

MEETING OF APRIL 29, 2003

(The meeting convened at 10:00 a.m. and adjourned at 12:36 p.m.)

PLEDGE OF ALLEGIANCE was led by Zack Williams, assistant to the County Administrator.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ileana M. Almeida to the Alcohol and Drug Abuse Advisory Board. (Commissioner Scott)
ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPOINT Cory Perez Shade to the Multi-Ethnic Advisory Board. (Commissioner Scott)
ACTION: (Time-10:17 AM) Approved.

- C. MOTION TO REAPPOINT Al Fernandez to the Board of Rules and Appeals as an alternate General Contractor for a three year term. (Mayor)
ACTION: (Time-10:17 AM) Approved.

- D. MOTION TO APPROVE re-appointment of Chief Robert Madge to the Board of Rules and Appeals. Chief Madge serves as the Fire Service Professional member. (Commissioner Gunzburger)
ACTION: (Time-10:17 AM) Approved.

- E. MOTION TO APPOINT Judith DeBourg to the Small Business Development Advisory Board as a representative of a women's small business organization. (Commissioner Jacobs)
ACTION: (Time-10:17 AM) Approved.

F. MOTION TO APPOINT Dean Trantalis to serve on the Broward County Planning Council in the category of elected official. (Commissioner Rodstrom)

ACTION: (Time-10:17 AM) Approved.

G. MOTION TO APPOINT Linda L. Gill to the Tourism Development Council. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved.

H. MOTION TO APPOINT William "Bill" Norkunas to the Board or Rules and Appeals - as a Disabled Person. (Vice Mayor Lieberman)

ACTION: (Time-10:17 AM) Approved.

I. MOTION TO APPOINT Rodney North Green to the Unsafe Structures Housing Appeals Board. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved.

J. MOTION TO APPOINT Bertha Smith to the Housing Finance Authority Board - as a citizen member. (Commissioner Jacobs)

ACTION: (Time-10:17 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

2. MOTION TO APPROVE developer's agreement between Broward County and CJM Development, Inc., a Florida Corporation, providing for utilities installation by the developer, located in the area about 550 feet south of NW 29th Street and about 350 feet west of NW 33rd Avenue, in the City of Lauderdale Lakes, Broward County, Florida; with an estimated cost to the developer of \$84,440; at no cost to Broward County, and will furnish water and wastewater services; and authorize the Mayor and Clerk to execute same. BCOES Project No. 2065. **(Commission District 9)**

ACTION: (Time-10:23 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing.

See Page *****

ACTION: (Time-3:49 PM) Deferred to Tuesday, May 6, 2003. See Page *****

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

3. MOTION TO ADOPT Resolution 2003-298 authorizing the conveyance by quit claim deed, of various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which land is located pursuant to Florida Statute 197.592. These particular properties are all within the City of Pompano Beach; authorize the Mayor and Clerk to execute deeds; and authorize recordation of same. **(Commission Districts 2, 4, 9)**

ACTION: (Time-10:17 AM) Approved.

4. MOTION TO APPROVE conveyance of a utility easement to Florida, Power & Light Company ("FPL") for electric utility facilities over and across an unused portion of Quiet Waters Park at the northwest corner of Powerline Road and the Sawgrass Expressway; authorize the Mayor and Clerk to execute easement; and authorize recordation of easement. **(Commission District 2)**

ACTION: (Time-12:03 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. See Page *****

ACTION: (Time-12:03 PM) Approved, as amended. Florida Power & Light Company will pay the County \$375.00 for the utility easement and agreed to the additional language in the easement document regarding being consistent with the County's Tree Preservation Ordinance. See Page *****

5. MOTION TO APPROVE conveyance of a utility easement to Florida Power and Light. Utility Easement No.14 for the Pompano Beach NW 6th Avenue Improvement Project, will be used to relocate the overhead power lines with underground utilities thus improving the NW 6th Avenue corridor from Atlantic Boulevard to N W 15th Street in the City of Pompano Beach. Easement is on County-owned property (the Hunter Building) located at the SE corner of Lot 18, Block 3 of Bevill and Saxon's Subdivision, Broward County, Florida. Authorize the Mayor and Clerk to execute easement; and authorize acceptance and recordation of easement. **(Commission District 9)**

ACTION: (Time-10:23 AM) Approved. See Page *****

6. MOTION TO APPROVE interlocal agreement between Broward County (County), a political subdivision of the State of Florida and the City of Sunrise (City), a Florida municipal corporation, for the Sunset Strip Neighborhood Library, which is included in the 1999 Library Bond Program. This interlocal agreement provides County with necessary land, design, construction and easements for the Neighborhood Library, providing conditions for the operation and maintenance of the Neighborhood Library; and authorize the Mayor and Clerk to execute agreement. **(Commission District 9)**

ACTION: (Time-10:17 AM) Approved.

7. MOTION TO ADOPT Resolution 2003-299 directing the County Administrator to publish Notice of Exchange of property in accordance with Florida Statute 125.37, between Broward County and the City of Weston to be acted upon May 13, 2003. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

8. MOTION TO APPROVE Amendment No.4 to agreement between Broward County and Florida Department of Environmental Protection for grant funding of neighborhood entranceway features for the Broward Boulevard Streetscape Improvement Project; and authorize the Mayor and Clerk to execute same. **(Commission Districts 7 and 9)**

ACTION: (Time-10:27 AM) Approved. See Page *****

9. MOTION TO APPROVE agreement between Broward County and the City of Pembroke Pines for the funding of conflict structures along Pembroke Road from Flamingo Road to Douglas Road, Project No. 5169, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

10. MOTION TO FILE State mandated reports as follows:
- A. Statement of Revenues, Expenditures and Allocation of Funds Additional Court Cost for the year ended September 30, 2002, pursuant to Florida Statute, Section 27.3455.
- ACTION: (Time-10:17 AM) Approved.***
- B. Statement of Conflict Counsel Expenses and Costs for the year ended September 30, 2000, pursuant to Section 925.037(5)(B), Florida Statutes.
- ACTION: (Time-10:17 AM) Approved.***
- C. Broward County, Florida Independent Auditors' Report, pursuant to Section 707 of Bond Resolution 82-A-3.

ACTION: (Time-10:17 AM) Approved.

11. 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: (Time-10:17 AM) Approved.

COUNTY RECORDS DIVISION

12. A. MOTION TO APPROVE minutes of the 10:00 A.M. Board of Broward County Commission meetings of February 25, 2003; March 4, 2003; and March 11, 2003; and the minutes of the 2:00 PM Public Hearings of February 25, 2003 and March 11, 2003; and the minutes of the 5:00 PM Public Hearing of March 5, 2003.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPROVE for filing, supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (Time-10:17 AM) Approved. See Page *****

PURCHASING DIVISION

For Finance and Administrative Services Department

13. MOTION TO APPROVE sole source, standardization of postage from the United States Postal Service (USPS), to be provided by authorized third-party USPS mail processing providers for the Office of Information Technology and various County agencies.

