motions on the blue sheet for Items #25 and #26 are transposed. Please reverse the order of these motions.) (Refer to minutes for full discussion.)

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26. MOTION TO ADOPT Resolution 2006-282 of The Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida of not to exceed \$45,000,000 of its Multifamily Housing Revenue Bonds (Pembroke Village Apartments Project); authorizing the execution of a request for bond allocation on behalf of the Housing Finance Authority of Broward County, Florida in connection with such issuance for the purpose of providing funds to finance the acquisition and rehabilitation of a multifamily rental housing development to be located in the County, to provide rental housing for persons and families of low and moderate income to be owned by the party specified herein; approving the Public Hearing held in respect of such issuance; and providing an effective date. **(Commission District 5)**

ACTION: (T-10:16 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: The motions on the blue sheet for Items #25 and #26 are transposed. Please reverse the order of these motions.) (Refer to minutes for full discussion.)

COUNTY COMMISSION

27. MOTION TO FILE City of Weston Resolution No. 2006-53 urging the Broward County Commission to add and fully fund an Emergency Medical Services Rescue Unit at Broward County Fire Station 106 on Alligator Alley. (Mayor Graber)

ACTION: (T-10:11 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

28. MOTION TO ADOPT Resolution 2006-283 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to assign a non-exclusive franchise to provide stevedore services at Port Everglades from Eller & Company, Inc. to Eller Maritime Services, LLC; for the remainder of the franchise term which expires December 18, 2006; and granting renewal of the assigned franchise for a ten-year term ending on December 18, 2016.

ACTION: (T-10:11 AM) Approved.

29. MOTION TO ADOPT Resolution 2006-284 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to assign a non-exclusive franchise to provide cargo handler services at Port Everglades from Eller & Company, Inc. to Eller Maritime Services, LLC, for the remainder of the franchise term which expires December 18, 2006; and granting renewal of the assigned franchise for a ten-year term ending on December 18, 2016.

ACTION: (T-10:11 AM) Approved.

30. MOTION TO ADOPT Resolution 2006-285 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to assign a non-exclusive franchise to provide steamship agent services at Port Everglades from Eller & Company, Inc. to Eller Maritime Services, LLC.

ACTION: (T-10:11 AM) Approved.

31. MOTION TO ADOPT Resolution 2006-286 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application from Everglades Waste Removal Services, LLC for a non-exclusive franchise to provide vessel sanitary waste water removal services for a one-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

32. MOTION TO ADOPT Resolution 2006-287 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Florida International Terminal, LLC, to provide stevedore services for a ten-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

33. MOTION TO ADOPT Resolution 2006-288 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Florida International Terminal, LLC, to provide cargo handler services for a ten-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

34. MOTION TO ADOPT Resolution 2006-289 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Port Everglades Stevedoring, Inc. to provide steamship agent services for a five-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

35. MOTION TO ADOPT Resolution 2006-290 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Port Everglades Stevedoring, Inc. to provide stevedore services for a ten-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

36. MOTION TO ADOPT Resolution 2006-291 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Port Everglades Stevedoring, Inc. to provide cargo handler services for a ten-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

37. MOTION TO ADOPT Resolution 2006-292 directing the County Administrator to publish a Notice of Public Hearing to be held May 9, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Sun Terminals, Inc. to provide steamship agent services for a five-year term at Port Everglades.

ACTION: (T-10:11 AM) Approved.

38. MOTION TO ADOPT Resolution 2006-293 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 9, 2006, 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 SECTION 31½-42 OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATED TO THE DISTRIBUTION OF TAX PROCEEDS BETWEEN THE COUNTY AND THE MUNICIPALITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY

CODE; PROVIDING FOR A CERTIFIED COPY TO BE SENT TO THE DEPARTMENT OF REVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:11 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

DEVELOPMENT MANAGEMENT DIVISION

- 39. DELEGATION: Michael Korchmar regarding request to amend the note on the Johns Corner - First Addition Plat - **Commission District 9**, (066-MP-01).

ACTION: (T-10:11 AM) Approved subject to staff's recommendations.

