

MEETING OF MAY 8, 2007

(The meeting convened at 10:09 a.m.; recessed at 12:31 p.m.; reconvened at 3:48 p.m., and adjourned at 5:06 p.m.)

PLEDGE OF ALLEGIANCE was led by Jasmin Shirley, President of the Broward County Delta Sigma Theta Sorority.

MOMENT OF SILENCE

In memory of the brave men and women who have given their lives for the cause of freedom in Iraq, and around the world.

Also in memory of Larry Fink, former Hillsboro Beach Commissioner, and Joseph C. Carter, a long-time parks and recreational professional for Broward County.

CALL TO ORDER: Mayor Josephus Eggelletion, Jr. called the meeting to order and declared a quorum present.

<u>COMMISSIONER</u>	<u>DISTRICT</u>	<u>ATTENDANCE</u>
Josephus Eggelletion, Jr.	9	Present
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Present
Ken Keechl	4	Present
Ilene Lieberman	1	Present
Stacy Ritter	3	Present
John E. Rodstrom, Jr.	7	Present
Diana Wasserman-Rubin	8	Present
Lois Wexler	5	Present

CONSENT AGENDA

A motion was made by Commissioner Gunzburger, seconded by Commissioner Lieberman and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 38, along with Item 47 of the Regular Agenda. At the request of the Mayor, Supplemental Agenda Item 53 was transferred to the Consent Agenda.

The following items were withdrawn: 13, 38 (*Deferred until January 8, 2008, or sooner, under Section 5-182(L) of the Land Development Code to resolve violation of environmental regulation*), and 39.

The following items were pulled by Board members and considered separately: 3, 8, 12, and 31. Item 27 was pulled by a member of the audience.



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

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ms. Ann Mroz to the Health and Sanitary Control Board. (Commissioner Jacobs)

ACTION: (T-10:37 AM) Approved.
- B. MOTION TO APPOINT Albert A. Will, Jr. to the Urban Wilderness Advisory Board. (Commissioner Keechl)

ACTION: (T-10:37 AM) Approved.
- C. MOTION TO REAPPOINT Ms. Barbara Effman to serve on the Broward Regional Health Planning Council in the category of “non-governmental health care consumer.” (Commissioner Rodstrom)

ACTION: (T-10:37 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 2007-284 authorizing execution of a Florida Department of Transportation Joint Participation Agreement (JPA), Financial Project No. 422873-1-94-01 in the amount of \$6,968 (State’s share) to participate financially with the County to construct an airfield access road at North Perry Airport; and to authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (T-10:37 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

3. **MOTION TO ADOPT** Resolution 2007-285 of the Board of County Commissioners of Broward County, Florida providing for the issuance of its (i) General Obligation Refunding Bonds, Series 2007A in an amount not to exceed \$100,000,000; for the purpose of refunding a portion of its General Obligation Bonds, Series 2001A; and (ii) General Obligation Refunding Bonds, Series 2007B in an amount not to exceed \$85,000,000 for the purpose of refunding a portion of its General Obligation Bonds (Parks and Land Preservation Project), Series 2004; pledging revenues from an ad valorem tax levied on all taxable property in the County for the payment of the bonds; authorizing two series of bonds as its General Obligation Refunding Bonds, Series 2007A and 2007B; providing for registration through a book-entry system; authorizing the distribution of a Preliminary Official Statement and Official Statement; establishing criteria for determining the date, interest rates, provisions for redemption and maturity schedule of the bonds; authorizing the County Administrator to award the sale of the bonds to one or more of the original purchasers described herein on a negotiated basis upon one or more sale dates; authorizing a Continuing Disclosure Agreement and the conditions and criteria of such sale or sales; authorizing the termination of the County's rights, duties, and obligations pursuant to swap documents and the County's payment or receipt of the settlement amount relating to the Series 2007A Bonds; delegating the appointment of certain providers; authorizing all proper officials to do all things necessary in connection with the issuance, sale and delivery of the bonds; and providing an effective date.

(This item was pulled by Commissioner Rodstrom.)

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

VOTE: 9 – 0.

