

## MEETING OF JUNE 3, 2003

(Meeting convened at 10:00 a.m. and adjourned at 12:43 p.m.)

PLEDGE OF ALLEGIANCE was led by Stewart Gold, intern to Commissioner Parrish.

### CALL TO ORDER

### CONSENT AGENDA

#### BOARD APPOINTMENTS

1. A. MOTION TO APPOINT R. Chas Brady to the Homeless Initiative Partnership Advisory Board. (Commissioner Scott)

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO APPOINT James Rhodes Markham to the Consumer Protection Board. (Commissioner Scott)

***ACTION: (Time-10:13 AM) Approved.***

- C. MOTION TO APPROVE appointment of Gary Waters to the Construction Services Advisory Committee in the category of Construction Industry Other Than Electrical, Mechanical or Plumbing. (Commissioner Parrish)

***ACTION: (Time-10:13 AM) Approved.***

- D. MOTION TO APPOINT Larry Rein to the Children's Services Board. (Commissioner Jacobs)

***ACTION: (Time-10:13 AM) Approved.***

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF TRANSPORTATION**

**ENGINEERING DIVISION**

2. MOTION TO APPROVE agreement between Broward County and City of Sunrise for joint participation for drainage improvements along Oakland Park Boulevard at NW 120<sup>th</sup> Way at a cost to the County not to exceed \$25,000; and authorize the Mayor and Clerk to execute same. **(Commission District 3)**

***ACTION: (Time-10:13 AM) Approved.***

3. MOTION TO APPROVE agreement for construction of required offsite improvements as part of County road project between Broward County and MKN Investors, Inc.; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (Time-10:13 AM) Approved.***

4. MOTION TO APPROVE roadway improvement phasing agreement, among Broward County, Rock Lake Inc. and the City of Pompano Beach relating to the "Rock Lake" plat (049-MP-00); and to authorize the Mayor and Clerk to execute same. **(Commission District 2)**

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

5. MOTION TO ADOPT Resolution 2003-401 accepting a road easement, at a nominal cost of \$1 to the County, executed by Zom Fort Lauderdale, LTD., for right-of-way for Broward Boulevard at the northwest corner of the intersection with NE 7<sup>th</sup> Avenue. **(Commission District 7)**

***ACTION: (Time-10:13 AM) Approved.***

6. MOTION TO APPROVE agreement between Broward County, the City of Pembroke Pines and the City of Miramar, for improvements to Pembroke Road from SW 160<sup>th</sup> Avenue to SW 136<sup>th</sup> Avenue, Project No. 5255; and authorize the Mayor and Clerk to execute same. **(Commission Districts 6 and 8)**

***ACTION: (Time-10:13 AM) Approved.***

## FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

### PURCHASING DIVISION

For Aviation Department

7. MOTION TO APPROVE fourth amendment to the deliberately phased agreement (RLI No. 050699-RB) between Broward County and Spillis Candela & Partners, Inc. (SCP) for consultant services for design of Consolidated Rental Car Facility (RAC) at the Fort Lauderdale-Hollywood International Airport for design development, construction documents and construction-related services; increasing the agreement amount by \$2,544,248 from \$10,949,178 to \$13,493,426; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:13 AM) Approved.***

For Community Services Department

8. MOTION TO APPROVE revocable license agreement between Broward County and Ashanti Cultural Arts & Enrichment, Inc., for office space in the African-American Research Library and Cultural Center (AARLCC); for one year commencing upon execution of agreement with two additional one-year renewal periods; and authorize the Mayor and Clerk to execute same. (RLI No. 20020624-7-LIB-02) **(Commission District 7)**

***ACTION: (Time-10:13 AM) Approved.***

9. A. MOTION TO APPROVE extension of standard contract time limit to allow five years with two one-year renewals.

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO APPROVE agreement between Broward County and Transportation Suppliers, Inc. (TSI), for community and commuter transportation services, Request for Letters of Interest (RLI) 20021002-0-MTA-01), in an amount not to exceed \$350,000 annually, commencing on June 20, 2003, and ending five years from that date, with an option to renew for two additional one-year periods; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:13 AM) Approved.***

For Finance and Administrative Services Department

10. A. MOTION TO ADOPT budget Resolution 2003-402 transferring funds within the Building Code Services Special Purpose Fund (0030), the amount of \$126,563 from the Reserve for Automation in order to fund the Enterprise Document Management (EDM) Project.

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO ADOPT budget Resolution 2003-403 transferring funds within the County Transportation Trust Fund (1010), the amount of \$79,216 from the Reserve for Automation in order to fund the EDM Project.