- 40. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Coconut Creek and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Coconut Creek Regional Activity Center - **Commission District 2**

ACTION: (T-10:11 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

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AVIATION DEPARTMENT

- 41. MOTION TO APPROVE second amendment to the agreement (RLI No. 20030325-0-AV-01) between Broward County and Landrum & Brown (L&B) for the completion of the existing Environmental Impact Statement (EIS) services, effective on the day of execution, and for a maximum not to exceed amount of \$2,603,605; which includes reimbursables in the amount of \$247,408. The current agreement, as amended, has two, one-year option periods expiring December 31, 2006; this second amendment adds tasks and exercises the first one-year option, extending the agreement to December 31, 2007; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:16 AM) Approved, as amended. As the County goes through the EIS process, that the consultant look at the ability to be able to move the south runway north (it may or may not be elevated/graded), but that the ceiling is 340 feet, not the floor, to determine whether the County can reduce noise impacts on Melaleuca Gardens and reduce the acquisitions in the Runway Protection Zone. (Refer to minutes for full discussion.)

- 42. MOTION TO APPROVE agreement between Broward County and Leigh Fisher Associates (LFA) or Airport planning consulting services for preparation of the Master Plan Update Phase II and Airport Layout Plan (RLI No. 20050307-0-AV-01), effective on the day of execution and ending January 31, 2009. The initial period of this agreement shall commence upon approval for a maximum not to exceed amount of \$1,438,052; which includes professional services, expenses and \$150,000 that may be utilized for additional services (if needed); and authorize the Mayor and Clerk to execute same.

ACTION: (T-11:24 AM) Approved. (Refer to minutes for full discussion.)

- 43. MOTION TO EXECUTE Agency Streamlining Consensus Forms resulting from the Memorandum of Agreement for Interagency Stewardship and Streamlining Fort Lauderdale-Hollywood International Airport, Environmental Impact Statement and Permitting, between Broward County and the Federal Aviation Administration (FAA); National Oceanic & Atmospheric Administration; National Marine Fisheries Service (NMFS); U.S. Army Corps of Engineers, Jacksonville District (USACE); U.S. Fish & Wildlife Service, Region 4, Southeast Region (FWS); U.S Environmental Protection Agency, Region 4 (EPA); Federal Highway Administration (FHWA); and the Florida Department of Environmental Protection (DEP); providing for a streamlining of the Fort Lauderdale-Hollywood International Airport Environmental Impact Statement and Permitting Process for

the 9R/27L Runway Extension Project. This Memorandum of Agreement is at no cost to the County; effective upon execution for a term expiring upon issuance of a Record of Decision (ROD). The first consensus form indicates that Broward County agrees with the other signatory agencies on the Study Area as shown in the attachments to the form. The second consensus form indicates that Broward County agrees with the Purpose and Need Statements as attached to the form and the Range of Alternatives to be considered during the EIS as attached to the form. This motion authorizes the Mayor and Clerk to execute same.

ACTION: (T-11:27 AM) Approved. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

44. MOTION TO APPROVE first amendment to agreement between Broward County and ASHBRIIT, Inc. for disaster recovery services (RLI 08100-00-RB) to provide specific unit costs for leaner, hanger, and stump removal from public rights of way effective January 1, 2006; add a 30% M/WBE goal and extend the current term of the agreement until December 31, 2006; and authorize the Mayor and Clerk to execute same..

ACTION: (T-3:32 PM) Approved, as amended. The Board directed staff to establish criteria for stockpiling unprocessed debris. (Refer to minutes for full discussion.)

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

45. MOTION TO APPROVE Settlement Agreement between Broward County and State Contracting & Engineering Corporation for claims relating to delays experienced during the construction of Broward Boulevard from SW 7 Avenue to State Road 7, in the amount of \$148,135.80, effective upon execution by the Board; and authorize the Mayor and Clerk to execute same. (Project No. 5157) **(Commission Districts 7, 9)** (Deferred from April 18, 2006 – Item No. 8)

ACTION: (T-3:43 PM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

46. MOTION TO APPOINTMENT Selection Committee (SC) to recommend the most qualified firm to provide community outreach for the Fort Lauderdale-Hollywood International Airport (FLL) and approve Request for Letters of Interest (RLI) No. 20060405-0-AV-01.

ACTION: (T-3:44 PM) Approved, as presented.

