

MEETING OF JUNE 28, 2005

(The meeting convened at 10:00 a.m.; recessed at 12:34 p.m.; reconvened at 4:34 p.m.; recessed at 5:54 p.m.; reconvened at 6:13 pm., and adjourned at 8:40 p.m.)

PLEDGE OF ALLEGIANCE was led by Vice Mayor Ben Graber, District 3.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPROVE appointment of Cliff Berry, II to the Marine Advisory Committee. (Commissioner Wexler)

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO APPOINT Adrienne Kaltman to serve on the Commission on the Status of Women. (Commissioner Rodstrom)

ACTION: (T-10:05 AM) Approved.

- C. MOTION TO RE-APPOINT Edward Portner to the Broward County Parks & Recreation Advisory Board. (Commissioner Lieberman)

ACTION: (T-10:05 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 2005-465 authorizing execution of a Florida Department of Transportation Joint Participation Agreement (JPA), Financial Project No. 418428-1-94-01 in the amount of \$9,195,000 (State's share) to participate financially with the County in the design and construction of the terminal exit roads at Fort-Lauderdale-Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant and approve any non-monetary amendments to the agreement.

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



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

3. MOTION TO ADOPT Resolution 2005-466 authorizing execution of a Florida Department of Transportation Joint Participation Agreement (JPA), Financial Project No. 412407-1-94-01 in the amount of \$766,640 (State's share) to participate financially with the County to design and construct the overlay of Taxiway B at North Perry Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant and approve any non-monetary amendments to the agreement.

ACTION: (T-10:05 AM) Approved.

4. MOTION TO APPROVE first amendment to the agreement between Broward County, Florida and Landrum & Brown, Inc. for licensing and maintenance of gate control software for assignment of aircraft gates and services at the Fort Lauderdale-Hollywood International Airport. This Amendment extends the agreement for up to three annual renewal periods, effective from July 8, 2005 to July 7, 2008, at an annual cost for maintenance and support of \$16,881; with subsequent annual increases of 3%; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:22 AM) Approved. The Board directed the County Attorney to research whether Landrum & Brown has a conflict of interest between the subject agreement and their work on the Environmental Impact Statement. If a conflict exists, the County Attorney will bring the issue before the Board on Tuesday, August 16, 2005. (Refer to minutes for full discussion.)

5. MOTION TO APPROVE License Agreement between Broward County, Florida and Fort Lauderdale Antique Car Museum, Inc. for the use of space in the baggage claim area of Terminal 1, for the display of antique automobiles at the Fort Lauderdale-Hollywood International Airport, effective upon Board approval, with an 18 month term, with a 15-day written notice of termination by either party, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

6. MOTION TO APPROVE fifth amendment to agreement (RLI No. 011701-RB) between Broward County and Craven Thompson & Associates, Inc., for general architectural/engineering services for the Port Everglades Department, at a cost to the County of \$825,000; exercising the option to extend this agreement for one final year, from October 1, 2005 to September 30, 2006; and authorize the Mayor and Clerk to execute same. (PMIS Project No. 691401) **(Commission Districts 4 and 6)**

ACTION: (T-10:05 AM) Approved.

7. MOTION TO APPROVE third amendment to agreement between Broward County and Zelch and McMahon Architects for consultant services for renovation of the Medical Examiner's Building (RLI 072597-RB), increasing the total contract amount by \$55,000; from \$201,815 to \$256,815; for additional optional design and related services relating to unanticipated requirements; and authorize the Mayor and Clerk to execute same. (BCCMD Project No. 7923) **(Commission District 7)**

ACTION: (T-10:05 AM) Approved.

8. MOTION TO APPROVE Consent and Modification Agreement between Broward County and Montecito New River, LLC; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:05 AM) Approved.

FACILITIES MAINTENANCE DIVISION

9. MOTION TO ADOPT budget Resolution 2005-467 transferring from the Court Facilities Fee Fund, the amount of \$560,000 to No. 0280 124 7921 6500; for the Broward County Judicial Complex (BCJC) parking garage barrier walls. **(Commission District 7)**

ACTION: (T-10:05 AM) Approved.

REAL PROPERTY SECTION

10. A. MOTION TO APPROVE bid for sale of surplus property commonly known as the former Tamarac Library, located at 8601 McNab Road, Tamarac, Florida, and legally described as a portion of Parcel "B" of Colony West Shopping Plaza, recorded in Plat Book 84, Page 25, Broward County Records.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO APPROVE contract for sale and purchase between Joseph Anthony Vitolo and Renee Vitolo, husband and wife (Purchaser), and Broward County (Seller), in the amount of \$901,000; for the sale of the above referenced Parcel "B"; authorize the Mayor and Clerk to execute contract for sale and purchase; and authorize delivery of deed upon closing and receipt of cleared cash funds. **(Commission District 3)**

ACTION: (T-10:05 AM) Approved.

11. MOTION TO APPROVE Business Lease Agreement between Broward County (Landlord) and the Broward County Health Department, (Tenant), for approximately 12,000 square feet, commonly known as the Easter Seal Building, located at 333 SW 28th Street, Fort Lauderdale, Florida, for a term commencing at 12:00 A.M. July 11, 2005 and terminating July 10, 2006, with no options to renew, for the total rent of \$1 per annum, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:05 AM) Approved.

12. MOTION TO APPROVE Revocable License Agreement between Broward County (Landlord) and the City of West Park, (Tenant), for 352 square feet of office space at the South Regional Courthouse, located at 3550 Hollywood Boulevard, Room 140, Hollywood, Florida, for the period commencing upon execution and ending six months thereafter, with an option to renew for one additional and successive period of six months, for the total rent of \$1 per each term of the license, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved.