PURCHASING DIVISION

For Office of Transportation

4. **MOTION TO APPROVE** release of retainage and final payment in the amount of \$31,030.80, to N/S Corporation for automatic drive-through bus wash systems installed at the Office of Transportation's bus yards, located on Copans and Ravenswood Roads; Contract No. T-3-05-080-C-F. **(Commission Districts 2 and 7)**

ACTION: (T-10:37 AM) Approved.

5. MOTION TO APPROVE release of retainage and final payment in the amount of \$80,800 to Rotary Lift/A Dover Company, for heavy duty, In-Ground Hydraulic Lifts, Model No. MOD3OM, installed at the Office of Transportation's Copans Road Bus Maintenance Facility. Contract No. C5MT0083A. **(Commission District 2)**

ACTION: (T-10:37 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

6. MOTION TO ADOPT Resolution 2007-286 of the Board of County Commissioners of Broward County, Florida ("Board") approving standard form agreements for cultural grant programs; providing for execution by the County Administrator after approval by the County Attorney's office; providing for severability; and for an effective date.

ACTION: (T-10:37 AM) Approved.

PORT EVERGLADES DEPARTMENT

7. MOTION TO APPROVE waiving of dockage, cargo wharfage, security, and marine services charges in an amount not to exceed \$37,000; associated with the Environmental Protection Department project to remove waste tires offshore at Fort Lauderdale during a 30-day trial period in the summer of 2007.

ACTION: (T-10:37 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

8. A. MOTION TO ADOPT unanticipated revenue Resolution 2007-287 within the Fire Rescue Fund in the amount of \$48,084 for the purpose of funding the purchase of emergency generators in fire stations.

(This item was pulled by Commissioner Rodstrom.)

ACTION: (T-10:38 AM) Approved. The Board directed the County Attorney to meet with the Sheriff's legal counsel regarding the use of LETF funds to purchase the generators. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-288 within the General Fund in the amount of \$853,826 for the purpose of funding the purchase of emergency generators for various Broward Sheriff's Office (BSO) facilities.

(This item was pulled by Commissioner Rodstrom.)

ACTION: (T-10:38 AM) Approved. The Board directed the County Attorney to meet with the Sheriff's legal counsel regarding the use of LETF funds to purchase the generators. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

- C. MOTION TO ADOPT budget Resolution 2007-289 transferring \$2,500,000 within the General Capital Outlay Fund to fund the transfer of funds from Reserve to the General Fund, for the purchase of emergency generators for various Broward Sheriff's Office (BSO) facilities.

(This item was pulled by Commissioner Rodstrom.)

ACTION: (T-10:38 AM) Approved. The Board directed the County Attorney to meet with the Sheriff's legal counsel regarding the use of LETF funds to purchase the generators. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

- D. MOTION TO ADOPT unanticipated revenue Resolution 2007-290 within the General Fund in the amount of \$2,500,000 for the purpose of purchasing emergency generators for various Broward Sheriff's Office (BSO) facilities.

(This item was pulled by Commissioner Rodstrom.)

ACTION: (T-10:38 AM) Approved. The Board directed the County Attorney to meet with the Sheriff's legal counsel regarding the use of LETF funds to purchase the generators. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

9. MOTION TO ADOPT budget Resolution 2007-291 transferring within the General Fund the amount of \$1,497,646 from the Broward County Sheriff's Office reserve, for communications equipment maintenance to fund additional operating expenditures in the Communications System Technology Division.

ACTION: (T-10:37 AM) Approved.

COUNTY ATTORNEY

10. MOTION TO APPROVE first amendment to the agreement between Kerry A. Greenwald and Broward County, for hearing officer services; and authorize the County Attorney to execute the amendment on behalf of the Board of County Commissioners.