***ACTION: (Time-10:13 AM) Approved.***

- C. MOTION TO ADOPT budget Resolution 2003-404 transferring funds within the Unincorporated Capital Fund (3420), the amount of \$29,137 from the Reserve for Automation in order to fund the EDM Project.

***ACTION: (Time-10:13 AM) Approved.***

- D. MOTION TO ADOPT unanticipated revenue Resolution 2003-405 within the General Capital Outlay Fund (3010), the amount of \$234,916 from the Reserve for Automation in order to fund the EDM Project.

***ACTION: (Time-10:13 AM) Approved.***

- E. MOTION TO ADOPT budget Resolution 2003-406 transferring funds within the Public Records Modernization Trust Fund (0170) in the amount of \$387,884 from the Reserve in order to fund the EDM Project.

***ACTION: (Time-10:13 AM) Approved.***

- F. MOTION TO APPROVE agreement between Broward County and Identitech, Inc., RLI No. 20020207-0-IT-01, for software and services for the EDM Project in the amount of \$1,669,791; optional services for Project Phase 3 only in the amount of \$125,000; additional services over the contract period in the amount of \$100,000; and annual maintenance services of \$139,484 for the first year, beginning after a 90 day warranty period, and annual increases in years two through four of 5% or the Consumers Price Index, whichever is less, for a total amount for five years of \$2,403,238 for the Office of Information Technology; and authorize the Mayor and Clerk to execute same. The System and Services Agreement will begin upon date of execution and end five years from that date. The maintenance portion of the agreement shall commence upon the date of final acceptance of the licensed software and will end five years from that date.

***ACTION: (Time-10:13 AM) Approved.***

11. MOTION TO APPROVE agreement between Broward County and The Gehring Group, Inc. for specialty consulting services, RLI No. 20020716-0-PEB-01, in the amount not to exceed \$145,000 for the Human Resources Division; and authorize the County Administrator to renew for two one-year periods upon approval of the Selection/Negotiation Committee; and authorize the Mayor and Clerk to execute same. The initial term of this agreement shall begin upon date of execution and shall end one year from that date.

***ACTION: (Time-10:13 AM) Approved.***

For Port Everglades Department

12. MOTION TO APPROVE second amendment to the agreement (RLI No. 011701-RB) between Broward County and Craven Thompson & Associates, Inc. (CTA) for general professional engineering consulting services at no additional cost for the Port Everglades Department (Port), describing specific projects identified in the Port's Fiscal Year 2002/2003 budget; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:13 AM) Approved.***

For Public Works Department

13. MOTION TO APPROVE retroactively, third amendment to agreement between Broward County and M. C. Harry and Associates, Inc. (RLI No. 061198-RB), for consultant services for the Hollywood Branch Library (Stirling Road), to increase the contract amount by \$64,500 from \$316,606 to \$381,106 for document preparation and oversight of re-designed site plan required to allow on-site tree preservation activities, no change in contract time; and authorize the Mayor and Clerk to execute same. (Project No. 7511) **(Commission District 7)**

***ACTION: (Time-10:13 AM) Approved.***

### **RISK MANAGEMENT DIVISION**

14. MOTION TO AUTHORIZE full and final settlement of claim ARW030101NOON in the amount of \$102,000.

***ACTION: (Time-10:13 AM) Approved.***

15. MOTION TO AUTHORIZE full and final settlement of claim 93WC1209SM/PT in the amount of \$115,000.

***ACTION: (Time-10:13 AM) Approved.***

16. MOTION TO AUTHORIZE full and final settlement of claims SM/072600RIVE and SM/101100RIVE in the amount of \$109,000.

***ACTION: (Time-10:13 AM) Approved.***

17. MOTION TO AUTHORIZE full and final settlement of claim SM/041399SMIT in the amount of \$83,250.

***ACTION: (Time-10:13 AM) Approved.***

18. MOTION TO AUTHORIZE full and final settlement of claim SM/122099TUCK in the amount of \$22,700.

***ACTION: (Time-10:13 AM) Approved.***

## HUMAN SERVICES DEPARTMENT

### CHILDREN'S SERVICES ADMINISTRATION DIVISION

19. MOTION TO APPOINT to Children's Services Board, Martha Keim representing the Florida Department of Children and Families, pursuant to the provisions of Broward County Ordinance No. 2003-03.