(Including revised RLI – Evaluation Criteria and Legal Requirements added to the RLI)

The following to serve on the Selection Committee: Vice Mayor Eggelletion; Commissioners Gunzburger, Jacobs, Rodstrom, Wasserman-Rubin and Wexler; Director, Broward County Aviation Department (Chair); Director, Office of Urban Planning and Redevelopment, and Assistant to the County Administrator. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency. (Refer to minutes for full discussion.)

For Finance and Administrative Services Department

47. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide managed care services for Worker's Compensation and approve RLI 20060203-0-RM-1.

ACTION: (T-4:25 PM) Approved the following to serve on the Selection Committee: Commissioner Wexler; Director, Risk Management Division, Finance & Administrative Services Dept. (Chair); Director, County Records Division, Finance & Administrative Services Dept., and Director, Substance Abuse and Health Care Services. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

(Including revised RLI – Evaluation Criteria and Legal Requirements added to the RLI)

For Community Services Department

48. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firms to provide paratransit transportation services, and approve Request for Letters of Interest (RLI) No. 20060329-0-MT-1.

ACTION: (T-4:26/6:05 PM) Approved the following to serve on the Selection Committee: Vice Mayor Eggelton; Commissioners Gunzburger, Jacobs, Lieberman, Rodstrom and Wexler; Director, Division of Mass Transit (Chair); Director, Office of Management and Budget, and Director, Elderly and Veteran's Services Division. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency. (See Non-Agenda item 66.)

The Board directed staff to adjust the meeting dates to accommodate the commissioners attending the Florida Association of Counties Conference.

(Including revised RLI – Evaluation Criteria and Legal Requirements added to the RLI)

NOTE: Add "Assistant to the County Administrator" to Selection Committee – RLI #20060203-0-RM-1.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

49. DISCUSSION: Legislative Issues – 2006 Legislative Session.


ACTION: (T-4:27 PM/4:32 PM) There was no Legislative update. (A yellow-sheeted item was submitted by Commissioner Lieberman relating to Possible Property Tax Study Language.)

COUNTY COMMISSION


50. MOTION TO ACCEPT nominations for the at-large appointment to the Charter Review Commission at the Board's May 2, 2006 meeting. (Mayor Graber)

ACTION: (T-4:28 PM) No Board action was taken. (Refer to minutes for full discussion.)

AFFORDABLE/ATTAINABLE HOUSING SELECT COMMITTEE


-  51. MOTION TO APPROVE standard affordability provisions for the creation of owner occupied affordable housing units where Broward County has either provided land or regulatory incentives, approving the standard Declaration of Covenants and Restrictions to ensure long-term affordability. (Commissioner Jacobs, Commissioner Gunzburger, Commissioner Wexler)

ACTION: (T-4:35 PM) The Board referred the item back to the Affordable/Attainable Housing Select Committee for further review. (Refer to minutes for full discussion.)

-  52. MOTION TO ADOPT budget Resolution transferring \$200,000 within the General Fund from the Commission Reserve in order to fund a Linkage Fee Nexus Study to determine if there exists a rational nexus between job formation and affordable housing needs, authorizing the Director of the Purchasing Division to approve and execute an agreement with Florida International University on behalf of the Broward County Board of County Commissioners. (Commissioner Jacobs, Commissioner Gunzburger, Commissioner Wexler)

ACTION: (T-5:37 PM) The motion failed. (Refer to minutes for full discussion.)

ACTION: (T-6:04 PM) A motion to reconsider will be placed on the Tuesday, May 2, 2006 Commission agenda. (Refer to minutes for full discussion.) (See Non-Agenda Item 67.)

-  53. MOTION TO ADOPT Resolution 2006-294 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 9, 2006, at 2:00 P.M. in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows. (Commissioner Jacobs, Commissioner Gunzburger, Commissioner Wexler)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 19, PART III, ENTITLED "REDEVELOPMENT CAPITAL PROGRAM"; AMENDING SECTIONS 19-20, ELIGIBLE ACTIVITIES/PROJECTS, 19-21, CRITERIA FOR PROJECT INVESTMENT, 19-25, METHOD OF INVESTMENT AND 19-26, PROGRESS REPORTS TO INCLUDE NOT-FOR-PROFIT OR FOR-PROFIT ORGANIZATIONS APPROVED BY THE FLORIDA HOUSING FINANCE CORPORATION FOR NINE PERCENT (9%) TAX CREDITS OR APPROVED BY THE BROWARD COUNTY HOUSING FINANCE AUTHORITY FOR FOUR PERCENT (4%) TAX CREDITS FOR NEW CONSTRUCTION OR SUBSTANTIAL REHABILITATION OF AFFORDABLE RESIDENTIAL RENTAL UNITS; PROVIDING FOR SEVERABILITY; PROVIDING FOR

INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-5:56 PM) Approved.