ACTION: (T-10:37 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

11. MOTION TO ADOPT Resolution 2007-292 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 12, 2007 at 2:00 P.M. in Room 422 of the Governmental Center, to vacate a portion of a 50-foot wide right-of-way known as SW 3rd Street (Van Buren Street); lying within, over and across South Broward Ranches Plat; located between SW 67th Terrace and SW 68th Avenue in the City of Pembroke Pines; at no cost to the County. Petitioners: Randall and Rene Arrowsmith Carlisto and Verona Riley, and Goldy Aguirre (2006-V-13) **(Commission District 6)**

ACTION: (T-10:37 AM) Approved. (Scrivener's error – See County Administrator's report: In the Motion, second line reads 2 p.m., should read 10 a.m. Refer to minutes for full discussion.)

12. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 22, 2007, at 11:00 AM 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 ARTICLE V, SECTION 26-68, OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATING TO THE SOLICITATION OR ACCEPTANCE OF GIFTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

(This item was pulled by Commissioners Lieberman, Ritter, and Vice-Mayor Wexler.)

ACTION: (T-10:40 AM) Denied. (Refer to minutes for full discussion.)

VOTE: 3 – 6, with Mayor Eggelton, Vice-Mayor Wexler, and Commissioners Lieberman, Ritter, Keechl, and Wasserman-Rubin voting no.

ACTION: (T-11:04 AM) The Board directed the County Attorney to draft an ordinance which deals with the issue of enforcement and the penalties for violation at a local level and to review Chapter 112 for identification of discrepancies between Chapter 112 and the Board's requirements for enactment into the ordinance. (Refer to minutes for full discussion.)

13. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 12, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 24, PART III, SECTION 24.19, APPROVED STANDARD AGREEMENTS, AND SECTION 24.20, EXECUTION BY COUNTY ADMINISTRATOR, OF THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:32 AM) Withdrawn for additional information.

14. MOTION TO ADOPT Resolution 2007-293 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 22, 2007, at 11:00 AM 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 22½ OF THE BROWARD COUNTY CODE OF ORDINANCES (MOTOR CARRIERS ORDINANCE), RELATING TO MOTOR CARRIERS IN THE BUSINESS OF PROVIDING "FOR-HIRE VEHICLE" SERVICES IN BROWARD COUNTY; AMENDING THE TIMING OF THE ANNUAL DETERMINATION TO ISSUE ADDITIONAL CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY; AMENDING THE GENERAL PERMIT REQUIREMENTS BY CREATING AN APPLICATION PROCESS; AMENDING THE REQUIREMENTS FOR OBTAINING AND RENEWING A CHAUFFEUR'S REGISTRATION AND THE MINIMUM STANDARDS OF CONDUCT APPLICABLE TO CERTIFICATE HOLDERS, PERMIT HOLDERS, AND REGISTERED CHAUFFEURS; AMENDING MINIMUM INSURANCE REQUIREMENTS; AMENDING TAXICAB RATE REGULATIONS; CREATING AN ADDITIONAL GROUND FOR SUSPENSION, REVOCATION, AND FORFEITURE OF CERTIFICATES, PERMITS, REGISTRATIONS, AND LICENSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:37 AM) Approved.

15. MOTION TO ADOPT Resolution 2007-294 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 22, 2007, at 11:00 AM 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 5 OF THE BROWARD COUNTY CODE OF ORDINANCES; AMENDING SECTION 5-184, "PRESUMPTIONS, LIMITATIONS, AGREEMENTS AND SECURITY FOR DEVELOPMENT REVIEW REQUIREMENTS," SUBSECTION (b), "LIMITATION ON REQUIRED DEDICATIONS AND IMPROVEMENTS; MONEY IN LIEU OF DEDICATIONS AND IMPROVEMENTS," PROVIDING FOR WAIVER OF DEDICATION REQUIREMENTS FOR AFFORDABLE HOUSING; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:37 AM) Approved.

16. MOTION TO ADOPT Resolution 2007-295 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 22, 2007, at 11:00 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; SECTION 40.5a, THE SCHEDULE OF FEES AND CHARGES FOR LAND USE PLAN AMENDMENTS, TRAFFICWAYS AMENDMENTS AND WAIVERS, RECERTIFICATION OF LOCAL LAND USE PLAN MAP AMENDMENTS AND WRITTEN PLATTING DETERMINATIONS, PROCESSED BY THE BROWARD COUNTY PLANNING COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:37 AM) Approved.

