

MEETING OF AUGUST 12, 2003

(The meeting convene at 10:00 a.m.; recessed at 12:30 p.m.; reconvened at 3:48 p.m. and adjourned at 5:44 p.m.)

PLEDGE OF ALLEGIANCE was led by Ms. Courtney Santiago, Miss Florida Wheelchair 2003.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Courtney Santiago to the Advisory Board for Individuals with Disabilities. (Commissioner Scott)

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

- B. MOTION TO APPROVE reappointment of Dr. Gorm Hansen to the Broward Regional Health Planning Council in the category of senior health care consumer. (Commissioner Parrish)

ACTION: (Time-10:19 AM) Approved.

- C. MOTION TO REAPPOINT Neal A. McGarry to the Alcohol and Drug Abuse Advisory Board. (Commissioner Parrish)

ACTION: (Time-10:19 AM) Approved.

- D. MOTION TO APPROVE appointment of Eric C. Edison to the Board of Rules and Appeals in the category of consumer advocate. (Commissioner Parrish)

ACTION: (Time-10:19 AM) Approved.

- E. MOTION TO REAPPOINT Gail Maina Ling to the Parks and Recreation Advisory Board. (Commissioner Parrish)

ACTION: (Time-10:19 AM) Approved.

- F. MOTION TO APPOINT Eleanore Kram to the Broward Beautiful Committee. (Vice Mayor Lieberman)

ACTION: (Time-10:19 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE release, consent, subordination, attornment and nondisturbance agreement between Broward County, Florida; North Perry Aviation, Inc., and Frank J. Sopkiw for T-Hangar Unit 22 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

PUBLIC WORKS DEPARTMENT

PUBLIC WORKS ADMINISTRATION

3. A. MOTION TO APPROVE agreement between Broward County and Trane to provide energy consulting services for the Phase One facility evaluation report in the amount of \$68,000 at Port Everglades; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

- B. MOTION TO AUTHORIZE Director of the Purchasing Division to approve amendment(s) to the agreement up to \$2,000,000 for Phase Two construction, if the consultant is able to propose an acceptable project with a ten-year payback from energy savings as approved by Selection/Negotiation Committee.

ACTION: (Time-10:19 AM) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

FISCAL OPERATIONS DIVISION

4. MOTION TO APPROVE interlocal agreement between the City of North Lauderdale, Florida and Broward County to provide billing service for City services including billing and collection of storm water and waste collection and disposal services to certain water customers of Broward County; and authorize the Mayor and Clerk to execute same **(Commission Districts 1 and 9)**

ACTION: (Time-10:22 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing. See Page **
See Page ********

ACTION: (Time-5:35 PM) Deferred to the Tuesday, August 19, 2003 Commission meeting. See Page *****

WATER MANAGEMENT DIVISION

5. MOTION TO APPROVE agreement between Broward County and the City of Dania Beach for joint funding of the dredging of the Dania Cut-Off Canal; and authorize the Mayor and Clerk to execute same. **(Commission Districts 4 and 7).**

ACTION: (Time-10:19 AM) Approved.

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

6. MOTION TO APPROVE subordination of Broward County utility interests for parcels 117.3R, 119.2R, 121.4R, 123.4R and 161.4R, Florida Department of Transportation (FDOT) Project No. 86100-2524, State Road 7 (US 441) Improvement Project. These five parcels are located on the east side of State Road 7 in the 4000 block of unincorporated Broward County; authorize the Mayor and Clerk to execute subordinations; authorize recordation of same. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

OFFICE OF PROJECT MANAGEMENT AND CONSTRUCTION

CONSTRUCTION MANAGEMENT DIVISION

7. A. MOTION TO APPROVE agreement between Broward County and MACTEC Engineering and Consulting of Georgia, Inc., for general professional architectural and engineering consultant services for major re-roofing projects, RLI 20020314-0-CM-01 providing that no individual work authorization issued pursuant to this agreement shall exceed \$500,000 and that the term of this agreement shall be for one year upon execution by the County with provision that the contract administrator may extend the term of the agreement for two additional one-year terms; and authorize the Mayor and Clerk to execute same. (Project No. 8525cons)

ACTION: (Time-10:19 AM) Approved.

