

MEETING OF MAY 20, 2003

(The meeting convened at 10:00 a.m. and adjourned at 11:46 a.m.)

PLEDGE OF ALLEGIANCE was led by Brian Sherman, commission intern from Commissioner James A. Scott's office, District 4.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO RE-APPOINT Mrs. Carmen Almeida-Biggart to the Multi-ethnic Advisory Board. (Commissioner Graber)

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO RE-APPOINT Theodora Standley-Williams to the Elderly and Veterans Services Advisory Board. (Vice Mayor Lieberman)

ACTION: (Time-10:14 AM) Approved.

- C. MOTION TO APPROVE appointment of Robert D. Rawlins, P.E., to the Broward County Human Rights Board. (Mayor Wasserman-Rubin)

ACTION: (Time-10:14 AM) Approved.

- D. MOTION TO RE-APPOINT Barbara Effman to serve on the Broward Regional Health Planning Council Inc., in the "non-government health care consumer" category. (Commissioner Rodstrom)

ACTION: (Time-10:14 AM) Approved.

- E. MOTION TO APPOINT Andrea A. Braynon to the Broward County Commission on the Status of Women. (Vice Mayor Lieberman)

ACTION: (Time-10:14 AM) Approved.

AVIATION DEPARTMENT

2. **MOTION TO APPROVE** agreement of lease between Broward County, Florida and Avis Rent A Car System, Inc., for the construction of a new rental car maintenance facility on an 8.26 acre parcel, to be effective upon Board approval and terminate on December 31, 2018, with an anticipated annual revenue of \$108,525.24; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved, with page 42, which was inadvertently omitted.

3. **MOTION TO ADOPT** Resolution 2003-382 authorizing acceptance and execution of a joint participation agreement between Broward County and the Florida Department of Transportation Financial Project No. 412369-1-94-01 in the amount of \$144,239 (State's share) to rehabilitate Taxiway E at North Perry Airport; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:14 AM) Approved.

4. **MOTION TO ADOPT** Resolution 2003-383 authorizing acceptance and execution of a Florida Department of Transportation grant agreement, Financial Project No. 412375-1-94 -01 to install security fencing at North Perry Airport in the amount of \$96,200 (State's share); and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:14 AM) Approved.

5. **MOTION TO ADOPT** Resolution 2003-384 authorizing acceptance and execution of a Florida Department of Transportation grant agreement, Financial Project No. 236278-1-94-01 to install Runway End Identifier Lights (REILs) on Runway 18R/36L at North Perry Airport, in the amount of \$64,200 (State's share); and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:14 AM) Approved.

6. MOTION TO ADOPT Resolution 2003-385 authorizing acceptance and execution of a joint participation agreement between Broward County and the Florida Department of Transportation Financial Project No. 412377-1-94-01 in the amount of \$20,000 (State's share) to purchase and install security equipment at North Perry Airport; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:14 AM) Approved.

7. MOTION TO APPROVE Amendment No. 6 to the building lease between Broward County, Florida and Key Power Technical Institute at the North Perry Airport extending the term from August 1, 2003, through July 31, 2004, with anticipated annual revenue of \$53,886.60, and a 30 day cancellation clause by either party; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

8. MOTION TO APPROVE release, consent, subordination, attornment and nondisturbance agreement between Broward County, Florida; North Perry Aviation, Inc., and Stephan L. Walton, for T-Hangar Unit 17 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

9. MOTION TO POST APPROVE Amendment No. 2 to the lease agreement between Broward County, Florida and Sky Chefs, Inc., ("Agreement") to allow Broward County the temporary use of 3,847 square foot area, known as Parcel 3 of Sky Chefs, Inc.'s leasehold, at the Fort Lauderdale-Hollywood International Airport on an as needed basis for conducting airport security operations during heightened federal security alerts, as notified by the Transportation Security Administration ("TSA"), and provide for reduction in anticipated monthly revenue of \$65.51, to be effective March 20, 2003; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

10. MOTION TO APPROVE settlement agreement between Broward County and the Collage Companies in the amount of \$31,948.10, from Collage for the repair of damages caused to County facilities during construction. (BCOES Project No. 8682) **(Commission Districts 1, 2, 3, and 9)**

ACTION: (Time-10:14 AM) Approved.

