

MEETING OF JULY 8, 2003

(The meeting convened at 10:00 a.m. and adjourned at 12:00 p.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Mayor Diana Wasserman-Rubin.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPROVE appointment of Phyllis Friedman to the Elderly and Veterans Services Advisory Board. Ms. Friedman fills the Psychiatric slot. (Commissioner Gunzburger)

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

- B. MOTION TO APPOINT Joseph M. Maus to the Broward County Planning Council. (Commissioner Scott)

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

- C. MOTION TO RE-APPOINT Sidney Weisburd to the Library Advisory Board. (Commissioner Graber)

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

PUBLIC WORKS DEPARTMENT

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

2. A. MOTION TO APPROVE Installation of Required Improvements Agreement between the City of Miramar and Broward County, related to the Miramar Town Center Plat (042-MP-00); and to authorize the Mayor and Clerk to execute same. **(Commission District 8)**

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

- B. MOTION TO APPROVE Traffic Signal Agreement between the City of Miramar and Broward County, related to the Miramar Town Center Plat (042-MP-00); and to authorize the Mayor and Clerk to execute same. **(Commission District 8)**

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

3. A. MOTION TO APPROVE amendment to Required Improvements Agreement, among Broward County, TRG Pembroke Road, LTD., and the City of Miramar relating to the "Miramar Lakes" Plat (041-MP-99); and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

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

- B. MOTION TO APPROVE agreement for Construction of Required Offsite Improvements as part of "County Road Project" among Broward County, TRG Pembroke Road, LTD., and the City of Miramar relating to the "Miramar Lakes" Plat (041-MP-99); and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

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

4. MOTION TO APPROVE Roadway Improvement Phasing Agreement, among Broward County, GL Homes of Davie Associates IV, LTD., and the Town of Davie relating to the "Riverstone" Plat (039-MP-02); and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

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

5. MOTION TO ADOPT Resolution 2003-505 amending the non-vehicular access line relating to the "Broward County Courthouse Phase II Plat", (Plat Number 90-MP-89) **(Commission District 7)**

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

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

6. MOTION TO ADOPT Resolution 2003-506 of the Board of County Commissioners of Broward County, Florida, authorizing the holding of a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, in connection with the issuance by the County of its Airport System Revenue Refunding Bonds, Series 2003K, in an amount not to exceed \$100,000,000; delegating to the Chief Financial Officer and Director of the Finance and Administrative Services Department the responsibility of holding such public hearing; and providing an effective date.

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

7. A. MOTION TO ADOPT unanticipated revenue Resolution 2003-507 within the Water and Wastewater Fund in the net amount of \$2,901,450 to recognize the proceeds of the Water and Sewer Utility Revenue and Revenue Refunding Bonds, Series 2003 and net the bond proceeds to be deposited to the construction fund against the existing project budget.

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

- B. MOTION TO ADOPT budget Resolution 2003-508 transferring within the Water and Wastewater Fund the amount of \$1,385,760 from the Office of Environmental Services' Reserve to fund an increase in debt service interest payments resulting from the issuance of Water and Sewer Utility Revenue and Revenue Refunding Bonds, Series 2003.

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

8. A. MOTION TO ADOPT unanticipated revenue Resolution 2003-509 within the Debt Service Fund (Fund 2460) in the amount of \$4,570,210 to recognize Broward County's portion of the proceeds of the First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2003.

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

- B. MOTION TO ADOPT Budget Resolution 2003-510 within the Debt Service Fund (Fund 2200) in the amount of \$2,369,672 to reflect the transfer of debt service funds and the debt service reserve utilized in the refunding of the Series 1993 First Florida Bonds.

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

- C. MOTION TO ADOPT budget Resolution 2003-511 within the General Fund (Fund 0100) in the amount of \$19,500 to reflect the transfer of a cash contribution utilized in the refunding of the Series 1993 First Florida Bonds.

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

9. A. MOTION TO ADOPT Resolution 2003-512 of the Board of County Commissioners of Broward County, Florida approving the issuance of its Broward County, Florida Port Facilities Refunding Revenue Bonds, Series 2003, the proceeds of which shall be used to refinance certain capital projects in Port Everglades; and providing an effective date.

