

MEETING OF MAY 22, 2007

(The meeting convened at 10:13 a.m.; recessed at 12:20 p.m., reconvened at 1:14 p.m.; recessed at 7:13 p.m., reconvened at 7:34 p.m., and adjourned at 10:23 p.m.)

PLEDGE OF ALLEGIANCE was led by West Palm Beach City Commissioner Kimberly Mitchell.

MOMENT OF SILENCE

In memory of the soldiers in Iraq and around the world who have given their lives for the cause of freedom.

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 Wasseman-Rubin	8	Present
Lois Wexler	5	Present

CONSENT AGENDA

A motion was made by Vice-Mayor Wexler, seconded by Commissioner Lieberman and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 86. At the request of the Mayor, Item 95 was transferred to the Consent Agenda.

The following items were withdrawn: 23 and 81 (at the request of the applicant.)

The following items were pulled by Board members and considered separately: 6, 25, 27, 28, 32, 34, 51, 53, 47, and 64. Items 2, 4, 5, and 7 were pulled by a member of the audience.

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ms. Vicky Newson to the Commission on the Status of Women. (Commissioner Jacobs)

ACTION: (T-10:26 AM) Approved.



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

- B. MOTION TO APPOINT Anne Grossman Yagoda to the Commission on the Status of Women. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- C. MOTION TO APPOINT the Honorable Beth Flansbaum-Talabisco to the Library Advisory Board. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- D. MOTION TO APPOINT Joan Kovac to the Broward Beautiful Committee. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- E. MOTION TO APPOINT R. Leilani Smith-Tellez to the diversity Advisory Council. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- F. MOTION TO APPOINT Thomas P. Ryan to the Advisory Board for Individuals with Disabilities. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- G. MOTION TO APPOINT Jonathan Breslav to the Living Wage Advisory Board. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.
- H. MOTION TO APPOINT Michael Bassichis to the Broward Cultural Council. (Commissioner Ritter)
ACTION: (T-10:26 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 2007-318 authorizing execution of a Florida Department of Transportation Supplemental Joint Participation Agreement (SJPA), Financial Project No. 421340-1-94-01 in the amount of \$500,000 (State's share), to participate financially with the County in the cost to relocate Gates 100 and 101 at Fort-Lauderdale-Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

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

ACTION: (T-10:29 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

3. MOTION TO ADOPT Resolution 2007-319 authorizing acceptance and execution of a Florida Department of Transportation Supplemental Joint Participation Agreement (SJPA) No. 3, Financial Project No. 407707-1-94-01, for the Overlay of Runway 18R/36L at North Perry Airport, in the amount of \$1,909,682 (State's share); and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant.

ACTION: (T-10:26 AM) Approved.

4. MOTION TO APPROVE Terminal Building Lease Agreement ("TBLA") between Broward County, Florida and Royal Caribbean Cruises LTD ("RCCL") for the lease and use of 66 square feet in Terminal 1; at the Fort Lauderdale-Hollywood International Airport ("FLL"); with anticipated annual revenues of \$2,783; effective upon Board approval for a five year term, with a 30-day written notice of termination by either party; and authorize the Mayor and Clerk to execute same.

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

ACTION: (T-10:29 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

5. MOTION TO APPROVE Pipeline License Agreement between Broward County, Florida and Aircraft Service International, Inc. ("ASII"), for the operation and maintenance of an underground liquid jet fuel petroleum pipeline at the Fort Lauderdale-Hollywood International Airport ("FLL") to be effective June 1, 2007, and terminating on May 31, 2012; with a termination for cause by County with a 30-day notice of default, or continuous non-use by ASII for a period of one year; for an annual revenue of \$15,143; and authorize the Mayor and Clerk to execute same.

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

ACTION: (T-10:29 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

6. MOTION TO APPROVE second amendment to the Duty Free Concession Agreement between Broward County and Broward Duty Free, LLC, ("Broward"), providing for an extension of the transition period and extending the minimum capital expenditure completion date to no later than June 30, 2008, and authorize the Mayor and Clerk to execute the same.

(This item was pulled by Commissioners Gunzburger and Lieberman.)

ACTION: (T-10:30 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

7. MOTION TO ADOPT unanticipated revenue Resolution within the Airport Expansion Program 3 Fund (4221), in the amount of \$13,334,492 for the Terminal 4 Phase 1B project, for the purpose of construction of additional airline ticket office space at Fort Lauderdale-Hollywood International Airport.

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

ACTION: (T-10:54 AM) Tabled to the conclusion of the 11:00 a.m. Public Hearing. The Board directed staff to provide a full description of all the projects incorporated on the \$68 million. (Refer to minutes for full discussion.)

ACTION: (T-1:17 PM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-4:14 PM) Deferred until June 5, 2007. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

FACILITIES MAINTENANCE DIVISION

8. MOTION TO APPROVE Work Authorization No. 5 in accordance with the Agreement between Broward County and Singer Architects, RLI No. 20051118-0-CM-01, to provide design, permitting/bidding, and construction management services to replace aging air handlers in the west portion of the Main Library; to air-condition the west mechanical rooms in order to prolong new equipment life; to install corrective measures on the smoke purge system to allow certification as per the Fire Marshal requirements, for a total not-to-exceed cost of \$131,672.36, and a time period of 1170 calendar days, dependent on contractor scheduling, and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:26 AM) Approved.

HIGHWAY AND BRIDGE MAINTENANCE DIVISION

9. MOTION TO ADOPT Budget Resolution 2007-320 transferring \$1,100,000 within the Highway and Bridge Maintenance Division's Road-Project Funds to Fund 3110-127-9919-6300 for guardrail requirements. Following approval of the fund transfer, approximately 2.5 miles of guardrail will be installed on Griffin Road, extending from Bonaventure Boulevard west to US-27, along the South New River Canal. The existing water hazard along this stretch of County roadway does not meet current design standards and necessitates installation of guardrail for public safety purposes. **(Commission District 8)**

ACTION: (T-10:26 AM) Approved.