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

11. MOTION TO ADOPT Resolution 2003-386 authorizing the conveyance by quit claim deed, of various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to Habitat for Humanity of Broward, Inc., a not for profit corporation, pursuant to Florida Statute 125.38. These particular properties are all within unincorporated Broward County; authorize the Mayor and Clerk to execute deeds; authorize recordation of same. **(Commission District 9)**

ACTION: (Time-10:14 AM) Approved, with New Exhibit 2.

12. MOTION TO APPROVE first amendment to business lease agreement between Broward County and Tamarac Showplace L.L.C. extending the term for a period of one year effective June 1, 2003 through May 31, 2004 at an annual rent of \$71,000 (\$11.83 per square foot) for 6,000 square feet; \$5,916.67, monthly, including one year option for leased space at 10044 West McNab Road, Tamarac, Florida, for the Tamarac Popular Library. **(Commission District 3)**

ACTION: (Time-10:14 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

13. 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-10:14 AM) Approved.

COUNTY RECORDS DIVISION

14. A. MOTION TO APPROVE minutes of the 10:00 AM Board of Broward County Commission meetings of April 1, 2003 and April 8, 2003; and the minutes of the 2:00 PM Public Hearing of April 8, 2003.

ACTION: (Time-10:14 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-10:14 AM) Approved. See Page *****

PURCHASING DIVISION

For Department of Planning and Environmental Protection

15. MOTION TO APPROVE Change Order No. 1 to Contract P-7-02-169-CF with Mitigating Circumstances-SKS Contractors, Inc. for the construction of the derelict beach structure excavation and removal project for an increase of not to exceed \$240,000; from \$304,225 to \$544,225; with no increase in time for performance, to provide for contingent items for exploratory excavations to locate derelict structures and excavation of an offshore concrete rubble area for the Biological Resources Division; and authorize the Mayor and Clerk to execute same. **(Commission Districts 4 and 6)**

ACTION: (Time-10:14 AM) Approved.

For Public Works Department

16. MOTION TO APPROVE Work Authorization GS0131 between Broward County and Hazen and Sawyer, P.C. for a lump sum of \$45,830 and reimbursables not-to-exceed \$1,600; for a total amount of \$47,430 and a time period of 170 days, to provide design services for the replacement of the cover on Primary Digester No. 6 at the North Regional Wastewater Treatment Plant (NRWWTP) for the Environmental Engineering Division, and authorize the Mayor and Clerk to execute same. (Project No. 8624) **(Commission District 2)**

ACTION: (Time-10:14 AM) Approved.

17. MOTION TO APPROVE increase in the change order allowance from \$520,596.25, (5.0%) to \$728,834.75, (7.0%) of the original contract amount of \$10,411,925.00, for the Riverland Village Neighborhood Improvement Project, Bid Package No. 2, for the Environmental Engineering Division (EED), Contract No. Q-6-00-151-CF, with Lanzo Construction Co., Florida (Lanzo). (EED Project Number 1144/8405) . **(Commission District 9)**

ACTION: (Time-10:14 AM) Approved.

18. A. MOTION TO ADOPT budget Resolution 2003-387 transferring within the Engineering Capital Project Fund (3150) the amount of \$60,000 to reflect the transfer of funds to the Library Bond Fund (3180).

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-388 within the Library Bond Fund (3180) in the amount of \$60,000 to comply with the Commission's "Create a Sense of Place" challenge goal.

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

- C. MOTION TO APPROVE first amendment to agreement between Broward County and Pierce Architectural Group, P.A. (RLINo. 051799-RB) for Phase II A/E Services for West Regional Library for the amount of \$60,000 for optional services increasing the contract maximum-not-to exceed amount from \$810,000; to \$870,000 with no change in contract time for the purpose of providing a design study, Phase II, for the West Regional Greenways Terminus/Public Plaza at the West Regional Library site for the new West Regional Library approved by the Commission February 5, 2002, and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

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

For Safety and Emergency Services Department

19. MOTION TO NOTE FOR THE RECORD emergency execution of first amendment to agreement between Broward County and Advanced Data Processing, Inc. (ADP) for medical billings, collections and accounts receivable services For County's Fire Rescue Division in the maximum amount of \$5,100 by the Purchasing Director for distribution of Health Insurance Portability and Accountability Act (HIPAA) information to patients being transported by Fire Rescue personnel to area medical facilities.