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

- B. MOTION TO ADOPT Resolution 2003-513 of the Board of County Commissioners of Broward County, Florida supplementing Resolution No. 24-1989 which is entitled: "A Resolution authorizing the issuance of not exceeding \$150,000,000 Port Facilities Refunding Revenue Bonds, Series 1989-A for the purpose of refunding Port Facilities Revenue Bonds, Series 1986 of the Port Everglades Authority issued under Resolution No. 12-1986, as amended; providing for the issuance of not exceeding \$55,000,000 Port Facilities Senior Revenue Bonds, Series 1989-B for the purpose of paying the cost of improvements to the port facilities of the Port Everglades Authority; providing for the issuance of additional Port Facilities Revenue Bonds to pay the cost of improvements to the port facilities of the Port Everglades Authority and to refund bonds issued hereunder and certain other indebtedness; providing for the payment of such bonds and the interest thereon from revenue derived from the port facilities and pledged therefor; setting forth the rights and remedies of the holders of such bonds; providing severability and an effective date"; authorizing the refunding of certain of the Port Everglades Authority Port Facilities Refunding Revenue bonds, Series 1989-A; authorizing the issuance of not exceeding \$60,000,000 aggregate principal amount of Broward County, Florida Port Facilities Refunding Revenue Bonds, Series 2003, in order to refund such Series 1989-A Bonds; authorizing a negotiated sale of said bonds; delegating certain authority to the Mayor for the authorization, execution and delivery of a Bond Purchase Agreement with respect thereto, and the approval of the terms and details of said bonds; appointing the Paying Agent and Registrar for said bonds; authorizing the distribution of a Preliminary Official Statement and the execution and delivery of an Official Statement with respect thereto; authorizing the execution and delivery of an Escrow Deposit Agreement and the appointment of an escrow agent thereto; authorizing the execution and delivery of a Continuing Disclosure Certificate; authorizing municipal bond insurance for the bonds; and providing an effective date.

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

10. MOTION TO ADOPT Resolution 2003-514 of the Board of County Commissioners of Broward County, Florida, re-approving the issuance by the Florida Ports Financing Commission of its Revenue Bonds (State Transportation Trust Fund), Series 1996 and a loan of a portion of the proceeds thereof to Broward County, Florida to finance all or a portion of certain capital projects in Port Everglades and its Revenue Bonds (State Transportation Trust Fund – Intermodal Program), Series 1999 and a loan of a portion of the proceeds thereof to Broward County, Florida to finance all or a portion of certain capital projects in Port Everglades; and providing an effective date.

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

ACCOUNTING DIVISION

11. 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-10:13 AM) Approved.

PURCHASING DIVISION

For Aviation Department

12. MOTION TO APPROVE Change Order No. 53 to agreement between Broward County and PCL Civil Constructors, Inc. for Roadway Improvements Task 2 Terminal Access Roadway Interchange Project at the Fort Lauderdale-Hollywood International Airport, Design Build No. Q498085CF for an increase of \$478,907.07, from \$78,765,067.46, to \$79,243,974.53, with no change in contract time and authorize the Mayor and Clerk to execute same.

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

13. A. MOTION TO WAIVE timely submittal of Addendum No. 1. as a minor nonsubstantive technicality.

ACTION: (Time-10:15 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. See Page *****

ACTION: (Time-2:49 PM) Approved. See Page *****

- B. MOTION TO AWARD fixed contract to low bidder, BRC Construction Co., Inc. for Administration and Maintenance Facilities at North Perry General Aviation Airport, Bid No. P-Y-02-271-CF, in the amount of \$536,277.20, for base bid and alternates 1,2,4 and 5 for the Aviation Department subject to receipt and acceptance of insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:15 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. See Page *****

ACTION: (Time-2:49 PM) Approved. See Page *****

For Community Services Department

14. A. MOTION TO APPROVE Work Authorization No. 7 to agreement between Broward County and Recreational Design & Construction, Inc. (RDC), for design/build services for accessibility compliance and miscellaneous small projects at various park sites for the Parks and Recreation Division, in an amount not-to-exceed \$38,231 for design and plan production for Development Review Committee requirements associated with replacing one building at the North Andrews Community Center at North Andrews Gardens Park, with a 250 day calendar term; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