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

10. **MOTION TO APPROVE** Agreement between Broward County and Funeral Service Acquisitions Group, Inc. for construction of offsite improvements as part of County Road Project, relating to the Star of David Broward Memorial Gardens II Plat (049-MP-98); at no net cost to the County; and effective upon execution by the Board; and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (T-10:26 AM) Approved.

REAL PROPERTY SECTION

11. **MOTION TO APPROVE** Revocable License Agreement between Broward County, Licensor, and The School Board of Broward County, Licensee, for the use of Classroom "A", approximately 196 square feet in the Carver Ranches Multi-Purpose Center located at 4735 NW 48th Street, Hollywood, Florida, for the purpose of conducting Workforce Education classes. The term of the agreement is for one year and may be renewed, at the sole discretion of the County, on a month-to-month basis upon Licensee's 30-day prior written notice to the County. County and/or County Administrator or Licensee may terminate the agreement at any time after the first six months. Rent is \$10 per year; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:26 AM) Approved.

12. **MOTION TO APPROVE** Revocable License Agreement between Broward County, Licensor, and the City of Fort Lauderdale, Licensee, for the installation of vegetation and improvement of landscaping, within the northerly 15 feet of County land abutting the Riverwalk South Regional Park; located between South Andrews Avenue and SE 3rd Avenue, Fort Lauderdale, Florida, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (T-10:26 AM) Approved.

13. **MOTION TO APPROVE** conveyance of a Utility Easement to Florida Power and Light Company for relocation of underground electric service from the South Tunnel Vault, U.S. Highway 1, to the northeastern edge of Broward County owned Smoker Park, Fort Lauderdale, Florida; and authorize the Mayor and Clerk to execute Easement Agreement, and authorize recordation of same. **(Commission District 7)**

ACTION: (T-10:26 AM) Approved.

WASTE AND RECYCLING SERVICES

SOLID WASTE OPERATIONS DIVISION

14. MOTION TO APPROVE Assignment of Authority to the County Administrator or her designee to execute renewals of the Interlocal Agreement between Broward County and the City of Pembroke Pines for the treatment and disposal of leachate generated from the Broward County Southwest Interim Contingency Sanitary Landfill at the Pembroke Pines Wastewater Treatment Plant.

ACTION: (T-10:26 AM) Approved.

WATER AND WASTEWATER SERVICES

WATER AND WASTEWATER ENGINEERING DIVISION

15. MOTION TO APPROVE Agreement between Broward County and Habitat for Humanity of Broward, Inc., providing for the Developer's design, construction and installation of a water distribution and wastewater collection system extension, and a County Standard Lift Station to serve an 18-home single-family development site located at 2330 SW 45th Street, Dania Beach, with a total estimated project cost of \$583,087.50, of which the County will be responsible for a total estimated amount of \$342,897.55, or 58.8% of the project cost, and the Developer will be responsible for \$240,189.95, or 41.2% of the project cost; effective upon execution, and authorize the Mayor and Clerk to execute same. (BCWWS Project No. 2219) **(Commission District 7)**

ACTION: (T-10:26 AM) Approved.

16. MOTION TO APPROVE Change Order No. 2, Contract No. T605176CF, with Man-Con, Inc. for deletion of sidewalks as requested by the City of Oakland Park, for the construction of North Andrews Gardens Neighborhood Improvement Project, Bid Package 7, for a decrease of \$144,536.50, from \$15,717,726.63 to \$15,573,190.13, and no increase in contract time; and authorize the Mayor and Clerk to execute same. (BCWWS Project No. 1146) **(Commission District 4)**

ACTION: (T-10:26 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

17. A. MOTION TO CONSENT to the distribution of Fiscal Year 2006 excess reserves of \$14,472,000 from the Resource Recovery Fund to Partner Cities as determined by the Resource Recovery Board.

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO ADOPT Budget Resolution 2007-321 within the Resource Recovery Fund (Fund 4880) in the amount of \$14,472,000 to facilitate the distribution of excess reserves to the Partner Cities of the Resource Recovery System.

ACTION: (T-10:26 AM) Approved.

ACCOUNTING DIVISION

18. MOTION TO FILE the following audit reports:

- A. North Regional Transmission, Treatment and Disposal System, Broward County, Florida, Schedule of large user reserve capacity and debt service allocation and schedule of large user annual adjustments, year ended September 30, 2006.

ACTION: (T-10:26 AM) Approved.

- B. Broward County, Florida, Raw Water Regional System, Schedule of large user annual adjustments, year ended September 30, 2006.

ACTION: (T-10:26 AM) Approved.

19. MOTION TO FILE Semi-Annual Financial Summary for the Park, Open Space and Recreational Trust Fund for the six month period ending March 31, 2007.

ACTION: (T-10:26 AM) Approved.

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

ACTION: (T-10:26 AM) Approved.

COUNTY RECORDS DIVISION

21. A. MOTION TO APPROVE minutes of the 10:00 A.M. Broward County Board of County Commissioners meetings of March 20, 2007; March 27, 2007; and April 17, 2007.

ACTION: (T-10:26 AM) Approved.

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

ACTION: (T-10:26 AM) Approved.

- C. MOTION TO APPROVE destruction of Board of County Commission minutes and supporting documents which have all been imaged and have met retention requirements per General Records Schedule GS1-L, established by the Division of Library and Information Services of the State of Florida for local government agencies.

ACTION: (T-10:26 AM) Approved.

PURCHASING DIVISION

For Aviation Department

22. **MOTION TO APPROVE** release of retainage and final payment in the amount of \$184,555.49 to General Asphalt Company, Inc., for Rehabilitation of Runway 18R-36L and Taxiways L, L3, J, M2, D and D2 at North Perry General Aviation Airport, Bid No. H-1-06-018-CF, for the Aviation Department. **(Commission District 6)**

ACTION: (T-10:26 AM) Approved.