ACTION: (Time-10:14 AM) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (Time-10:14 AM) Approved.

21. MOTION TO ADOPT three Resolutions 2003-389 thru 2003-391 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee No. 2090002760550, Payroll No. 2079940003798, Self-Insurance No. 2090002760518 and Tax and License No. 2090002760916.

ACTION: (Time-10:14 AM) Approved.

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS' SERVICES DIVISION

22. A. MOTION TO APPROVE first amendment to Agreement No. JH903 between the State of Florida Department of Children and Families and Broward County for the purpose of increasing State program funds for mental health and substance abuse services to the elderly in the amount of \$60,470; and updating language in the original contract, and authorize the Mayor to execute same. Total revenue includes \$1,157,949 State dollars; \$432,309 Cash Match; \$325,000 Commission in Fees; \$1,500 Revenue from Operations; and \$44,320 County In-Kind.

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-392 in the amount of \$60,470 within the State of Florida, Department of Children and Families Grant Fund for the Elderly and Veterans Services Division due to an increase in State Program funding.

ACTION: (Time-10:14 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES

23. A. MOTION TO APPROVE Amendment 002 to Agreement No. JD903 between the State of Florida Department of Children and Families (DCF) and Broward County, decreasing the value of the agreement from \$3,769,228 to \$3,746,848; which is a total decrease of \$22,380; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-393 within the Alcohol Abuse - Meyers Act Grant Fund (9753) for the Substance Abuse and Health Care Services Division in the amount of (\$22,380) for the purpose of recognizing a reduction in the amount of grant funding.

ACTION: (Time-10:14 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

MASS TRANSIT DIVISION

24. A. MOTION TO ADOPT budget Resolution 2003-394 transferring within the Mass Transit Operating Fund (4500) \$505,300 from the Mass Transit Reserve, for the purpose of funding the purchase of five minibuses, marketing services, and the printing of Community Bus Service timetables and systemwide maps.

ACTION: (Time-10:18 AM) Approved. During the next budget cycle, the Board directed staff to include a discussion item for locating a funding source for additional minibuses without compromising funds to the existing Mass Transit system, also other opportunities through federal grants for additional funds. See Page *****

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-395 within the Mass Transit Capital Fund (4510) for the Mass Transit Division in the amount of \$505,300 for Fiscal Year 2003 for the purpose of funding the purchase of five minibuses, marketing services, and the printing of Community Bus Service timetables and systemwide maps.

ACTION: (Time-10:18 AM) Approved. See Page *****

OFFICE OF BUDGET SERVICES

25. MOTION TO ADOPT unanticipated revenue Resolution 2003-396 within the General Fund for the Broward Sheriff's Office in the amount of \$117,030 for the purpose of increasing the contract for police services for the City of Lauderdale Lakes. **(Commission District 9)**

ACTION: (Time-10:14 AM) Approved.

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

26. MOTION TO ADOPT Resolution 2003-397 releasing and discharging land clearance and special assessment liens for a single family lot described as (Washington Park Third Addition Lot 36, Block 28 folio 0205-06-359) in the amount of \$8,540.66. **(Commission District 7)**

ACTION: (Time-10:14 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: "MOTION TO ADOPT" instead of Motion to APPROVE.)

COUNTY COMMISSION

27. MOTION TO ADOPT Resolution 2003-398 of the Board of County Commissioners of Broward County in support of a U.S. Army Corps of Engineers and Florida Inland Navigation District Section I07 Study of the Atlantic Intracoastal Waterway, the New River and the Dania Cut-off Canal in Broward County. (Mayor Wasserman-Rubin)

ACTION: (Time-10:14 AM) Approved, as corrected. (See County Administrator's report: In the last sentence of the MOTION, please ADD: "west of the Port's western property line to the U.S. 1 Bridge and the dredging of the Intracoastal Waterway north of the 17th Street Causeway Bridge to the Las Olas Marina.")

REQUEST TO SET FOR PUBLIC HEARING

28. MOTION TO ADOPT Resolution 2003-399 directing the County Administrator to publish Notices of Public Hearings to be held June 10, 2003 and June 24, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider approval of the third amendment to the lease and operating agreement between Broward County, King Ocean Service de Venezuela, S.A. and King Ocean Central America, S.A. as Guarantor.

ACTION: (Time-10:14 AM) Approved.

