

MEETING OF JULY 1, 2003

(The meeting convened at 10:00 a.m.; recessed at 1:01 p.m.; reconvened at 2:20 p.m.; recessed at 5:15 p.m.; reconvened at 6:47 p.m. and adjourned at 6: 48 p.m.)

PLEDGE OF ALLEGIANCE was led by Ms. Veta Mae "Grandma Veta" Peterman, founder of the Peterman School for Early Childhood Education and participant in the Foster Grandparent Program.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPOINT Mr. William "Bill" Stradling to the Construction Services Advisory Committee. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved.

- A. MOTION TO APPOINT Jean-Sebastien Gros to the Broward County Nuisance Abatement Board. (Vice Mayor Lieberman)

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ACCEPT League of Cities' appointment of Coconut Creek Commissioner Gloria Fantl to the Land Preservation and Acquisition Advisory Board. (Mayor Wasserman-Rubin)

ACTION: (Time-10:17 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE terminal building lease agreement between Broward County, Florida and Aerovias de Mexico S.A. de C.V. d/b/a AeroMexico, with annual revenues of \$12,564 for the lease and use of leased premises in Terminal 4 at the Fort Lauderdale-Hollywood International Airport, effective upon Board approval, for a five year term, with a 30-day written notice of termination by either party; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

3. MOTION TO APPROVE license agreement between Broward County, Florida and BellSouth Mobility LLC., d/b/a Cingular Wireless ("Agreement") for the installation, operation and maintenance of wireless cellular personal communications service facilities at Fort Lauderdale-Hollywood International Airport, with anticipated revenue of the greater of (i) a minimum annual guarantee of \$55,000; adjusted by 3% each year; or (ii) an annual fee of \$0.0065 for each deplaned passenger, for the period, effective on the first day of the month following Board approval and continuing for eight years; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

4. 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 29th Street and about 350 feet west of NW 33rd 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. **(Commission District 9)** (Deferred from June 3, 2003 - Item No. 58)

ACTION: (Time-10:17 AM) Approved.

WATER MANAGEMENT DIVISION

5. MOTION TO ADOPT Resolution 2003-483 of the Broward County Board of County Commissioners electing to transfer the Lauderdale Isles Water Control District, a dependent district, to the jurisdiction of the City of Fort Lauderdale in accordance with the provisions of Chapter 78-482, Laws of Florida; providing for a list of assets of the District; providing for a list of moneys that will continue to be held by the District; providing that the transfer of jurisdiction shall not affect the lien of any judgment or the pendency of any cause of action; providing that no indebtedness of the district shall be paid or become the liability of funds or moneys of the City of Fort Lauderdale; and providing for an effective date. **(Commission District 7)**

ACTION: (Time-10:17 AM) Approved.

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

6. MOTION TO ADOPT Resolution 2003-484 authorizing the conveyance by quit claim deed, of various Tax Deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which the lands are located pursuant to Florida Statute 197.592. These particular properties are all within the City of North Lauderdale; authorize the Mayor and Clerk to execute deed; authorize recordation of same. **(Commission District 1)**

ACTION: (Time-10:24 AM) Approved. The Board directed the County Attorney to research whether the County could ask the Property Appraiser to put the common areas of Homeowner's Associations under one (1) folio number and report back to the Board. See Page *****

OFFICE OF TRANSPORTATION

STREETS AND HIGHWAYS DIVISION

7. MOTION TO ADOPT budget Resolution 2003-485 transferring funds within the Streets and Highways' Capital Outlay Fund as part of the Capital Improvement Fund for Fiscal Year 2003 for Streets and Highways Division in the amount of \$290,000 for milling and re-surfacing of Miramar Parkway from SW 70th Avenue to State Road 7, Miramar. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

8. MOTION TO ADOPT budget Resolution 2003-486 transferring funds within the Streets and Highways' Capital Outlay Fund as part of the Capital Improvement Fund for Fiscal Year 2003 for Streets and Highways Division in the amount of \$100,000 for milling, re-surfacing and striping of the Streets and Highways Division parking lots and entry way. **(Commission District 9)**

ACTION: (Time-10:17 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (Time-10:17 AM) Approved.

PURCHASING DIVISION

For Aviation Department

10. MOTION TO AWARD fixed contract to low bidder The Jones Company of South Florida for Taxiway E construction at North Perry General Aviation Airport, Bid No. T-2-03-038-CF, in the amount of \$802,631.70, for the Aviation Department Planning and Development Division, subject to receipt and acceptance of insurance/payment and performance guaranty; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

11. MOTION TO APPROVE retroactively, final Change Order No. 2 to agreement between Broward County and Recreational Design & Construction, Inc. for design build services for curbside pedestrian and ground transportation area canopy at Fort Lauderdale-Hollywood International Airport, Design Build No. HY-99-200-CF for an increase of \$212,263.97, from \$3,508,298.80, to \$3,720,562.77, and an increase of 286 calendar days in the agreement period from 425 to 711 calendar days; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