- B. MOTION TO APPROVE: Work Authorization No. 1 in the amount of \$78,800 for a time period of 180 working days in accordance with the agreement listed in Motion A (above) to provide architectural and engineering design and construction inspection services for the re-roofing of the Mass Transit Maintenance Facility on Copans Road in Pompano Beach; and authorize the Purchasing Director to execute this work authorization and related amendments, where the amount does not exceed his authority as described in the Broward County Procurement Code. **(Commission District 2).**

ACTION: (Time-10:19 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

8. MOTION TO ADOPT Resolution 2003-535 accepting a road easement, at a nominal cost of \$1 to the County, executed by Cumber Investment Group, Inc. for right-of-way for Sample Road at the southeast corner of the intersection with NW 118th Avenue. **(Commission District 3)**

ACTION: (Time-10:19 AM) Approved.

9. MOTION TO ADOPT Resolution 2003-536 accepting a road easement, at a nominal cost of \$1 to the County, executed by H.O.M.E.S., Inc. for right-of-way

for NW 29th Terrace at the southwest corner of the intersection with NW 6th Court. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

10. MOTION TO ADOPT Resolution 2003-537 accepting a road easement, at a nominal cost of \$1 to the County, executed by Annette Brown, for right-of-way for SW 20th Street at the southwest corner of the intersection with SW 52nd Avenue. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

11. MOTION TO ADOPT Resolution 2003-538 accepting a road easement, at a nominal cost of \$1 to the County, executed by Strachan Development, L.L.C. for right-of-way for SW 52nd Avenue at the northwest corner of the intersection with SW 22nd Street. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

12. MOTION TO ADOPT Resolution 2003-539 accepting a road easement, at a nominal cost of \$1 to the County, executed by Strachan Development, L.L.C. for right-of-way for SW 57th Avenue at the southeast corner of the intersection with SW 19th Street. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

13. MOTION TO ADOPT Resolution 2003-540 of the Board of County Commissioners declaring certain County owned property to be public road right-of-way; the subject property is identified as Parcels 3A and 4A and is to be used for the widening of Copans Road from the Florida Turnpike to Powerline Road, Project No. 5111. **(Commission District 2)**

ACTION: (Time-10:19 AM) Approved.

14. A. MOTION TO ADOPT Resolution 2003-541 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by 800 Andrews Avenue Corp., for right-of-way for Andrews Avenue at the southeast corner of the intersection with SE 8th Street. **(Commission District 7)**

ACTION: (Time-10:19 AM) Approved.

- B. MOTION TO ADOPT Resolution 2003-542 accepting a road easement, at a nominal cost of \$1 to the County, executed by 800 Andrews Avenue Corp., for right-of-way for Andrews Avenue at the southeast corner of the intersection with SE 8th Street. **(Commission District 7)**

ACTION: (Time-10:19 AM) Approved.

15. MOTION TO ADOPT Resolution 2003-543 accepting a quit claim deed, at a nominal cost of \$10 to the County, executed by the School Board of Broward County, Florida, for right-of-way for Wiles Road (south side) located approximately 39 feet, 660 feet and 1239 feet respectively east of Banks Road. **(Commission District 2)**

ACTION: (Time-10:19 AM) Approved.

16. MOTION TO APPROVE agreement for construction of required offsite improvements as part of County road project between Broward County and the Florida Conference Assoc. of Seventh-day Adventists; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

ACTION: (Time-10:19 AM) Approved.

17. MOTION TO APPROVE roadway improvement phasing agreement, among Broward County, Silver Falls, LLC, and the City of Miramar relating to the "Silver Falls" Plat (071-MP-01); and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:19 AM) Approved.

18. MOTION TO ADOPT Resolution 2003-544 accepting a road easement, at a nominal cost of \$1 to the County, executed by Good Way Oil 541 Corp., for right-of-way for the northwest corner of the intersection of Sunrise Boulevard and NW 28th Avenue. **(Commission District 9)**

ACTION: (Time-10:19 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

19. **MOTION TO ADOPT** Resolution 2003-545 of the Board of County Commissioners of Broward County, Florida, approving the issuance of the County's Airport System Revenue Refunding Bonds, Series 2003K, in the aggregate principal amount of \$87,360,000 for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and providing an effective date.