54.

COUNTY COMMISSION SELECT COMMITTEE REPORTS

ACTION: (T-5:59 PM) No reports were filed. (Refer to minutes for full discussion.)

55.

COUNTY ADMINISTRATOR'S REPORT

ACTION: (T-6:08 PM) Interim County Administrator Bertha Henry informed the Board there was nothing to report.

56.

MAYOR'S REPORT

- A. **KICK-OFF MEETING - BROWARD COUNTY'S AVIATION DEPARTMENT AND PORT EVERGLADES DEPARTMENT – PROPOSED INTERMODAL CENTER AND PEOPLE MOVER SYSTEM**

ACTION: (T-6:06 PM) Broward County's Aviation Department and Port Everglades Department have scheduled a "kick-off" meeting this Thursday, April 27th, at 6:00 p.m., on the 8th floor of the Main Library. The purpose of the meeting is to describe the proposed Intermodal Center and People Mover System to serve both facilities. Public input is welcome. (Refer to minutes for full discussion.)

- B. **FREE BUS SERVICE ON BCT FOR MILITARY PERSONNEL – FLEET WEEK**

ACTION: (T-6:06 PM) Free bus service on BCT will be provided for all military personnel participating in Fleet Week, May 1 thru May 7. (Refer to minutes for full discussion.)

- C. **FULL COMMISSION BUDGET HEARINGS**


ACTION: (T-6:06 PM) The Budget Subcommittees are coming to an end and the County Commission will meet to discuss the budget. The first meeting will be held Monday, May 8th, rather than Monday, May 1, due to the Legislative Session. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA


COUNTY COMMISSION

57. MOTION TO APPOINT: Commissioner Ilene Lieberman to the North County Neighborhood Improvement Project – RLI No. 20060110-2-EED-1. (Mayor Graber)


ACTION: (T-10:11 AM) Approved. (Transferred to the Consent Agenda.)

-  58. MOTION TO APPROVE (subject to satisfaction of insurance requirements) the Crane Sweep License and Indemnity Agreement between Broward County, Licensor, and 200 Brickell, LTD., a Florida limited partnership, Licensee, also known as Stiles Corporation, to grant Licensee a license to utilize cranes that may sweep across, over, and above the Broward County Governmental Center, located at 115 S. Andrews Avenue, Fort Lauderdale, Florida; effective upon execution and terminating December 31, 2007, or until an issuance of a Certificate of Occupancy is granted to the Licensee, whichever is the earlier; and authorize the Mayor and Clerk to execute same. (Mayor Graber)


ACTION: (T-5:58 PM) Approved. (Refer to minutes for full discussion.)

-  59. MOTION TO ADOPT A RESOLUTION 2006-295 urging the Sheriff of Broward County, or municipalities, to waive any fees charged for police escort services during funeral processions for military personnel killed in the line of duty; and providing for an effective date. (Mayor Graber)

ACTION: (T-10:11 AM) Approved. (Transferred to the Consent Agenda.)

-  60. MOTION TO ADOPT A RESOLUTION 2006-296 calling for an end to genocide in Sudan and declaring Sunday, April 30, 2006, as Save Darfur Day; providing for severability; and providing for an effective date. (Mayor Graber)

ACTION: (T-10:11 AM) Approved. (Transferred to the Consent Agenda.)

-  NON AGENDA
61. CONGRATULATIONS – BROWARD PREVAILED IN HOTEL LITIGATION – COMMISSIONER GUNZBURGER

ACTION: (T-5:59 PM) Commissioner Gunzburger congratulated County Attorney Jeffrey Newton on staff's success for prevailing in the final hearing for the Peebles hotel at the Port. (Refer to minutes for full discussion.)