12. MOTION TO APPROVE second amendment to the agreement between Broward County and Singer Architects, Inc. (RLI 121300-RB) for architect, engineering and interior design services at the Fort Lauderdale-Hollywood International Airport, increasing the maximum-not-to-exceed amount of the agreement by \$785,300 from \$3,295,100 to \$4,080,400 with no increase in time; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

13. MOTION TO APPROVE second amendment to the agreement (RLI No.073098-RB) between Broward County and Camp Dresser & McKee, Inc. (CDM) for the preparation of a Stormwater Master Plan at the Fort Lauderdale-Hollywood International Airport, exercising one of the two option periods to extend the agreement end date from August 23, 2003 to August 31, 2004 at no additional cost; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

14. MOTION TO APPROVE agreement between Broward County and Reynolds, Smith and Hills, Inc. (RLI No. 20020201-0-AV-03) to provide design/build criteria documents for the Airport Terminal Exit Roadways System at the Fort Lauderdale-Hollywood International Airport, for a maximum-not-to-exceed amount of \$4,304,445; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved with revision to Section 9.9, "Indemnification," as reflected in the memorandum from Edward A. Dion, County Attorney, dated June 30, 2003.

15. MOTION TO APPROVE agreement between Broward County and Pierce Goodwin Alexander and Linville, Inc., Zyscovich, Inc., and ADP International Engineering, Inc. (PGAL/Zyscovich/ADP), a joint venture, RLI No. 20020201-0-AV-02, for consultant services for the redesign of Terminal 4 at the Fort Lauderdale-Hollywood International Airport, for the Aviation Department, for a maximum-not-to-exceed amount of \$7,992,272; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

For Community Services Department

16. MOTION TO AWARD fixed contract to low bidder, Native Technologies, Inc. for Hillsboro Pineland Natural Area, Bid No. L403124CF, in the amount of \$668,806.76, for the Parks and Recreation Division, subject to receipt and acceptance of insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same. **(Commission District No. 2)**

ACTION: (Time-10:17 AM) Approved.

17. A. MOTION TO ADOPT budget Resolution 2003-487 transferring funds within the Mass Transit Operating Fund (4500) a total of \$650,000 from the Mass Transit Reserve for the purpose of providing funding for the Transit Master Plan study.

ACTION: (Time-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: "study," add "and future changes to the scope of work including the rules and regulations pertaining to the Regional Transportation Authority and the development of a future generation of transit riders. (Deferred from June 17, 2003 - Item 12)".)

- B. MOTION TO APPROVE agreement between Broward County and Parsons, Brinckerhoff, Quade & Douglas, Inc. (PBQ&D), for the development of a Transit Master Plan (RLI 20020627-0-MT-01), effective for a term of 18 months commencing from date of execution for a total maximum amount not to exceed \$591,300; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Delete "total maximum amount not to exceed" and replace with "lump sum of.")

For Finance and Administrative Services Department

18. MOTION TO APPROVE sponsorship agreement between Broward County and American Pioneer Life for Medicare Supplemental Insurance, RLI No. 20020717-0-PEB-01 for the Human Resources Division, for a term to begin upon execution of agreement, and terminate on December 31, 2009; and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-10:17 AM) Approved.

For Port Everglades Department

19. MOTION TO APPROVE Work Authorization No. WA3-0017 (Task) authorizing the Port Everglades Department's General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant for the Terminal No. 2 Baggage Claim Expansion project, to be completed by Spring 2004, with the total amount of the consultant fee not to exceed \$189,940; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

For Public Works Department

20. A. MOTION TO APPROVE assignment, assumption, and consent agreement between Kunde, Sprecher & Associates, Inc., Edwards and Kelcey, Inc. and Broward County, whereby the firm of Kunde, Sprecher & Associates, Inc. assigns all rights, title and interest in this agreement to Edwards and Kelcey, Inc.; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPROVE first amendment to agreement between Broward County and Kunde, Sprecher & Associates, Inc., for consultant services for North New River Canal Bridge replacement (RLI No. 051401-RB) at an increased cost of \$16,947.94, from \$164,000.00, to \$180,947.94, and no increase to the contract time for the Engineering Division; and authorize the Mayor and Clerk to execute same. (Project No. 5243) **(Commission District 5)**

ACTION: (Time-10:17 AM) Approved.

21. MOTION TO APPROVE second amendment to the deliberately phased agreement between Broward County and Miller, Legg & Associates, Inc. (RLI No. 031199-RB) providing for consultant services for storm drainage, water, sewer, sidewalk, street paving, landscape and signage improvements to North County Neighborhood Improvement Project (NCNIP) at an increased amount of \$5,612,160 from \$4,873,413 for a total maximum not-to-exceed amount of \$10,485,573 and no change in time; and authorize the Mayor and Clerk to execute same. Project Nos. 1152 and 8629 **(Commission District 2)**

ACTION: (Time-10:17 AM) Approved.