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

- B. MOTION TO APPROVE Work Authorization No. 8 to agreement between Broward County and Recreational Design & Construction, Inc. (RDC), for design/build services for accessibility compliance and miscellaneous small projects at various park sites for the Parks and Recreation Division, in an amount not-to-exceed \$927,757 for design/build work associated with constructing a new administration/reception/reservation complex at Markham Park, with a 320 day calendar term; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

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

For Finance and Administrative Services Department

15. MOTION TO APPROVE open-end contract as amended between Broward County and Dell Marketing, L.P. (Dell) for the procurement of notebook computers, desktop computers, servers, and related computer items (Groups 1, 2 and 5) in the estimated annual amount of \$6,000,000.00 and Lexmark International, Inc. for procurement of laser printers (Groups 7 and 8) in the estimated annual amount of \$100,000 for a total estimated annual cost of \$6,100,000 for the Office of Information Technology, utilizing the School Board of Broward County (School Board) Request for Proposal (RFP) 23-087V, and authorize the Purchasing Director to renew the contract for two one-year periods; and authorize the Mayor and Clerk to execute same. The initial contract period shall commence on the date of execution and end December 16, 2005.

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

For Greater Fort Lauderdale Convention and Visitors Bureau

16. MOTION TO APPROVE agreement between Broward County and Marc USA/Miami, Inc., for advertising services for the Greater Fort Lauderdale Convention and Visitors Bureau, (RLNo. 20030205-0-CVB-01) for an amount not to exceed in any fiscal year the sum of \$264,000 for a period of three years with two one-year renewal options commencing on July 8, 2003, and terminating on July 7, 2006; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:13 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Remove the second page 5, which was a duplicate. Page 6 was missing and was distributed as "Additional Material.")

For Port Everglades Department

17. MOTION TO AWARD fixed contract to single bidder, Coral-Tech Associates, Inc. for construction preparation for installation of passenger loading bridges - civil/architectural/electrical work, Bid No. L303062CF, in the amount of \$559,800 for the Port Everglades Department, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Mayor and Clerk to execute same.

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

For Public Works Department

18. A. MOTION TO ADOPT budget resolution 2003-515 transferring funds within the Library Bond Capital Outlay Fund (3180) in the amount of \$75,000 from the Library Bond Fund Reserve for the Davie/Cooper City Branch Library.

ACTION: (Time-10:21 AM) Approved. See Page *****

- B. MOTION TO APPROVE increase in the change order allowance by \$75,000 for the Davie/Cooper City Branch Library Phase II Construction Agreement with D. Stephenson Construction, Inc., increasing the allowance from 5% (\$12,444.80) to 35.13% (\$87,444.80) of the original contract amount of \$248,896 for the Construction Management Division. (Project No. 6039-99-01) **(Commission District 4)**

ACTION: (Time-10:21 AM) Approved. See Page *****

19. MOTION TO AWARD fixed contract to low bidder, The Poole and Kent Company for Dewatering Facility - North Regional Wastewater Treatment Plant (NRWWTP) (Bid No. T-X-02-243-C-F) in the amount of \$12,135,000 for the Environmental Engineering Division subject to receipt and acceptance of insurance/payment and performance guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

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

20. MOTION TO APPROVE first amendment to Work Authorization No. GS0117 in accordance with the agreement between Broward County and Hazen Sawyer, P.C. for general professional consultant services to develop a Vulnerability Assessment Study for Office of Environmental Services, (RLI No. 110800RB), approved by the Board on April 2, 2002, Item 11, to add an amount not-to-exceed \$20,000 for salary costs and reimbursables for Amendment Exhibit A-1, and \$33,900 to the lump sum for Tasks One and Two of Exhibit A-1, increasing the lump sum from \$114,160 to \$148,060; increasing the Work Authorization by a total amount of \$53,900; from \$114,160 to \$168,060; and a time increase of 160 calendar days, from 120 days to 280 calendar days; and authorize the Mayor and Clerk to execute same.