ACTION: (Time-10:19 AM) Approved.

ACCOUNTING DIVISION

20. **MOTION TO FILE** Broward County, Florida Annual Financial Audit Report pursuant to Section 218.399, Florida Statutes for the year ended September 30, 2002.

ACTION: (Time-10:19 AM) Approved.

21. **MOTION TO FILE** Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending June 30, 2003.

ACTION: (Time-10:19 AM) Approved.

22. **MOTION TO FILE** Statement of Revenue, Expenditures and Changes in Program Balance Broward County, Florida Arts License Plate Program, for the year ended September 30, 2002.

ACTION: (Time-10:19 AM) Approved.

23. **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-10:19 AM) Approved.

PURCHASING DIVISION

For Greater Fort Lauderdale Convention and Visitors Bureau

24. **MOTION TO NOTE FOR THE RECORD** emergency procurement of kitchen equipment from single responsive, responsible quoter, Edward Don & Company, Quote No. G3CN1011 (re-solicitation), in the total amount of \$259,364.57, for the Greater Fort Lauderdale Convention and Visitors Bureau.

ACTION: (Time-10:19 AM) Approved.

For Port Everglades Department

25. **MOTION TO AWARD** fixed contracts to single responsive, responsible bidder, Item No. 1B, to Orville Beckford Ford/Mercury in the amount of \$35,999; low responsive, responsible bidders, World Ford, Item No. 2B in the amount of \$63,051 and Orville Beckford Ford/Mercury for Item No 4B in the amount of \$116,744; for a total amount of \$215,794 for trucks, various, Bid No. C303076FF, for the Port Everglades Department.

ACTION: (Time-10:19 AM) Approved.

26. **MOTION TO AWARD** fixed contract to low bidder, Dynalectric Company for Southport Reefer receptacles (refrigeration containers), Bid No. H-Y-02-274-CF, in the base bid amount of \$369,705 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-10:19 AM) Approved.

27. A. **MOTION TO APPROVE** Broward County - GE Industrial Systems Master Terms Agreement, a master set of terms and conditions negotiated between Broward County and General Electric Industrial Services, Inc., to be incorporated into future contracts approved by the Board for purchases of equipment, parts and services, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Withdrawn to address the County Auditor's concerns.

- B. **MOTION TO APPROVE AND AWARD** fixed contract to sole source, sole brand vendor, General Electric Industrial Services, Inc. (GE), for retrofit of

the Drive Control System for Paceco Crane P2, Quotation J3PORT1185, in the total amount of \$295,560 for the Port Everglades Department.

ACTION: (Time-10:19 AM) Withdrawn to address the County Auditor's concerns.

For Public Works Department

28. MOTION TO AWARD fixed contract to low bidder, Man-Con, Inc., for Central County Neighborhood Improvement Project Boulevard Gardens Bid Pack 9, Bid No. L20020722A, in the amount of \$1,740,472 for the Environmental Engineering Division, subject to receipt and acceptance of insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (Time-10:19 AM) Approved.

29. MOTION TO AWARD fixed contract to low responsive, responsible bidder, Palm Peterbilt-GMC Trucks, Inc., for five dump trucks, Bid No. C503138FF in the amount of \$457,545 for the Streets and Highways Division.

ACTION: (Time-10:19 AM) Approved.

30. MOTION TO AWARD open-end contract to low bidder, XCEL Engineering Corp. for Sidewalk, Curb and Gutter Construction, Bid No. M403122B1 (Re-Bid), in the estimated annual amount of \$1,339,957.50, contingent upon receipt and acceptance of performance and payment guaranty, for the Streets and Highways and Parks and Recreation Divisions, and authorize the Purchasing Director to renew the contract for a one year period. The initial contract period shall begin upon approval of the performance and payment guaranty and shall terminate one year from that date.

ACTION: (Time-10:19 AM) Approved.