For Finance and Administrative Services Department

23. **MOTION TO APPROVE** renewal of Contract with Verizon Wireless to provide Voice/Data Services for County-wide use, under the terms and conditions of the State of Florida Contract Number 725330051, in the estimated annual amount of \$832,000 for the Office of Information Technology. The renewal term shall commence on May 23, 2007, and shall terminate May 22, 2010.

ACTION: (T-10:26 AM) Withdrawn for additional information..

24. **MOTION TO ESTABLISH** Qualified List for Plumbing Services for various facilities in Broward County, Solicitation No. M206056B2 with: Total Systems, Inc. and Hans C. Johnson Plumbing Co., (both Broward County-certified Small Business Enterprises); and authorize the Purchasing Director to renew the Qualified List for two one-year periods; and authorize the Purchasing Director to add or delete vendors. The initial period will start on the date of establishment and will terminate two years from that date.


ACTION: (T-10:26 AM) Approved.

25. **MOTION TO ESTABLISH** library for professional consultant services consisting of vendors listed in Exhibit 1, Solicitation No. LZ06387A3, subject to receipt and acceptance of insurance, for a three-year period; authorize the Purchasing Director to renew the Library for two one-year periods, and authorize the Purchasing Director to add or delete vendors as in the best interest of the County. The initial period will be from date of approval and terminate three years from that date.

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

ACTION: (T-1:18 PM) Deferred until June 5, 2007. (Refer to minutes for full discussion.)

For Human Services Department

-  26. MOTION TO APPOINT Stephen Ferrante, Director, Elderly and Veterans Services, as Selection Committee member for RFP No. H-Z-05-368CF, Step Two of the Design-Build Services Project for the Edgar P. Mills Multi-purpose Center, replacing the Director of Family Success Administration. **(Commission District 9)**

(This item was pulled by Mayor Eggelation for a comment.)

ACTION: (T-10:26 AM/1:18 PM) Approved. The Board directed staff to provide a timeframe as to when construction will start on the repairs as a result of the damage from Hurricane Wilma. (Refer to minutes for full discussion.)

For Public Works and Transportation Department


27. MOTION TO APPROVE agreement with Johnson Controls, Inc. for the test and balance of the HVAC and Smoke Exhaust Systems at the Broward County Main Jail of the inmate housing areas, located on floors two through eight in the Broward County Main Jail, RFP No. 20060815-0-CM-1JR, in the total amount of \$588,240 for proposed services, and \$100,000 for optional services, for a total potential amount of \$688,240 for the period of one year, beginning on the date of execution.

(This item was pulled by Commissioner Lieberman.)

ACTION: (T-1:19 PM) Approved. (Scrivener's error – See County Administrator's report: In the Summary/Background of the Agenda, 2nd page, the bottom reads "Director of Administration," should read "Director of Planning & Development," Broward Sheriff's Office. Refer to minutes for full discussion.)

VOTE: 9 – 0.

For Office of Transportation

-  28. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Design-Build Engineers and Contractors, Inc., for ADA (Americans with Disabilities Act) Improvements at Bus Stops, Bid No. P207036B2 (Rebid), in the estimated one-year amount of \$354,950.50, which includes an estimated \$12,500.00 in “pass-thru” cost items, for the Office of Transportation; and authorize the Purchasing Director to renew the contract for two six-month periods for a potential contract amount of \$709,901.00. The initial contract period shall begin on date of award, and shall terminate one year from that date, subject to receipt and acceptance of payment and performance guarantee.

(This item was pulled by Commissioner Lieberman.)

ACTION: (T-XX AM) Approved. The Board directed staff to provide progress reports and to move forward as aggressively as possible. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

REVENUE COLLECTION DIVISION

29. MOTION TO FILE Quarterly Investment Report as required by Section 22.93 of the Broward County Administrative Code.

ACTION: (T-10:26 AM) Approved.

30. MOTION TO ADOPT two Resolutions; 2007-322 and 2007-323, authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee Account No. 2090002760550, Payroll Account No. 2079940003798, Tax and License Account No. 2090002760916 and Self Insurance Account No. 2090002760518.

ACTION: (T-10:26 AM) Approved.

HUMAN SERVICES DEPARTMENT

31. MOTION TO RETROACTIVELY APPROVE Letter of Agreement between the State of Florida Agency for Health Care Administration (AHCA) and Broward County, from July 1, 2006 to June 30, 2007 in the amount of \$32,845 for the purpose of providing a match amount to the State for the Medicaid Low Income Pool program, and enabling the Agency for Health Care Administration to provide a total \$79,663 distribution to the Broward Community and Family Health Centers, Inc. (BCFHC); and authorize the Mayor and Clerk to execute same. Funding has been approved and allocated in the Fiscal Year 2007 budget of the Human Services Department.

ACTION: (T-10:26 AM) Approved.

32. MOTION TO TERMINATE Sublease Agreement (“Sublease”) between the State of Florida, Department of Children and Families (“DCF”) and Broward County for the Florida State Hospital Apartments (“Apartments”) and discontinue discussions with the State regarding the County’s purchase of the apartments.

(This item was pulled by Commissioners Wasserman-Rubin and Lieberman.)

ACTION: (T-1:31 PM) Deferred for up to two weeks. (Refer to minutes for full discussion.)

CHILDREN’S SERVICES ADMINISTRATION DIVISION

33. A. MOTION TO RETROACTIVELY APPROVE agreement between Broward County and Florida Healthy Kids Corporation from May 1, 2007 to June 30, 2007 in the amount of \$369,799.26, for the purpose of purchasing comprehensive health insurance coverage for eligible school age children, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO AUTHORIZE the Mayor to sign the Refund Acknowledgement and Response Option Form to release \$31,192.50 of excess 2005-06 Healthy Kids match funds toward the 2006-07 Healthy Kids match allocation. This action reduces the Fiscal Year 2007 match from \$400,991.76, to \$369,799.26.

ACTION: (T-10:26 AM) Approved.