TRAFFIC ENGINEERING DIVISION

13. MOTION TO APPROVE agreement between Broward County and the Corradino Group for consultant services for traffic congestion improvements in Broward County, Florida, in an amount not to exceed \$390,258.49, with a contract time of 300 calendar days to allow for improvements to three intersections, RLI No. 20030109-0 TE 01; and authorize the Mayor and Clerk to execute same. (Project Nos. 78427, 78428 and 78429) **(Commission Districts 1, 3, 9)**

ACTION: (T-10:05 AM) Approved.

WATER AND WASTEWATER SERVICES

WASTEWATER ENGINEERING DIVISION

14. MOTION TO APPROVE second amendment to agreement between Broward County and Chen and Associates Consulting Engineers, Inc. for professional engineering services for the Broadview Park Neighborhood Improvement Project for a lump sum fee increase of \$2,936,563.29, and an increase to the maximum not-to-exceed amount of \$3,458,739.99, for a total increase of \$6,395,303.28, and a new agreement total of \$8,157,793.28; for an increase in the contract time of 1275 non-cumulative days, for a new agreement total of 1695 non-cumulative days; and authorize the Mayor and Clerk to execute same. (Project No. 1156/8989) **(Commission District 7)**

ACTION: (T-10:36 PM) Approved. (Refer to minutes for full discussion.)

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

15. MOTION TO APPROVE deliberately phased Construction Agreement between Broward County and Cummings-Centex Rooney (CCR), a joint venture, as the Construction Manager at Risk (CM@Risk) for the Pedestrian Bridges, Revenue Control Plaza and Related Work at Fort Lauderdale-Hollywood International Airport for pre-construction services and early construction work, RLI No. 20040813-0-AV-01 for an initial total maximum amount of \$10,300,000; contingent upon receipt and approval of the insurance and payment/performance guarantee; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved, as amended. (Scrivener's error - See County Administrator's memorandum: Add Commissioner Wexler to the Selection Committee.)

For Public Works and Transportation Department

16. MOTION TO APPROVE release of retainage and final payment in the amount of \$39,702.71, to Dynalectric Company for Southport Refrigerated Container Receptacles, Bid No. H-Y-02-274-CF. (Project No. 651023) **(Commission District 6)**

ACTION: (T-10:37 AM) Approved. The Board directed the staff to provide a report that explains the training used to standardize evaluations, after the summer hiatus. (Refer to minutes for full discussion.)

RISK MANAGEMENT DIVISION

17. MOTION TO APPROVE full and final settlement of claim NT042501HARR in the amount of \$238,227.

ACTION: (T-10:05 AM) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION



18. A. MOTION TO ADOPT Resolution 2005-468 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of \$17,625; 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 family visitation services at OUR House; and authorizing the County Administrator to take all administrative actions necessary to implement same.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-469 in the amount of \$17,625 from Friends of OUR House, Inc., to be used for family visitation services.

ACTION: (T-10:05 AM) Approved.

ELDERLY AND VETERANS SERVICES DIVISION

19. A. MOTION TO APPROVE first amendment to Agreement No. JC004-15-2005 between Areawide Council on Aging of Broward County, Inc. and Broward County for the purpose of increasing the amount of State of Florida funding in the contract by \$149,042; from \$5,586,876 to \$5,735,918; in order to provide additional services within the Community Care for the Elderly Program; and authorize the Mayor to execute same. No additional County funds are required as a result of this Amendment.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-470 within the State of Florida Grant Fund for the Elderly and Veterans Services Division in the amount of \$149,042; (State Dollars) for additional service funding in the Community Care for the Elderly Program.

ACTION: (T-10:05 AM) Approved.

FAMILY SUCCESS ADMINISTRATION DIVISION

20. MOTION TO APPROVE second amendment to Agreement No. 03-FSAD-8250-1 between Broward County and Hispanic Unity of Florida, Inc., increasing the annual maximum dollar amount by \$17,000; from \$332,016 to \$349,016; for the purpose of providing additional case management, and information and referral self sufficiency services to residents in the targeted areas of Northwest and Southwest Broward County; and authorizing Mayor and Clerk to execute same. The source of funding is from Human Services General Funds for non-profit organizations set aside for this purpose.

ACTION: (T-10:05 AM) Approved.

21. MOTION TO ADOPT Resolution 2005-471 of the Board of County Commissioners of Broward County, Florida; authorizing emergency funding in the amount of \$22,000 for New Direction Institute, Incorporated, an active not-for-profit Florida organization, for the purpose of providing continued operation of essential service in the form of psychiatric and substance abuse services to those indigent and elderly adults in Broward County in need of such services; prescribing requirements and conditions for disbursement of emergency funds; approving standard Unit of Service Contract form and approving addendum to such contract form for emergency funding; authorizing the County Administrator to execute such approved contract form with addendum; providing for severability; and providing for an effective date.

ACTION: (T-10:05 AM) Approved.

OFFICE OF HOUSING FINANCE

22. MOTION TO ADOPT Resolution 2005-472 of the Board of County Commissioners of Broward County, Florida authorizing an amendment to that certain Trust Indenture dated May 1, 2002 between The Housing Finance Authority of Broward County, Florida and The Bank of New York Trust Company of Florida, N.A., pertaining to \$8,850,000 of its Multifamily Housing Revenue Bonds (Golf View Gardens Apartments Project), Series 2002, to extend the date prior to which stabilization of the project shall occur; prescribing the form of the first amendment to Trust Indenture, and authorizing the execution thereof; and providing an effective date. **(Commission District 1)**

ACTION: (T-10:05 AM) Approved.

ACTION: (T-10:21 AM) Reconsidered and approved. (Refer to minutes for full discussion.)