***ACTION: (Time-10:13 AM) Approved.***

### COMMUNITY DEVELOPMENT DIVISION

20. MOTION TO APPROVE funding agreement in the amount of \$324,695 between Broward County and the City of Coconut Creek for the Wynmoor Community - Vertical Wheelchair Platform Lifts project utilizing 27<sup>th</sup> and 28<sup>th</sup> Program Year Community Development Block Grant (CDBG) funds; authorizing the Mayor and Clerk to execute same. No additional County funds are required. **(Commission District 2)**

***ACTION: (Time-10:13 AM) Approved.***

### FAMILY SUCCESS ADMINISTRATION

21. A. MOTION TO APPROVE Amendment No. One to Agreement No. 03SB-2K-11-16-01-003 from date of execution to September 30, 2003 between the State of Florida, Department of Community Affairs and Broward County; increasing the amount of the agreement by \$149,295; from \$925,517 to \$1,074,812; for the purpose of providing additional child care, tuition, and rent/mortgage payments to clients; and authorize the Mayor to execute same. This agreement requires an additional County cash match of \$29,859 which is in the 2002-03 Family Success Administration Division budget.

***ACTION: (Time-10:16 AM) Approved. The Board directed the County Administrator to look into the pros and cons of privatization verses how the County operates today and to come back with a recommendation as to what is the best alternative for Broward County. See Page\*\*\*\*\****

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-407 in the Community Action Agency grant fund (CSBG grant fund 9210-024-1726, 1727, 1728 and 1729) in the amount of \$149,295; for the purpose of assisting low income households in Broward County achieve self-sufficiency. This agreement requires an additional County cash match of \$29,859 which is in the 2002-2003 Family Success Administration Division budget.

***ACTION: (Time-10:13 AM) Approved.***

## **SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION**

22. MOTION TO APPROVE allocation of State of Florida, Department of Law Enforcement (FDLE) Edward Byrne State and Local Law Enforcement Assistance Formula Block Grant funding for the period of October 1, 2003 through September 30, 2004, in the amount of \$1,190,672; as recommended by the United Way Broward County Commission on Substance Abuse (UWBCSA); and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:13 AM) Approved.***

## **COMMUNITY SERVICES DEPARTMENT**

### **MASS TRANSIT DIVISION**

23. A. MOTION TO ADOPT Resolution 2003-408 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission Mayor and Clerk to execute and file a Supplemental Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT), District 6, in the amount of \$270,000 to provide for a final year of state transit service development program funds to extend Broward County Transit Route 2 southernmost termination point from the Miami-Dade/Broward County line to the Golden Glades Multimodal Transportation Facility; eligible project costs include bus operational expenses and limited marketing activities/promotional materials; and providing for an effective date. This grant requires a 25% cash match from the County in the amount of \$67,500 which will be funded by Mass Transit's Fiscal Year 2003 Operations budget.

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-409 within the Capital Fund (4510) for the Mass Transit Division in the total amount of \$270,000 (\$202,500 - FDOT and \$67,500 - County), providing for a final year of funding for the extension of Broward County Transit Route 2 service from the Miami-Dade/Broward County line to the Golden Glades Multimodal Transportation Facility.

***ACTION: (Time-10:13 AM) Approved.***

24. A. MOTION TO ADOPT Resolution 2003-410 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission Mayor and Clerk to execute and file a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT), District 4, in the amount of \$1,381,798 to provide funding for construction of the Pompano Beach Neighborhood Transit Center; and providing for an effective date. This grant requires a 50% cash match from the County in the amount of \$690,899 which will be funded by the Transportation Trust Fund (\$565,599 - Transit Impact Fees) and the Community Bus Services non-recurring funds (\$125,300). **(Commission District 2)**

***ACTION: (Time-10:13 AM) Approved, as corrected. (Scrivener's error - See County Administrator's Report: Page 12 of Exhibit 2 (signature page) was inadvertently omitted and will be included with the original document.) See Page\*\*\*\*\****

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-411 within the Transportation Trust Fund/Transit Impact Fees (1030) for the Mass Transit Division, in the amount of \$565,599 to provide matching funds for the Pompano Beach Neighborhood Transit Center project.

***ACTION: (Time-10:13 AM) Approved.***

- C. MOTION TO ADOPT unanticipated revenue Resolution 2003-412 within the Capital Fund (4510) for the Mass Transit Division, in the amount of \$1,256,498 (\$690,899 - FDOT Intermodal Funds and \$565,599 - County Transit Impact Fees), to provide funding for construction of the Pompano Beach Neighborhood Transit Center.