17. MOTION TO ADOPT Resolution 2007-296 directing the County Administrator to publish notice of a Public Hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 06-27), located in the City of Plantation, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 1)**

ACTION: (T-10:37 AM) Approved.

18. MOTION TO ADOPT Resolution 2007-297 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-3), located in the City of Deerfield Beach, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

ACTION: (T-10:37 AM) Approved.

19. MOTION TO ADOPT Resolution 2007-298 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-4), located in the City of Hollywood, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 5)**

ACTION: (T-10:37 AM) Approved.

20. MOTION TO ADOPT Resolution 2007-299 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-5), located in the City of Miramar, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 8)**

ACTION: (T-10:37 AM) Approved.

21. MOTION TO ADOPT Resolution 2007-300 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-6), located in the City of North Lauderdale, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 9)**

ACTION: (T-10:37 AM) Approved.

22. MOTION TO ADOPT Resolution 2007-301 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-7), located in the City of Plantation, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 9)**

ACTION: (T-10:37 AM) Approved.

23. A. MOTION TO ADOPT Resolution 2007-302 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 07-1), designating a "Transit Oriented Development" in the City of Hollywood, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 6)**

ACTION: (T-10:37 AM) Approved.

- B. MOTION TO ADOPT Resolution 2007-303 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-1), designating a “Transit Oriented Development” in the City of Hollywood, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 6)**

ACTION: (T-10:37 AM) Approved.

24. A. MOTION TO ADOPT Resolution 2007-304 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 07-2), designating a “Transit Oriented Corridor” in the City of Margate, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

ACTION: (T-10:37 AM) Approved.

- B. MOTION TO ADOPT Resolution 2007-305 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 07-2), designating a “Transit Oriented Corridor” in the City of Margate, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

ACTION: (T-10:37 AM) Approved.

25. MOTION TO ADOPT Resolution 2007-306 directing the County Administrator to publish notice of a public hearing to be held on May 22, 2007, 11:00 A.M., to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 07-3), MainStreet – Coconut Creek Regional Activity Center, as a part of the first annual proposed 2007 amendments to the Broward County Comprehensive Plan. **(Commission District 2)**

ACTION: (T-10:37 AM) Approved.

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT


HOUSING AND COMMUNITY DEVELOPMENT DIVISION

26. MOTION TO ADOPT Resolution 2007-307 of the Board of County Commissioners of Broward County, Florida, approving State Housing Initiatives Partnership (SHIP) program funding award recommendation for Fiscal Year 2007 in the amount of \$360,000.00; approving the standard form shell agreements for subgrantees; authorizing the County Administrator to execute approved standard form shell agreements and take all necessary administrative actions for implementation of the program; any related time extensions, increases/decreases in funding amounts, and project scope amendments consistent with all applicable rules and regulations; providing for severability; and providing for an effective date.

ACTION: (T-10:37 AM) Approved. (Scrivener's error – See County Administrator's report: Repair and Renovation Agreement

1. ***Add to Article 1, "1.15 subSUBGRANTEE: a vendor that enters into an agreement with the SUBGRANTEE to perform services under this Agreement."***
 2. ***On page 1: "Center for Independent Living" should be changed to a blank line.***
 3. ***Replace "Subgrantee" with "sub Subgrantee" in Section 3.4.1., line 3; and in Section 3.9, line 3, second occurrence.***
- Foreclosure Prevention Agreement**
1. ***On page 1: "Broward County Housing Authority, a governmental organization," should be changed to a blank line. (Refer to minutes for full discussion.)***

PLANNING SERVICES DIVISION

-  27. A. MOTION TO AUTHORIZE the Mayor and Clerk to execute Declaration of Restrictive Covenants encumbering five lots owned by Broward County in the Boulevard Gardens Neighborhood, that escheated to Broward County pursuant to Section 197.542, Florida Statutes; and recordation of same. **(Commission District 7)**

(This item was pulled by a member of the audience.)

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

VOTE: 9 – 0.