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

21. A. MOTION TO ADOPT budget Resolution 2003-516 transferring within the Library Bond Capital Outlay Fund (3180) the amount of \$44,094 from the Library Bond Fund Reserve for the Hallandale Branch Library.

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

- B. MOTION TO APPROVE agreement between Broward County and D. Stephenson Construction, Inc., for Managing General Contractor (Phase II) Construction Services for the Hallandale Branch Library (RLI 041700-RB) for a guaranteed maximum price (GMP) of \$306,519 with a contract time of 160 calendar days to retool (minor remodeling and refurbishing) Hallandale Branch Library for the Construction Management Division; and authorize the Mayor and Clerk to execute same. (Project No. 80084-99-01) **(Commission District 6)**

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

22. A. MOTION TO ADOPT unanticipated revenue Resolution 2003-517 within the Engineering Capital Outlay Fund (3150) in the amount of \$842,681.56, for additional funding from the Florida Department of Transportation (FDOT) for the Broward Boulevard Streetscape Improvement Project.

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

- B. MOTION TO APPROVE Amendment No. One to a joint participation agreement between Broward County and FDOT for the Broward Boulevard Streetscape Improvement project for an increase of \$5,742,404.56, from \$5,654,000.00, to \$11,396,404.56; and authorize the Mayor and Clerk to execute same. **(Commission Districts 7 and 9)**

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

- C. MOTION TO APPROVE first amendment to agreement between Broward County and Kunde, Sprecher & Associates for additional engineering services for the Broward Boulevard Streetscape Improvement project for an increase of \$915,374.79, from \$1,271,890.15, to \$2,187,264.94, and an increase in contract time of 12 months from 20 months to 32 months; and authorize the Mayor and Clerk to execute same. (Project No. 5157) **(Commission Districts 7 and 9)**

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

- D. MOTION TO APPROVE Assignment Assumption and Consent Agreement between Kunde, Sprecher & Associates, Inc., Edwards & Kelcey, Inc. and Broward County; and authorize the Mayor and Clerk to execute same.

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

23. MOTION TO APPROVE agreement between Broward County and A/R/C Associates, Incorporated for consulting services to develop a Roofing and Waterproofing Management Program (RLI No. 052100-RB) for the Facilities Management Division, at a cost not-to-exceed \$750,000 for a two year term commencing upon Board approval with three, one-year options to renew; and authorize the Mayor and Clerk to execute same.

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

ACTION: (Time-2:50 PM) Reconsidered and approved, as amended. The Board revised the Contract Administrators award authority (section 4.3) and included in the agreement, language which limits total expenditures to a maximum of \$750,000 for the life of the agreement. (See County Auditor's memorandum dated July 7, 2003.) See Page *****

24. MOTION TO MODIFY sole source standardization of maintenance, repair and replacement of Johnson Controls, Inc. (Johnson) equipment and systems at currently covered Broward County buildings, to include all Broward County buildings which have Johnson controls as their main control systems.

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

25. MOTION TO APPROVE open-end interim contract with Wackenhut Corporation for security services based on the same prices, terms and conditions of the existing contract, RLI No. 090297RB, in the estimated monthly amount of \$317,000 for the Facilities Management Division. The interim contract will commence on August 5, 2003 and continue month-to-month until a new contract is in place.

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

REVENUE COLLECTION DIVISION

26. MOTION TO ADOPT three Resolutions 2003-518 thru 2003-520 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee No. 2090002760550, Payroll No. 2079940003798, Self-Insurance No. 2090002760518 and Tax and License No. 2090002760916.

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

27. MOTION TO APPROVE AND EXECUTE Error and Insolvencies Report for 2002 as required by Florida Statute 197.492.

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

RISK MANAGEMENT DIVISION

28. MOTION TO AUTHORIZE full and final settlement of claim No. JVG/012701MCMA in the amount of \$68,500.

ACTION: (Time-10:16 AM) Approved. See Page *****

HUMAN SERVICES DEPARTMENT

29. **MOTION TO APPROVE** corrective quit claim deed of various properties previously approved by the Board of County Commissioners to Habitat for Humanity of Broward, Inc., a not for profit corporation; authorize the Mayor and Clerk to execute deeds, and authorize the recordation of same. **(Commission District 9)**

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

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

FIRE RESCUE DIVISION

30. **MOTION TO ADOPT** unanticipated revenue Resolution 2003-521 in the amount of \$176,227.78, within the Fire Fund (0440) from the City of Miami for the reimbursement of salary and overtime-related expenses incurred as a result of the deployment of the South Florida (USAR) Urban Search and Rescue Task Force to the World Trade Center immediately following the terrorist attacks of September 11, 2001.