***ACTION: (Time-10:13 AM) Approved.***

## **PARKS AND RECREATION DIVISION**

25. A. MOTION TO APPROVE officially naming the County-owned property now commonly referred to as the Jungle Natural Area as the Highlands Scrub Natural Area. **(Commission District 2)**

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO APPROVE Master Plan for the County-owned property commonly referred to as the Jungle Natural Area located in unincorporated Broward County. **(Commission District 2)**

***ACTION: (Time-10:13 AM) Approved.***

26. A. MOTION TO ADOPT Resolution 2003-413 of the Board of County Commissioners of Broward County, Florida (County), approving an interlocal agreement with the City of North Lauderdale (City) for the conveyance, by quitclaim deed, of Broadview Community Park to the City, providing for payments by County to City for short-term park services related to the operation of the park commencing from the park's opening, approximately June 15, 2003, through midnight September 14, 2003, the effective date of the annexation; providing up to \$90,000 to City on a reimbursement basis for the design and construction of an adjacent parking lot, providing for the assignment of a license agreement between Florida Power and Light Company (FPL) and the County to the City, providing for an effective date; and authorizing the Mayor and Clerk to execute the interlocal agreement and all documents to effect the conveyance and assignment of license agreement. **(Commission District 1)**

***ACTION: (Time-10:13 AM) Approved. See Page\*\*\*\*\****

- B. MOTION TO ADOPT budget Resolution 2003-414 transferring within the Municipal Service District Fund (0020), the amount of \$7,000 from the Commission Reserve, for the purpose of paying short-term park operating expenses to the City of North Lauderdale, commencing with the opening of Broadview Community Park, approximately June 15, 2003, through midnight September 14, 2003, the effective date of the annexation. **(Commission District 1)**

***ACTION: (Time-10:13 AM) Approved.***

## DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

### FIRE RESCUE DIVISION

27. MOTION TO APPROVE first amendment to interlocal agreement between Broward County and the City of Cooper City providing for delivery of fire protection and emergency medical services by City within a certain portion of unincorporated Broward County; extending the term of the agreement from three years to six years; changing the end date of the agreement from October 30, 2003 to October 30, 2006; providing for the automatic renewal for up to five (5) one (1) year terms; authorizing the County's Purchasing Division Director to provide City with County's written intent to renew the interlocal agreement; providing for 180 days termination notice period; and authorize the Mayor and Clerk to execute same. All other terms and conditions of the original interlocal agreement remain in full force and effect. **(Commission District 5)**

***ACTION: (Time-10:13 AM) Approved.***

### PORT EVERGLADES DEPARTMENT

28. MOTION TO APPROVE one-year lease agreement between Broward County and Southeastern International Services, Inc., f/k/a Southeastern Cargo Services, Inc., for 21,093 square feet of warehouse and office space in Building "A" Annex of Foreign Trade Zone No. 25 at Port Everglades, effective July 1, 2003 through June 30, 2004, with annual rent in the amount of \$170,351.92; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:13 AM) Approved.***

### OFFICE OF BUDGET SERVICES

29. MOTION TO ADOPT unanticipated revenue Resolution 2003-415 within the General Fund for the Broward Sheriff's Office in the amount of \$1,200,000 for overtime staffing at the Fort Lauderdale-Hollywood International Airport, in response to the Transportation Security Administration's Federal Alert Status and other security purposes at the airport.

***ACTION: (Time-10:13 AM) Approved.***

**OFFICE OF EQUAL OPPORTUNITY**

**CIVIL RIGHTS DIVISION**

30. A. MOTION TO APPROVE amended contract agreement for the Fiscal Year 2003 Fair Employment Practice (FEP) Agency/Award contract option period extension between Broward County on behalf of the Civil Rights Division and the Miami District Office of the United States Equal Employment Opportunity Commission (EEOC), for the period of October 1, 2002 through September 30, 2003. The amount of the contract has increased by \$200. The previous contract amount was \$129,150; the amendment contract amount is \$129,350. The contract number has also changed from 2/CFPMD/0017 to 3/FLSLP/0223.

***ACTION: (Time-10:13 AM) Approved.***

- B. MOTION TO APPROVE unanticipated revenue Resolution 2003-416 in the amount of \$200 to increase the Fiscal Year 2003 Fair Employment Practice (FEP) Agency/Award contract between Broward County on behalf of the Civil Rights Division and the Miami District Office of the United States Equal Employment Opportunity Commission (EEOC) for the period of October 1, 2002 through September 30, 2003.

***ACTION: (Time-10:13 AM) Approved.***

**OFFICE OF ECONOMIC DEVELOPMENT**

31. MOTION TO ADOPT Resolution 2003-417 recommending that haircolorxpress International, LLC., be approved as a qualified applicant for participation in the State of Florida Qualified Target Industry Tax Refund Program (QTI) for Fiscal Years 2004 through 2007; based on the creation of the minimum requisite jobs within Broward County.

***ACTION: (Time-10:13 AM) Approved.***

**OFFICE OF URBAN PLANNING AND REDEVELOPMENT**

**PLANNING SERVICES DIVISION**

32. MOTION TO APPROVE election of the Washington Park Neighborhood Council, consisting of five members, duly elected at a noticed public meeting held May 8, 2003. **(Commission District 7)**

***ACTION: (Time-10:13 AM) Approved.***

### **COURT ADMINISTRATION**

33. MOTION TO APPROVE purchase of service agreement between Broward County and the State of Florida, Department of Revenue, for the period of July 1, 2003, through June 30, 2004, in the amount of \$148,269.71.