34. A. MOTION TO ADOPT Resolution 2007-324 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of \$2,000 from Friends of OUR House, Inc., for the benefit of the Broward County Children’s Services Administration Division/Sexual Assault Treatment Center to be used for the provision of temporary administrative services at OUR House; and authorizing the County Administrator to take all administrative actions necessary to implement same; and providing for an effective date.

(This item was pulled by Commissioner Keechl.)

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

VOTE: 9 – 0.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-325 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of \$2,000 from Friends of OUR House, Inc., for deposit in the Broward County Children's Services Administration Division/Sexual Assault Treatment Center Revenue Line 6690; contributions and donations to be used for the provision of temporary administrative services at OUR House; and authorizing the County Administrator to take all administrative actions necessary to implement same.

(This item was pulled by Commissioner Keechl.)

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

VOTE: 9 – 0.

ELDERLY AND VETERANS SERVICES DIVISION

35. MOTION TO APPROVE first amendment to Agreement No. JD007-15-2007 between the Areawide Council on Aging of Broward County, Inc. and Broward County, for the purpose of clarifying original language and content of contract attachments in regard to the Older Americans Act Health and Wellness Program; and authorize the Mayor to execute same.

ACTION: (T-10:26 AM) Approved.

FAMILY SUCCESS ADMINISTRATION DIVISION

36. MOTION TO APPROVE agreement between Broward County and Florida Power & Light Company, from date of approval renewing automatically for a term of five years, for the purpose of administering FPL's Care To Share Program; and authorize the Mayor and Clerk to execute same, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the agreement.

ACTION: (T-10:26 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

37. MOTION TO APPROVE Grant Application for Ryan White Part A Minority AIDS Initiative (MAI) to the U.S. Department of Health and Human Services Health Resources and Services Administration (HRSA), in the amount of \$2,564,750 for the Substance Abuse and Health Care Services Division of Broward County, to provide health care and support services to persons with HIV/AIDS from August 1, 2007 through July 31, 2008; and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. No County match is required as this is a 100% federally funded grant.


ACTION: (T-10:26 AM) Approved.

38. MOTION TO ACCEPT invitation to serve as the coordinating unit of local government for the Florida Department of Law Enforcement (FDLE), Edward Byrne Memorial Justice Assistance Grant Program, to designate Broward County Commission on Substance Abuse to coordinate the preparation of Broward County's application(s) for grant funds and to approve the proposed list of applicants, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:26 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

-  39. MOTION TO APPROVE agreement between Broward County and the South Florida Regional Planning Council (SFRPC) for Artist Entrepreneurial Services to create a micro credit revolving fund program and services for artists, in an amount not to exceed \$25,000 in the initial agreement year; authorize the Purchasing Director to execute amendments within allocated funding not to exceed \$50,000 annually in subsequent years as recommended by Contract Administrator; and authorize the Mayor and Clerk to execute same. The term of the agreement will begin upon execution by both parties and end five years from date of execution, and will automatically renew unless cancelled by either party in accordance with the terms of the agreement.

ACTION: (T-10:26 AM) Approved.

LIBRARIES DIVISION

40. MOTION TO APPROVE Business Lease between Broward County and Fort Lauderdale Food Services, Inc. d/b/a Charcuterie, Too! (Lessee) for the lease of premises on the second floor of the Main Library of approximately 4,000 square feet for the purpose of operating a restaurant, with estimated annual revenue of \$300,000 for a five year term, with one option for a five year renewal, and authorize the County Administrator to implement all necessary administrative and budgetary actions, and authorize the Mayor and Clerk to execute same. The lease will begin on June 1, 2007, and end on May 31, 2012. **(Commission District 7)**

ACTION: (T-10:26 AM) Approved. (Scrivener's error – See County Administrator's report: Exhibit 2 –Business Lease, Page 3; Section 2.7 USE OF PREMISES: deleted the word "megaphone." In Section 28, 29, 31, and 32 Lessee and County have been transposed:

- 1. Replace the existing "COUNTY" with "LESSEE"**
- 2. Replace the existing "LESSEE" with "COUNTY." Refer to minutes for full discussion.)**

PARKS AND RECREATION DIVISION

41. MOTION TO ADOPT Resolution 2007-326 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation of \$15,000 generated from the annual "Toys in the Sun Run" to be deposited in The Friends of the Parks and Recreation Division Trust Fund from the South Florida Presidents Council of Motorcycle Clubs and Organizations/James Jr., Fund, Inc.; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date.

ACTION: (T-10:26 AM) Approved.

ENVIRONMENTAL PROTECTION DEPARTMENT

BIOLOGICAL RESOURCES DIVISION

42. MOTION TO ACKNOWLEDGE use of the South Dade/Everglades Mitigation Bank by Pines 184, LLC, as the site for a portion of compensatory mitigation for wetland impacts for the construction of a commercial development known as Pines Office Park, in the City of Pembroke Pines. **(Commission District 5)**

ACTION: (T-10:26 AM) Approved. (Scrivener's error – See County Administrator's report: In the Motion, last line reads Commission District 5; should read Commissioner District 8. Refer to minutes for full discussion.)

PORT EVERGLADES DEPARTMENT

43. MOTION TO APPROVE Lease Agreement between Broward County and Berg & Stephens, Inc., for 2,962 square feet of warehouse space in Bay No. 8 of Building "E" of Foreign Trade Zone No. 25 at Port Everglades for the period of July 1, 2007 through June 30, 2008, with rent in the annual amount of \$26,421.04 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:26 AM) Approved.

44. MOTION TO APPROVE Lease Agreement between Broward County and Southeastern International Services, Inc., for 17,916 square feet of warehouse and office space in Building "B", Bays 5, 6, 7, 8, 9, and 10, of Foreign Trade Zone No. 25 at Port Everglades for the period of July 1, 2007 through June 30, 2008, with rent in the annual amount of \$145,119.60 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:26 AM) Approved.