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

TELECOMMUNICATIONS DIVISION

31. **MOTION TO APPROVE** first amendment to December 14, 1993 license agreement between Broward County and BellSouth Mobility, LLC, f/k/a BellSouth Mobility, Inc., d/b/a Cingular Wireless ("Cingular"), providing for installation and operation of additional wireless mobile telecommunications equipment at County's public safety tower located at 5150 Old Butler Road, Coconut Creek; acknowledging Cingular's request to exercise the agreement's second extended term (comprising five years); increasing the agreement's second extended term rental amount from \$13,705.06, to \$15,760.82, annually and each future extended term rental amount by 15% over the prior extended term rental amount; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:13 AM) Withdrawn.

EMERGENCY MANAGEMENT AGENCY

32. A. MOTION TO APPROVE grant agreement extension from October 17, 2003 to April 16, 2004, between Broward County and the State of Florida, Department of Community Affairs, for homeland security planning for Broward County and nine Broward County municipalities; and authorize the Mayor and Clerk to execute same. **(All Commission Districts)**

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

- B. MOTION TO APPROVE model first amendment to agreements between Broward County and the nine Broward County municipalities already under contract with Broward County, extending the termination date from October 17, 2003 to April 16, 2004; and authorize the Mayor and Clerk to execute a specific first amendment for each of the nine municipalities.

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

PORT EVERGLADES DEPARTMENT

33. MOTION TO FILE Quarterly Report for business permits issued at Port Everglades for the period April 1, 2003 through June 30, 2003.

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

COUNTY ATTORNEY

34. MOTION TO APPROVE settlement in the amount of \$30,000 including costs and attorney's fees, of a lawsuit filed in Broward County Circuit Court, Mildred and Herman Weingarten v. Broward County, Case No: 01-22594 (12).

ACTION: (Time-10:18 AM) Approved. The Board directed staff to research what has been done to repair/redesign the Traveling Bookmobile in question and report back to the Board with an explanation. See Page *****

35. MOTION TO APPROVE settlement in the amount of \$29,500 including costs and attorney's fees, of a lawsuit filed in Broward County Circuit Court, Deborah Berkowitz and Harry Berkowitz v. Broward County, Board of County Commissioners and City of Fort Lauderdale, Case No. 02-020462 (13).

ACTION: (Time-10:16 AM) Approved. See Page *****

36. MOTION TO APPROVE settlement in the amount of \$60,000 including costs and attorney's fees, of a lawsuit filed in Broward County Circuit Court, Joyce Desrosiers and Rudy Derosiers, her husband, v. Broward County, Case No: 02-01480.07.

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

37. MOTION TO APPROVE settlement agreement arising out of United States Fidelity and Guaranty Co. v. Broward County, et al., USDC Case No. 02-60371 CIV MARRA.

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

REQUEST TO SET FOR PUBLIC HEARING

38. MOTION TO ADOPT Resolution 2003-522 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, August 12, 2003 at 2:00 PM in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate and abandon reservation, said property lying and being in Broward County, Florida and located at 1040 SW10th Avenue in the City of Pompano Beach. Petitioner: 1000 Andrews Corporation (2003-V-11) (Samuel E. Poole, III – Berger Singerman – Agent) **(Commission District 9)**

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

39. MOTION TO ADOPT Resolution 2003-523 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 12, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO COUNTY BOARDS, AUTHORITIES, AND AGENCIES; AMENDING CHAPTER 1, PART II, SECTION 1.11. OF THE BROWARD COUNTY ADMINISTRATIVE CODE; CONFORMING THE TREATMENT OF VACANCIES TO BE FILLED BY NON-COUNTY APPOINTEES TO BROWARD COUNTY BOARDS, AUTHORITIES, AND AGENCIES WITH THOSE OF COUNTY APPOINTEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

40. MOTION TO ADOPT Resolution 2003-524 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 03-5), regarding a revision to the permitted uses of the "Rural Estates" and "Rural Ranches" land use categories to allow public school sites greater than five acres in size, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan.