ENVIRONMENTAL PROTECTION DEPARTMENT

AIR QUALITY DIVISION

23. A. MOTION TO ACCEPT U.S. Environmental Protection Agency (U.S. EPA) Cooperative Agreement A-00402605-1, representing the second installment of the Fiscal Year 2005 Section 105 grant award of \$312,928; consisting of \$160,280 in cash from U.S. EPA (requires \$152,648 in-kind match) and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the amendment for the Environmental Protection Department (EPD). The project and budget period is from October 1, 2004 to September 30, 2005.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-473 within Fund No. 8300-031-2248 for the Environmental Protection Department in the amount of \$160,280 for the purpose of recognizing the Section 105 grant funds received from U.S. EPA and the in-kind County match.

ACTION: (T-10:05 AM) Approved.

24. MOTION TO APPROVE Amendment No. 1 to the Florida Department of Environmental Protection Agreement S0186 between the State of Florida Department of Environmental Protection and Broward County Board of County Commissioners, to provide funding for the Title V air quality permitting program, in the amount of \$324,770; from July 1, 2005 to June 30, 2006, and authorize the Mayor and Clerk to execute the same.

ACTION: (T-10:05 AM) Approved.

25. MOTION TO APPROVE Amendment No. 1 to the Florida Department of Environmental Protection Agreement S0164, between the State of Florida Department of Environmental Protection and Broward County Board of County Commissioners, to provide funding for ambient air monitoring, in the amount of \$241,110; beginning July 1, 2005 and ending June 30, 2006, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

26. A. MOTION TO APPROVE Amendment No. 1 to the Florida Department of Environmental Protection Agreement S0160, between the State of Florida Department of Environmental Protection and Broward County Board of County Commissioners, to provide funding for the Field Operation of Ambient Mercury Speciation Equipment Project, in the amount of \$43,015; beginning July 1, 2005 and ending June 30, 2006, and authorize the Mayor and Clerk to execute the same.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-474 within Fund No. 8300-031-2243 for the Environmental Protection Department in the amount of \$43,015 for the purpose of recognizing the funds received from the Florida Department of Environmental Protection.

ACTION: (T-10:05 AM) Approved.

BIOLOGICAL RESOURCES DIVISION



27. MOTION TO APPROVE grant agreement between the State of Florida Department of Transportation (FDOT) and Broward County for a FDOT Litter Control and Prevention Grant to Broward County's Broward Beautiful Program in the amount of \$24,000; and authorize the Mayor and Clerk to execute same; and authorize the County Administrator to effect the required budget actions to receive funding under this grant.

ACTION: (T-10:05 AM) Approved.

POLLUTION PREVENTION AND REMEDIATION DIVISION

28. MOTION TO APPROVE Contract No. GC658 between Broward County and the Florida Department of Environmental Protection for the accelerated resolution of significant non-compliance violations at regulated storage tank facilities within Broward County, in the amount of \$131,680, effective July 1, 2005 through June 30, 2006, renewable for up to three years; and authorize the Mayor and Clerk to execute the contract and the County Administrator to make the necessary administrative and budgetary actions to implement same.

ACTION: (T-10:05 AM) Approved and adopted Resolution 2005-475.

EMERGENCY MANAGEMENT AGENCY

29. A. MOTION TO APPROVE reinstatement and extension of a grant agreement between Broward County and the State of Florida Department of Community Affairs for the purpose of providing additional funding in the amount of \$1,917,094; to reimburse for certain expenses incurred as a result of security efforts supporting the Organization of American States Summit; authorize the Mayor to execute same, and authorize the County Administrator to take all necessary administrative actions to implement the agreement.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-476 in the amount of \$1,917,094 to reimburse expenses incurred as a result of security efforts at critical infrastructure facilities supporting the Organization of American States.

ACTION: (T-10:05 AM) Approved.

PORT EVERGLADES DEPARTMENT

30. MOTION TO APPROVE lease agreement between Broward County and Port Everglades Association, Inc., for 655 square feet of office space in the Port Administration Building at Port Everglades for the period of September 1, 2005 through August 31, 2006, with rent in the amount of \$11,953.75, over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

31. MOTION TO APPROVE lease agreement between Broward County and K. Carlton International, Inc., for 2,993 square feet of warehouse space in Building "E", Bay No. 15 of Foreign Trade Zone No. 25 at Port Everglades, for the period of August 24, 2005 through August 31, 2006, with rent in the amount of \$23,944 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: On the Agreement Summary Sheet, the effective dates should match the motion, and therefore should read, "Start Date: August 24, 2005. End Date: August 31, 2006.")

32. A. MOTION TO APPROVE letter to the Foreign-Trade Zones Board requesting approval of an application for temporary minor boundary modification of Foreign-Trade Zone No. 25, to designate a non-contiguous zone site for the use of Bic's Engine Sales and Service, Inc., and other potential users; and authorize the Interim Port Director, Port Everglades Department to effectuate same.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO APPROVE, subject to the approval by the Foreign-Trade Zones Board of the temporary minor boundary modification, a Foreign-Trade Zone User Agreement by and between Broward County, as Grantee/Operator of Foreign-Trade Zone No. 25 and Bic's Engine Sales and Service, Inc., as Foreign-Trade Zone User, and authorize the Mayor and Clerk to execute same; whereby Bic's Engine Sales and Service, Inc., would be permitted to utilize foreign-trade zone procedures in its warehouse and distribution business located at its non-contiguous leasehold, and authorize the Interim Port Director, Port Everglades Department, to execute letters to the Foreign-Trade Zones Board and U.S. Customs to effectuate same.

ACTION: (T-10:05 AM) Approved.