- B. MOTION TO ADOPT Resolution 2007-308 authorizing the conveyance of five lots to Habitat for Humanity of Broward, Inc., for the construction of five affordable housing units; authorize the Mayor and Clerk to execute Deed; and recordation of same. **(Commission District 7)**

(This item was pulled by a member of the audience.)

ACTION: (T-10:37 AM) Approved.

VOTE: 9 – 0.

QUASI-JUDICIAL CONSENT HEARING

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

DEVELOPMENT MANAGEMENT DIVISION

28. DISCUSSION: of plat entitled “Villas At Wilton Manors” - **Commission District 4**, (077-MP-06).

ACTION: (T-10:37 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

29. DISCUSSION: of plat entitled “744 Plat” - **Commission District 4**, (034-MP-06).

ACTION: (T-10:37 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

30. DISCUSSION: of plat entitled “Baker Plat” - **Commission District 4**, (089-MP-06).

ACTION: (T-10:37 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

31. DISCUSSION: of plat entitled “Village At Gulfstream Park” - **Commission District 6**, (072-MP-06).

(This item was pulled by Commissioner Gunzburger.)

ACTION: (T-11:14 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report. The Board directed the County Attorney’s office to update the Commissioners regarding Quasi-Judicial matters. (Refer to minutes for full discussion.)

VOTE: 8 – 1, with Commissioner Gunzburger voting no.

32. DELEGATION: Richard Spagna, regarding request to amend the note on the Center Port Plat - **Commission District 2**, (112-MP-96).

ACTION: (T-10:37 AM) Approved, subject to staff’s recommendations.

33. DELEGATION: M. Scott Kleiman, regarding request to amend the note on the Cooper City Commons Plat - **Commission District 5**, (073-MP-99).

ACTION: (T-10:37 AM) Approved, subject to staff's recommendations.

34. DELEGATION: Gladys DiGirolamo regarding request to amend the note on the North 29 Assoc. Plat - **Commission District 8**, (046-MP-00).

ACTION: (T-10:37 AM) Approved, subject to staff's recommendations.

35. DELEGATION: Angela Grillo, regarding request to amend the note on the Davie Tropicana Replat - **Commission District 7**, (068-MP-95).

ACTION: (T-10:37 AM) Approved, subject to staff's recommendations.

36. DELEGATION: Angela Grillo regarding request to amend the non-vehicular access line on the Davie Tropicana Replat - **Commission District 7**, (068-MP-95).

ACTION: (T-10:37 AM) Approved, subject to staff's recommendations.

37. DELEGATION: Ron Fritz regarding request to amend the non-vehicular access line on the Miramar Park of Commerce Phase V Plat - **Commission District 8**, (050-MP-99). (Deferred from March 20, 2007).

ACTION: (T-10:37 AM) Approved, subject to staff's recommendations.

38. DELEGATION: Daniel Habibe regarding request to amend the non-vehicular access line on the Meadow Pines Plat - **Commission District 8**, (008-MP-97).

ACTION: (T-10:32 AM) Deferred until January 8, 2008, or sooner, under Section 5-182(L) of the Land Development Code to resolve violation of environmental regulation.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

- 39. MOTION TO APPOINT Selection Committee (SC) to shortlist the most qualified firms through Letters of Interest to submit bids using the Construction Manager at Risk-Modified (Two-Step Hybrid) procurement method for removal, disposal and replacement of HVAC (heating/ventilating/air conditioning) equipment in Terminal 3 and 4 chiller plants at the Fort Lauderdale-Hollywood International Airport, and approve Request for Letters of Interest (RLI) No. 20061204-0-AV-01.

ACTION: (T-10:32 AM) Withdrawn for additional information.

For Human Services Department

- 40. MOTION TO APPROVE extension of agreement between Broward County and Broward Removal Services, Inc. for transportation services of deceased persons for the Broward County Division of Medical Examiner and Trauma Services, from May 25, 2007 through October 31, 2007.