45. MOTION TO APPROVE first amendment to the License Agreement for installation, maintenance and use of a vapor control system between Broward County and TransMontaigne Product Services, Inc. (formerly Coastal Fuels Marketing, Inc.) to allow for the extension of the existing License Agreement for a period of nine months, effective July 8, 2007 through April 7, 2008, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:26 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

46. MOTION TO ADOPT unanticipated revenue Resolution 2007-327 within the Law Enforcement Trust Fund in the amount of \$361,795 to provide matching funding under the Port Security Grant Program to be used for the purchase of an Archangel SAFE boat and related equipment by the Broward Sheriff's Office.

ACTION: (T-10:26 AM) Approved.

OFFICE OF ECONOMIC DEVELOPMENT


47. MOTION TO ACCEPT Broward Alliance Fiscal Year 2007 Quarterly Performance Report for the period January 1, 2007 through March 31, 2007, pursuant to the agreement between Broward County and the Broward Alliance.

(This item was pulled by Commissioner Wasserman-Rubin.)

ACTION: (T-1:38 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

-  48. A. MOTION TO APPROVE first amendment to Interlocal Agreement between Broward County and the City of Deerfield Beach for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-09, Pioneer Park Addition – Widmar Property; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO APPROVE transfer of funds to the City of Deerfield Beach in the amount of \$455,454.17, as reimbursement for the acquisition of real property referred to as Pioneer Park Addition – Widmar Property (Site OS-09) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 4)**

ACTION: (T-10:26 AM) Approved.




49. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Deerfield Beach for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-12, Constitution Park Addition – Strand site; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO APPROVE transfer of funds to the City of Deerfield Beach in the amount of \$476,088.50, as reimbursement for the acquisition of real property referred to as Constitution Park Addition- Strand site (Site OS-12) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 4)**

ACTION: (T-10:26 AM) Approved.

-  50. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Cooper City for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-134, Archdiocese Property; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO APPROVE transfer of funds to the City of Cooper City in the amount of \$1,681,307.91, as reimbursement for the acquisition of real property referred to as Archdiocese Property (Site OS-134) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 5)**

ACTION: (T-10:26 AM) Approved.

COUNTY AUDITOR

51. A. MOTION TO FILE the County Auditor's Report – Review of Water Wastewater Services Capital Construction Planning Process.

(This item was pulled by Commissioner Jacobs.)

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

VOTE: 9 – 0.

- B. MOTION TO ADOPT County Auditor's Recommendations.

(This item was pulled by Commissioner Jacobs.)

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


VOTE: 9 – 0.

COUNTY ATTORNEY

52. MOTION TO APPROVE additional language governing "Responsiveness Criteria" for the disclosure of financial information in Requests for Letters of Interest (RLIs) and other County competitive procurement processes.

ACTION: (T-10:26 AM) Approved. (Scrivener's error – See County Administrator's report: On Exhibit 1, paragraph 1 (Financial Information), line 9 reads... "time specified in writing by the Chair of the Selection Committee..." It should read ... "time specified in writing by the Chair or designee of the Selection Committee..." Refer to minutes for full discussion.)

COUNTY COMMISSION

-  53. MOTION TO DIRECT County Attorney to draft an Ordinance amending Chapter 36, Section 55 of the Broward County Code of Ordinances relating to restrictions on landscape irrigation to adopt year-round restrictions on landscape irrigation consistent with Phase I Water Restrictions, as defined in Chapter 40E-21 F.A.C., for all municipal and unincorporated areas within Broward County. (Commissioner Jacobs)

(This item was pulled by Commissioners Lieberman, Jacobs, and Mayor Eggelletion.)

ACTION: (T-1:40 PM) Approved, with a friendly amendment to allow hand watering on the days designated for irrigation from 4 a.m. - 8 a.m. and from 5 - 7 p.m., with the use of an automatic shut-off nozzle. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

54. MOTION TO FILE City of Lauderdale, Florida, Resolution No. 07R-02-51, urging the Federal Government and the Legislature of the State of Florida to take any and all action necessary to preserve and protect the levee system surrounding Lake Okeechobee. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

55. MOTION TO FILE City of Coral Springs, Florida, Resolution No. 2007-004, urging the Legislature of the State of Florida to enact legislation that would establish a dedicated funding source of sufficient amount in Miami Dade, Broward, and Palm Beach Counties, with the proceeds going to the South Florida Regional Transportation Authority. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

56. MOTION TO FILE City of Hollywood, Florida, Resolution No. 2007-126, urging the Federal Government and the Legislature of the State of Florida to take any and all action necessary to preserve and protect the dike surrounding Lake Okeechobee . (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

57. MOTION TO FILE City of Lauderhill, Florida, Resolution No. 07R-04-78, advocating for and supporting the creation of an annual event to be known as the Florida-Caribbean Games; providing that the Florida-Caribbean Games will be presented in the Central Broward Regional Park, in the City of Lauderhill. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

58. MOTION TO FILE City of Lauderhill, Florida, Resolution No. 07R-04-90, in support of the AIDS Walk Fort Lauderdale, to be held April 29, 2007. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

59. MOTION TO FILE City of Pembroke Pines, Florida, Resolution No. 2007-R-08, No. 3134; urging the Federal Government and the Legislature of the State of Florida to take any and all action necessary to preserve and protect the levee system surrounding Lake Okeechobee. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

60. MOTION TO FILE City of Pembroke Pines, Florida, Resolution No. 3132, urging the Florida Legislature to seriously consider a statewide Vote-By-Mail-System, embracing Senate Bill 1608, and House Bill 383; and recommending that the Legislature expand these proposals to allow for a more comprehensive Vote-By-Mail Voting System; recommending that the Florida Legislature amend, revise, and expand Section 101.6102, Florida Statutes, during the current Legislative Session; recommending that the City of Pembroke Pines be used as a pilot city to test the effectiveness and economic benefit of a Vote-By-Mail-System; directing that this Resolution be forwarded to the Governor, members of the Florida Legislature, the Broward County League of Cities, the Florida League of Cities, the Broward County Commission, the Broward League of Women Voters, the Florida League of Women Voters, and the Broward County Supervisor of Elections. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

61. MOTION TO FILE City of Tamarac, Resolution No. 2007-52; requesting Congress to fully fund the Community Oriented Policing Program (Cops) by restoring, maintaining, or increasing funds which President Bush proposes to cut in his 2008 budget proposal. (Mayor Eggelletion)

ACTION: (T-10:26 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

62. MOTION TO ADOPT Resolution 2007-328 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 5, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider adoption of a Resolution approving Broward County's Affordable Housing Inventory List of County Owned Real Property, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, APPROVING AN INVENTORY LIST OF REAL PROPERTY WITHIN BROWARD COUNTY TO WHICH BROWARD COUNTY HOLDS FEE SIMPLE TITLE THAT IS APPROPRIATE FOR USE AS AFFORDABLE HOUSING; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:26 AM) Approved.