29. MOTION TO ADOPT Resolution 2003-400 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 10, 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 ARTICLE III, ENTITLED "LOCAL OPTION GAS TAX," SECTIONS 31½-42, BROWARD COUNTY CODE OF ORDINANCES, RELATED TO THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; ADJUSTING THE SPLIT OF DISTRIBUTION OF THE PROCEEDS BETWEEN THE COUNTY AND THE MUNICIPALITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR A CERTIFIED COPY TO BE SENT TO THE DEPARTMENT OF REVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:14 AM) Approved.

30. MOTION TO ADOPT resolution directing the County Administrator to publish notice of public hearing to be held on August 26, 2003 at 2 PM in Room 422 of the Governmental Center, to consider the enactment of an Ordinance amending the Broward County Land Development Code 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 5-182(o), CONFORMITY TO THE COUNTY LAND USE PLAN OR A CERTIFIED LAND USE PLAN; SECTION 5-184(b), LIMITATION ON REQUIRED DEDICATIONS AND IMPROVEMENTS; MONEY IN LIEU OF DEDICATIONS AND IMPROVEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:21 AM) Deferred to Tuesday, June 3, 2003 for further staff review. See Page *****

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

31. DISCUSSION: of plat entitled "Troia Plat" - **Commission District 1**, (043-MP-02). (Deferred from May 6, 2003.)

ACTION: (Time-10:59 AM) Deferred to Tuesday, June 3, 2003 at the request of the City of Parkland. See Page *****

32. DELEGATION: C. William Laystrom, Jr. regarding request to amend the note on the ICW South Plat - **Commission District 8**, (028-MP-96).

ACTION: (Time-10:14 AM) Deferred to January 6, 2004 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

33. DELEGATION: Paul Lovesky, regarding request to amend the note on the Atlantic Point Plat No. 1 - **Commission District 4** , (047-MP-98). (Deferred from December 10, 2002.)

***ACTION: (Time-10:21 AM) Approved subject to staff's recommendations.
See Page ********

34. DELEGATION: Edward P. Ploski regarding request to amend the note on the Meekins Bamman Plat - **Commission District 8**, (101-MP-94). (Deferred from March 4, 2003.)

ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.

35. DELEGATION: Edward P. Ploski regarding request to amend the note on the Nova Plat No. 2 Plat - **Commission District 7**, (021-MP-01). (Deferred from May 6, 2003.)

***ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.
(Scrivener's error - See County Administrator's report: The plat map incorrectly identifies the site as District 4 and should be identified as District 7.) See Page ********

36. DELEGATION: Jonathan W. Keith, regarding request to amend the note on the Jacaranda Parcel 910 Plat - **Commission District 7**, (166-CP-79). (Deferred from April 29, 2003).

ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.

37. DELEGATION: Stanley Fardin, representing the School Board of Broward County, regarding request to amend the non-vehicular access line on the Country Lakes West Plat - **Commission District 8** , (047-MP-95).

***ACTION: (Time-10:14 AM) Approved subject to staff's recommendations,
except for the removal of the turn lane pavement on Bass Creek Road.***

38. DELEGATION: Chris Ralph, regarding request to amend the non-vehicular access line on the Turtle Run - First Addition Plat - **Commission District 1**, (146-MP-88).

ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.

39. DELEGATION: Leigh Kerr, regarding request to amend the non-vehicular access line on the S & N No. 2 Plat - **Commission District 3**, (063-MP-00).

ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.

40. DELEGATION: Hope Calhoun regarding MOTION TO APPROVE amendment to Development Agreement among Broward County, City of Miramar and Developer relating to concurrency requirements for the Bluegrass Lakes West Plat - **Commission District 8**, (022-MP-96).

ACTION: (Time-10:14 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

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

ACTION: (Time-10:17 AM) No Board action was taken.

QUASI-JUDICIAL HEARING

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

42. DELEGATION: Daniel A. Fee regarding request to modify conditions of plat approval on the Ness Plat (Ergon-Whiddon Two Plat) - **Commission District 7**, (020-MP-02). (Deferred from May 6, 2003.)