ACTION: (T-11:25 AM) Approved, as amended. The Board extended the contract up to October 31, 2007, so that staff can provide additional information to support recommendation for an extension of the agreement. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

RISK MANAGEMENT DIVISION

- 41. MOTION TO APPROVE agreement between Broward County and USIS, Inc., d/b/a AmeriSys for the Workers' Compensation Program, RLI 20060706-0-RM-1RE, for the period of July 1, 2007 thru June 30, 2008, and four, one-year renewals.

ACTION: (T-11:34 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

ACTION: (T-3:51 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 8 – 0. Commissioner Lieberman was not present during the vote.

42. MOTION TO APPROVE full and final settlement of Claim 0406030517 in the total amount of \$50,000.

ACTION: (T-11:38 AM) Approved.

VOTE: 9 – 0.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

43. DISCUSSION: Preliminary Overview of the 2007 State Legislative Session.

ACTION: (T-11:38 AM) The Board directed staff, with the assistance of Mr. Carvalho and the County Attorney, to draft correspondence under the Mayor's signature regarding the constitutionality of the Regional Conflict Council, to be sent to Governor Crist asking for a veto of the proviso language. The Board also directed staff to prepare the costs of the unfunded mandates coming from the State to be placed as an item on the May 22, 2007 agenda. The Board further directed the County Attorney to begin research and prepare litigation to take the State to court. (Refer to minutes for full discussion.)

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

44. A. MOTION TO ADVISE Broward County Planning Council regarding County initiatives to improve the Broward County Land Use Plan.

ACTION: (T-12:06 PM) The Board bifurcated 44 A. and 44 B. and directed staff to work with the Planning Council staff to incorporate the comments, concerns, and recommendations of the Board of County Commissioners, along with that of the other stakeholders. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

- B. MOTION TO DISCUSS comments submitted to the Broward County Planning Council regarding potential improvements to the Broward County Land Use Plan and forward any County Commission responses to the Council.

ACTION: (T-12:06 PM) The Board bifurcated 44 A. and 44 B. and directed staff to work with the Planning Council staff to incorporate the comments, concerns, and recommendations of the Board of County Commissioners, along with that of the other stakeholders. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

45. A. MOTION TO ENDORSE Draft Broward County Model Public School Facilities Element and related Capital Improvement Element and Intergovernmental Coordination Element Objectives and Policies.
- ACTION: (T-12:13 PM) Approved. (Refer to minutes for full discussion.)***
- VOTE: 9 – 0.***
- B. MOTION TO INITIATE amendments to the goals, objectives and policies and implementation requirements of the Broward County Land Use Plan relating to school concurrency and coordination of land use and school facility planning.
- ACTION: (T-12:13 PM) Approved. (Refer to minutes for full discussion.)***
- VOTE: 9 – 0.***
- C. MOTION TO DISCUSS amended Interlocal Agreement for Public School Facilities Planning, and forward any comments from the County Commission to the School Board of Broward County.
- ACTION: (T-12:13 PM) The Board discussed the amended Interlocal Agreement for Public School Facilities. Comments from the County Commission will be forwarded to the School Board of Broward County.” (Refer to minutes for full discussion.)***
- VOTE: 9 – 0.***

HOUSING AND COMMUNITY DEVELOPMENT DIVISION

46. MOTION TO DISCUSS request from Reliance-Andrews, LLC, in connection with the \$3,600,000 Land Acquisition Loan from the Housing Finance Authority for the Flagler Point development. The request is for an extension of the loan's maturity date from May 1, 2007 to six months after receipt of a preliminary allocation of Low Income Housing Tax Credits (LIHTC) awarded by Florida Housing Finance Corporation under the 2008 LIHTC Application Cycle.
- ACTION: (T-12:22 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. (Refer to minutes for full discussion.)***
- VOTE: 9 – 0.***
- ACTION: (T-4:15 PM) Approved. The Board directed the Housing Finance Authority (HFA) to take any and all action necessary to place Reliance-Andrews on Notice of Default, and enforce default. (Refer to minutes for full discussion.)***
- VOTE: 8 – 0, with Commissioner Lieberman not present.***

COUNTY COMMISSION

47. MOTION TO DIRECT the Office of the County Attorney to draft an amending Ordinance requiring that \$5 instead of \$3 be collected with each civil traffic penalty be used to fund traffic education programs. (Vice Mayor Wexler)