For Department of Safety and Emergency Services

22. MOTION TO APPROVE retroactively, first amendment to agreement between Broward County and BellSouth Telecommunications, Inc. for local telephone services, (RLI No. 052896-RB), extending the agreement period by twelve months from April 29, 2003 to April 28, 2004 for an estimated annual amount of \$1,608,000 for the Telecommunications Division; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

23. MOTION TO APPROVE agreement between Broward County and BellSouth Telecommunications, Inc., (BellSouth) RLI No. 052996-RB to provide telecommunication network transmission (TNT) services in the first year amount of \$8,559,000 for a period of 60 months to be effective from date of execution, and renewable for 60 additional months unless terminated earlier by County; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

HUMAN SERVICES DEPARTMENT

24. A. MOTION TO ADOPT Resolution 2003-488 of the Board of County Commissioners of Broward County, Florida approving funding in the amount of \$95,350 for not-for-profit organizations through the Health Facilities Authority Surplus Funds; approving the contract shell form; authorizing the County Administrator to execute the appropriate contract for the approved organization; providing for severability; and providing for an effective date.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-489 within the General Fund for the Human Services Department in the amount of \$95,350 for the recognition of revenue received from the Health Facilities Authority for one time funding of Human Services not-for-profit providers.

ACTION: (Time-10:17 AM) Approved.

OFFICE OF HOUSING FINANCE

25. A. MOTION TO AUTHORIZE County Administrator or designee to negotiate and enter into a contract in the amount of \$250,000 with The Cornerstone Group, for the purpose of supporting the construction of Harbour Cove Apartments which is an affordable housing complex located in the City of Hallandale Beach, Florida for the State Housing Initiatives Partnership (SHIP) rental/new construction program. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: The agreement attached as Exhibit 1 is incorrect and should be replaced with the Shell Agreement which was distributed as Additional Material.)

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-490 within the Office of Housing Finance SHIP Grant Fund (8410) in the amount of \$250,000 for the purpose of supporting the construction of Harbour Cove Apartments.

ACTION: (Time-10:17 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

26. MOTION TO FILE report for the third quarter of Fiscal Year 2003 in accordance with Section 29.17h of the Broward County Administrative Code, relating to the Broward County cultural grant agreements.

ACTION: (Time-10:26 AM) Approved. See Page *****

EXTENSION EDUCATION DIVISION

27. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida; conceptually approves the donation of a windstorm mitigation demonstration and teaching facility from the University of Florida and the leasing of land for the facility from the University of Florida. **(Commission District 7)**

ACTION: (Time-10:19 AM) Withdrawn for further staff review.

- B. MOTION TO DIRECT staff to identify fiscal impacts and develop appropriate lease agreement with the University of Florida.

ACTION: (Time-10:19 AM) Withdrawn for further staff review.

LIBRARIES DIVISION

28. **MOTION TO ADOPT** budget Resolution 2003-503 for transferring within the General Fund the amount of \$219,228 from the Library Operating Reserve for Broward County's share of the "uncontrollable" (as identified in the agreement) and requested increases in the operating costs for Nova Southeastern University Library, Research and Information Technology Center (Center). **(Commission District 7)**

ACTION: (Time-10:29 AM) Tabled to later in the meeting. See Page *****

ACTION: (Time-4:22 PM) Approved.

PARKS AND RECREATION DIVISION

29. **MOTION TO APPROVE** agreement between Broward County and the Florida Department of Transportation (FDOT), providing for improved storm water storage from Sheridan Street to be via two new outfalls to be constructed by FDOT at no cost to County into the western mangrove channels of County-owned West Lake Park south of Sheridan Street in Hollywood, Florida, requiring FDOT at no cost to County, to design and construct a pathway, including a pedestrian bridge, across the southern end of 2000 Safe Parks and Land Preservation Bond Site 365, formerly known as the Albertson's site, connecting N 14th Avenue to the northwest corner of the recreational portion of West Lake Park south of Sheridan Street, effective upon execution by the County, and requiring completion of FDOT's construction obligations within one year of project commitments; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (Time-10:17 AM) Approved.

30. **MOTION TO ADOPT** Resolution 2003-491 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation of \$10,000 to be deposited in the Friends of the Parks and Recreation Division Trust Fund from the James Jr., Fund, Inc./South Florida President's Council of Motorcycle Clubs and Organizations; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date. **(Commission District 5)**

ACTION: (Time-10:17 AM) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

TELECOMMUNICATIONS DIVISION

31. MOTION TO APPROVE first amendment to agreement between Broward County and BellSouth Mobility, LLC, f/k/a BellSouth Mobility, Inc., d/b/a Cingular Wireless ("Cingular"), for the use of property at County's public safety tower located at 5150 Old Butler Road, Coconut Creek, to install and operate additional equipment for wireless mobile telecommunications. Cingular requests to exercise the additional five year term of the agreement and has agreed to pay to the County an annual amount of \$14,116.21, for the initial year and adjusted by 3% annually; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:35 AM) Withdrawn for further staff review.
See Page ********