***ACTION: (Time-10:14 AM) Deferred to June 3, 2003 at the applicant's request.
See Page ********

END OF QUASI-JUDICIAL HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

- 43. MOTION TO APPROVE concept of jointly funding a 2000 Safe Parks and Land Preservation project with the City of Lauderhill (City) to purchase the Aaron's Rents Furniture store property located at 1110 North State Road 7 in Lauderhill, Florida, and authorize staff to negotiate an interlocal agreement with the City for the acquisition, conveyance, and use of the property to be approved by the Board of County Commissioners and the Lauderhill City Commission. **(Commission District 9)**

ACTION: (Time-10:27 AM) Approved. The Board directed staff to provide an updated equity analysis by commission district. See Page *****

- 44. MOTION TO ACCEPT addition of Site 60D, located within the City of Coconut Creek, into the Conservation Land and Green Space Inventory as a Green Space and authorize the Real Property Section to initiate due diligence on the property. **(Commission District 2)**

ACTION: (Time-10:32 AM) Approved.

- 45. MOTION TO ACCEPT addition of Site 447, located within the City of Hollywood, into the Conservation Land and Green Space Inventory as a Conservation Land and authorize the Real Property Section to initiate due diligence on the property. **(Commission District 6)**

ACTION: (Time-10:33 AM) Approved. The Board directed staff to provide a breakdown separating the value of the underlying land and each of the three buildings that are on the property (four (4) separate values). See Page *****

AVIATION DEPARTMENT

46. MOTION TO APPROVE second amendment to the agreement between Broward County and Clean Airport Partnership, Inc. for the creation and implementation of environmental program consulting services, to add a task to provide public information support to the Airport Task Force at Fort Lauderdale-Hollywood International Airport, in the amount not to exceed \$43,000; increasing the total agreement amount from \$149,475 to \$192,475; and extending the end date from September 30, 2003 to September 30, 2004, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:33 AM) Approved. The Board directed the County Administrator to relay to the consultant and anyone else working on the airport project to look at every possible method to expedite the gathering of any information so as not to delay the project. In addition, the Board directed the County Commission's Public Information officers to assist in better informing the public. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services Department

47. MOTION TO APPROVE sole source agreement and Amendment No. 1 to agreement between Broward County and Aptitude Solutions, Inc. for support and maintenance for the ONCORE Official Records System, in the amount of \$120,000 per year for initially provided software (current software provided to County Records) and payable upon execution of the agreement for the period June 1, 2003 to May 31, 2004, and increasing the subsequent annual maintenance fees by the lesser of 3% or the Consumer Price Index, for a five year maximum amount of \$637,096.30, subject to the appropriation and availability of funds, and an indefinite number of three-year renewal periods for the County Records Division, and authorize the Mayor and Clerk to execute same. The initial term of this agreement and Amendment No. 1 is effective June 1, 2003 and shall remain in effect until May 31, 2008. The three year renewal periods, after the initial five-year contract period, will go back to the Board for approval.

ACTION: (Time-11:00 AM) Approved, as amended, which states: "Article VII of the software license agreement entitled Indemnification is hereby incorporated in this agreement as fully set forth herein." Further, the Board directed staff to research amending the County's Procurement Code to require that the maintenance agreement be addressed at the same time the software license agreement is being negotiated and return before the Board with a recommendation. See Page *****

For Public Works Department

48. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm(s) to provide design services for the design of a Broward Addictions Recovery Center (BARC) Central Facility, approve Request for Letter of Interest (RLI) No. 20021213-7-CM-02, and authorize the S/NC to approve a subsequent RLI for Construction Manager @Risk.

ACTION: (Time-11:05) Approved, as amended. The Board directed the Selection/Negotiation Committee to expedite the process and return before the Board with the contract/recommendation at the second commission meeting in August (August 19, 2003). Further, the Board directed staff to send a copy of the County's form contract along with the RLI to obtain comments regarding the contract in the vendor's response.

The following to serve on the Selection/Negotiation Committee: Vice Mayor Lieberman and Commissioner Graber; Director, Office of Project Management and Construction (Chair); Director, Office of General Services, and Assistant Director, Substance Abuse and Health Care Services. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing, Substance Abuse and Health Care Services and Construction Management. See Page *****

COUNTY ATTORNEY

49. MOTION TO DISCUSS appointment of a member of the Board of County Commissioners to serve as a substitute member of the Broward County Canvassing Board for the Logic and Accuracy Test to be conducted June 2, 2003.