31. MOTION TO AWARD fixed contract to low bidder, Coral-Tech Associates, Inc., for interior renovation to the former Coral Springs Library, Bid No. N203059CF, in the amount of \$386,600 for the Facilities Management Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Mayor and Clerk to execute same. **(Commission District 3)**

ACTION: (Time-10:19 AM) Approved.

For Safety and Emergency Services Department

32. MOTION TO AWARD fixed contract to low bidder, Taylor Made Ambulances, for ten ambulances, Bid No. C303098FF, Items No. 1 and 2, in the amount of \$1,238,060 for the Fire Rescue Division.

ACTION: (Time-10:19 AM) Approved.

REVENUE COLLECTION DIVISION

33. MOTION TO ADOPT three Resolutions 2003-546 thru 2003-548 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-10:19 AM) Approved.

34. MOTION TO FILE Quarterly Investment Report as required by Section 22.92, of the Broward County Administrative Code.

ACTION: (Time-10:19 AM) Approved.

HUMAN SERVICES DEPARTMENT

FAMILY SUCCESS ADMINISTRATION DIVISION

35. MOTION TO ADOPT unanticipated revenue Resolution 2003-549 in the amount of \$11,157 within the Federal Emergency Management Assistance (F.E.M.A.) Fund and increase the total award from \$117,200 to \$128,357 for the contract period of December 01, 2002 to November 30, 2003 for the purpose of providing additional rent/mortgage emergency financial assistance to eligible low income families to prevent homelessness. There are no matching funds required.

ACTION: (Time-10:19 AM) Approved.

36. MOTION TO APPROVE Supplemental Security Income (SSI) agreement for reimbursement under Interim Assistance Reimbursement (IAR) Agreement between the Department of Children and Families and participating Florida counties. This agreement will allow Broward County to continue to participate in IAR under the terms of an amended agreement between the Commissioner of Social Security and the State of Florida to receive SSI funds for reimbursement of interim assistance to Florida SSI eligible residents.

ACTION: (Time-10:19 AM) Approved.

37. MOTION TO ADOPT Resolution 2003-550 of the Board of County Commissioners of Broward County, Florida, approving Forms of Assumption agreement and Escrow Deposit agreement to be entered into by the Housing Finance Authority of Broward County, Florida in connection with the authority's Multifamily Housing Revenue Refunding Bonds (Boardwalk Apartments Project), Series 1996; and providing for an effective date. **(Commission District 3)**

ACTION: (Time-10:19 AM) Approved.

38. MOTION TO ADOPT unanticipated revenue Resolution 2003-551 within the Broward County Affordable Housing Assistance Trust Fund in the amount of \$4,955,895 to recognize the State Housing Initiative Partnership (SHIP) allocation for Broward County, the Town of Davie and the City of Coral Springs. These SHIP funds shall be for the purpose of implementing affordable housing strategies as agreed to in the Local Housing Assistance Plan (LHAP).

ACTION: (Time-10:19 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

39. MOTION TO APPROVE agreement between Broward County and Levitt Homes, Inc., for 8.65 acres of off-site mitigation at Fern Forest Nature Center and providing for a lump sum payment to the County from Levitt Homes, Inc., in the amount of \$34,600; to be deposited into the Natural Areas Trust Fund; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:19 AM) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

FIRE RESCUE DIVISION

40. MOTION TO ADOPT unanticipated revenue Resolution 2003-552 within the Fire Protection Fund (0440) in the amount of \$6,348 from a Community Foundation of Broward grant for the purchase of a thermal imaging camera.

ACTION: (Time-10:19 AM) Approved.

PORT EVERGLADES DEPARTMENT

41. MOTION TO APPROVE Consent to Assign and Transfer Interest in Port Everglades Passenger Services, Inc. Agreement from Port Everglades Passenger Services, Inc. to and Assumption of Obligations by SS Optical Supply USA, Inc., effective upon Board approval, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

42. MOTION TO APPROVE Consent to Assign and Transfer of Interest in Lease Agreement from Tugz International, L.L.C. to and Assumption of Obligations by Tugz Company, L.L.C., effective upon Board approval, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

43. MOTION TO APPROVE renewal of a lease agreement between Broward County and R. O. White & Company, Inc., for Suite No. 308 in Building 611 at Port Everglades, consisting of 412 square feet of office space, for the period of October 1, 2003 through September 30, 2004, at an annual rental amount of \$7,210; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

44. MOTION TO FILE Periodic Review and Final Evaluation Report of certain franchises located within Port Everglades for the period July 1, 2002 through May 31, 2003.