***ACTION: (Time-10:13 AM) Approved.***

### **COUNTY ATTORNEY**

34. MOTION TO APPROVE settlement in the amount of \$35,000 including costs and attorney's fees, of a lawsuit filed in Broward County Circuit Court, Deborah and Charles Higgs v. Broward County, Case No: 02-14394 (11).

***ACTION: (Time-10:13 AM) Approved.***

35. MOTION TO APPROVE legal services agreement retaining Aviation Legal Group, P.A., to represent Broward County in the acquisition of an airplane; and authorize the County Attorney to execute same on behalf of the County.

***ACTION: (Time-10:13 AM) Approved.***

36. MOTION TO AUTHORIZE Mayor and Clerk to execute and deliver a satisfaction of mortgage for a certain mortgage executed by Wallace G. Lehmann and Dorothy L. Lehmann, individually and as co-trustees, which mortgage was given for the purpose of posting an appearance bond in the case of State of Florida v. Cindy Hull, Seventeenth Judicial Circuit Case No. 00-005868CF10A.

***ACTION: (Time-10:13 AM) Approved.***

**REQUEST TO SET FOR PUBLIC HEARING**

37. MOTION TO ADOPT Resolution 2003-418 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: **(Deferred from May 20, 2003 - Item No. 30)**

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-10:13 AM) Approved.***

***ACTION: (Time-10:25 AM) Reconsidered and approved. See Page\*\*\*\*\****

38. MOTION TO ADOPT Resolution 2003-419 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 24, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider adoption of a proposed resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 12.44 OF THE BROWARD COUNTY ADMINISTRATIVE CODE, RELATING TO APPOINTMENTS AND MEMBERSHIPS ON THE PARKS AND RECREATION ADVISORY BOARD; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (Time-10:13 AM) Approved.***

39. MOTION TO ADOPT Resolution 2003-420 directing the County Administrator to publish a Notice of Public Hearing to be held June 24, 2003 at 2:00 PM in Room 422 of the Governmental Center to consider a Resolution consenting to the assignment of a non-exclusive tugboat and towing franchise from Tugz International, L.L.C., to Tugz Company, L.L.C., to provide tugboat and towing services at Port Everglades for the remainder of the franchise term, through October 28, 2007.

***ACTION: (Time-10:13 AM) Approved.***

40. MOTION TO ADOPT Resolution 2003-421 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, June 24, 2003 at 2:00 PM in Room 422 of the Governmental Center, to vacate and abandon a right-of-way, lying and being in Broward County, Florida and located at SW 36<sup>th</sup> Street and SW 62<sup>nd</sup> Avenue in the City of Miramar. Petitioner: Ioan and Doina Lazureanu. (2002-V-17) (Frank A. Aguirre - Agent) **(Commission District 8)**

***ACTION: (Time-10:13 AM) Approved.***

41. MOTION TO ADOPT Resolution 2003-422 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 24, 2003, at 2:00 PM, in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, PART VIII, FEE SCHEDULE, DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION; SECTIONS 40.23k AND 40.23k6(c)(1), RELATING TO WASTE TRANSPORTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (Time-10:13 AM) Approved.***

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

- 42. MOTION TO APPROVE settlement agreement in the total amount of \$58,300 between Broward County and the listed respondent for a violation of the Broward County Code of Ordinances for the Department of Planning and Environmental Protection (DPEP); and authorize the Mayor and Clerk to execute same. **(Commission District 3)**

***ACTION: (Time-10:13 AM) Approved.***

**DEVELOPMENT MANAGEMENT DIVISION**

- 43. MOTION TO APPROVE State of Florida Department of Transportation Local Funded Agreement.

***ACTION: (Time-10:13 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

- 44. DISCUSSION: of plat entitled "Janis Plat" - **Commission District 2**, (051-MP-00).  
***ACTION: (Time-10:13 AM) Approved the plat subject to staff's recommendation as outlined in the Development Review Report.***

- 45. DISCUSSION: of plat entitled "Carriage Homes At Bentley Park" - **Commission District 9**, (088-MP-02).

***ACTION: (Time-10:13 AM) Approved the plat subject to staff's recommendation as outlined in the Development Review Report.***

- 46. DISCUSSION: of plat entitled "Meadow Pines" - **Commission District 8**, (008-MP-97).

***ACTION: (Time-10:13 AM) Deferred to June 17, 2003 at applicant's request. See Page\*\*\*\*\****

47. DISCUSSION: of plat entitled "Oak Hollow Estates" - **Commission District 5**, (033-MP-02). (Deferred from April 29, 2003).