33. MOTION TO APPROVE consent to assignment and transfer of interest in lease agreement from Venture Travel, Inc., to and assumption of obligations by Corporate Travel Consultants II, LLC; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

34. MOTION TO DIRECT County Attorney to prepare an ordinance to assess an additional \$2 court cost fee to be deposited into an account specifically for the operation and administration of the Teen Court program.

ACTION: (T-10:05 AM) Approved.

35. MOTION TO ADOPT budget Resolution 2005-477 transferring within the Clerk of Court Data Processing Fund, the amount of \$379,217 from the Probate reserve to cover costs associated with the acquisition of a Document Management System (DMS) for the Probate and Circuit Civil divisions of the Court.

ACTION: (T-10:05 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Amend motion to read: “. . . to cover costs associated with the acquisition of a Document Management System (DMS) for the Clerk of Court Probate Division.” In Addition, amend What Action Accomplishes to read: “Funds are made available to purchase a Document Management System (DMS) for the Probate Division. The Judiciary and Clerk concur with this correction.)

36. A. MOTION TO ADOPT budget Resolution 2005-478 transferring within the General Fund the amount of \$328,635 from the Reserve for County Commission, for the purpose of purchasing nine extrication or hydraulic rescue tools for Regional Fire Service.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT budget Resolution 2005-479 transferring within the Emergency Services Fund in the amount of \$328,635 for the purpose of purchasing nine extrication or hydraulic rescue tools for Unincorporated and Contract Cities Fire Service.

ACTION: (T-10:05 AM) Approved.

- C. MOTION TO ADOPT unanticipated revenue Resolution 2005-480 within the Fire Rescue Fund for the Broward Sheriff's Office (BSO) in the amount of \$328,635 for the purpose of purchasing nine extrication or hydraulic rescue tools for Unincorporated and Contract Cities Fire Service.

ACTION: (T-10:05 AM) Approved.

COURT ADMINISTRATION

37. A. MOTION TO APPROVE amendment to agreement between Broward County and Radiant Systems, Inc. for developing the Probate Data Processing System (Original RLI No. 20030210-0-CLCT-01) in the amount of \$378,950; for the Office of Court Administration, Seventeenth Judicial Circuit of Florida, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT Resolution 2005-481 transferring funds from the reserve account within the Clerk of Court Data Processing Fund in the amount of \$379,217 for costs associated with the Probate Division of the Seventeenth Judicial Circuit's Probate Data Processing System.

ACTION: (T-10:05 AM) Approved.

COUNTY ATTORNEY

38. A. MOTION TO APPROVE hearing officers to conduct quasi-judicial hearings and appeals under the Broward County Animal Care and Regulation Ordinance.

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO APPROVE form agreement and authorize the County Attorney to execute agreements on behalf of the Board of County Commissioners with the approved hearing officers.

ACTION: (T-10:05 AM) Approved.

39. MOTION TO APPROVE Legal Services Agreement in the maximum amount of \$7,500; retaining the firm of Messer, Caparello & Self, P.A., to provide Broward County with a legal opinion regarding whether, under Tariffs A2.3.9.A and A5.2.2.F.1.e, approved by the Public Service Commission, BellSouth is entitled to occupy space at the Fort Lauderdale-Hollywood International Airport without rental charges and whether the County must bear the relocation expenses of the MaxyHut Facility, and provide advice and counsel to the County Attorney on these matters, as may be requested, including whether there are other tariffs or alternative legal strategies available to the County that could mitigate such costs; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

COUNTY ADMINISTRATION

40. MOTION TO APPROVE Rate Agreement between Broward County and the State Department of Revenue (Agreement No. C-0506) for the Broward County Sheriff's Office to provide service of process and other services for child support cases for the period of July 1, 2005 to June 30, 2008.

ACTION: (T-10:05 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

41. MOTION TO ADOPT Resolution 2005-482 directing the County Administrator to publish a Notice of Public Hearing to be held August 23, 2005 at 2:00 PM in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Wilh. Wilhelmsen (USA), Inc. d/b/a Barwil Agencies (NA), Inc. to provide steamship agent services for a five-year term at Port Everglades.

ACTION: (T-10:05 AM) Approved.

42. MOTION TO ADOPT Resolution 2005-483 directing the County Administrator to publish a Notice of Public Hearing to be held August 23, 2005 at 2:00 PM in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Ship Supply of Florida, Inc. d/b/a Shipgate and d/b/a Ship Services to provide steamship agent services for a five-year term at Port Everglades.

ACTION: (T-10:05 AM) Approved.

43. MOTION TO ADOPT Resolution 2005-484 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 23, 2005, 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 1-120 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO HISTORICAL PROPERTIES, SITES, AND LOCATIONS; CREATING SECTIONS 1-125 THROUGH 1-127 RELATING TO THE HISTORIC PRESERVATION GRANT TRUST FUND ACCOUNT; ESTABLISHING ITS TERM OF EXISTENCE; PROVIDING FOR THE ACCEPTANCE AND USE OF TRUST ASSETS;

PROVIDING FOR RULES AND REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)”

ACTION: (T-10:05 AM) Approved.

44. MOTION TO ADOPT Resolution 2005-485 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 23, 2005, at 2:00 p.m., 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; CREATING PART III, CHAPTER 29, RELATING TO THE BROWARD COUNTY HISTORIC PRESERVATION CHALLENGE GRANT PROGRAM GUIDELINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:05 AM) Approved.