ACTION: (Time-10:17 AM) Approved.

For Public Works Department

14. A. MOTION TO ADOPT unanticipated revenue Resolution 2003-300 within the Water and Wastewater Fund, No. 4610, for the Office of Environmental Services in the amount of \$2,800,000 for funding the construction of South County Neighborhood Improvement Project, Bid Package 10 (SCNIP BP 10). **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-301 within the Water and Wastewater Construction Fund, No. 4620, for the Office of Environmental Services in the amount of \$2,800,000 for funding the construction of SCNIP BP 10. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

- C. MOTION TO AWARD fixed contract to the low bidder, Astaldi Construction Corporation, for SCNIP BP 10, in the amount of \$15,467,090 to be completed 720 days from the notice to proceed, Bid No. L702167CF for the Office of Environmental Services, subject to receipt and acceptance of insurance/performance and payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

15. MOTION TO AWARD open-end contract to low bidder, W. Jackson & Sons Construction Co., for emergency installation and repair services for water and sewer systems, Bid No. P-Y-02-275-B1, in the estimated annual amount of \$300,643; which includes \$30,000 for restoration items as a pass-thru for Group 1, contingent upon receipt and acceptance of insurance/performance and payment guaranty, for the Office of Environmental Services; and authorize the Purchasing Director to renew the contract for a one-year period. The initial contract period shall begin upon approval of the performance and payment guaranty and shall terminate one year from that date.

ACTION: (Time-10:17 AM) Approved.

16. A. MOTION TO WAIVE as a non-substantive technicality, the requirement that the bidder return all bid pages of Addendum No. 4.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO AWARD fixed contract to low responsive, responsible bidder, National Roofing/South Florida, Inc., for Main Courthouse roofing and waterproofing (Group B, Alternate 1), to be completed 75 days from Notice to Proceed, in the amount of \$687,129; Bid No. L502133CF, for the Facilities Management Division, subject to receipt and acceptance of insurance/performance and payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

17. MOTION TO AWARD fixed contract to low bidder, Lafarge Road Marking, Inc. for thermoplastic longline truck, Bid No. CZ02293FF, in the amount of \$329,655 for the Traffic Engineering Division.

ACTION: (Time-10:17 AM) Approved.

18. MOTION TO APPROVE first amendment to agreement between Broward County and Office Pavilion South Florida, Inc., for Herman Miller Furniture to add specific product lines and delete other specified product lines; and authorize the Purchasing Director to make future product deletions and additions for the Facilities Management Division; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

19. MOTION TO APPROVE first amendment to agreement between Broward County and Roepnack Corporation for managing general contractor construction services for Phase II work, which is intentionally planned and within budget, for the renovations to Broward County Government Center West located at One University Drive, Plantation, Florida, (RLNo. 020901-RB), in the amount of \$10,041,204.00, for Phase II. Added to the \$1,585,394.49, guaranteed maximum price (GMP) for Phase I services, this changes the GMP to \$11,626,598.49, and includes a contract time for construction of 365 calendar days for Phase II, which work shall be performed concurrently (partially overlapping) with the contract time of 175 calendar days for the Phase I services; and authorize the Mayor and Clerk to execute same. (Project No. 5210) **(Commission District 1)**

ACTION: (Time-10:17 AM) Approved.

ACTION: (Time-12:06 PM) Reconsidered and approved. The Board directed the County Administrator to ensure that Notice to Proceed is issued no later than the close of business on Tuesday, May 6, 2003.

REVENUE COLLECTION DIVISION

20. MOTION TO APPROVE AND EXECUTE releases and satisfactions of claims of lien.

ACTION: (Time-10:17 AM) Approved.

21. MOTION TO ADOPT three Resolutions 2003-302 thru 2003-304 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee No. 2090002760550, Payroll No. 2079940003798, and Tax and License No. 2090002760916.

ACTION: (Time-10:17 AM) Approved.

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

ACTION: (Time-10:17 AM) Approved.

HUMAN SERVICES DEPARTMENT

23. A. MOTION TO ADOPT Resolution 2003-305 of the Board of County Commissioners of Broward County, Florida, approving Supportive Housing Program (SHP) and Shelter Plus Care Program (S & C) funding from the U.S. Department of Housing and Urban Development (HUD) for Fiscal Year 2003-2004; for Volunteers of America of Florida, Inc.; Broward County Human Services Department - Substance Abuse and Health Care Services Division; Catholic Charities of the Archdiocese of Miami, Inc.- Providence Place; Broward County Housing Authority and NOVA Southeastern University. Authorizing the County Administrator to execute the SHP and S & C Program Grant Agreements with HUD; authorizing the County Administrator to execute the form agreements and any time extensions, funding for project amendments; providing for an effective date.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-306 for the Human Services Department, to be used for homeless support services, operational, tenant based rental assistance and administrative expenses at Volunteers of America of Florida, Inc. (\$621,262); Broward County Substance Abuse and Health Care Services (\$500,000); Catholic Charities of the Archdiocese of Miami, Inc. - Providence Place (\$226,180); Broward County Housing Authority (\$832,716) and NOVA Southeastern University (\$996,917); with \$59,712 to be retained by the County as allowable administrative fees. Total amount is \$3,177,075. Funds will come from the U.S. Department of Housing and Urban Development (Broward County is pass through for the grants and recipient for one). These are HUD funds and no County match is required.

ACTION: (Time-10:17 AM) Approved.

CHILDREN'S SERVICES ADMINISTRATION DIVISION

24. A. MOTION TO AUTHORIZE County Administrator or designee to negotiate and enter into contract with the School Board of Broward County, for the provision of traffic education programs to public and non-public Broward County high school students in the amount of \$111,054 from date of execution through September 30, 2003; allowing use of previously approved form contracts, to be used for execution on behalf of the County by the County Administrator. Funds for this agreement will be provided through the Broward County Driver Education Safety Trust Fund.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-307 within the Driver Education Safety Trust Fund for the Children Services Administration Division in the amount of \$111,054 for the purpose of providing traffic education programs to public and non-public Broward County high school students.

ACTION: (Time-10:17 AM) Approved.

25. MOTION TO APPOINT to the Children's Services Board, Audrey Millsaps, representing The Children's Consortium, Inc., Rosie White representing the State of Florida Department of Juvenile Justice, and Fay Clark representing the School Board of Broward County, pursuant to the provisions of Broward County Ordinance No. 2003-03.

ACTION: (Time-10:17 AM) Approved.

COMMUNITY DEVELOPMENT DIVISION

26. **MOTION TO FILE** quarterly reports for foreclosures, satisfactions of mortgages, releases of restrictive covenants and subordination agreements for the Housing Rehabilitation Programs administered by Community Development Division. **(Commission Districts 4, 8, and 9)**

ACTION: (Time-10:17 AM) Approved.