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

48. MOTION TO DIRECT the County Attorney to prepare the necessary ordinance to implement the second senior homestead exemption to take effect in Fiscal Year 2008. (Commissioner Lieberman)

ACTION: (T-12:22 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

49. MOTION TO DISCUSS: letter from George Platt of Shutts & Bowen, LLP, regarding: Federal Clean Water Act, dated April 3, 2007. (Commissioner Gunzburger)

ACTION: (T-12:26 PM) The Board adopted Resolution 2007-317. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

50. MOTION TO RE-APPOINT four members to the School Oversight Committee (SOC) for a two year term. (Mayor Eggelletion) (Deferred From May 1, 2007 – Item No. 1-B)

ACTION: (T-4:25 PM) Approved. The Board nominated Michael Udine, Mayor of Parkland, to serve on the School Oversight Committee. (Refer to minutes for full discussion.)

VOTE: 6 – 2, with Commissioner Gunzburger and Vice-Mayor Wexler voting no. Commissioner Lieberman was not present during the vote.

ACTION: (T-4:35 PM) Later in the meeting, the Board revisited Item 50 and a vote was taken to reappoint Vice-Mayor Roy Gold, Kevin R. Klopp, Latha Krishnaiyer, and Vice-Mayor Lois Wexler to the School Oversight Committee. (Refer to minutes for full discussion.)

VOTE: 8 – 0.

51.

COUNTY ADMINISTRATOR'S REPORT

A. **EIS PUBLIC HEARING RESCHEDULED**

ACTION: (T-4:35 PM) Ms. Brangaccio announced that the EIS Public Hearing scheduled for May 8, 2007, has been rescheduled to Tuesday, June 5, 2007 at 6:00 p.m. at the Fort Lauderdale Convention Center. (Refer to minutes for full discussion.)

B. **ANNUAL HURRICANE EXPOSITION**

ACTION: (T-4:36 PM) Ms. Brangaccio announced that the second Annual Hurricane Exposition will be held at the Emergency Operations Center in Plantation on Saturday, June 2, 2007, from 10:00 a.m. to 3:00 p.m. Tours of the EOC and the Mobile Command Post will be offered. (Refer to minutes for full discussion.)

C. **BUDGET WORKSHOP**

ACTION: (T-4:38 PM) Ms. Brangaccio reported that the next Budget Workshop is scheduled for Tuesday, May 15, 2007, at 10:00 a.m., and it is intended to look at global issues, which can be part of an overall strategy discussion in terms of preparing for the Legislative session in June. (Refer to minutes for full discussion.)

D. **AIRPORT DIRECTOR APPOINTMENT**

ACTION: (T-4:39 PM) Ms. Brangaccio informed the Board that an Airport Director Appointment Item should have been on this day's agenda; however, due in part to an additional interview for Airport Director, the Airport Director Appointment Item will be an item on the May 22, 2007 agenda. (Refer to minutes for full discussion.)

52.

MAYOR'S REPORT

A. **BOND ISSUE**

ACTION: (T-4:40 PM) Mayor Eggelation updated the Board that he has spoken with the financial advisor as it relates to the 2004 bond issue, and responses were given to the Board. (Refer to minutes for full discussion.)

B. BOARD MASTER CALENDAR – UPCOMING DECISIONS

ACTION: (T-4:41 PM) Mayor Eggelletion stated that the Board now has a master calendar to help the Board come together to address upcoming decisions that the Board will make from now until December 2008. Mayor Eggelletion asked Ms. Brangaccio to view the Board's schedules and make certain that the Board is updated as it relates to the Budget, Fort Lauderdale-Hollywood International Airport, Fort Lauderdale Convention Center, and Broward County Courthouse. (Refer to minutes for full discussion.)

C. FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT

ACTION: (T-4:43 PM) Mayor Eggelletion commented that the negative statement recently made at the airport was addressed and corrected immediately. In addition, Mayor Eggelletion personally thanked Commissioner Keechl for his efforts in helping Broward County bring this issue to a successful conclusion. (Refer to minutes for full discussion.)