63. MOTION TO ADOPT Resolution 2007-329 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 5, 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; APPROVING STANDARD CONTRACT FORMS FOR USE IN THE PUBLIC ART AND DESIGN PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE (EXCEPT AS OTHERWISE PROVIDED HEREIN); AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:26 AM) Approved.

64. MOTION TO ADOPT Resolution 2007-330 directing the County Administrator to publish Notice of Public hearing to be held on Tuesday, June 5, 2007, 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: (Deferred from April 17, 2007 - Item No. 88)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING VOLUME II, CHAPTER 32, OF THE BROWARD COUNTY ADMINISTRATIVE CODE, PART II, FRANCHISES, AMENDING SECTION 32.16, APPLICATION FOR STEVEDORE, CARGO HANDLER, AND TUGBOAT OR TOWING FRANCHISES; AMENDING SECTION 32.17, ISSUANCE AND RENEWAL CRITERIA FOR A STEVEDORE, CARGO HANDLER AND TUGBOAT OR TOWING FRANCHISES; AMENDING SECTION 32.19, STEAMSHIP AGENT FRANCHISE; AMENDING SECTION 32.20, VESSEL BUNKERING SERVICE, VESSEL OILY WASTE REMOVAL SERVICE AND VESSEL SANITARY WASTE WATER REMOVAL SERVICE FRANCHISES; AMENDING SECTION 32.29, PROBATION, SUSPENSION AND REVOCATION OF A FRANCHISE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(This item was pulled by Commissioner Liebeman.)

ACTION: (T-2:04 PM) Approved. The Board directed the County Attorney to draft the amendment consistent with the discussion held by the Board. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

65. A. MOTION TO ADOPT Resolution 2007-331 directing the County Administrator to publish notice of a Public Hearing to be held on Tuesday, September 11, 2007, at 5:01 PM at the Broward County Governmental Center, Room 422, to adopt tentative budget and millage rates, and final special assessments and fees for Fiscal Year 2008.

ACTION: (T-10:26 AM) Approved.

- B. MOTION TO ADOPT Resolution 2007-332 directing the County Administrator to publish notice of a Public Hearing to be held on Tuesday, September 25, 2007, at 5:01 PM at the Broward County Governmental Center, Room 422, to adopt final budgets and millage rates for Fiscal Year 2008, and to adopt the Fiscal Year 2008-2012 Capital Program.

ACTION: (T-10:26 AM) Approved.

66. MOTION TO ADOPT Resolution 2007-333 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 5, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 31½-42 OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATED TO THE DISTRIBUTION OF THE LOCAL OPTION GAS TAX PROCEEDS BETWEEN THE COUNTY AND THE MUNICIPALITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR A CERTIFIED COPY TO BE SENT TO THE DEPARTMENT OF REVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:26 AM) Approved. (Scrivener's error – See County Administrator's report: Summary Explanation/Background, line three, it reads "...local option gas tax increases from 48.69% to 50.49% after adjustments" should read "...local option gas tax increases from 50.49% to 51.26% after adjustments." In the Ordinance, page 1, the first WHEREAS clause, line 12 reads "...distribution of proceeds of the nine cents of local option gas tax" should read "...distribution of proceeds of the three cent "additional" local option gas tax...") (Refer to minutes for full discussion.)

67. MOTION TO ADOPT Resolution 2007-334 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 5, 2007, at 2:00 PM in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE AMENDING CHAPTER 25½, PARKS AND RECREATION, OF THE BROWARD COUNTY CODE OF ORDINANCES; ESTABLISHING A POLICY RELATED TO THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN COUNTY PARKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:26 AM) Approved.

68. MOTION TO ADOPT Resolution 2007-335 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 5, 2007, at 2:00 PM in Room 422 of the Governmental Center, to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SUBSECTION 10-31(a) OF THE BROWARD COUNTY CODE OF ORDINANCES; REQUIRING THE CLERK OF COURT TO COLLECT AN ADDITIONAL \$5.00 FOR EACH CIVIL TRAFFIC PENALTY AND FOR THE MONIES TO BE DEPOSITED INTO THE DRIVER EDUCATION SAFETY TRUST FUND; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:26 AM) Approved.

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

HOUSING AND COMMUNITY DEVELOPMENT DIVISION

69. MOTION TO APPROVE form of Release of Indemnitors From Environmental Indemnity Agreement and Guarantees, to be entered into by the Housing Finance Authority of Broward County, Florida, in connection with the transfer of General Partnership interest comprising 10% of the borrowing entity of Venice Cove Apartments, located at 721 NW 19th Street in the City of Fort Lauderdale. **(Commission District 9)**

ACTION: (T-10:26 AM) Approved. (Scrivener's error – See County Administrator's report: Agenda Report, page 1 of 2, MOTION TO APPROVE: General Partnership interest comprising 10%. Should read .10%. What Action Accomplishes: reads 10% General Partnership interest. Should read .10%. (Refer to minutes for full discussion.)

70. MOTION TO ADD three grant positions for the Housing and Community Development Division for the purpose of administering the 2005 Community Development Block Grant Supplemental Disaster Recovery Initiative.