**ACTION: (Time-10:18 AM) Deferred to June 17, 2003. See Page\*\*\*\*\***

48. DISCUSSION: of plat entitled "Troia Plat" - **Commission District 1**, (043-MP-02). (Deferred from May 20, 2003.)

**ACTION: (Time-10:13 AM) Approved the plat subject to staff's recommendation as outlined in the Development Review Report.**

49. DELEGATION: Todd Vargo, representing the Town of Davie, regarding request to amend the note on the Davie Community Facilities IV Plat - **Commission District 5**, (028-MP-85).

**ACTION: (Time-10:26 AM) Approved subject to staff's recommendations with the road impact and administration fees totaling \$1009 to be paid out of the County Transportation Trust Fund. See Page\*\*\*\*\***

50. DELEGATION: Cristina Rodriguez regarding request to amend the note on the Heritage Building Plat - **Commission District 7**, (075-MP-98).

**ACTION: (Time-10:31 AM) Approved subject to staff's recommendations. See Page\*\*\*\*\***

51. DELEGATION: Hoyt Holden regarding request to amend the note on the Pine Island Commercial Plat - **Commission District 7**, (001-MP-98).

**ACTION: (Time-10:13 AM) Deferred to July 8, 2003 at applicant's request. See Page\*\*\*\*\***

52. DELEGATION: Hoyt Holden regarding request to amend the non-vehicular access line and modify conditions of plat approval on the Pine Island Commercial Plat - **Commission District 7**, (001-MP-98).

**ACTION: (Time-10:13 AM) Approved subject to staff's recommendations.**

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

53. **COUNTY ADMINISTRATOR'S REPORT**

***ACTION: (Time-10:35 AM) County Administrator Roger J. Desjarlais reminded the Board that there is a workshop meeting today at 12:30 in Room 430 with the Housing Finance Authority Board. See Page\*\*\*\*\****

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54. **DELEGATION**: Mr. Gerlyn Cadet regarding independent taxi services.

***ACTION: (Time-11:14 AM) No Board action was taken. See Page\*\*\*\*\****

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**BOARD OF COUNTY COMMISSIONERS  
SITTING AS GOVERNING BOARD OF THE  
TWIN LAKES WATER CONTROL DISTRICT**

55. A. **MOTION TO OPEN** meeting as the Governing Board of the Twin Lakes Water Control District.

***ACTION: (Time-11:44 AM) Approved. See Page\*\*\*\*\****

B. **MOTION TO APPROVE** reappointment of the following member to the Twin Lakes Water Control District Advisory Board: Charles (Allan) Bapty.

***ACTION: (Time-11:44 AM) Approved. See Page\*\*\*\*\****

C. **MOTION TO CLOSE** meeting as the Governing Board of the Twin Lakes Water Control District. **(Commission District 8)**

***ACTION: (Time-11:44 AM) Approved. See Page\*\*\*\*\****

**BOARD OF COUNTY COMMISSIONERS  
SITTING AS GOVERNING BOARD OF THE  
WATER CONTROL DISTRICT NO. 3**

56. A. MOTION TO OPEN meeting as the Governing Board of Water Control District No. 3.

***ACTION: (Time-11:45 AM) Approved. See Page\*\*\*\*\****

- B. MOTION TO ADOPT budget Resolution 2003-423 for Water Control District No. 3 transferring \$200,000 from the District's restricted reserves, account No. 1170 126 6117.9415 to the District's Capital Improvements Fund, account No. 1170 126 6117.6310, for the reconstruction of the C-1 Canal south of NW 15<sup>th</sup> Street, Pompano Beach.

***ACTION: (Time-11:45 AM) Approved. See Page\*\*\*\*\****

- C. MOTION TO CLOSE meeting as the Governing Board of Water Control District No. 3. **(Commission District 2)**

***ACTION: (Time-11:45 AM) Approved. See Page\*\*\*\*\****

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**AVIATION DEPARTMENT**

57. A. MOTION TO APPROVE amended Request for Letters of Interest (RLI) No. 20030325-0-AV-01 subject to Federal Aviation Administration (FAA) approval, and meeting dates of August 19, 2003, September 18, 2003, and November 18, 2003 for the Selection/Negotiation Committee (S/NC) appointed on March 25, 2003 to short list, hear presentations/rank, and negotiate the agreement, respectively, for the continuation of the Environmental Impact Statement (EIS).