32. MOTION TO APPROVE lease agreement between Broward County and Playa Del Mar Association, Inc. for rental of property to operate and maintain a public safety communications radio system located at 3900 Galt Ocean Drive, Fort Lauderdale, Florida upon execution through June 30, 2008, with an automatic two consecutive five-year renewal terms, and authorize the Mayor and Clerk to execute same. County to pay Landlord \$40,202.87 the first year in monthly installments of \$3,350.24 and fees will be adjusted by 3% annually. **(Commission District 4)**

ACTION: (Time-10:34 AM) Approved. The Board directed the County Auditor to research all similar contracts for reasonable resemblance of cost when siting the County's public safety equipment or allowing other companies to use the County's towers to place their telecommunications equipment and return before the Board with a recommendation by Tuesday, August 12, 2003. See Page *****

PORT EVERGLADES DEPARTMENT

33. MOTION TO APPROVE renewal of a three-year lease agreement between Broward County and Grady Marine Construction, Inc., for 4,473.88 square feet of vacant land at Port Everglades, for the period of September 1, 2003 through August 31, 2006, with rent in the approximate amount of \$13,828 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

34. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Griffin-Oaks Marine Management L.L.C., for Suite No. 3 in Building 611 at Port Everglades, consisting of 520 square feet of office space, for the period of September 1, 2003 through August 31, 2004, at an annual rental amount of \$9,100; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

35. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Prospect Enterprises, Inc., d/b/a Kansas Marine Company for 5,902 square feet of warehouse space in Building "B", Bays No. 3 and 4 of Foreign Trade Zone No. 25 at Port Everglades, for the period of September 1, 2003 through August 31, 2004 at an annual rental amount of \$48,455.42; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

36. A. MOTION TO APPROVE submission to the Foreign-Trade Zones Board of an application for a Subzone under Foreign-Trade Zone No. 25 on behalf of Chevron Products Company.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPROVE Grantee/Subzone Operator Agreement by and between the Board of County Commissioners of Broward County, Florida, and Chevron Products Company.

ACTION: (Time-10:17 AM) Approved.

- C. MOTION TO AUTHORIZE Port Director, Broward County Port Everglades Department to execute letters to the Foreign-Trade Zones Board and U.S. Customs to effectuate same.

ACTION: (Time-10:17 AM) Approved.

OFFICE OF BUDGET SERVICES

37. MOTION TO ADOPT budget Resolution 2003-492 transferring within the Clerk of Courts Data Processing Fund (0150) the amount of \$175,750 from the Data Processing Reserve to provide funding for the purchase of telephones, workstations, computers, and cabling related to recently added positions.

ACTION: (Time-10:17 AM) Approved.

38. MOTION TO ADOPT unanticipated revenue Resolution 2003-493 within the Law Enforcement Trust Fund in the amount of \$5,000, to allow 40 students from the Drug Free Youth in Town Institute to attend the Youth Leadership Training Conference in order to learn how to reduce substance abuse among their peers.

ACTION: (Time-10:17 AM) Approved.

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

PLANNING SERVICES DIVISION

39. A. MOTION TO APPROVE agreement between Broward County and Community Redevelopment Associates of Florida, Inc., for update to unincorporated neighborhood annexation study of the South County Area for a period of 120 calendar days, with the cost not to exceed \$20,000; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO APPROVE Work Authorization No. 1 in accordance with the agreement between Broward County and Community Redevelopment Associates of Florida, Inc., to provide professional services to prepare an unincorporated neighborhood annexation study for the South County Area for a maximum amount not to exceed total \$19,845 and for a time period of 120 calendar days; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

COURT ADMINISTRATION

40. MOTION TO APPROVE Broward County to act as the fiscal and contract agent for a Technical Assistance Grant between the Seventeenth Judicial Circuit and State Justice Institute in the amount of \$20,641 for felony mental health probation study within the Circuit Criminal Courts.

ACTION: (Time-10:17 AM) Approved and adopted Resolution 2003-494.

COUNTY ATTORNEY

41. MOTION TO APPROVE settlement agreement between Broward County and Dolan Enterprises, Inc., d/b/a The Dolan Interiors Company ("Dolan"), Case No. 99-04968(11).

ACTION: (Time-10:17 AM) Deferred to Tuesday, July 8, 2003 at the request of Vice Mayor Lieberman.

42. MOTION TO APPROVE settlement agreement between Broward County and Bergeron Land Development, Inc.

ACTION: (Time-10:17 AM) Approved.

COUNTY COMMISSION

43. MOTION TO FILE City of Wilton Manors Resolution No. 2683 opposing Broward County's proposed amendments to Chapter 31½ to create a reduction in assessment for living quarters of parents or grandparents. (Mayor Wasserman-Rubin)

ACTION: (Time-10:17 AM) Approved with revised Resolution from the City of Wilton Manors.

44. MOTION TO FILE City of Plantation Resolution No. 8737 urging Governor Jeb Bush to veto Senate Bill 676 which seeks to exclude cities and counties from participating in or review of the Florida Department of Transportation's planning of existing and future transportation facilities and appurtenances. (Mayor Wasserman-Rubin)

ACTION: (Time-10:17 AM) Approved.