ELDERLY AND VETERAN'S SERVICES DIVISION

27. **MOTION TO APPROVE** second amendment to Agreement No. JS003-15-2003 between Areawide Council on Aging of Broward County, Inc. and Broward County for the purpose of incorporating case aide, counseling, and caregiver training and support as additional services to be provided by Elderly and Veterans Services Division under the Medicaid Waiver Program; and authorize the Mayor to execute same. This is a non-financial referral agreement. No County funds are required. All other terms and conditions of the original agreement and first amendment remain in full force.

ACTION: (Time-10:17 AM) Approved.

FAMILY SUCCESS ADMINISTRATION DIVISION

28. **MOTION TO ADOPT** Resolution approving the use of Refugee grant funds for Fiscal Years 2003, 2004, and 2005 for funding and administration of Refugee Individual Development Account (IDA) Savings Plan Agreements, contingent upon the availability of grant funds; approving the standard agreement shell form; authorizing the Director of the Family Success Administration Division to execute appropriate approved standard agreements with clients eligible under the Refugee IDA program; providing for severability; and providing for an effective date.

ACTION: (Time-10:17 AM) Deferred for corrections.

OFFICE OF HOUSING FINANCE

29. **MOTION TO FILE** quarterly reports for foreclosure, satisfaction of mortgage, release of restrictive covenant and subordination agreements for the Purchase Assistance and Housing Rehabilitation Programs administered by the Office of Housing Finance.

ACTION: (Time-10:17 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

30. **MOTION TO ADOPT** Resolution 2003-308 of the Board of County Commissioners of Broward County, Florida approving the allocation of \$5,164,139 in appropriated Fiscal Year 2003 Ryan White Title I Comprehensive AIDS Resources Emergency (C.A.R.E.) Act Grant funding; authorizing the County Administrator to execute contracts and any amendments or revisions to the approved contracts; providing for severability; and providing for an effective date. The funding for this Resolution is from a federal grant in the amount of \$14,620,737; no County funds are required.

ACTION: (Time-10:17 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

31. **MOTION TO FILE** report for the second quarter of Fiscal Year 2003 in accordance with Section 29.17h of the Broward County Administrative Code relating to the Broward County cultural grant agreements.

ACTION: (Time-10:17 AM) Approved.

32. **MOTION TO APPROVE** first amendment to revocable license agreement between Broward County and ArtServe, Inc. to provide operating support for the Cultural Information Center and the ArtServe Gallery and Gift Shop relating to its use and operation in the Broward County Main Library; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

LIBRARIES DIVISION

33. **MOTION TO APPROVE** first amendment to the agreement between Broward County and Florida Atlantic University (FAU) for the purpose of accepting \$42,000; increasing FAU's budget from \$444,184 to \$486,184 for the agreement term of July 1, 2002, through June 30, 2003; to purchase additional library materials for FAU; and authorize the Mayor and Clerk to execute same. **(Commission District 7).**

ACTION: (Time-10:17 AM) Approved.

PORT EVERGLADES DEPARTMENT

34. MOTION TO APPROVE renewal of a lease agreement between Broward County and General Brokerage Services, Inc., for Suite No. 6 in Building 611 at Port Everglades, consisting of 520 square feet of office space, for the period of July 1, 2003 through June 30, 2005, with rent in an approximate amount of \$19,027 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

35. MOTION TO FILE Quarterly Report for Business Permits issued at Port Everglades for the period January 1, 2003 through March 31, 2003.

ACTION: (Time-10:17 AM) Approved.

36. A. MOTION TO APPROVE execution of a joint participation agreement (JPA) between the Broward County Board of County Commissioners and the Florida Department of Transportation (FDOT), Financial Project No. 411488-1-94-01, for the purpose of applying grant funding in the total amount of \$679,998 for the Broward County Port Everglades Department for the procurement, construction and installation of five passenger loading bridges to be placed at cruise terminal locations within Port Everglades; and authorize the Mayor and Clerk to execute same; together with a Resolution authorizing the Mayor to execute and file said JPA; and providing an effective date.

ACTION: (Time-10:17 AM) Approved and adopted Resolution 2003-309.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-310 within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$679,998 for the procurement, construction and installation of five passenger loading bridges to be placed at cruise terminal locations within Port Everglades.

ACTION: (Time-10:17 AM) Approved.

37. A. MOTION TO APPROVE budget Resolution 2003-311 transferring funds within the Port Everglades Capital Fund 4710 for the Broward County Port Everglades Department in the amount of \$185,330 to fund the Gateway Art Project.

ACTION: (Time-10:31 AM) Approved. The Board directed staff to return with recommendations to amend the Art In Public Places Ordinance relating to how the County Commisison can have more input into the process of purchasing Art in Public Places. Staff will provide a list of projects that are currently scheduled for review and how much each project will cost. See Page *****

- B. MOTION TO ADOPT budget Resolution 2003-312 transferring funds within the Port Everglades Bond Construction Fund 4730 for the Broward County Port Everglades Department in the amount of \$214,670 to fund the Gateway Art Project.

ACTION: (Time-10:31 AM) Approved. The Board directed staff to return with recommendations to amend the Art In Public Places Ordinance relating to how the County Commisison can have more input into the process of purchasing Art in Public Places. Staff will provide a list of projects that are currently scheduled for review and how much each project will cost. See Page *****

OFFICE OF BUDGET SERVICES

38. A. MOTION TO APPROVE 2003 Amendment to the interlocal agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds of the six cent original local option gas tax; authorize the Mayor and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPROVE 2003 Amendment to the interlocal agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds from the three cent additional local option gas tax on motor fuel; authorize the Mayor and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:17 AM) Approved.

- C. MOTION TO APPROVE 2003 Amendment to the interlocal agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds of the one cent additional local option gas tax for transit; authorize the Mayor and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:17 AM) Approved.

39. MOTION TO DIRECT County Attorney to prepare amendments to the Additional Local Option Gas Tax Ordinance to adjust the split of gas taxes between the County and the Cities in accordance with 18.85 of the Broward County Administrative Code.

ACTION: (Time-10:17 AM) Approved.

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

40. MOTION TO APPROVE interlocal agreement between Broward County and the School Board of Broward County (School Board) for Public School facility planning; and authorize the Mayor and Clerk to execute the agreement.

ACTION: (Time-10:47 AM) Approved. The Board directed staff to draft an amendment regarding a mechanism that the School Board staff can advise the cities of its site selections for Public School facility planning. See Page *****

PLANNING SERVICES DIVISION

41. MOTION TO DIRECT County Attorney to draft an Ordinance providing for election and recall procedures for Neighborhood Preservation and Enhancement District council members.

ACTION: (Time-10:50 AM) No Board action was taken. See Page *****

COMMISSION AUDITOR

42. MOTION TO APPROVE Commission Auditor to travel to Scottsdale, Arizona to attend the National Intergovernmental Audit Conference, June 2nd - June 3rd, 2003.