D. CARIBBEAN AMERICAN HERITAGE MONTH

ACTION: (T-5:06 PM) Mayor Eggelletion announced that a press conference will be held to announce upcoming events for 2007 Caribbean American Heritage Month. The press conference will be 9:30 a.m., Wednesday, May 9, 2007. at the Main Library, 100 South Andrews Avenue, 6th Floor. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

53. **MOTION TO NOMINATE** Mr. Carlos M. Molinet for appointment to the Tourist Development Council in the category of Owner/Operator. (Commissioner Wasserman-Rubin)

ACTION: (T-10:37 AM) Approved. (Transferred to the Consent Agenda.)

54. **DISCUSSION:** Analyzing Broward County's lobbyists on the basis of return of investment. (Commissioner Gunzburger)

ACTION: (T-4:29 PM) Deferred until information is available to staff. (Refer to minutes for full discussion.)

NON-AGENDA

55. POSITIVE EXPERIENCE AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT – COMMISSIONER RITTER

ACTION: (T-4:50 PM) Commissioner Ritter shared a positive experience she had recently encountered at a rental car business at the airport, and stated signage was very clear at the airport, and returning the rental car took a minimal amount of time, and the shuttle driver, Carlos Vasquez (phonetic) was more than gracious and hospitable. (Refer to minutes for full discussion.)

56. NATIONAL ASSOCIATION OF COUNTY INFORMATION OFFICERS (NAICO) – COMMISSIONER JACOBS

ACTION: (T-4:51 PM) Commissioner Jacobs stated staff should update the Board as to the back up that was attached to Item 49 of this day's agenda, entitled Legislation Prepared for House Senate to Assert U.S. Jurisdiction Over All Waters (Refer to minutes for full discussion.)

57. AMERICAN DIABETES ASSOCIATION-COMMISSIONER JACOBS

ACTION: (T-4:51 PM) Commissioner Jacobs congratulated Mrs. Henry as to the upcoming Award of Valor that she will be receiving by the American Diabetes Association. (Refer to minutes for full discussion.)

58. FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST, (FLGIT) – COMMISSIONER RODSTROM – GUNZBURGER – MAYOR EGGELLETON

ACTION: (T-4:53 PM) Commissioner Rodstrom provided an overview of FLGIT, and explained that County Commissions from all over the State of Florida place their monies in an investment pool. Commissioner Rodstrom will be resigning his trustee position with FLGIT as FLGIT has not viewed an RFP in over 15 years. Commissioner Rodstrom asked for the Board's support in withdrawing monies until such time that FLGIT goes through the RFP process. Commissioner Gunzburger stated Commissioner Rodstrom's opinions are trustworthy, and Mayor Eggelletion made reference to Mr. Geoghegan potentially evaluating financial consequences, and FLGIT could be placed on notice of action by the Board. (Refer to minutes for full discussion.)

59. LEADERSHIP ADDRESSING COMMENTS AT FORT LAUDERDALE-
HOLLYWOOD INTERNATIONAL AIRPORT – COMMISSIONER KEECHL

ACTION: (T-5:01 PM) Commissioner Keechl thanked Mayor Eggelletion for his leadership at the airport. (Refer to minutes for full discussion.)

60. CHILDREN'S SERVICES STAFF – VICE-MAYOR WEXLER

ACTION: (T- 5:05 PM) Vice-Mayor Wexler recognized Children's Services staff, Mike Elwell, and stated Mr. Elwell will be honored at Family Central as Advocate of the Year. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

SELECTION COMMITTEE
PRIVATE AUTO TAG AGENCIES PROPOSED IN
WESTERN DAVIE/WESTON AREA
AND SOUTHEASTERN HOLLYWOOD AREA

RLI No. 20051018-0-RC-01-A

Tuesday, May 8th, in Room 430 at 9:00 AM

CM @ RISK SERVICES FOR TERMINAL ONE INTERIM BAGGAGE SOLUTION
AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT

RLI No. 20061201-0-AV-01B

Tuesday, May 8th, in Room 430 at 9:30 AM