45. MOTION TO FILE letter from the City of Cooper City notifying the County that the City Commission made a formal commitment at its March 18, 2003 meeting, to contribute \$200,000 toward the County's purchase of the Cooper Colony Country Club. (Mayor Wasserman-Rubin)

ACTION: (Time-10:17 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

- 46. MOTION TO ADOPT Resolution 2003-495 directing the County Administrator to publish Notice of Public Hearing to be held on October 14, 2003, at 2:00 PM in Room 422 of the Broward County Government Center, for the purpose of holding a drawing to award three new luxury sedan permits to qualified applicants.

ACTION: (Time-10:17 AM) Approved.

- 47. MOTION TO ADOPT Resolution 2003-504 directing the County Administrator to publish Notices of Public Hearings to be held on August 12 and August 26, 2003, at 2:00 PM in Room 422 of the Governmental Center, to consider approval of the Restated Lease between Broward County and Crowley Liner Services, Inc.

ACTION: (Time-10:37 AM) Approved. See Page *****

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

- 48. A. MOTION TO ACCEPT Section 105 grant award by the U.S. Environmental Protection Agency (USEPA) in the amount of \$315,011 to fund part of Broward County's Air Quality Program, and to authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant for the Department of Planning and Environmental Protection. The County receives \$168,361 cash and \$4,948 in-kind services from the USEPA and contributes an in-kind match of \$141,702.

ACTION: (Time-10:17 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-496 within Fund 8300 for the Department of Planning and Environmental Protection in the amount of \$310,063 for the purposes of recognizing the Section 105 grant funds received from the USEPA. This amount represents the grant award less the EPA in-kind services.

ACTION: (Time-10:17 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

49. DELEGATION: C. William Laystrom, Jr. regarding request to amend the note on the ICW South Plat - **Commission District 8**, (028-MP-96). (Deferred from May 20, 2003).

***ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.
See Page ********

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

- 50. **COUNTY ADMINISTRATOR’S REPORT** County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

ACTION: (Time-2:23 PM) No Board action was taken.

QUASI-JUDICIAL HEARING

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

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

- 51. **DELEGATION:** John D. Voigt regarding request to amend the note on the Main Street Plat - **Commission District 7**, (049-MP-85). (Deferred from June 17, 2003.)

ACTION: (Time-10:17 AM) Deferred to January 27, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study transportation concurrency. See Page *****

END OF QUASI-JUDICIAL HEARING

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION

52. MOTION TO ADOPT unanticipated revenue Resolution 2003-497 within the General Fund for the Seventeenth Judicial Circuit Court of Broward County Florida, in an amount not to exceed \$100,000 for the recognition of revenue received from the Children's Services Administration Division for one-time funding of the Model Dependency Program.

ACTION: (Time-2:24 PM) Approved. See Page *****

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

53. MOTION TO AUTHORIZE County Administrator to execute form public art agreements in accordance with existing provisions in the Broward County Code of Ordinances and the Broward County Administrative Code.

ACTION: (Time-2:28 PM) Approved. See Page *****

LIBRARIES DIVISION

54. A. MOTION TO ADOPT budget Resolution 2003-498 transferring within the General Fund (0010) the amount of \$600,463 from the Commission Reserve for the purpose of providing funds for the opening day collection, furniture, fixtures, and equipment for the Tamarac Community Library. **(Commission District 3)**

ACTION: (Time-2:29 PM) Approved.

- B. MOTION TO ADOPT budget Resolution 2003-499 transferring within the General Fund (0010) the amount of \$206,231 from the Libraries Operating Reserve for the purpose of funding the pre-opening staffing and operating expenses for the Tamarac Community Library.

ACTION: (Time-2:29 PM) Approved.

- C. MOTION TO INCREASE personnel cap within the General Fund for the Libraries Division by 30 positions for the purpose of hiring staff for the Tamarac Community Library in Fiscal Year 2003 for classifications specified in Exhibit 5.

ACTION: (Time-2:29 PM) Approved.

OFFICE OF BUDGET SERVICES

55. MOTION TO ADOPT Resolution 2003-500 providing for proposed Fiscal Year 2004 non-ad valorem assessment rates for the Fire Rescue Municipal Service Taxing Unit (MSTU), to transmit the proposed rates to the Property Appraiser's Office for inclusion on the Notice of Proposed Property Taxes and to set the Public Hearing to adopt the non-ad valorem assessment for September 9, 2003 at 5:01 PM at the Broward County Governmental Center.

ACTION: (Time-2:29 PM) Approved. The Board directed staff to forward a copy of the Resolution to the members of the Broward Legislative Delegation. See Page *****

56. MOTION TO ADOPT unanticipated revenue Resolution 2003-501 within the Law Enforcement Trust Fund in the amount of \$33,000 for the Coordinating Council of Broward's Healthier Communities Initiative to develop positive relationships and community policing/crime prevention strategies with appropriate neighborhood organizations.