ACTION: (T-10:26 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

DEVELOPMENT MANAGEMENT DIVISION

71. DISCUSSION: of plat entitled “Coconut Creek Self Storage Plat” - **Commission District 2**, (035-MP-06).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

72. DISCUSSION: of plat entitled “Kane Estates” - **Commission District 5**, (002-UP-05).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

73. DISCUSSION: of plat entitled “Paso Fino Acre Estates” - **Commission District 5**, (081-MP-05).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

74. DISCUSSION: of plat entitled “Uston Estate” - **Commission District 6**, (004-MP-05).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

75. DISCUSSION: of plat entitled “DJP Airport West Plat” - **Commission District 7**, (081-MP-06).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

76. DISCUSSION: of plat entitled “Jesus Ministries” - **Commission District 8**, (033-MP-06).

ACTION: (T-10:26 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

77. DISCUSSION: of plat entitled "Sutton Ranches" - **Commission District 8**, (019-MP-06). (Deferred from April 17, 2007).

ACTION: (T-10:26 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

78. DELEGATION: Dan Habibe regarding request to amend the note on the Pembroke Lakes South Plat - **Commission District 6**, (146-MP-81).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

79. DELEGATION: Gary Powell regarding request to amend the note on the C.B.I. Plat - **Commission District 7**, (036-UP-83).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

80. DELEGATION: Angela Grillo, regarding request to amend the note on the New Town Commerce Center Plat - **Commission District 7**, (012-MP-86).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

81. DELEGATION: Matt Jackson regarding request to amend the note on the Minnaugh Plat - **Commission District 8**, (079-MP-95) (Deferred from January 9, 2007).

ACTION: (T-10:26 AM) Withdrawn at the applicant's request.

82. DELEGATION: Michael Woodman regarding request to amend the non-vehicular access line on the Rock Lake Plat - **Commission District 2**, (049-MP-00).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

83. DELEGATION: Cynthia Pasch regarding request to revise the non-vehicular access line on the Hillsborough East Plat - **Commission District 4**, (112-MP-05).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

84. DELEGATION: Renee Miller regarding request to amend the non-vehicular access line on the Isgette's Runway Plat (060-MP-93) and on the Port 95 Commerce Park Plat (019-UP-88) - **Commission District 7**.

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

85. DELEGATION: Jane Storms regarding request to amend the non-vehicular access line on the Walton Site Plat - **Commission District 9**, (060-MP-87).

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

86. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Pembroke Pines and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Pembroke Pines Local Activity Center - **Commission District 6**.

ACTION: (T-10:26 AM) Approved, subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING


REGULAR AGENDA

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

- 87. MOTION TO APPROVE Land Preservation and Acquisition Advisory Board's (LPAAB) recommendation to create a competitive process for the acquisition of all presently funded Green Space and Open Space sites by encumbering funds when a signed contract is presented for a site, until all available funds allocated to sites in these inventory categories are encumbered. **(Commission Districts 1, 2, 3, 4, 5, 7, 8, and 9)**

ACTION: (T-2:17 PM) Approved.

VOTE: 9 – 0.

-  88. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Margate for the acquisition of Open Space Site OS-113, Eagle Lakes Golf Course; and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (T-2:18 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

AVIATION DEPARTMENT

- 89. MOTION TO APPROVE first amendment to the agreement between First Albany Capital, Inc. and Broward County for financial advisory services related to Airport Bonds.

ACTION: (T-2:29 PM) Deferred until June 12, 2007. (Refer to minutes for full discussion.)

- 90. MOTION TO DIRECT Bond Counsel to draft a Resolution authorizing the substitution of projects for the Airport System Revenue Bonds, Series 2004L.

ACTION: (T-2:57 PM) Approved. The Board directed staff to provide monthly status reports relating to all bond issues. (Refer to minutes for full discussion.)

VOTE: 8 – 0. Commissioner Rodstrom was out of the meeting room during the vote.

ACTION: (T-4:24 PM) Commissioner Rodstrom returned to the meeting room and requested he be shown voting in the affirmative. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

AVIATION DEPARTMENT AND PORT EVERGLADES DEPARTMENT

91. **MOTION TO DISCUSS:** options for amending the agreement with Lea + Elliott, for consultant services relating to an Airport-Seaport People Mover System and Intermodal Center, RLI No. 20020201-0-AV-04.

ACTION: (T-4:25 PM) The Board approved Option 1. (Refer to minutes for full discussion.)

VOTE: 6 – 3, with Commissioners Rodstrom, Gunzburger, and Keechl voting no.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services Department

92. **MOTION TO APPOINT** Selection Committee to recommend the most qualified firms to provide Financial Advisory Services and approve Request for Letters of Interest (RLI) No. 20070222-0-FA-1.

ACTION: (T-5:28 PM) Approved, as amended, to approve a maximum of four Financial Advisors and allow the CFO to direct the business as appropriate. (Scrivener’s error – See County Administrator’s report: On page 6 of the RLI for Financial Advisory Services, remove the word “not” in the last sentence of the Financial Information paragraph. The last sentence should read, “The financial statements are required to be audited financial statements.”

The Board approved the following to serve on the Selection Committee (SC): Vice-Mayor Wexler; Commissioners Lieberman, Keechl, and Ritter; CFO/Director, Finance and Administrative Services Department (Chair); Director, Aviation Department; Assistant to County Administrator. Plus administrative support staff from the offices of the County Attorney, Commission Auditor, Small Business Development Division, Risk Management Division, Purchasing Division, and the using agencies. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

GREATER FORT LAUDERDALE CONVENTION AND VISITORS BUREAU

93. A. MOTION TO APPROVE Phase II Amendment to the Master Plan Consultant Agreement between Broward County and LMN Architects for Consulting Services related to the development of a Convention Center Hotel.

ACTION: (T-7:34 PM) Approved as amended. With respect to the services of HREC and the preparation of the RLI, HREC will work in good faith to prepare the RLI with the following understanding with respect to a fee agreement. Staff will prepare information for the Board giving comparative fee data for consultants who performed similar types of services. That information will come back before this Board in advance of the June 5, 2007 meeting at which time the Board will consider the appropriate fee to be paid to HREC. The Board also authorized LMN and the other tier of subconsultants to also do what is necessary on an hourly basis to prepare the RLI for June 19, 2007. (Refer to minutes for full discussion.)