ACTION: (Time-10:19 AM) Approved.

45. MOTION TO APPROVE designation and participation of Kenneth R. Krauter, Port Director, as a delegate to the American Association of Port Authorities (AAPA) Annual Convention in Curacao, Netherlands Antilles, from September 28, 2003 -October 2, 2003; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:19 AM) Approved.

OFFICE OF BUDGET SERVICES

46. MOTION TO ADOPT unanticipated revenue Resolutions 2003-553 and 2003-554 within the Law Enforcement Trust Fund in the amount of \$857,073 to fund the Forfeiture Unit, partially fund the Deerfield Beach Boys and Girls Club and purchase equipment for traffic and speed control.

ACTION: (Time-10:19 AM) Approved.

COURT ADMINISTRATION

47. MOTION TO APPROVE Grant-In-Aid Agreement between the Office of the State Courts Administrator, the Seventeenth Judicial Circuit, and the Broward County Board of County Commissioners, in the amount of \$46,200 for on-site Family Mediators; and authorize the Mayor and Clerk to execute same, and authorize the County Administrator to execute the necessary budgetary and administrative actions to implement same.

ACTION: (Time-10:19 AM) Approved.

COUNTY COMMISSION

48. MOTION TO FILE City of Hollywood Resolution R-2003-166 recognizing the Chair of the Broward County Airport Task Force and the Broward County Board of County Commissioners, and encouraging their continued support for responsible airport expansion that is environmentally friendly and provides the least impact upon adjacent communities. (Mayor Wasserman-Rubin)

ACTION: (Time-10:19 AM) Approved.

49. MOTION TO FILE City of Coconut Creek Resolution 2003-65 requesting that the Broward County School Board assume full funding of the School Resource Officer Program for Broward County Schools located within the geographical boundaries of Coconut Creek. (Mayor Wasserman-Rubin)

ACTION: (Time-10:24 AM) Approved. Staff was directed to contact BSO to comment on the findings from the County's Office of Budget Services when the Commission reviews BSO's budget as it relates to the concerns of the City of Coconut Creek. See Page *****

REQUEST TO SET FOR PUBLIC HEARING

50. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, September 23, 2003 at 2:00 PM in Room 422 of the Governmental Center, to consider the issuance of a new Class 1 - ALS Rescue Certificate of Public Convenience and Necessity (COPCN) to the Sheriff of Broward County, Florida.

ACTION: (Time-10:19 AM) Approved.

51. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, September 23, 2003, at 2:00 PM in Room 422 of the Governmental Center, to consider the issuance of a new Class 4 - ALS Air Rescue Certificate of Public Convenience and Necessity (COPCN) to the Sheriff of Broward County, Florida.

ACTION: (Time-10:19 AM) Approved.

52. MOTION TO ADOPT Resolution 2003-555 authorizing the County Administrator to advertise a Public Hearing to be held September 9, 2003 at 2:00 p.m. in Room 422 Governmental Center for adopting supplemental budgets to recognize changes in revenues and appropriations.

ACTION: (Time-10:19 AM) Approved.

53. MOTION TO ADOPT Resolution 2003-556 directing the County Administrator to publish a Notice of Public Hearing to be held on August 26, 2003 at 2:00 PM in Room 422 of the Governmental Center, to consider amending the Broward County Administrative Code, Volume Two, Chapter 42, Section Seven of Port Everglades Tariff No. 11, codified as Exhibit 42.A and incorporated in Section 42.25, of the Broward County Administrative Code and Section Seven of Foreign Trade Zone No. 25 Tariff No. 4, codified as Exhibit 42.B and incorporated in Section 42.29 of the Broward County Administrative Code; providing for charges for cargo inspections conducted by U.S. Customs and Border Protection within the Foreign Trade Zone; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (Time-10:19 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

POLLUTION PREVENTION AND REMEDIATION DIVISION

54. MOTION TO APPROVE unanticipated revenue Resolution 2003-557 within the General Fund for the Department of Planning and Environmental Protection (DPEP) in the amount of \$20,048 for the continued implementation of the Florida Department of Environmental Protection (FDEP) Contract No. GC507, which provides for compliance verification inspections at regulated storage tank facilities within Broward County.