62. 12TH ANNIVERSARY OF MC DONALD'S AIR & SEA SHOW – MEDIA AND COMMUNITY RECOGNITION DAY PROGRAM – VICE MAYOR EGGELLETON

ACTION: (T-6:00 PM) Vice Mayor Eggelletion announced that Success Magazine and the Red Tail Project will host a media and community recognition day program presented by Maxwell House Coffee to honor the Tuskegee airmen, America's first African American fighters. The event is being held Wednesday, May 3rd, at the African-American Research Library and Cultural Center. A 9:30 a.m. breakfast is scheduled, as well as a 10:30 a.m. recognition program. Thirteen of the Tuskegee airmen will attend. (Refer to minutes for full discussion.)

63. INTERNATIONAL HISPANIC THEATRE FESTIVAL – OPENING IN BROWARD – COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-6:01 PM) Commissioner Wasserman-Rubin announced that she attended the official opening of the International Hispanic Theatre Festival. For the first time in the Festival's history, it will open in Broward County. The opening performance is Shakespeare's "The Tempest." It will be performed in Spanish with English subtitles. The play is adapted to reflect the Hispanic culture. (Refer to minutes for full discussion.)

64. TRANSLATION FOR HISPANIC CONSTITUTENTS - COMMISSION MEETINGS – COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-6:03 PM) Commissioner Wasserman-Rubin informed the Board that she has a very large Hispanic constituency who would like to observe the County Commission meetings on television. She asked staff to explore whether the SAP option on television that translates in real time (English/Spanish/Creole) can be used for the Commission meetings. (Refer to minutes for full discussion.)

65. RESIGN FROM SELECTION COMMITTEE – COMMISSIONER WEXLER

ACTION: (T-6:04 PM) Commissioner Wexler advised the Board that she would like to resign from the Selection Committee for RLI No. 20050426-0-CM-01RE, relating to Construction Services for the Airplane Hangar for Mosquito Control. Commissioner Wexler asked to appoint Jack Lee, Broward County Aviation Department, in her stead. There was no objection. (Refer to minutes for full discussion.)

66. ADD TO SELECTION COMMITTEE – PARATRANSIT TRANSPORTATION SERVICES – COMMISSIONER LIEBERMAN

ACTION: (T-6:04 PM) Commissioner Lieberman requested to be added to the Selection Committee for RLI No. 20060329-0-MT-1, relating to paratransit transportation services, from this day’s agenda (Item 48). There was no objection. (Refer to minutes for full discussion.)

67. RECONSIDER ITEM 52 – COMMISSIONER LEIBERMAN

ACTION: (T-6:06 PM) Commissioner Lieberman requested that the Board reconsider Item 52 at the Tuesday, May 2nd Commission meeting. She stated that because she was not present for the vote on Item 52 from this day’s meeting, she is considered voting on the prevailing side and therefore, can request to have an item reconsidered. There was no objection. (Refer to minutes for full discussion.)

68. INTERVIEW SCHEDULE - COUNTY ADMINISTRATOR – COUNTY AUDITOR

ACTION: (T-6:07 PM) County Administrator Evan Lukic distributed and reviewed the interview schedule for the County Administrator. Mr. Lukic advised that staff would provide the background information on candidates Friday, May 12th; Shortlist finalists for interviews on Tuesday, May 16th, and conduct group interviews on Monday May 22nd; there are seven 7 candidates. The Board would select a County Administrator on Tuesday, May 23^d. (Refer to minutes for full discussion.)

69. PORT HOTEL LITIGATION – COUNTY ATTORNEY

ACTION: (T-6:09 PM) County Attorney Jeffrey Newton thanked Commissioner Gunzburger for her congratulations regarding the success of the Port hotel litigation. Mr. Newton thanked Chief Appellate Council Andrew J. Meyers, who headed the litigation team. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

**SHORTLISTING
GENERAL ARCHITECTURAL AND
ENGINEERING SERVICES AT PORT EVERGLADES
RLI No. 20050927-0-CPD-1
Tuesday, April 25th in Room 430 at 9:30 AM**

GOVERNMENTAL CENTER, DOWNTOWN CAMPUS CHARRETTE

Tuesday, April 25th in Room 430 at 11:30 AM

or

Immediately following the morning Commission Meeting

BUDGET MEETINGS:

**DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT
& ENVIRONMENTAL PROTECTION DEPARTMENT**

Tuesday, April 25th in Room 430 at 3:30 PM

or

Immediately following the 2:00 PM Public Hearing Meeting