ACTION: (Time-2:31 PM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

57. MOTION TO APPROVE joint funding agreement between Broward County and the City of Lauderhill (City) to purchase the Aaron's Rents Furniture store property located at 1110 North State Road 7 in Lauderhill, Florida in an amount equal to the average of County and City appraisals for the 1.14 acres; authorizing the Mayor and Clerk to execute same; and authorizing the County Administrator to take all necessary budgetary actions to implement the agreement. (Deferred from June 24, 2003 - Item No. 42)

ACTION: (Time-2:32 PM) Approved. See Page *****

58. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale to provide \$1,000,000 for the Riverwalk South Regional Park Project in Fort Lauderdale, Florida, under the auspices of the County's 2000 Safe Parks and Land Preservation Bond Program, for a three-year term upon execution by both parties, with up to two extensions of one year each, authorizing the Mayor and Clerk to execute same; and authorizing the County Administrator to take all necessary administrative and budgetary actions to implement the agreement. **(Commission District 7)**

ACTION: (Time-3:07 PM) Approved.

59. MOTION TO ACCEPT addition of Site 448, located in the City of Oakland Park, into the Conservation Land and Green Space Inventory as a Green Space, and authorize the Real Property Section to initiate due diligence on the property. **(Commission District 4)**

ACTION: (Time-3:07 PM) Approved. See Page *****

60. A. MOTION TO ACCEPT recommendation of the Land Preservation Advisory Board (LPAB) for the funding of 25 sites, within various municipalities and Commission districts, with funds allocated as Open Space Phase 5 of the Safe Parks and Land Preservation Bond program.

ACTION: (Time-3:08 PM) Approved.

- B. MOTION TO AUTHORIZE appropriate staff to begin negotiations on the approved sites that have been prioritized for funding pursuant to attached LPAB Resolution 2003-35 (Exhibit 1).

ACTION: (Time-3:08 PM) Approved.

61. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, August 12, 2003, in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue, AT&T Regional Park Expansion, pursuant to Florida Statute 125.355.

ACTION: (Time-3:08 PM) Approved, as amended. The Board directed staff to install a monitor well and conduct additional soil tests with results available prior to the August 12, 2003 Public Hearing. See Page *****

- B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that the Office of General Services, Real Property Section intends to present for consideration on or after August 12, 2003, a Purchase and Sale Contract for real property known as AT&T Regional Park Expansion (8.13 acres; 353,966 +/- square feet) in the Broward County Land Preservation Inventory, located at 3801 West Sunrise Boulevard, Lauderhill, Florida, at a total purchase price of \$4,675,000. **(Commission District 9)**

ACTION: (Time-3:08 PM) Approved, as amended. The Board directed staff to install a monitor well and conduct additional soil tests with results available prior to the August 12, 2003 Public Hearing.

See Page *****

PORT EVERGLADES DEPARTMENT

62. MOTION TO FILE with the Broward County Board of County Commissioners, the written evaluation criteria and procedures that the Broward County Port Everglades Department is prepared to follow as part of the open competitive Selection, Negotiation and award process to secure a Restricted Daily Cruise Operator for Berth/Terminal No.1 at Port Everglades.

ACTION: (Time-3:25 PM) Deferred. The Board authorized the Port Director to negotiate an amendment to the Sea Escape contract to secure a Restricted Daily Cruise for Berth/Terminal No.1 at Port Everglades. If an agreement is reached, the Port Director shall return before the Board for consideration of the contract. See Page *****

63. MOTION TO FILE with the Broward County Board of County Commissioners, the written evaluation criteria and procedures that the Broward County Port Everglades Department is prepared to follow as part of the open competitive Selection, Negotiation and Award process to secure a Restricted Multi-Day or Restricted Daily Cruise Operator for Berth/Terminal No. 22 at Port Everglades.

ACTION: (Time-3:49 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber Parrish and Rodstrom; Deputy Director, Port Everglades Department (Chair); Director, Office of Economic Development, CFO and Director, Finance and Administrative Services and the County Administrator or Designee. Plus, administrative support staff from the office of the County Attorney, County Auditor, Risk Management, Purchasing Division, and the using agency.

See Page *****

64. MOTION TO FILE with the Broward County Board of County Commissioners the written evaluation criteria and procedures that the Broward County Port Everglades Department is prepared to follow as part of the open competitive Selection, Negotiation and Award process for a Marine Terminal Lease and Operating Agreement for 36 (+/-) acres of container yard in the Southport Container Complex at Port Everglades.

ACTION: (Time-3:51 PM) Approved, as amended, add additional criteria: 1) Within the past five (5) years has applicant had a franchise terminated or discontinued operating a marine container terminal/facility. 2) Under Section III. Legal Claims, include: Have there been any criminal convictions against the entity or any of its principles within the past five (5) years. See Page *****

65. MOTION TO ADOPT Resolution 2003-504 directing the County Administrator to publish Notices of Public Hearings to be held on August 12 and August 26, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider approval of the Marine Terminal Lease and Operating Agreement between Broward County and Chiquita Brands Company, North America.