ACTION: (Time-10:52 AM) Approved, as amended. The Board directed the Commission Auditor, to send in his stead, the person who will act as the interim Commission Auditor upon the Commission Auditor's retirement to attend the National Intergovernmental Audit Conference in Arizona. If there is no one appropriate to attend the conference, the trip will be cancelled and staff must

return with an explanation as to why staff could not send a qualified replacement. See Page *****

43. MOTION TO APPROVE Mike Keeler, Senior Staff Auditor in the Office of Commission Auditor, to travel to Toronto, Canada to attend the National Association of Local Government Auditors (NALGA) Annual Conference, June 15, 2003 -June 18, 2003.

ACTION: (Time-10:17 AM) Approved.

COUNTY ATTORNEY

44. MOTION TO ADOPT Resolution 2003-313 relating to the procedure for the appointment of County Commissioners to the Resource Recovery Board.

ACTION: (Time-10:57 AM) Approved. See Page *****

45. MOTION TO APPROVE settlement agreement in the total amount of \$31,230 between Broward County and the listed respondents for violation of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP); and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

COUNTY COMMISSION

46. MOTION TO FILE Resolution No. 03-01 of the Broward County Tourist Development Council, recommending that the Broward County Board of County Commissioners move forward with the expansion plan for the Ft. Lauderdale/Hollywood International Airport of the development alternative for the ± 9000 feet runway design. (Mayor)

ACTION: (Time-10:17 AM) Approved.

47. MOTION TO APPOINT Kristin D. Jacobs to the following Selection and Negotiation Committees: (Commissioner Jacobs)

1. Fern Forest in District 2 referred to as RLI No. 2001-1108-LPA-01; and
2. Tradewinds North and Hillsboro Pinelands in District 2 referred to as RLI No. 2001-1113-3-PA-01.

ACTION: (Time-10:17 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

48. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held Tuesday, May 13, 2003, at 2:00 PM in Room 422 of the Governmental Center, to consider the renewal of Nonemergency Medical Transportation Service (NEMTS) licenses for ABET Enterprises, Inc., Coastal Limousine Service, Inc., and Professional Medical Transportation Corporation.

ACTION: (Time-10:17 AM) Approved.

49. MOTION TO ADOPT Resolution 2003-314 directing the County Administrator to publish a Notice of Public Hearing to be held May 13, 2003 at 2:00 PM in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of B & R Agencies, Inc. to provide steamship agent services for a five-year term at Port Everglades.

ACTION: (Time-10:17 AM) Approved.

50. MOTION TO ADOPT Resolution 2003-315 directing the County Administrator to publish a Notice of Public Hearing to be held May 13, 2003 at 2:00 PM in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Lank Oil Company to provide vessel bunkering services for a five-year term at Port Everglades.

ACTION: (Time-10:17 AM) Approved.

51. MOTION TO ADOPT Resolution 2003-316 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, June 10, 2003 at 2:00 PM in Room 422 of the Governmental Center, to vacate and abandon a right-of-way, lying and being in Broward County, Florida and located at 940 Harbor Islands Drive, Hollywood, Florida. Petitioner: Avatar Development Corporation (Ruden, McClosky - Agent) (2003-V-07) **(Commission District 6)**

ACTION: (Time-10:17 AM) Approved.

52. MOTION TO ADOPT Resolution 2003-317 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, June 10, 2003 at 2:00 PM in Room 422 of the Governmental Center, to vacate and abandon right-of-way and road easement, lying and being in Broward County, Florida and located at 16710 Griffin Road, Southwest Ranches, Florida. Petitioner: Brian and Diane O'Farrell (Ruden, McClosky, et al. - Agent) (2002 V-09) (**Commission District 8**)

ACTION: (Time-10:17 AM) Approved.

53. MOTION TO ADOPT Resolution 2003-318 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish Notice of a Public Hearing to be held May 13, 2003 at 2:00 PM in Room 422 of the Governmental Center, to consider additional public input regarding amendments to Broward County's Consolidated Strategic Plan for Fiscal Year 2001-2005 and Annual Action Plan for Fiscal Year 2004, covering the United States Department of Housing and Urban Development ("HUD") 29th year Community Development Block Grant Program, the Emergency Shelter Grants Program, and the HOME Investment Partnerships Program.

ACTION: (Time-10:17 AM) Approved.

54. MOTION TO ADOPT Resolution 2003-319 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003 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 31½, "TAXATION," BY CREATING A NEW SUBSECTION 2, "REDUCTION IN ASSESSMENT FOR LIVING QUARTERS OF PARENTS OR GRANDPARENTS," TO PROVIDE FOR A REDUCTION IN THE ASSESSED VALUE OF HOMESTEAD PROPERTY, WHICH RESULTS FROM THE CONSTRUCTION OR RECONSTRUCTION OF THE PROPERTY FOR THE PURPOSES OF PROVIDING LIVING QUARTERS FOR ONE OR MORE NATURAL OR ADOPTIVE PARENTS OR GRANDPARENTS OF THE OWNER OR THE OWNER'S SPOUSE, AS AUTHORIZED BY LAW; PROVIDING FOR NOTICE TO THE PROPERTY APPRAISER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:59 AM) Approved. The Board directed the County Attorney to research the issue of requiring a sworn statement and whether the County can set an assessed valuation above which a home owner would not qualify. See Page *****

55. MOTION TO ADOPT Resolution 2003-320 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 10:00 AM 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:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 27, OPERATIONAL POLICY, DEVELOPMENT MANAGEMENT DIVISION, BY AMENDING APPENDIX 27.A, ROAD SEGMENTS WITH A LEVEL OF SERVICE STANDARD "D"; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

56. MOTION TO ADOPT Resolution 2003-321 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 10:00 AM 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:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 27, OPERATIONAL POLICY, DEVELOPMENT MANAGEMENT DIVISION, BY AMENDING APPENDIX A, THE TRAFFIC REVIEW AND IMPACT PLANNING SYSTEM (TRIPS) SUMMARY DESCRIPTION; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

57. MOTION TO ADOPT Resolution 2003-322 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 10:00 AM 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:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING RESOLUTION NO. 2002-981, THE SCHEDULE OF FEES AND CHARGES FOR LAND USE PLAN AMENDMENTS, TRAFFICWAYS AMENDMENTS AND WAIVERS AND WRITTEN PLATTING DETERMINATIONS, PROCESSED BY THE BROWARD COUNTY PLANNING COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

58. MOTION TO ADOPT Resolution 2003-323 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, 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 3½, ARTICLE I, SECTION 3½-17 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO INSURANCE REQUIREMENTS FOR PROVIDERS OF NONEMERGENCY MEDICAL TRANSPORTATION SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (Time-10:17 AM) Approved.