***ACTION: (Time-11:45 AM) Approved, as amended, with each proposer giving a time line for each task, so the S/NC can review and see how long each task will take, with Commissioners Parrish, Rodstrom, Eggelletion, Gunzburger, Vice Mayor Lieberman and Mayor Wasserman-Rubin serving. (Scrivener's error - See County Administrator's Report: Attachment 1, the date changed from December 1994 to June 2003, on number 4 "FAA" was added, on number 8 - changed the sentence "the S/N Committee and the representatives of the FAA" and now reads "the***

**FAA and the S/N Committee to conduct presentations and interviews.)  
See Page \*\*\*\*\***

- B. MOTION TO APPROVE Form Memorandum of Understanding between the Federal Aviation Administration (FAA) and Broward County to change dates.

**ACTION: (Time-11:45 AM) Approved. See Page\*\*\*\*\***

## **PUBLIC WORKS DEPARTMENT**

### **OFFICE OF ENVIRONMENTAL SERVICES**

#### **ENVIRONMENTAL ENGINEERING DIVISION**

58. MOTION TO APPROVE developer's agreement between Broward County and CJM Development, Inc., a Florida Corporation, providing for utilities installation by the developer, located in the area about 550 feet south of NW 29<sup>th</sup> Street and about 350 feet west of NW 33<sup>rd</sup> Avenue, in the City of Lauderdale Lakes, Broward County, Florida, with an estimated cost to the developer of \$84,440 at no cost to Broward County, and will furnish water and wastewater services; and authorize the Mayor and Clerk to execute same. BCOES Project No. 2065. (Deferred from May 6, 2003 - Item No. 58) **(Commission District 9)**

**ACTION: (Time-12:03 PM) Deferred. See Page\*\*\*\*\***

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

#### **PURCHASING DIVISION**

For Community Services Department

59. MOTION TO APPROVE second amendment to agreement between Broward County and Recreational Design & Construction, Inc. (RDC), for design/build services for miscellaneous small projects and accessibility compliance at various County park sites (RLI 111599-RB), revising Exhibit "F" of the agreement which will reduce the agreement equipment reimbursement rates on select pieces of equipment; and authorize the Mayor and Clerk to execute same.

**ACTION: (Time-12:04 PM) Approved. See Page\*\*\*\*\***

For Port Everglades Department

60. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide management and operation of parking facilities at Port Everglades, and approve Request for Letters of Interest (RLI) No. 20030423-0-PORT-01.

***ACTION: (Time-12:04 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelation, Gunzburger, Parrish, Rodstrom, Scott, Vice Mayor Lieberman; Director, Business Administration Division, Port Everglades Department (Chair); Director, Office of General Services; Airport Manager Landside, Aviation Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page\*\*\*\*\****

For Public Works Department

61. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide professional engineering services in making improvements to Pembroke Road from SW 160<sup>th</sup> Avenue to SW 136<sup>th</sup> Avenue, and approve Request for Letters of Interest (RLI) No. 20030416-0-EN-01. **(Commission Districts 5, 6 and 8)**

***ACTION: (Time-12:08 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioner Parrish and Mayor Wasserman-Rubin; Director, Engineering Division, Public Works Department (Chair); Director, Development Management Division, Department of Planning and Environmental Protection; Director, Streets and Highways Division, Public Works Department. Plus administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page\*\*\*\*\****

#### **OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

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

***ACTION: (Time-12:11 PM) The Board directed the County Attorney to research how one part of the state seems to be able to secede from another part of the state. The Board also directed staff to find out what percentage of new tax Broward County would be paying and for staff to look into the cost of a second primary, what percentage of people vote in a second primary, and whether or not the primary date itself can be moved. See Page\*\*\*\*\****

## COUNTY COMMISSION

63. MOTION TO NOMINATE Ms. Jacqueline Kobiako to serve on the Children's Services Advisory Board, in the "Past or Current Consumer of Services" category; At-Large appointment. (Commissioner Rodstrom)

***ACTION: (Time-10:13 AM) Withdrawn. See Page\*\*\*\*\****

64. MOTION TO DISCUSS utility bill of \$19,047.09, received by Crystal Lake Warehouses, 4350 NW 19<sup>th</sup> Avenue, Deerfield Beach, FL 33064; from the Office of Environmental Services Account No. 188020-229-9699000. (Commissioner Jacobs)

***ACTION: (Time-10:35 AM) The Board agreed to accept, in full settlement of the disputed utility bill, the amount of \$3572.75. See Page\*\*\*\*\****

65. DISCUSSION: Oral Rabies Vaccine Bait Program and explore feasibility of implementing a similar program in Broward County. (Commissioner Parrish)

***ACTION: (Time-12:18 AM) The Board directed the County Administrator to coordinate with Broward County's ad hoc committee to determine which appropriate members of staff could work with the Pet Overpopulation Committee and see whether this is feasible and determine the budget impacts. See Page\*\*\*\*\****