ACTION: (Time-10:17 AM) Withdrawn for further staff review. See Page *****

ACTION: (Time-5:03 PM) Reconsidered and approved. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Public Works Department

66. A. MOTION TO REJECT all solicitations for RLI No. 20030228-0-FC-01.

ACTION: (Time-3:53 PM) Withdrawn for further staff review. See Page *****

- B. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to short list the most qualified firms to provide security services at various activities within Broward County, and approve Request for Letters of Interest (RLI) No. 20030625-0-FC-01.

ACTION: (Time-3:53 PM) Withdrawn for further staff review. See Page *****

OFFICE OF ECONOMIC DEVELOPMENT

67. MOTION TO APPROVE agreement between Broward County and Nova Southeastern University to facilitate a County Economic Development Visioning Process and to update the 1999 Targeted Industry Study of Broward County, for the Office of Economic Development in the amount of \$100,000; Request for Letters of Interest (RLI) No. 20020724-0 EQ-01; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:17 AM) Deferred to Tuesday, July 8, 2003 at the request of Commissioner Gunzburger.

ACTION: (Time-2:22 PM) Reconsidered and tabled to later in the meeting. See Page *****

ACTION: (Time-4:32 PM) Deferred to Tuesday, July 8, 2003 at the request of Commissioner Gunzburger. See Page *****

COMMISSION AUDITOR

68. MOTION TO ESTABLISH the salary and benefits of the County Auditor, effective, July 1, 2003.

ACTION: (Time-4:09 PM) The Board approved an annual salary of \$160,000, in addition to Deferred Compensation of 8,000/year, Auto Expense Allowance of \$450/month, Senior Management Class - Florida Retirement System and other benefits to be provided consistent with established County policies. Also, there will be an annual performance evaluation. See Page *****

COUNTY ATTORNEY

The following item will be discussed in a Shade Meeting in Room 430 at 1:30 PM or Immediately following the morning meeting, whichever is latest.

69. ATTORNEY-CLIENT MEETING: Commencement of attorney-client session pursuant to Section 286.011(8), Florida Statutes, to discuss settlement negotiations and litigation strategy relating to the following pending lawsuits: BCCC Hotel Limited Partnership and PADC Hospitality Corp. II, v. Broward County, Case No. 01-017925(18), and Broward County v. R. Donahue Peebles and Peebles Atlantic Development Corp., Case No. 01-20029(21).

ACTION: (Time-5:15 PM) No Board action was taken.

COUNTY ADMINISTRATOR

70. MOTION TO APPROVE Interlocal Agreement between Broward County and Kenneth C. Jenne II, as Sheriff of Broward County for the provision of Fire/Rescue Services beginning on October 1, 2003, for an initial term of five years.

ACTION: (Time-10:40 AM) Approved with approved amendments. The Board directed staff to draft an amendment to the contract relating to the communications issue. Once clarified between the County Administration and the Broward Sheriff's Office, staff will return before the Board for its consideration of the amendment. Also, staff was directed to confer with the partner cities regarding communications. See Page *****

COUNTY COMMISSION

71. DISCUSSION: Certification of American Advanced Technicians Institute, Corp. by Broward County. AATI is a training program; test for ASE (Automotive Service Excellence) can be taken upon completion of the training program. (Commissioner Parrish)

ACTION: (Time-4:22 PM) The Board directed the County Attorney to draft the necessary amendment to the County's Ordinance to incorporate the AATI, Corp. certification exams and programs in the Ordinance. See Page *****

72. MAYOR'S REPORT

- A. SAVE THE DATE - FIRST MAYOR'S GALA IN BROWARD COUNTY - OCTOBER 18, 2003

ACTION: (Time-4:35 PM) The First Mayor's Gala will be sponsored by the Women's Way, a branch of the United Way. All proceeds from the Gala will benefit the United Way. The theme of the event will be "Celebrating Broward County's Uniqueness." The Event will be held at the Broward County Convention Center. See Page *****

- B. UPDATE - VISIT TO JAMAICA

ACTION: (Time-4:35) The Mayor reported that she visited Jamaica to promote economic development in Broward County. Deborah Wilkinson, Office of Economic Development, gave a brief update regarding the Small Business Inbound Missions program and how the program is affecting Broward County's economic growth in a positive way. See Page *****

73.