ACTION: (Time-11:07 AM) Tabled to later in the meeting. See Page *****

ACTION: (Time-11:21 AM) The Board appointed Vice Mayor Lieberman to serve as a substitute member of the Broward County Canvassing Board for the Logic and Accuracy Test to be conducted June 2, 2003.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

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

1. Concerns - Senate Bill 676, Section 59 - Vice Mayor Lieberman, Commissioners Gunzburger, Jacobs and Parrish

ACTION: (Time-11:07 AM) The Board directed staff to send a letter from the Mayor, on behalf of the County Commission, requesting that the Governor veto Senate Bill 676, Section 59, which will exempt the Florida Department of Transportation facilities from all city and county ordinances and regulations related to trees, landscaping, signs, noise, bus benches, and land use planning.

2. Billboard Taxes - Orange County, Orlando, Florida - Commissioner Jacobs

ACTION: (Time-11:09 AM) The Board directed staff to research the feasibility of billboard taxes in Broward County and return before the Board with recommendations. See Page *****

3. Florida Association of Counties (FAC) - All Board of Directors' Seats Up for Elections - Vice Mayor Lieberman

ACTION: (Time-11:10 AM) The Vice Mayor advised the Board that some of the districts have been reapportioned and that the Board should be prepared prior to the elections. Currently, Broward County holds four (4) seats on the FAC Board of Directors. See Page *****

4. RTA - Send Letter of Support to Governor - Commissioner Parrish

ACTION: (Time-11:12 AM) The Board directed staff to a send letter to the Governor and the Broward County Legislative Delegation, from the Mayor, on behalf of the County Commission and signed by all nine (9) commissioners, reaffirming the County's support of the creation of the Regional Transportation Authority (RTA). Both Miami-Dade and Palm Beach counties to be copied. See Page *****

51. MOTION TO NOMINATE six members and nine alternate members for appointment to the Broward County HIV Health Services Planning Council.

ACTION: (Time-11:19 AM) The Board appointed the following to serve on the Broward County HIV Health Services Planning Council: Members - Barbara Hanson-Evans, Bismark Omane, Laura Hansen, Thomas Caldwell, Liwellyn Smith and Jeff White. Alternate Members - Barbara Bentley, Tracy Maxwell, Joel Pierce, Thomas Smith, Felicia White, Joseph Grout, Lorenzo Bogan, Dania Butler and Carey Frazier. Further, the Board directed the county staff member on said board to advocate for the appointment of Norman Kent, Executive Director of Center One, Inc., to serve as a member of the Broward County HIV Health Services Planning Council. See Page *****

52. MAYOR'S REPORT

ACTION: (Time-11:21 AM) No report was filed. See Page *****

53. COUNTY COMMISSION LIAISON REPORT

1. State Budget Cuts - Health Care Issues - Commissioner Graber

ACTION: (Time-11:22 AM) Commissioner Graber advised that due to state budget cuts, the Hospital Districts will be seeking funds from the County to expand post graduate training programs and requested that the issue be included for discussion during the County's next budget cycle. See Page *****

2. Update - Water Matters Program and Naturescape Project -Commissioner Jacobs

ACTION: (Time-11:23 AM) Commissioner Jacobs informed the Board that there was a great turn out at Tree Tops Park for the Water Matters Program and the Naturescape Project; it was a tremendous success. Commissioner Jacobs requested that staff look into planting trees along the pathways at Tree Tops Park to provide shade for future events at the park. See Page *****

3. Beach Renourishment Project - Commissioner Scott

ACTION: (Time-11:26 AM) Commissioner Scott commented on the difficulty lobbying the issue. Broward was fortunate to receive the permit. He commended staff and the lobbyists for all their efforts. Mr. Desjarlais stated that Commissioner Scott deserved a great amount of credit for helping Broward to receive the final approval for beach renourishment. See Page *****

SUPPLEMENTAL AGENDA

PORT EVERGLADES DEPARTMENT

- 54. MOTION TO APPROVE Landlord Estoppel Certificate, as it pertains to the amended and restated Land Lease North Port Parcel, dated October 26, 1993, effective upon Board approval; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved. (Transferred to the Consent Agenda.)