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

41. MOTION TO ADOPT Resolution 2003-525 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 03-6), designating a "Local Activity Center" in the city of Dania Beach, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan. **(Commission Districts 4 and 7)**

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

42. MOTION TO ADOPT Resolution 2003-526 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 03-7), located in the City of Pompano Beach, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan. **(Commission District 4)**

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

43. MOTION TO ADOPT Resolution 2003-527 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 03-3), establishing a "Local Activity Center" in the city of Dania Beach, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan. **(Commission Districts 4 and 7)**

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

44. MOTION TO ADOPT Resolution 2003-528 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 03-4), regarding the assessment of school impact fees and road and transit impact fees, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan.

ACTION: (Time-10:13 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Remove the first page 2 from the Exhibit A to Resolution which was erroneously inserted. The second page 2 should remain intact.)

45. MOTION TO ADOPT Resolution 2003-529 directing the County Administrator to publish Notice of a Public Hearing to be held on August 12, 2003, 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 Series (PCNRM03-2), amending the Broward County Wetlands Map, as a part of the second annual proposed 2003 amendments to the Broward County Comprehensive Plan.

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

46. MOTION TO ADOPT Resolution 2003-530 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 12, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 21 OF THE BROWARD COUNTY ADMINISTRATIVE CODE REGARDING THE PROCUREMENT CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

47. MOTION TO APPROVE settlement agreement in the total amount of \$14,935 between Broward County and the listed respondent for a violation of the Broward County Code of Ordinances for the Department of Planning and Environmental Protection (DPEP); and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

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

BIOLOGICAL RESOURCES DIVISION

48. MOTION TO ADOPT Resolution 2003-531 requesting the Florida Fish and Wildlife Conservation Commission pursue acquisition from the US Navy of the aircraft carrier, USS Oriskany, to be used as an artificial reef, and that the vessel be deployed in a Broward County permitted artificial reef site.

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

49. MOTION TO APPROVE agreement between Broward County and Olsen Associates, Inc. (RLI No. 022100-RB) for coastal engineering consultant services for the Port Everglades Inlet Sand Management Feasibility, Engineering and Design Study, to increase the agreement amount by \$80,700 from \$499,890 to \$580,590; and increase the time for completion from 18 months to 25.5 months; (date of completion of the final report of November 10, 2003), and authorize the Mayor and Clerk to execute same. **(Commission Districts 4 and 6)**

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

50. MOTION TO APPROVE Amendment No. 1 to Florida Department of Environmental Protection (FDEP) Contract No. 00BO1 for cost-sharing of the Port Everglades Inlet management plan implementation, providing for extension of the term of the agreement for two years; and authorize the Mayor and Clerk to execute same. **(Commission Districts 4 and 6)**

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

TRANSPORTATION PLANNING DIVISION

- 51. MOTION TO CONSIDER adoption of a Resolution 2003-532 the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT ON BEHALF OF THE COUNTY WITH THE CITY OF FORT LAUDERDALE FOR FUNDING UNDER THE BROWARD BEAUTIFUL SPECIAL PROJECTS PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE

ACTION: (Time-10:20 AM) Approved. When the project is complete, the Board directed staff to seek State certification from the Florida Yards Program. Se Page *****

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

- 52. DISCUSSION of plat entitled "Budget Plat" - **Commission District 9**, (034-MP-02).

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

- 53. DISCUSSION of plat entitled "Hobbs Summit" - **Commission District 9**, (010 -MP -03).

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

- 54. DISCUSSION of plat entitled "R.T.G. Pembroke Pines Plat" - **Commission District 6**, (016-MP-03).

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

55. DISCUSSION of plat entitled "A.B.C.C. Plat" - **Commission District 2**, (017-MP -02). (Deferred from December 3, 2002).

ACTION: (Time-10:13 AM) Denied per staff's recommendations.

56. DELEGATION: Laurel M. Washington regarding request to place a note on the Little Place Plat - **Commission District 9**, (034-CP-79).