66. MAYOR'S REPORT

***ACTION: (Time-12:23 PM) Mayor Diana Wasserman-Rubin advised there was nothing to report. See Page\*\*\*\*\****

67. COUNTY COMMISSION LIAISON REPORT

***ACTION: (Time-12:23 PM) Commissioner Gunzburger was concerned with the reduced funding from Tallahassee for cultural grants, and that many facilities are going to be in trouble. See Page\*\*\*\*\****

## COUNTY COMMISSION

68. MOTION TO WAIVE twice a year adoption limitation of Section 5-136 of the Broward County Code of Ordinances for Small Scale Amendment PC 03-3 in the City of Wilton Manors. (Commissioner Scott)

***ACTION: (Time-12:26 PM) Approved. See Page\*\*\*\*\****

## NON AGENDA

69. LOBBYING TEAM IN TALLAHASSEE - COMMISSIONER SCOTT

**ACTION: (Time-12:28 PM) Commissioner Scott pointed out that staff, the lobbying team and the Commissioners being up in Tallahassee each week was successful in budgetary matters involving Broward County. See Page\*\*\*\*\***

70. FLOODING BY SCHOOLS - COMMISSIONER EGELLETON

**ACTION: (Time-12:28 PM) Commissioner Egelleton brought up a concern about flooding by two schools off of 26<sup>th</sup> Street and 23<sup>rd</sup> Avenue, and asked the County Administrator to look into whether or not Broward County could better prepare for heavy rains and floods in that area. See Page\*\*\*\*\***

71. TURNPIKE NOISE LEVELS - VICE MAYOR LIEBERMAN

**ACTION: (Time-12:32 PM) Vice Mayor Lieberman was concerned about noise levels due to the widening of the Turnpike, and asked the County Administrator to have staff look into noise barriers, wherever the Turnpike is being widened. See Page\*\*\*\*\***

72. RIGHT TO PRIVACY - COMMISSIONER PARRISH

**ACTION: (Time-12:23 PM) Commissioner Parrish objected to the benefits department asking for copies of employees marriage licenses and/or birth certificates for dependant children or risk losing their health insurance coverage. See Page\*\*\*\*\***

73. MECHANISM FOR EXISTING COMPANIES BIDDING FOR NEW CONTRACTS - COMMISSIONER JACOBS

**ACTION: (Time-12:39 PM) Commissioner Jacobs asked staff to research whether or not we can find out how companies are performing that have existing contracts with the County who are now bidding for new contracts and if they are being paid properly. See Page\*\*\*\*\***

74. INTRODUCTION OF COMMISSIONERS INTERNS - COMMISSIONERS JACOBS, PARRISH AND SCOTT

**ACTION: (Time-12:41 PM) Commissioners Jacobs, Parrish and Scott introduced the new interns who will be working in their office. See Page\*\*\*\*\***

75. REMOVAL FROM S/NC - COMMISSIONER GRABER

***ACTION: (Time-12:41 PM) Commissioner Graber asked to be removed from an S/NC Committee, RLI # 20020411, Fiber Optics Study, which was granted. See Page\*\*\*\*\****

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**MEETING/WORKSHOP NOTICES**

**SELECTION/NEGOTIATION COMMITTEE**  
**MGC NORTHPORT CRUISE GARAGE & ACCESS RAMPS**  
**RLI No. 012601-RB**

Tuesday, June 3<sup>rd</sup> in Room 430 at 9:00 AM

**SELECTION/NEGOTIATION COMMITTEE**  
**LANDSCAPE MASTER PLAN**  
**RLI No. 20020109-0-AV-01**

Tuesday, June 3<sup>rd</sup> in Room 430 at 9:15 AM

**SELECTION/NEGOTIATION COMMITTEE**  
**AIRPORT ROADWAY EXIT SYSTEM**  
**RLI No. 20020201-0-AV-03**

Tuesday, June 3<sup>rd</sup> in Room 430 at 9:30 AM

**WORKSHOP**  
**BROWARD COUNTY HOUSING FINANCE AUTHORITY**  
Tuesday, June 3<sup>rd</sup> in Room 430 at 12:30 PM  
or immediately following the morning Commission meeting

**SELECTION/NEGOTIATION COMMITTEE**  
**COLLATERAL DISTRIBUTION**  
**RLI No. 20030127-0-CVB-01**

Tuesday, June 3<sup>rd</sup> in Room 430 at 2:00 PM

**SELECTION/NEGOTIATION COMMITTEE**  
**SPECIALTY CONSULTING SERVICES**  
**RLI No. 20020716-0-PEB1**

Tuesday, June 3<sup>rd</sup> in Room 302 at 2:00 PM

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