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

- 55. MOTION TO APPROVE agreement between Broward County and Thomas Sayre (“Artist”) for artistic services related to the construction of the Consolidated Rental Car Facility (“RAC”), and pedestrian bridge terrazzo projects at the Fort Lauderdale/Hollywood International Airport in an amount of \$1,700,000; effective upon Board approval; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved, as amended, as reflected in yellow-sheeted backup material. (Transferred to the Consent Agenda.)

COUNTY COMMISSION

- 56. MOTION TO APPROVE international travel for June 18-19, 2003 (two days) to Jamaica and Cayman Island, for the Mayor, and international travel for June 18, 2003 (one day) to Jamaica for staff of the Office of Economic Development, Broward County Board of County Commissioners. This mission is to promote the growth of international business, direct foreign investment and increased trade activity through coordination and partnerships with public and private organizations in the region, State, and nation. (Mayor Wasserman-Rubin)

ACTION: (Time-10:14 AM) Approved. (Transferred to the Consent Agenda.)

- 57. DELEGATION: Andrew S. Maurodis, representing the City of Deerfield Beach, regarding MOTION TO APPROVE agreement between Broward County and City of Deerfield Beach relating to the issuance of building permits while platting is in progress for The Deerfield Beach FAU/MOC - 1 Plat - **Commission District 2**, (016-MP-02). (Commissioner Jacobs)

ACTION: (Time-11:28 AM) Approved. See Page *****

NON AGENDA

58. DRAW FOR APPOINTMENTS - CONSTRUCTION SERVICES ADVISORY COMMITTEE - PAMELA MADISON, ASSISTANT TO THE COUNTY ADMINISTRATOR

ACTION: (Time-11:31 AM) Commissioners drew the following appointments: Commissioner Graber - member from electrical industry; Commissioner Jacobs - member from plumbing industry; Commissioner Gunzburger - member from mechanical industry; Commissioner Parrish - member from construction industry (other than electrical, mechanical or plumbing); Commissioner Rodstrom - member from construction industry (other than electrical, mechanical or plumbing); Vice Mayor Lieberman - member from construction industry (other than electrical, mechanical or plumbing); Mayor Wasserman-Rubin - member from electrical industry; Commissioner Eggelton (2 appointments) - member from plumbing industry and member from construction industry (other than electrical, mechanical or plumbing) and Commissioner Scott - (2 appointments) member from mechanical industry and member from construction industry (other than electrical, mechanical or plumbing.) See Page *****

59. DELAY IN WALL PROJECT - NORTH ANDREWS GARDENS - VICE MAYOR LIEBERMAN

ACTION: (Time-11:37 AM) The Vice Mayor requested that staff research why the wall project for North Andrews Gardens has been delayed. See Page *****

60. TINY TREASURES DAY CARE CENTER - TOWN OF DAVIE - COMMISSIONER PARRISH

ACTION: (Time-11:38 AM) The Board directed appropriate staff to do whatever is necessary to allow the Tiny Treasures day care center to stay in place until an item can be placed on the Commission agenda. See Page *****

61. INFORMATIONAL - VISIT BY MINISTER OF NATIONAL SECURITY FOR JAMAICA - MAYOR WASSERMAN-RUBIN

ACTION: (Time-11:42 AM) No Board action was taken. See Page *****

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE
2nd AMENDMENT TO SINGER ARCHITECTS, INC.
RLI No. 121300-RB
Tuesday, May 20th in Room 302A at 9:00 AM

SELECTION/NEGOTIATION COMMITTEE
COLLATERAL DISTRIBUTION
RLI No. 20030127-0-CVB-01
Tuesday, May 20th in Room 430 at 9:00 AM

SELECTION/NEGOTIATION COMMITTEE
RAIL MOUNTED CONTAINER CRANE MAINTENANCE & REPAIR
RLI No. 010195-RB
Tuesday, May 20th in Room 430 at 9:30 AM

JOINT NEWLY ELECTED & NEWLY APPOINTED
CITY OFFICIALS WORKSHOP
Tuesday, May 20th in Room 302, 9:30 AM - 3:30 PM

THIS MEETING HAS BEEN CANCELLED
SPECIALTY CONSULTING SERVICES
RLI No. 20020716-0-PEB1
Tuesday, May 20th in Room 430 at 2:00 PM

SELECTION/NEGOTIATION COMMITTEE
ADA TRANSITION PLAN UPDATE
RLI No. 20021113-0-EE-01
Tuesday, May 20th in Room 430 at 3:30 PM