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

57. DELEGATION: Hoyt Holden regarding request to amend the note on the Pine Island Commercial Plat - **Commission District 7**, (001-MP-98). (Deferred from June 3, 2003).

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

58. DELEGATION: Kirk F. Hobson-Garcia, representing the City of Miramar, regarding request to amend the non-vehicular access line on the Miramar West Water Treatment Plant Plat - **Commission District 8**, (006-MP-92).

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

59. DELEGATION: Stephanie Toothaker-Walker regarding request to amend the non-vehicular access line on the Meekins-Bamman Plat - **Commission District 8**, (101-MP-94). (Deferred from June 17, 2003.)

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

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

60. **MAYOR’S REPORT**

FREE TRADE AREA OF THE AMERICAS (FTAA) INITIATIVE

ACTION: (Time-10:22 AM) Mayor Wasserman-Rubin explained the importance of the FTAA initiative which will eliminate trade and investment barriers on all goods and services traded by member countries. Broward County has been asked to participate as an endorser of this initiative. The mayor will gather more information to learn how the FTAA will benefit Broward County. She will present a Resolution in support of the FTAA initiative when the Board returns from the summer hiatus. See Page *****

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

ACTION: (Time-10:25 AM) No Board action was taken.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

62. A. **MOTION TO APPROVE** interlocal agreement between Broward County and the City of Coral Springs for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-02. **(Commission District 1)**

ACTION: (Time-11:41 AM) Approved, as corrected. (Scrivener’s error - See County Administrator’s report: Exhibit 11 has missing pages, lost in the photocopying process. A corrected Exhibit 11 was distributed as “Additional Material.”)

- B. MOTION TO APPROVE transfer of funds to the City of Coral Springs in the amount of \$2,000,000 pending successful acquisition of real property referred to as Whispering Woods Parcel B (OS-02) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 1)**

ACTION: (Time-11:41 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Exhibit 11 has missing pages, lost in the photocopying process. A corrected Exhibit 11 was distributed as "Additional Material.")

63. MOTION TO ACCEPT addition of Site OS-80, Tract 57 Gateway Park, located in the City of Weston, into the Open Space Inventory; and authorize the Real Property Section to initiate the acquisition process. **(Commission District 5)**

ACTION: (Time-11:42 AM) Approved.

64. MOTION TO ACCEPT addition of Site 449, located within the City of Dania Beach, into the Conservation Land and Green Space Inventory as a Green Space; and authorize the Real Property Section to initiate the acquisition process. **(Commission District 7)**

ACTION: (Time-11:42 AM) Approved.

65. MOTION TO ACCEPT addition of Site 450, located within the City of Miramar, into the Conservation Land and Green Space Inventory as a Green Space; and authorize the Real Property Section to initiate the acquisition process. **(Commission District 8)**

ACTION: (Time-11:42 AM) Approved.

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

PLANNING SERVICES DIVISION

66. MOTION TO FIND application 03-RF-05 for the allocation of 96 residential flex units in the City of Tamarac compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. **(Commission District 3)**

ACTION: (Time-11:43 AM) Approved.

67. MOTION TO FIND application 03-RF-06 for the allocation of 100 residential flex units in the City of Tamarac compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. **(Commission District 3)**

ACTION: (Time-11:43 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF INFORMATION TECHNOLOGY

68. MOTION TO APPROVE second amendment to agreement amending cable television franchises granted by Broward County for upgrade of cable TV systems and extension of term of certain franchises ("Amendment") is made among Broward County, Florida, a political subdivision of the State of Florida ("County"); and Comcast of Florida, a Wyoming General Partnership, formerly known as ("f/k/a") Community Cable Television, a Wyoming General Partnership; Comcast of Greater Florida/Georgia, Inc., f/k/a MediaOne of Greater Florida, Inc.; Comcast of South Florida II, Inc., f/k/a TCITKR of South Florida, Inc.; and Comcast of Margate, Inc., f/k/a Margate Video Systems, Inc. (collectively the "Franchisees"); and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:25 AM/11:43 AM) Approved. See Page *****

PURCHASING DIVISION

For Community Services Department

69. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide assistance in meeting the Americans with Disabilities Act (ADA) compliance standards for bus stop accessibility and approve Request for Letters of Interest (RLI) No. 20030516-0-MT-01.