59. MOTION TO ADOPT Resolution 2003-324 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, 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 27, ARTICLE 1, "POLLUTION CONTROL," SECTION 27-4, "DEFINITIONS," SETTING FORTH THE DEFINITION OF TERMS WITHIN THE CHAPTER; AMENDING ARTICLE XIV, "BROWARD COUNTY TREE PRESERVATION AND ABUSE ORDINANCE"; SECTION 27-403, "DOCUMENTS INCORPORATED BY REFERENCE," PROVIDING FOR THE INCORPORATION OF DOCUMENTS AND STANDARDS; AMENDING SECTION 27-404, "DEFINITION," SETTING FORTH THE DEFINITION OF TERMS; AMENDING SECTION 27-405, "GENERAL PROHIBITIONS," TO PROHIBIT THE CLEARING OF NATURAL FOREST COMMUNITIES WITHOUT A LICENSE; AMENDING SECTION 27-407, "MUNICIPAL CERTIFICATION," ESTABLISHING THE PROCEDURES FOR CERTIFICATION OF MUNICIPAL ORDINANCES AND AMENDMENTS; AMENDING SECTION 27-408, "TREE REMOVAL LICENSE REQUIREMENTS AND STANDARDS," PROVIDING THE REQUIREMENTS FOR OBTAINING TREE REMOVAL LICENSES; AMENDING SECTION 27-410, "TREE ABUSE," ESTABLISHING EXEMPTIONS AND REMEDIAL MEASURES FOR TREE ABUSE; CREATING SECTION 27-414 ENTITLED "STOP WORK ORDERS," PROVIDING FOR THE ISSUANCE OF STOP WORK ORDERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:17 AM) Approved.

60. MOTION TO ADOPT Resolution 2003-325 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 2:00 PM in Room 422 of the Governmental Center, to consider adoption of a proposed Resolution amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 27 OF THE BROWARD COUNTY ADMINISTRATIVE CODE, "OPERATIONAL POLICY, PLANNING AND ENVIRONMENTAL PROTECTION"; PROVIDING FOR TITLE; ESTABLISHING PURPOSE AND INTENT; SETTING FORTH DEFINITIONS; PROVIDING GENERAL ELIGIBILITY CRITERIA FOR COMMUNITY GRANT PROGRAM AND BROWARD BEAUTIFUL PROGRAMS AND ACTIVITIES; PROVIDING FOR APPROPRIATION AND FUNDING OF COMMUNITY PROGRAMS;

PROVIDING FUNDING METHODS FOR COMMITTEE EXPENDITURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

61. MOTION TO ADOPT Resolution 2003-326 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, 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; PROVIDING FOR AMENDMENT TO CHAPTER 1, ARTICLE XXI, SECTION 1-384 OF THE BROWARD COUNTY CODE OF ORDINANCES CHANGING THE MEMBERSHIP OF THE WATER ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:17 AM) Approved.

62. MOTION TO ADOPT Resolution 2003-327 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 2:00 PM 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:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; DELETING PART XIV. BROWARD COUNTY WATER ADVISORY BOARD FROM THE BROWARD COUNTY ADMINISTRATIVE CODE; 12.145, "CREATION"; 12.146, "MEMBERSHIP"; 12.147, "MEETING AND ORGANIZATION"; AND 12.148, "DUTIES AND FUNCTIONS" FOR CONFLICTS WITH AND DUPLICATION OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

63. MOTION TO ADOPT Resolution 2003-328 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, at 10:00 AM 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:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, AMENDING CHAPTER 12, CREATING A PART XXIII, BROWARD COUNTY CONSTRUCTION SERVICES ADVISORY COMMITTEE; PROVIDING FOR THE CREATION, MEMBERSHIP DUTIES AND RESPONSIBILITIES AND MEETINGS, ORGANIZATION AND QUORUM OF THE BROWARD COUNTY CONSTRUCTION SERVICES ADVISORY COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:17 AM) Approved.

64. MOTION TO ADOPT Resolution 2003-329 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 13, 2003, 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 9 OF THE BROWARD COUNTY CODE OF ORDINANCES, CONTRACTORS; AMENDING SECTION 9-6, EXAMINATIONS, REVIEW AND WAIVER, RELATING TO THE SCORE ON EACH PART OF EXAMINATION; AMENDING SECTION 9-7, CERTIFICATION, RELATING TO REQUIREMENTS OF APPLICATION PROCESS; AMENDING SECTION 9-14, COMPLAINTS, DISCIPLINARY ACTIONS, CIVIL PENALTY RANGES, RELATING TO PROBABLE CAUSE DETERMINATIONS AND REHABILITATION; AMENDING SECTION 9-20, RECORDS, RELATING TO RESOLUTIONS OF THE CENTRAL EXAMINING BOARDS; AMENDING SECTION 9-28, PENALTIES AND DISCIPLINARY ACTIONS, TO PROVIDE FOR THE ASSESSMENT OF CIVIL PENALTIES IN ACCORDANCE WITH SECTION 9-38; CREATING A NEW SECTION 9-38, SCHEDULE OF CIVIL PENALTIES, SETTING FORTH THE PENALTIES TO BE LEVIED FOR VIOLATIONS OF CHAPTER 9; AMENDING SECTION 9-42, MEMBERSHIP,

APPOINTMENT, QUALIFICATION AND TERMS TO COMPLY WITH CHARTER REQUIREMENTS; AMENDING SECTION 9-43, ORGANIZATION, MEETINGS AND QUORUM TO COMPLY WITH CHARTER REQUIREMENTS; AMENDING SECTION 9-44, REMOVAL OF MEMBERS, VACANCIES; CREATING ARTICLE IX, CENTRAL EXAMINING BOARD RESTITUTION TRUST FUND, SECTIONS 9-141 THROUGH 9-143; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Ilene Lieberman)

ACTION: (Time-10:17 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

65. MOTION TO APPROVE satisfaction of lien against the property of Pearl Matrix Inc. and Strobe Inc., and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (Time-10:17 AM) Approved.

66. MOTION TO APPROVE settlement agreement in the total amount of \$18,900 between Broward County and the listed respondent, for violations of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP); and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (Time-10:17 AM) Approved.

67. MOTION TO AUTHORIZE Office of the County Attorney to initiate legal action against Primoil I, LLC and Erilyn Group, Inc., to collect unpaid penalties (\$22,150) and costs and/or file claims for final judgement for environmental violations. **(Commission District 9)**

ACTION: (Time-10:17 AM) Approved.

AIR QUALITY DIVISION

68. A. MOTION TO ACCEPT Section 103 grant award by the United States Environmental Protection Agency (USEPA) in the amount of \$54,578 to fund Particulate Matter 2.5 Monitoring in Broward County; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant for the Department of Planning and Environmental Protection.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-330 within Fund 8300 for the Department of Planning and Environmental Protection in the amount of \$54,578 for the purposes of recognizing the Section 103 grant funds received from the USEPA.

ACTION: (Time-10:17 AM) Approved.

DEVELOPMENT MANAGEMENT DIVISION

69. MOTION TO ADOPT Resolution 2003-331 making a good faith determination that binding contracts for construction of certain road improvements will be executed prior to October 1, 2004.