VOTE: 9-0

- B. MOTION TO DISCUSS Staff Report Update on Convention Center Hotel RLI.

ACTION: (T-7:34 PM) Approved as amended. With respect to the services of HREC and the preparation of the RLI, HREC will work in good faith to prepare the RLI with the following understanding with respect to a fee agreement. Staff will prepare information for the Board giving comparative fee data for consultants who performed similar types of services. That information will come back before this Board in advance of the June 5, 2007 meeting at which time the Board will consider the appropriate fee to be paid to HREC. The Board also authorized LMN and the other tier of subconsultants to also do what is necessary on an hourly basis to prepare the RLI for June 19, 2007. (Refer to minutes for full discussion.)

VOTE: 9-0

COUNTY ATTORNEY

94. **DISCUSSION:** County Attorney's advice and request for an attorney-client session pursuant to Subsection 286.011 (8), Florida Statutes, regarding settlement negotiations or strategy related to litigation expenditures in *South Florida Chapter of the Associated General Contractors, et al. v. Broward County, et al.*, Case No. 07-60374-CIV-COHN.

ACTION: (T-2:15 PM) Approved.

VOTE: 9 – 0.

COUNTY COMMISSION

95. **MOTION TO APPROVE** appointment of Commissioner Stacy Ritter, District 3, to the Selection Committee for Destination National Public Relations Agency, to provide public relations assistance in generating leisure and convention business for the Greater Fort Lauderdale Convention and Visitors Bureau, RLI No. 20070212-0-CVB-01. (Commissioner Ritter)

ACTION: (T-10:26 AM) Approved. (Transferred to the Consent Agenda.)

96. **MOTION TO ADOPT** Resolution 2007-336 of the Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida, of not to exceed \$11,500,000 of its Multifamily Housing Revenue Bonds (Driftwood Terrace Apartments Project); authorizing the execution of a request for Bond allocation on behalf of the Housing Finance Authority of Broward County, Florida, in connection with such issuance for the purpose of providing funds to finance the acquisition and rehabilitation of a multifamily rental housing development to be located in the County, to provide rental housing for persons and families of low and moderate income to be owned by the party specified herein; approving the public hearing held in respect of such issuance; and providing an effective date. **(Commission District 9) (DEFERRED FROM MAY 1, 2007 - ITEM 41)** (Mayor Eggelletion)

ACTION: (T-2:14 PM) Approved.

VOTE: 9 – 0.

- 97.

COUNTY ADMINISTRATOR'S REPORT

No report presented.

98.

MAYOR'S REPORT

A. **CHIEF JUDGE STEPS DOWN**

ACTION: (T-9:53 PM) Mayor Eggelletion informed the Board that Chief Judge Dale Ross has announced today that he will be stepping down as the Chief Judge, but stay on as a Broward County Circuit Judge. Judge Ross has asked for a special election in July for selection of his replacement. (Refer to minutes for full discussion.)

B. **RECOGNITION OF TWO COMMUNITY HEROES**

ACTION: (T-9:53 PM) Mayor Eggelletion spoke of the honor he had at the African American Research Library on Monday, May 21, 2007, of recognizing Judge Elijah Williams for his strong work in the Juvenile Courts and Barrington Irvin, who will be landing shortly with his aircraft in Miami. When he does, he will become the youngest person in history to have flown around the world. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION



99. **MOTION TO APPROVE** international travel to Israel, for Commissioner Stacy Ritter of the Broward County Board of County Commissioners, to travel to the Governor's Trade Mission to promote international trade. (Mayor Eggelletion)

ACTION: (T-7:54 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

NON-AGENDA

100. **WIIDENING OF SHERIDAN STREET – COMMISSIONER GUNZBURGER**

ACTION: (T-9:56 PM) Commissioner Gunzburger requested the Commission's MPO representatives place the widening of Sheridan Street back onto the funded list. (Refer to minutes for full discussion.)

101. NOISE DEMONSTRATION CONCERNS – COMMISSIONER RITTER

ACTION: (T-9:56 PM) Commissioner Ritter expressed her concerns about the proposed noise demonstrations that are planned for the June 5, 2007 Public Hearing at the Broward County Convention Center.

Commissioner Rodstrom felt that the demonstrations were necessary.

Assistant County Administrator Bertha Henry explained the noise consultant could do the demonstration for approximately \$30,000, but could not verify the accuracy.

The Board agreed to travel out to the airport with the noise monitors and move around to different places to do the testing. (Refer to minutes for full discussion.)

102. CITIZENSHIP PAPERS – COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-10:06 PM) Commissioner Wasserman-Rubin discussed the frustration her friend is having in getting her son his citizenship papers, despite having served two tours of duty in Iraq. (Refer to minutes for full discussion.)

103. TALLAHASSEE REPORT – COMMISSIONER LIEBERMAN

ACTION: (T-10:07 PM) Due to the lateness of the hour, Commissioner Lieberman informed the Board that she copied the Board's offices with a legislative report and asked everyone to read it. (Refer to minutes for full discussion.)

104. EDITH LEDERBERG AGING AND RESOURCE CENTER – VICE MAYOR WEXLER

ACTION: (T-10:08 PM) Vice Mayor Wexler announced that Commissioner Lieberman and herself will be representing the Commission at the ribbon-cutting ceremony tomorrow, May 23, 2007, at the Edith Lederberg Aging and Resource Center. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

WEB TRANSLATION

RLI No. 20060623-0-OIT-1

Tuesday, May 22nd, in Room 329F at 9:30 AM

BOARD OF COUNTY COMMISSIONERS

BUDGET PUBLIC WORKSHOP

Tuesday, May 22nd, in Room 430 at 1:00 PM

Or immediately following the morning Commission meeting