ACTION: (Time-11:47 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. See Page *****

ACTION: (Time-2:49 PM) Withdrawn. See Page *****

For Office of Economic Development

70. 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. (Deferred from July 1, 2003 - Item No. 67)

ACTION: (Time-11:49 AM/11:53 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: In the exhibit contract in Section 3.3, the next to last word of the last sentence has been changed from "first" to "last.") See Page *****

For Public Works Department

71. A. MOTION TO ADOPT budget Resolution 2003-533 transferring funds within the General Capital Outlay Fund in the amount of \$3,349,200 for design and construction of a building to house a laboratory for the Department of Planning and Environmental Protection.

ACTION: (Time-11:52 AM) Approved.

- B. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm(s) to provide design services for the design of a building to house a laboratory for the Department of Planning and Environmental Protection, and approve Request for Letters of Interest (RLI) No. 20030513-0-CM-01.

ACTION: (Time-11:52 AM) Approved the following to serve on the Selection/Negotiation Committee: Vice Mayor Lieberman; Director, Construction Management Division (Chair); Director, Department of Planning and Environmental Protection and Director, Parks and Recreation Division. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and Construction Management. See Page *****

COUNTY ATTORNEY

72. 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). (Deferred from July 1, 2003 - Item No. 41)

ACTION: (Time-10:13 AM) Withdrawn at the request of the County Attorney.

COMMISSION AUDITOR

73. MOTION TO FILE Commission Auditor's Compliance Review of the City of Hollywood Community Redevelopment Agency for Fiscal Year's ended September 30, 2001 and 2002. (Deferred from June 24, 2003 - Item No. 43)

ACTION: (Time-10:26 AM) Approved and also filed the written comments from the City Attorney Daniel Abbott, and the memorandum dated July 7, 2003, from the County Attorney Edward A. Dion and County Auditor Evan Lukic. See Page *****

74. **COUNTY COMMISSION LIAISON REPORT**

ACTION: (Time-11:54 AM) No report was filed.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

75. MOTION TO APPROVE in concept, amending the interlocal agreement between the City of Hollywood (City) and the Broward County Board of County Commissioners (County) and the County's design contract with Singer & Associates, to allow for the possible future addition of the third and fourth floors above the proposed 30,000 square foot library at Hollywood City Hall Circle. **(Commission District 6)** (Commissioner Gunzburger)

ACTION: (Time-11:41 AM) Approved.

NON AGENDA

76. BAHAMAS - 30TH ANNIVERSARY - GRAND INDEPENDENCE BALL - JULY 19, 2003 - COMMISSIONER EGGELLETON

ACTION: (Time-11:55 AM) Commissioner Eggelletion 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. See Page *****

77. BOND SAVINGS - VICE MAYOR LIEBERMAN

ACTION: (Time-11:56 AM) Vice Mayor Lieberman advised that on July 2 and July 3, 2003, Broward County refinanced \$187 million of Airport and Water bonds saving \$19.4 million of debt services over the remaining life of the bonds. Of the bonds, \$125 million or 67% were purchased for resale by women and/or minority owned investment banks. See Page *****

78. REDUCTION IN NUMBER OF TRANSPORTATION SECURITY ADMINISTRATION SCREENERS AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT - VICE MAYOR LIEBERMAN

ACTION: (Time-11:57 AM) The County Administrator advised that staff is closely monitoring the issue, and is working with the TSA and the County's Congressional Delegation. See Page *****

79. KIDS IN DISTRESS - COLLECTING CANNED FOOD ITEMS FOR FOSTER CARE FAMILIES - MAYOR WASSERMAN-RUBIN

ACTION: (Time-11:59 AM) Anyone interested in donating canned food items to Kids In Distress, contact Ms. Eileen Trower (954) 390-7620 or visit the Kids In Distress web site www.kidsindistress.org. See Page *****

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE
MGC VARIOUS LIBRARY CONSTRUCTION PROJECTS

RLI No. 041700-RB

Tuesday, July 8th in Room 430 at 9:30 AM