45. MOTION TO ADOPT Resolution 2005-486 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 23, 2005 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 CHAPTER 43, “FEES AND OTHER CHARGES, MISCELLANEOUS”, PART III, “BUILDING CODE SERVICES DIVISION,” SECTION 43.11, “FEES,” ESTABLISHING FEES FOR THE TEMPORARY STORAGE OF EXPLOSIVES AND RELATED PERMITS AND SERVICES; PROVIDING FOR INCLUSION IN THE CODE AND AN EFFECTIVE DATE.

ACTION: (T-10:05 AM) Approved.

46. MOTION TO ADOPT Resolution 2005-487 directing the County Administrator to publish notice of a public hearing to be held by the Broward County Board of County Commissioners on Tuesday, August 23, 2005 at 2:00 PM, to consider adoption of a proposed Resolution, the title of which is as follows (**Commission Districts 1-9.**):

RESOLUTION DIRECTING THE COUNTY ADMINISTRATOR TO PUBLISH NOTICE OF PUBLIC HEARING TO CONSIDER TRANSMITTAL TO THE DEPARTMENT OF COMMUNITY AFFAIRS THE SECOND PROPOSED 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN.

ACTION: (T-10:05 AM) Approved.

47. MOTION TO ADOPT Resolution 2005-488 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 23, 2005 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 (**Commission Districts 7 and 9**):

RESOLUTION DIRECTING THE COUNTY ADMINISTRATOR TO PUBLISH NOTICE OF PUBLIC HEARING FOR THE PURPOSE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TO CONSIDER THE MODIFICATION OF THE CENTRAL COUNTY REDEVELOPMENT PLAN.

ACTION: (T-10:05 AM) Approved.

48. A. MOTION TO ADOPT Resolution 2005-489 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan (PCT 05-9), designating a "Regional Activity Center" in the city of Coconut Creek, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. (**Commission District 2**)

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT Resolution 2005-490 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 05-12), designating a "Regional Activity Center" in the city of Coconut Creek, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. (**Commission District 2**)

ACTION: (T-10:05 AM) Approved.

49. A. MOTION TO ADOPT Resolution 2005-491 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan (PCT 05-10), designating a “Local Activity Center” in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. **(Commission District 9)**

ACTION: (T-10:05 AM) Approved.

- B. MOTION TO ADOPT Resolution 2005-492 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 05-13), designating a “Local Activity Center” in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. **(Commission District 9)**

ACTION: (T-10:05 AM) Approved.

50. MOTION TO ADOPT Resolution 2005-493 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 05-15), located in the city of Miramar, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved.

51. MOTION TO ADOPT Resolution 2005-494 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 05-16), located in the city of North Lauderdale, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. **(Commission District 9)**

ACTION: (T-10:05 AM) Approved.

52. MOTION TO ADOPT Resolution 2005-495 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan map (PC 05-17), located in the city of Pembroke Pines, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved.

53. MOTION TO ADOPT Resolution 2005-496 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan Natural Resource Map Series (PCNRM 05-1), to amend the Broward County Wetlands map, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan.

ACTION: (T-10:05 AM) Approved.

54. MOTION TO ADOPT Resolution 2005-497 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 05-12), to revise Policy 13.01.10, regarding compatibility reviews, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan.

ACTION: (T-10:05 AM) Approved.

55. MOTION TO ADOPT Resolution 2005-498 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 05-13), to address affordable housing relating to "Regional Activity Center" and "Local Activity Center" areas, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan.

ACTION: (T-10:05 AM) Approved.

56. MOTION TO ADOPT Resolution 2005-499 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 05-14), to address the underground placement of electrical distribution lines for redevelopment projects, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan.

ACTION: (T-10:05 AM) Approved.

57. MOTION TO ADOPT Resolution 2005-500 directing the County Administrator to publish notice of a public hearing to be held on August 23, 2005 at 2:00 PM, to consider transmittal to the State of Florida Department of Community Affairs of a proposed amendment to the Broward County Land Use Plan text (PCT 05-15), to revise the "Residential Use – Residential Density" sub-section to exempt "special residential facilities," as defined by the Broward County Land Use Plan, from certain restrictions regarding the allocation of "flexibility units" and "reserve units," as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan.

ACTION: (T-10:05 AM) Approved.

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

BUILDING CODE SERVICES DIVISION

58. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar to provide Florida Building Code inspection, plan review and building official services (emergency/non guaranteed services) to the City from the date of approval by the County Commission to September 30, 2008; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: This contract requires the Mayor's signature, not the County Administrator's. In addition, the Agreement Summary, Exhibit 2, should reference the City of Miramar, not Dania Beach.)

59. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar to provide Florida Building Code inspection, plan review and building official services (guaranteed partial services) to the City from the date of approval by the County Commission to September 30, 2008 and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Exhibit 2, should reference the City of Miramar, not Dania Beach..

60. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar, authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the City of Miramar. Services to be performed by the Broward County Building Code Services Division from the date of approval by the County Commission to September 30, 2008; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:05 AM) Approved.

61. MOTION TO APPROVE interlocal agreement between Broward County and the School Board of Broward County to provide Florida Building Code services to the School Board from the date of approval by the County Commission to September 30, 2008 and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:05 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

DEVELOPMENT MANAGEMENT DIVISION

62. DELEGATION: Keith M. Poliakoff regarding request to amend the note on the Hollywood Oak Grove Commerce Center - **Commission District 6**, (039-MP-87). (Deferred from April 19, 2005.)

ACTION: (T-10:05 AM) Approved subject to staff recommendations and conditions which will assure compliance with the standards and requirements of Chapter 5, Article IX of the Broward County Code or Ordinances. (Refer to minutes for full discussion.)

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

PUBLIC HEARING

- 63. MOTION TO APPROVE lease agreement between Broward County and Chiquita Fresh North America, L.L.C., with an initial term expiring on March 31, 2014, and options for two additional five year terms. This is the 2nd of two public hearings.