ACTION: (Time-10:17 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

70. DISCUSSION: of plat entitled "Yovino Plat" - **Commission District 1**, (037-MP-02).

ACTION: (Time-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

71. DISCUSSION: of plat entitled "New Life Baptist Church" - **Commission District 7**, (014-MP-02).

ACTION: (Time-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

72. DISCUSSION: of plat entitled "Neasham Plat" - **Commission District 2**, (062-MP-02).

ACTION: (Time-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

73. DISCUSSION: of plat entitled "Sunrise Prospect Plaza Two" - **Commission District 3**, (019-MP-02).

ACTION: (Time-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

74. DISCUSSION: of plat entitled "Oak Hollow Estates" - **Commission District 5**, (033-MP-02).

ACTION: (Time-10:17 AM) Denied per staff's recommendations.

ACTION: (Time-11:08 AM) Reconsidered and deferred for up to 35 days at the request of the applicant. See Page *****

75. DISCUSSION: of plat entitled "Pompano Citi Centre Plat" - **Commission District 2**, (079-MP-01).

ACTION: (Time-10:17 AM) Deferred to May 13, 2003, for the purpose of discussion, based on the applicant's failure to submit an affidavit agreeing with the staff report.

76. DELEGATION: Sheila Rose, representing the City of Coconut Creek, regarding request to amend the note on the High School "GGG" Site No. 354.1 Plat - **Commission District 2**, (020-MP-99).

ACTION: (Time-10:17 AM) Deferred to December 9, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

77. DELEGATION: Sheila Rose, representing the City of Coconut Creek, regarding request to amend the note on the Hale Plat - **Commission District 2**, (043-MP-84).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

78. DELEGATION: Harold C. Zombek, representing the City of Miramar, regarding request to amend the note on the Sunset Lakes Plat - **Commission District 8**, (093-MP-95).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

79. DELEGATION: Todd Perrodin, regarding request to amend the note on the Westwood Plaza Plat - **Commission District 2**, (104-MP-88).

ACTION: (Time-10:17 AM) Deferred to December 9, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

80. DELEGATION: Gerald L. Knight, regarding the F and H Plat - **Commission District 5**, (161-MP-85).

- A) Request to amend the note on the plat.
- B) Request for designation as an affordable housing project and for partial waiver of impact fees and administrative fees.

ACTION: (Time-10:17 AM) Approved, as amended, and subject to staff's recommendations. Staff recommended deletion of Condition 3 regarding sidewalk construction.

81. DELEGATION: David E. Rohal, regarding request to amend the note on the University Parc Plat - **Commission District 7**, (003-MP-00).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

82. DELEGATION: Daniel A. Fee, regarding request to amend the note on the Jericho Boats Enterprises Plat - **Commission District 4**, (220-MP-89).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

83. DELEGATION: A. Cesar Saavedra, regarding request to amend the note on the Island Club Apartments Plat - **Commission District 9**, (100-MP-84).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

84. DELEGATION: Jonathan W. Keith, regarding request to amend the note on the Jacaranda Parcel 910 Plat - **Commission District 7**, (166-CP-79).

ACTION: (Time-11:07 AM) Deferred for up to 35 days to enable staff to obtain reasonable assurances that the impact fees are paid. Impact fees can be paid as calculated based on the new Land Use. See Page *****

85. DELEGATION: Charles Putman regarding request to amend the note on the Northwest Park of Commerce Plat - **Commission District 2**, (031-MP-89).

ACTION: (Time-10:17 AM) Deferred to December 9, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency and conformity with the Land Use Plan.

86. DELEGATION: Robert Ditthardt regarding request to amend the note on the Banyan Oakridge Plat - **Commission District 7** , (002-MP-93).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

87. DELEGATION: Gladys DiGirolamo regarding request to amend the note on the Boggs Country Acres Plat - **Commission District 7**, (086-MP-91). (Deferred from April 1, 2003.)

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

88. DELEGATION: Robin Banks regarding request to amend the note on the St. Maximilian Kolbe Catholic Church Plat - **Commission District 5**, (058-MP-90). (Deferred from September 9, 2002).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

89. DELEGATION: Stephen V. Hoffman, regarding request to amend the note on the Sawgrass Mills Plat - **Commission District 5**, (116-MP-87).

ACTION: (Time-10:17 AM) Deferred to December 9, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study consistency with the approved DRI.

90. DELEGATION: Stephanie J. Toothaker-Walker regarding request to amend the note on the Seven K's Plat - **Commission District 1**, (005-MP-95).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

91. DELEGATION: Stephanie J. Toothaker-Walker regarding request to amend the note on the Sample Road/441 Partners Plat - **Commission District 1**, (006-MP-95). (Deferred from January 7, 2003.)

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

92. DELEGATION: Stephanie J. Toothaker-Walker regarding request to amend the note on the Ice Plat - **Commission District 5**, (098-MP-95). (Deferred from October 8, 2002.)

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

93. DELEGATION: Stephanie J. Toothaker-Walker regarding MOTION TO APPROVE School Site Impact Fee Credit Agreement by and among Broward County and G.L. Homes of Davie Associates IV, Ltd., relating to the Riverstone Plat - **Commission District 5**, (039-MP-02).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

94. DELEGATION: Elizabeth Pulice, regarding request to amend the note on the Sunhawk Stables Plat - **Commission District 5**, (027-UP-92).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

95. DELEGATION: Elizabeth Pulice, regarding request to amend the non-vehicular access line and modify conditions of plat approval on the Sunhawk Stables Plat - **Commission District 5**, (027-UP-92).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

96. DELEGATION: James A. Butkus, regarding request to amend the non-vehicular access line on the Country Address Plat - **Commission District 5**, (171-CP-78).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

97. DELEGATION: Cary D. Winningham regarding request to amend the non-vehicular access line on the Pembroke Falls Parcel C Plat - **Commission District 5**, (045-MP-95).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

98. DELEGATION: E. Scott Allsworth regarding request to amend the non-vehicular access line on the Jacaranda Parcel 490 Plat - **Commission District 1**, (186-MP-80).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

99. DELEGATION: David W. Harris regarding request to modify conditions of plat approval on the Blackhawk Ranches Plat - **Commission District 7**, (011-MP-02).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

100. DELEGATION: David W. Harris regarding request to amend the non-vehicular access line on the Wyndham Heights Plat - **Commission District 3**, (028-MP-94).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

101. DELEGATION: Christina Nolan, representing the City of Miramar, regarding MOTION TO APPROVE agreement between Broward County and the City of Miramar relating to the issuance of building permits while platting is in progress for the Miramar Town Center Plat **Commission District 8**, (042-MP-00).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

102. **COUNTY ADMINISTRATOR'S REPORT** County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

ACTION: (Time-11:09 AM) No Board action was taken.

PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

103. **MOTION TO APPROVE** contract for sale and purchase between Purvin Pujara, individually and as trustee, and Broward County, in the amount of \$4,250,000 for purchase of 11.68 acres (508,663 square feet) of conservation land known as Site 216 in the Broward County Land Preservation Inventory; the property is located on the east side of U.S. 441, 600 feet north of Hillsboro Boulevard, City of Coconut Creek, Florida; authorize Real Property Section to acquire this property using GOB Safe Parks and Land Preservation Bond Issue funds; authorize the Mayor and Clerk to execute contract for sale and purchase; and authorize acceptance and recording of deed. **(Commission District 2)**

ACTION: (Time-11:09 AM) The Board directed staff to continue negotiations using the average of the three (3) appraisals as the maximum price to purchase the property. See Page *****

104. A. **MOTION TO APPROVE** interlocal agreement between Broward County and the City of Lauderdale Lakes for the acquisition, improvement, enhancement, operation and management of Conservation Land 105 and Green Space 104. **(Commission District 9)**

ACTION: (Time-11:12 AM) Approved.

- B. MOTION TO ADOPT Resolution 2003-332 authorizing the transfer of title of real property referred to as Conservation Land 105 and Green Space 104 in the Broward County Conservation Land and Green Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 9)**

ACTION: (Time-11:12 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

FISCAL OPERATIONS DIVISION

105. A. MOTION TO ADOPT unanticipated revenue Resolution within the Water and Wastewater Fund for the Office of Environmental Services in the amount of \$1,511,160 for funding the Utility Billing System (RLI No. 050200-RB). **(Commission District 2)**

ACTION: (Time-10:15 AM) Deferred for 30 days for further staff review. See Page *****

- B. MOTION TO ADOPT unanticipated revenue Resolution within the Water and Wastewater Construction Fund for the Office of Environmental Services in the amount of \$1,511,160 for funding the Utility Billing System (RLI No. 050200-RB). **(Commission District 2)**

ACTION: (Time-10:15 AM) Deferred for 30 days for further staff review. See Page *****

- C. MOTION TO APPROVE three agreements: Software License Agreement, Software Support Agreement and System and Services Agreement between Broward County and Management Systems Utility Group. LLC. and Peace Software North America Limited (RLI No. 050200-RB), to provide consultant services and software, maximum-not-to-exceed cost of \$1,511,160; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:15 AM) Deferred for 30 days for further staff review. See Page *****

OFFICE OF GENERAL SERVICES

FACILITIES MANAGEMENT DIVISION

106. A. MOTION TO APPROVE sixth amendment to the agreement between Broward County and Courthouse Foods, Inc. extending the original termination date for provision of food services at the Broward County Judicial Complex (BCJC), and at the Public Safety Complex (PSB), from April 30, 2003, to September 30, 2003, with no change to the existing contract terms, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Withdrawn by staff. Courthouse Foods Inc. has not provided a signed Sixth Amendment to extend the Agreement to September 30, 2003, that is needed to support Motion A.

- B. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm(s) to provide food services at BCJC, and approve Request for Letters of Interest (RLI) No. 20030403-0-FC-01 (**Commission District 7**)

ACTION: (Time-10:17 AM) Withdrawn by staff. Courthouse Foods Inc. has not provided a signed Sixth Amendment to extend the Agreement to September 30, 2003, that is needed to support Motion A.

- C. MOTION TO AUTHORIZE Broward Sheriff's Office to contract for and administer food services operations at the Public Safety Complex as per their request, financial considerations such as, rent, and/or percentage of sales, will be paid to Broward County Board of County Commissioners.

ACTION: (Time-10:17 AM) Withdrawn by staff. Courthouse Foods Inc. has not provided a signed Sixth Amendment to extend the Agreement to September 30, 2003, that is needed to support Motion A.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF INFORMATION TECHNOLOGY

107. MOTION TO APPROVE first amendment to agreement amending cable television franchises granted by Broward County for upgrade of cable TV systems and extension of term of certain franchises; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-11:13 AM) Deferred to Tuesday, May 13, 2003 for further information. See Page *****

PURCHASING DIVISION

For Aviation Department

108. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide Architectural/Engineering (A/E) services for design of Terminal 1 Concourse A for the Aviation Department, and approve Request for Letters of Interest (RLI) No. 20030331-0-AV-01.

ACTION: (Time-11:17 AM/12:05 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Gunzburger, Parrish and Rodstrom; Deputy Director, Aviation Department (Chair); Assistant Director, Airport Expansion Program, Aviation Department, and Director, Facilities Management, Office of General Services. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

For Department of Safety and Emergency Services Department

109. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide medical billing, collections, etc. for the Fire Rescue Division, and approve Request for Letters of Interest (RLI) No. 20030218-0-FR-01.

ACTION: (Time-11:17 AM) Approved the following to serve on the Selection/Negotiation Committee: Vice Mayor Lieberman; Director, Finance and Administrative Services Department (Chair); Director, Safety and Emergency Services Department, and Director, Office of Budget Services. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Accounting, Purchasing and the using agency.

COMMUNITY SERVICES DEPARTMENT

110. MOTION TO CONSIDER proposed amendments to the Replant Broward Program Plan and the contract between the Florida Department of Agriculture and Consumer Services (DACs) and the Broward County Board of County Commissioners (Board).

ACTION: (Time-11:18 AM/11:51 AM) Approved with Exhibit 5 as the language requested by the Broward League of Cities. See Page *****

PARKS AND RECREATION DIVISION

111. MOTION TO APPROVE agreement between Broward County and Home Dynamics Corporation for 1.10 acres of off-site mitigation on Tradewinds Park property and providing for a lump sum payment to the County from the Home Dynamics Corporation in the amount of \$4,487 to be deposited into the Natural Areas Trust Fund; and authorize the Mayor and Clerk to execute same. (Deferred from April 8, 2003 - Item No. 19) **(Commission District 2)**

ACTION: (Time-10:17 AM) Withdrawn for further staff review.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

112. MOTION TO INITIATE amendment to the Broward County Comprehensive Plan regarding impact fees.

ACTION: (Time-11:18 AM) Approved. See Page *****

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

113. DISCUSSION: Legislative Issues-2003 State Legislative Session.

- A. MOTION TO ADOPT Resolution 2003-333 of the Board of County Commissioners of Broward County, Florida, opposing proposed Senate Bill 654 (PCB BR 03-06) which removes local governments authority to enforce existing cable franchise agreements with regard to all broadband or information services and allows telephone companies to implement unconscionable rate increases with very limited governmental oversight; and providing for an effective date. (Vice Mayor Lieberman)

ACTION: (Time-11:21 AM) Approved. The Board directed staff to add the County Commission's position, which is to oppose Senate Bill 654, to its Legislative package. See Page *****

- B. Discussion - Everglades Bill - Commissioner Gunzburger

ACTION: (Time-11:24 AM) The Board directed staff to provide the voting record for the entire Broward County Legislative Delegation, including if a member did not vote on the amendments to the Everglades Bill. Also, the Board requested that staff maintain the voting record of the Delegation on issues in the County's legislative priority package. See Page *****