COUNTY COMMISSION LIAISON REPORT

**HEALTHCARE ISSUE - CANADIAN PHARMACEUTICAL STORES -
COMMISSIONER GRABER**

ACTION: (Time-4:41 PM) Commissioner Graber requested that staff research whether the Canadian Pharmaceutical stores, which have been determined to be illegal, have County occupational licenses, if they are in violation and what options the County has. See Page *****

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

74. A. **MOTION TO AUTHORIZE** County Administrator or designee to amend a contract between Broward County and Golf View Gardens, Ltd., increasing the amount by \$200,000 for the purpose of supporting the construction of Golf View Apartments, which is an affordable housing project located in the City of Sunrise for the State Housing Initiatives Partnership (SHIP) Rental/New Construction Program. **(Commission District 1)** (Vice-Mayor Lieberman)

ACTION: (Time-10:23 AM) Approved. (Transferred to the Consent Agenda) See Page *****

- B. **MOTION TO ADOPT** unanticipated revenue Resolution 2003-502 within the Office of Housing Finance SHIP Grant Fund (8410) in the amount of \$200,000 for the purpose of supporting the construction of Golf View Apartments.

ACTION: (Time-10:23 AM) Approved. (Transferred to the Consent Agenda) See Page *****

NON AGENDA

75. **AIDS PROJECT FLORIDA - MAYOR WASSERMAN-RUBIN**

ACTION: (Time-4:43 PM) The Mayor informed the Board that she participated in AIDS Project Florida. Vans are traveling throughout the area with medical staff providing free, non-invasive AIDS tests. Results are available within 24 hours. See Page *****

76. ANNUAL NACO ELECTION FOR OFFICERS - MAYOR WASSERMAN-RUBIN

ACTION: (Time-4:44 PM) The Annual NACo Conference will be held July 11 through July 15, 2003 in Milwaukee. Election for NACo officers is July 15, 2003. The Board designated Ms. Pamela Landi, Office of Public and Governmental Relations, to attend the conference. See Page *****

77. DISCUSSION - PROPERTY TAX VALUES INCREASED 13.6 PERCENT - COMMISSIONER SCOTT

ACTION: (Time-4:45 PM) The Board discussed concerns regarding the increase in the property tax values and how it will affect the County's future budgets and funding. See Page *****

78. ATTENDANCE - JULY 8, 2003 COMMISSION MEETING - COMMISSIONER GRABER

ACTION: (Time-4:59 PM) Following discussion, the Board determined it was necessary to convene a Commission meeting on Tuesday, July 8, 2003. See Page *****

79. SELECTION/NEGOTIATION COMMITTEE - OBJECTION - FIVE DAYS WRITTEN NOTICE - VICE MAYOR LIEBERMAN

ACTION: (Time-5:08 PM) Vice Mayor Lieberman explained that she submitted a written objection to a contract within five-business days and that staff continued to negotiate while the standstill was still in place. She asked the County Administrator to clarify the five-business day policy to staff. See Page *****

80. HOME FUNDS - VICE MAYOR LIEBERMAN

ACTION: (Time-5:10 PM) Vice Mayor Lieberman informed the Board that the City of Plantation received an appropriation of \$179,108 in HOME Funds for next year. See Page *****

81. BROWARD ESTATES - HOMEOWNER COMPLAINTS - COMMISSIONER EGGELLETON

ACTION: (Time-5:10 PM) Commissioner Eggelletion requested that staff look into residents' complaints of damage to their homes relating to the Broward Estates Neighborhood Improvement Project and attempt to resolve their issues. See Page *****

82. JAMAICA - CELEBRATING GRAND INDEPENDENCE BALL - JULY 26, 2003 - COMMISSIONER EGGELETTION

ACTION: (Time-5:11 PM) Commissioner Eggleton advised the Board that Jamaica will be celebrating its Grand Independence Ball on Saturday, July 26, 2003, at 8:30 p.m. at the Signature Grand, Davie, Florida. See Page *****

83. BAHAMAS - 30TH ANNIVERSARY - GRAND INDEPENDENCE BALL - JULY 19, 2003 -COMMISSIONER EGGELETTION

ACTION: (Time-5:12 PM) Commissioner Eggleton informed the Board that the Bahamas 30th Anniversary Grand Independence Ball will be held on Saturday, July 19, 2003 at the Broward County Convention Center. The Prime Minister of the Bahamas and two Cabinet members will attend the event. He urged the Board members to attend the event. See Page *****

84. 9/11 MEMORIAL OBSERVATION - COMMISSIONER EGGELETTION

ACTION: (Time-5:12 PM) Commissioner Eggleton encouraged the County to participate in the memorial observance for the victims of 9/11 as it did last year. See Page *****

85. FEDERAL LIBRARY FUNDING - CHILD BLOCK - COMMISSIONER JACOBS

ACTION: (Time-5:14 PM) Commissioner Jacobs advised that the Federal government is withholding Federal Library Funding to any library that does not install filters on their computers that block out access to unwanted material and asked staff to research the issue and report back to the Board. See Page *****

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE

TERMINAL 1, CONCOURSE A

RLI No. 20030331-0-AV-01

Tuesday, July 1st in Room 430 at 9:30 AM

SHADE MEETING

BROWARD COUNTY V. BCCC HOTEL LTD. PARTNERSHIP

BROWARD COUNTY V. BCCC R. DONAHUE PEEBLES

RLI No. 20030331-0-AV-01

Tuesday, July 1st in Room 430 at 1:30 PM or immediately following
the morning meeting, whichever is later.