ACTION: (T-12:02 PM) Approved.

- 64. MOTION TO APPROVE Marine Terminal Lease and Operating Agreement between Broward County and Sawgrass Transport, Inc., for a period of five years with two additional five year option terms. This is the 2nd of two public hearings.

ACTION: (T-12:03 PM) Approved.

- 65. MOTION TO APPROVE fifth amendment to lease and Operating Agreement between Broward County and King Ocean Service De Venezuela, S.A. and King Ocean Services, Ltd. This is the 2nd of two public hearings.

ACTION: (T-12:03 PM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM




- 66. MOTION TO APPROVE Contract for Sale and Purchase between William H. Hadler, as Trustee under the provisions of a certain Trust Agreement, dated March 23, 1982, known as Dies Trust Agreement (Seller) and Broward County (Purchaser), in the amount of \$2,208,000 for the purchase of 7.09 acres (308,654 square feet), known as Conservation Land Site CL-39 in the Safe Parks and Land Preservation Bond Program; unimproved vacant land located at the northwest corner of Hillsboro Boulevard and NW 39th Avenue, City of Coconut Creek, Florida; authorize Real Property Section to acquire this property using GOB Safe Parks and Land Preservation Bond Issue funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase and authorize acceptance and recordation of Deed. **(Commission District 2)**


ACTION: (T-12:03 PM) Approved. (Refer to minutes for full discussion.)

END PUBLIC HEARING


SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

-  67. MOTION TO ACCEPT an approximately 4.5 acre parcel of property, a portion of Folio No. 514006040010, which is located in the Town of Southwest Ranches and which contains a significant archaeological site, into the Conservation Land Inventory of the Safe Parks and Land Preservation Bond Program. **(Commission District 8)**

ACTION: (T-12:04 PM) Approved. (Refer to minutes for full discussion.)

-  68. MOTION TO ACCEPT an approximately 1.75 acre parcel of property, Folio No. 504030000320 which is located in the Town of Southwest Ranches and contains a significant archaeological site, into the Conservation Land Inventory of the Safe Parks and Land Preservation Bond Program. **(Commission District 8)**

ACTION: (T-12:25 PM) Approved.

-  69. A. MOTION TO DIRECT the County Administrator to publish Notice of Public Hearing to be held at 10:00 AM, Tuesday, August 23, 2005, in Room 422 of the Governmental Center, to consider Contract for Sale and Purchase of Safe Parks and Land Preservation Bond Program Green Space Site GS-125 (3.42 Acres, 148,949 square feet), unimproved vacant land located along the north shore of the South Fork of the New River, at SW 17th Street and SW 18th Avenue, City of Fort Lauderdale, Florida, pursuant to Florida Statutes Chapter 125.355. **(Commission District 7)**

ACTION: (T-12:26 PM) Approved. (Refer to minutes for full discussion.)

- B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that Real Property Section intends to present for consideration on or after August 23, 2005, a Contract for Sale and Purchase for the acquisition of Green Space Site GS-125 for a total purchase price of \$4,900,000. **(Commission District 7)**

ACTION: (T-12:26 PM) Approved. (Refer to minutes for full discussion.)



70. MOTION TO APPROVE Challenge Grant Agreement between Broward County and the City of Fort Lauderdale for the construction of a community center at George English Park utilizing \$442,763 in District 4 Commissioner's Discretionary Funds; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-12:27 PM) Approved. (Refer to minutes for full discussion.)

AVIATION DEPARTMENT

71. A. MOTION TO APPROVE Request for Proposal ("RFP") No. 20050628-0-AV-01 for a duty free concession at the Fort Lauderdale-Hollywood International Airport ("FLL").

ACTION: (T-12:27 PM) Approved. (Refer to minutes for full discussion.)

- B. MOTION TO APPOINT Evaluation Committee ("EC") to recommend the most qualified firm to provide duty free concession services at FLL for RFP No. 20050628-0-AV-01

ACTION: (T-12:27 PM) Approved the following to serve on the Evaluation Committee: Commissioners Eggelton, Gunzburger, Lieberman, Rodstrom and Wasserman-Rubin, and Wexler; Director of Aviation Department, (Chair); President, Convention Visitors Bureau, and Interim Port Everglades Deputy Director. Also, administrative support staff from the offices of the County Attorney, County Auditor, Small Business Development Division, Risk Management, and the Aviation Department. (Refer to minutes for full discussion.)

- C. MOTION TO APPROVE Amendment No. 11 to Concession Agreement between Broward County and Starboard Cruise Services, Inc., to extend the term effective September 1, 2005 and continuing month-to-month, until the earlier to occur (i) termination by either party on 30 days notice or (ii) the commencement date of operations by the new duty free concession operator, with anticipated annual revenue of the privilege fee which is the greater of a minimum annual guarantee of 80% of the privilege fee, payable during the prior contract year or \$170,000; or a percentage payment beginning at 17% of the first \$1 million of annual gross revenues, with a maximum of 30% of annual gross revenues over \$2.5 million, and authorize the Mayor and Clerk to execute same.

ACTION: (T-12:27 PM) Approved. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

REAL PROPERTY SECTION

72. MOTION TO AUTHORIZE staff to proceed with the conduct of due diligence to identify and analyze potential sites, and to enter into negotiations with land owners for the acquisition by the County of one of the potential sites through purchase for the construction of a building, or the lease of a building to be constructed, with an option to purchase for occupancy and use by the Office of the Broward County Appraiser and staff; and authorize the County Administrator to advance funds for the conduct of due diligence.