- C. RTA - Update - Ms. Madison

ACTION: (Time-11:33 AM) No Board action was taken. See Page *****

114. DISCUSSION: Status of Regional Transportation Authority (RTA) legislation. (Commissioner Parrish)

ACTION: (Time-11:39 AM) No Board action was taken. See Page *****

COUNTY COMMISSION

115. MOTION TO DIRECT appropriate staff to prepare a plan for implementation of recommendations as cited in Resolution R-2003-84 adopted by the Town Council of the Town of Davie on March 24, 2003, i.e., equestrian/multi-use crossing designs for public recognition and participant safety for mid-block and high traffic intersection crossings. (Commissioner Parrish)

ACTION: (Time-11:41 AM) Approved. The Board directed staff to contact all the cities for their opinions regarding similar signage for equestrian/multi-use crossing designs. See Page *****

116. MOTION TO AUTHORIZE staff to move forward with steps necessary to implement programs that will serve as a source of assistance for small, minority and women owned businesses as outlined in recent memorandum from Office of Equal Opportunity. (Mayor Wasserman-Rubin)

ACTION: (Time-11:41 AM) Approved. See Page *****

117. MOTION TO DISCUSS in-District appointment of board members to various County Boards. (Vice-Mayor Lieberman)

ACTION: (Time-11:45 AM) The Board directed the County Attorney to draft an amendment to Section 12.44 of the Administrative Code that the County Commissioners should attempt to appoint two (2) members of their respective districts to serve on the Parks and Recreation Advisory Board. However, if a commissioner does not choose to appoint in-district, they shall be able to go out of their district for their appointments. See Page *****

118. DISCUSSION: County participation in Christmas in July 2003 Project for homeless children in Broward County. (Commissioner Parrish)

ACTION: (Time-11:59 AM) The Board voted to continue County participation in Christmas in July 2003 Project for homeless children in Broward County. See Page *****

119. MOTION TO CLARIFY that base pay includes incentives, i.e., paramedic licenses, professional degree, etc.). (Commissioner Parrish)

ACTION: (Time-11:59 AM) The Board clarified that base pay includes incentives, (i.e., paramedic licenses, professional degree, etc.), as reflected in the memorandum from James R. Acton, director, Human Resources Division, dated April 25, 2003. See Page *****

120.

MAYOR'S REPORT

ACTION: (Time-12:00 PM) No report was filed.

121.

COUNTY COMMISSION LIAISON REPORT

ACTION: (Time-12:00 PM) No report was filed.

NON AGENDA

122. OBJECTIONS - LEGAL ENVIRONMENTAL ASSISTANCE FOUNDATION - DRAFT PERMIT MODIFICATION BC OFFICE OF ENVIRONMENTAL SERVICES - COMMISSIONER PARRISH

ACTION: (Time-12:07 PM) The Board directed the County Attorney and appropriate staff to research LEAF's objections to the draft permit modification - Permit No. 0051336-448-UC - Broward County Office of Environmental Services. See Page *****

123. STAFF POSITION PAPER - TRANSFER OF NOVA'S GERIATRIC MENTAL HEALTH FACILITY - COMMISSIONER PARRISH

ACTION: (Time-12:09 PM) Commissioner Parrish wanted to know when an item will be placed on the agenda relating to the transfer of Nova's Geriatric Mental Health facility. See Page *****

124. UPDATE SOUTH STEVEDORING - COMMISSIONER RODSTROM

ACTION: (Time-12:10 PM) Commissioner Rodstrom requested that the County Attorney meet with him for an update on the South Stevedoring issues. See Page *****

125. UPDATE - NATIONAL PORTS CONFERENCE - SAVANAH, GEORGIA
COMMISSIONER EGGELETION

ACTION: (Time-12:16 PM) Commissioner Eggleton advised that the County must strengthen its ability to be competitive in the global market. Particularly with the new class of containerized ships coming on line. The Maritime route will be changing and there will be a fundamental shift in the way cargo will be shipped to the United States. Commissioner Eggleton stated that the County Commission should continue discussion regarding a rail line into the Port Everglades. See Page *****

126. STREET RENAMING - COMMISSIONER EGGELETION

ACTION: (Time-12:16 PM) Commissioner Eggleton inquired about street renaming. He asked the County Administrator for information on the matter. See Page *****

127. DEMOLITION OF ABANDONED APARTMENTS - PARKS AND RECREATION -
COMMISSIONER EGGELETION

ACTION: (Time-12:16 PM) Commissioner Eggleton relayed that the community in the surrounding area of the abandoned apartments that were demolished was very pleased. He commended staff for their efforts. See Page *****

128. AIRPORT - TAXI CONTRACT - COMMISSIONER EGGELETION

ACTION: (Time-12:17 PM) Commissioner Eggleton requested that the County Attorney meet with him to discuss specific language in the contract. See Page *****

129. FLEET WEEK - MAYOR WASSERMAN-RUBIN

ACTION: (Time-12:19 PM) The Mayor urged the Board members to participate in the upcoming events commemorating Fleet Week. See Page *****

130. COUNTY REDEVELOPMENT INITIATIVES - WORKING IN PARTNERSHIP WITH THE CITIES - COUNTY ADMINISTRATOR

ACTION: (Time-12:20 PM) The County Administrator asked the Board members for their help in presenting to the cities on the County's redevelopment initiatives. He will contact the Commissioners' offices individually regarding a plan to bring forth the information to the cities in their respective districts. See Page *****

131. SOUTH STEVEDORING LITIGATION - VICE MAYOR LIEBERMAN

ACTION: (Time-12:32) Commissioner Lieberman requested that a Shade meeting be scheduled before any settlement agreement is raised . See Page *****

132. TRANSPLANT ADVOCACY- THANKS TO COMMISSIONER SCOTT - VICE MAYOR LIEBERMAN

ACTION: (Time-12:33 PM) Vice Mayor Lieberman thanked Commissioner Scott, who was instrumental in having a donation made to the transplant program. See Page *****

133. ST. TROPEZ DAY CRUISE - REQUEST INFORMATION - COMMISSION PARRISH

ACTION: (Time-12:33 PM/3:49 PM) Commissioner Parrish requested the County Administrator provide information whether the St. Tropez Day Cruise agreement has changed. See Page *****

MEETING/WORKSHOP NOTICES

DESTINATION ADVERTISING SERVICES COMMITTEE
For the Greater Ft. Lauderdale Convention and Visitors' Bureau
RLI No. 100997-RB
Tuesday, April 29th in Room 430 at 9:00 AM,

SELECTION/NEGOTIATION COMMITTEE
REDESIGN TERMINAL 4
Fort Lauderdale-Hollywood International Airport
RLI No. 20020201-0-AV-02
Tuesday, April 29th in Room 430 at 9:30 AM

SHADE MEETING: LABOR NEGOTIATIONS
Tuesday, April 29th in Room 430 at 12:30 PM, or
immediately following the morning Commission Meeting

BROWARD CULTURAL COUNCIL
Tuesday, April 29th in Room 416 at 3:30 PM, or
immediately following the Afternoon Meeting