ACTION: (T-10:41 AM) Approved, as amended. The Board directed staff to research whether there is any vacant land in the area to build a new facility geographically located for the Property Appraiser's Office, in addition to researching the possibility of the Property Appraiser's Office sharing a facility with the Supervisor of Elections Office. (Refer to minutes for full discussion.)

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Public Works and Transportation Department

73. A. MOTION TO APPROVE concept for a combined Children's Reading Center and Museum to be fully integrated into a single stand-alone facility.

ACTION: (T-12:32 PM) Approved.

- B. MOTION TO APPOINT Selection Committee (S/C) to recommend the most qualified firm to provide master planning, programming services and architectural/engineering services for the design of a combined Children's Reading Center and Museum, for the Construction Management Division, and approve Request for Letters of Interest (RLI) No. 20050602-5-CM-01. **(Commission District 5)**

ACTION: (T-12:32 PM) Approved the following, as amended, to serve on the Selection Committee: Commissioners Gunzburger, and Wexler; Director, Construction Management Division, Public Works and Transportation Department (Chair); Director, Libraries Division, Community Services Department, and Director, Seaport Construction and Planning Division, Public Works and Transportation Department. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency.

NOTE: The Board directed staff to waive the procurement rules, if necessary, to add a representative from Young at Art as a voting member.

COMMUNITY SERVICES DEPARTMENT

MASS TRANSIT DIVISION



74. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale for Convention Connection Shuttle Service; providing alternative fuel public transportation services to the Broward County Convention Center and along the 17th Street Causeway, in the total amount of \$2,475,073; using a minimum of eight trolleys; commencing on the date of execution and ending five years from that date, subject to the appropriation and availability of funds; and authorize the Mayor and Clerk to execute same. No County monies will be used to fund the operation of the Convention Connection Shuttle Service. **(Commission Districts 4 and 7)**

ACTION: (T-10:05 AM) Approved. (Transferred to the Consent Agenda.)

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

PLANNING SERVICES DIVISION

75. MOTION TO FIND application 05-CF-03 for the allocation of 5.09 acres of commercial flexibility in the Town of Southwest Ranches compatible with adjacent uses, and that impacts upon public school facilities have been adequately considered. **(Commission District 8)**

ACTION: (T-4:35 PM) Approved.

PORT EVERGLADES DEPARTMENT

76. A. MOTION TO APPROVE settlement agreement between Broward County and G.F.C. Crane Consultants, Inc. (G.F.C.) resolving all monetary issues relating to County Auditor's Report Findings 1 through 7 set forth in the County Auditor's Interim Report dated December 8, 2004 (Exhibit 6). (Deferred from June 21, 2005 – Item No. 108)

ACTION: (T-5:25 PM) Deferred until completion of the County Auditor's audit. (Refer to minutes for full discussion.)

- B. MOTION TO APPROVE fifth amendment to the agreement between Broward County and G.F.C. Crane Consultants, Inc. to reimburse contractor for increased general liability insurance premiums in the amount of \$228,441; and establish a two year extension from July 11, 2005 to July 10, 2007; maximum not to exceed amount of \$4,700,000 in the sixth contract year and authorize the Mayor and Clerk to execute same.

ACTION: (T-5:24 PM) The Board extended the G.F.C. Crane Consultants, Inc. contract, from July 11, 2005 to August 31, 2005, under the same contract terms and conditions. Further, the board directed staff to proceed with the Request For Proposals (RFP) process. (Refer to minutes for full discussion.)

HUMAN SERVICES DEPARTMENT



77. MOTION TO APPROVE Policy on Scattered Site Escheated Properties to promote the use of escheated properties for affordable housing, and instruct the County Attorney to take such action as is necessary to include in the Administrative Code.

ACTION: (T-4:50 PM) Deferred to Tuesday, August 16, 2005 for further staff review. (Refer to minutes for full discussion.)

COUNTY ADMINISTRATION

78. MOTION TO APPROVE in concept, pursuing an agreement with Motorola for the lease or lease purchase of a joint use dispatch center and direct staff to begin negotiations with Motorola and provide the Board with the status of negotiations including a detailed summary of terms and conditions within 45 days in order for its deliberation.

ACTION: (T-4:34 PM) Approved. (Refer to minutes for full discussion.)

79. MOTION TO DISCUSS development and implementation of regulations and procedures for operating slot machines in Broward County.

ACTION: (T-5:51 AM) The Board directed staff to begin research for the development and implementation of regulations and procedures for operating slot machines in Broward County. In addition, to include the comments made by the Commissioners during this day's commission meeting. Further, that the substantive items listed in Item 80 be a part of the research. Also, the Board directed staff to hire a specialized consultant on gaming operations to perform the research. (This is an all-inclusive research study.) (Refer to minutes for full discussion.)

COUNTY COMMISSION

80. A. MOTION DECLARING that an emergency exists and that the immediate enactment of an Ordinance pertaining to the regulation of slot machines in Broward County, Florida, is needed; further waiving the Notice requirements of Section 125.66(2), Florida Statutes (2004), in order to adopt an emergency Ordinance to regulate slot machines in Broward County, Florida. (A four-fifths vote of the Board is needed to adopt this motion.) (Commissioner Lieberman)

ACTION: (T-10:05 AM) Withdrawn at the request of Commissioner Lieberman. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT emergency Ordinance preliminarily and provisionally regulating slot machines operated at parimutuel facilities in Broward County.

ACTION: (T-10:05 AM) Moved to item 79 for discussion purposes. (Refer to minutes for full discussion.)

81. MOTION TO DISCUSS: Urban League of Broward County's interest in securing a long-term lease to build a community empowerment center on a 2.47 acre parcel immediately south of the African American Research Library and Cultural Center on NE 27th Avenue. (Commissioner Rodstrom)

ACTION: (T-7:46 PM) The Board gave its approval to allow the Urban League of Broward County to build and operate a community empowerment center on a 2.47 acre parcel immediately south of the African American Research Library and Cultural Center on NE 27th Avenue. The details to the agreement will be brought before the Board for consideration at a future date. (Refer to minutes for full discussion.)

82. MOTION TO AUTHORIZE County Auditor to institute a nationwide search for a County Administrator to succeed Roger Desjarlais, who has announced his retirement effective September 19, 2005. (Mayor Jacobs)

ACTION: (T-4:54 PM) The Board directed the County Auditor to bring back a firm for a nationwide search for a County Administrator to succeed Roger Desjarlais. (Refer to minutes for full discussion.)

83.

MAYOR'S REPORT

- A. AFFORDABLE TOWNHOUSE DEVELOPMENT – DEERFIELD BEACH

ACTION: (T-3:43 PM) Deerfield City Commissioner Sylvia Poitier and the Deerfield Beach Housing Authority are asking for the County's assistance in securing part of the funding for an affordable townhouse development project. Without objection, the Board directed the County Administrator to request that Joe Kocy, Assistant to the County Administrator; provide assistance as appropriate. (Refer to minutes for full discussion.)

- B. DRAFT RESOLUTION/ORDINANCE – TRANSIT TAX ADVISORY COMMITTEE

ACTION: (T-3:43 PM) Mayor Jacobs asked that the County Attorney, in conjunction with the County Administrator, draft a Resolution or Ordinance establishing the Transit Tax Advisory Committee for the Board's consideration in August. The draft should include goals, timeframes, the membership recently discussed by the Board (June 21st) and appointing procedures. The Mayor suggested that staff study the way the Land Preservation and Acquisition Advisory Board was created, with candidates for each slot interviewed and voted on by the Commission. The Chair would then be chosen by the committee members. There was no objection by the Board. (Refer to minutes for full discussion.)

84. COUNTY COMMISSION LIAISON REPORT

ACTION: (T-8:36 PM) No reports were filed.

85. COUNTY ADMINISTRATOR'S REPORT

ACTION: (T-8:36 PM) County Administrator Roger J. Desjarlais informed the Board that there was nothing to report.

SUPPLEMENTAL AGENDA

DELEGATION

86. DELEGATION: Mr. Michael Rajner regarding the Ryan White Care Act.

ACTION: (T-8:09 PM) Withdrawn. (Refer to minutes for full discussion.)

COUNTY COMMISSION

87. MOTION TO DISCUSS: U.S. Department of Transportation Federal Aviation Administration letter concerning the use of Runway 13/31 and Runway 9R/27L. (Mayor Jacobs)

ACTION: (T-8:09 PM) The Board authorized the County Attorney to take all the appropriate legal and administrative actions to challenge the proposed action by the Federal Aviation Administration concerning the use of Runway 13/31. Also, the Board directed staff to transmit this day's actions to the FAA and secure a voluntary stay with the FAA to not implement any action until the County Attorney proceeds with legal and administrative actions. (Refer to minutes for full discussion.)

NON AGENDA

88. ADD TO SELECTION COMMITTEE – COMMISSIONER GUNZBURGER

ACTION: (T-10:08 AM) Commissioner Gunzburger requested she be added to RLI #20050314-0-AV-01, relating to airport capital financial planning services.

89. MANATEE STUDY – COMMISSIONER SCOTT / COMMISSIONER RODSTROM

ACTION: (T-8:33 PM/8:35 PM) Commissioner Scott reported that he met with staff and that staff is working on the Manatee study. A draft of the Manatee study will be completed by the end of July with action taken in the fall. (Refer to minutes for full discussion.)

90. NEW RULES – RECIPIENTS OF MEDICAID AND JUVENILE JUSTICE – MUST BE BROWARD COUNTY RESIDENTS – COMMISSIONER GUNZBURGER

ACTION: (T-8:34 PM) Commissioner Gunzburger that stated she received a letter from the Florida Association of County and advised that due to the new rules, the County must closely monitor and make sure that the Medicaid eligible people the County is going to be charged for and the children being housed in Juvenile Justice housing must be Broward County residents and not live elsewhere. Commissioner Gunzburger advised she would provide a copy of the letter from the Florida Association of Counties to the County Auditor. (Refer to minutes for full discussion.)

91. PLAQUE PRESENTED TO BROWARD COUNTY – CONTINUED SUPPORT FOR BROWARD DAYS – COMMISSIONER LIEBERMAN

ACTION: (T-8:35 PM) Commissioner Lieberman displayed a plaque given to the Broward County Commission for its continued support of Broward Days. The County’s involvement in the event was appreciated. She will give the plaque to Mayor Jacobs to display in her office. (Refer to minutes for full discussion.)

92. CONGRATULATIONS TO THE CITIES OF LAUDERHILL AND POMPANO BEACH – ALL AMERICAN CITIES - COMMISSIONER LIEBERMAN

ACTION: (T-8:35 PM) Commissioner Lieberman congratulated the cities of Lauderhill and Pompano Beach, who recently became “All American Cities.” Ten cities become “All American Cities” nationwide and two of those cities were in Broward County. (Refer to minutes for full discussion.)

93. REBUILDING BROWARD TOGETHER – SEEKING COMMUNITY BLOCK GRANT FUNDS – COMMISSIONER EGGELLETON

ACTION: (T-8:36 PM) Commissioner Eggelletion asked that Marlene Wilson, Director, Human Services Department, meet with representatives from Rebuilding Broward Together, to assist them in the process for obtaining Community Block Grant Funds. (Refer to minutes for full discussion.)