ACTION: (Time-10:19 AM) Approved.

TRANSPORTATION PLANNING DIVISION

55. MOTION TO ADOPT unanticipated revenue Resolutions 2003-558 thru 2003-561 for the Metropolitan Planning Organization (MPO) in the amount of \$ 2,214,460 for support of the MPO's 2003-04 Unified Planning Work Program; and authorize the necessary administrative and budgetary actions for implementation; and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-10:19 AM) Approved.

WATER RESOURCES DIVISION

- 56. MOTION TO APPROVE agreement between Broward County and the South Florida Water Management District (SFWMD) for funds to develop an integrated surface water and groundwater model and to investigate strategies to improve flood protection in the C-11 Basin at a total cost of \$250,000; and a period of 66 weeks, and authorize the Mayor and the Clerk to execute the same, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the contract.

ACTION: (Time-10:19 AM) Approved.

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QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

- 57. DISCUSSION of plat entitled “Deerfield Development Group” - **Commission District 4**, (020-MP-03).

ACTION: (Time-10:19 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

- 58. DISCUSSION of plat entitled “Summit Questa” - **Commission District 7**, (049-MP-02).

ACTION: (Time-10:19 AM) Approved the plat, as corrected, and subject to staff’s recommendations as outlined in the Development Review Report. (Scrivener’s error - See County Administrator’s report: The turn lane should have 134 feet of storage, not 150 feet, and the right-of-way adjusted accordingly.)

- 59. DISCUSSION of plat entitled “A.B.C.C. Plat” - **Commission District 2**, (017-MP-02).

ACTION: (Time-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

60. DISCUSSION of plat entitled "601 Old Federal Highway Plat" - **Commission District 6**, (071-MP-02).

ACTION: (Time-10:19 AM) Deferred to March 23, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study consistency with the Land Use Plan.

61. DISCUSSION of plat entitled "Heron Bay Northeast" - **Commission District 3**, (078-MP-02).

ACTION: (Time-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

62. DELEGATION: Tara-Lynn Patton regarding MOTION TO APPROVE agreement between Broward County, WCI Communities, Inc. and City of Parkland relating to the issuance of building permits while platting is in progress for the Heron Bay Northeast Plat - **Commission District 3**, (078-MP-02).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

63. DISCUSSION of plat entitled "W.W.J.D." - **Commission District 5**, (076-MP-02).

ACTION: (Time-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

64. DISCUSSION of new findings of adequacy for plat entitled "Fort Lauderdale-Hollywood International Airport Seventh Addition" - **Commission District 7**, (016-UP-97).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

65. DELEGATION: Gregory Mire regarding request to amend the note on the Rock Lake Plat - **Commission District 2**, (049-MP-00).

ACTION: (Time-10:19 AM) Deferred to March 23, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study transportation.

66. DELEGATION: Daniel A. Fee regarding request to amend the note on the Sable Chase Plat - **Commission District 9**, (047-MP-02).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

67. DELEGATION: Gerald L. Knight regarding request to amend the note on the Hasey Center Plat - **Commission District 2**, (125-MP-86).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

68. DELEGATION: Jerald C. Cantor regarding request to amend the note on the Temple B'nai Sephardim Plat - **Commission District 7**, (016-UP-92).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

69. DELEGATION: Dennis D. Mele regarding request to amend the note on the Pathways Plat - **Commission District 6**, (015-MP-91).

ACTION: (Time-10:25 AM) Deferred to August 26, 2003 at the applicant's request. The Board directed staff to indicate the scrivener's error in the backup material relating to the letter dated June 30, 2003, to the Miami Jewish Home and Hospital, that Pinnacle Village Ltd. is not affiliated with the Pathways Plat. See Page *****

70. DELEGATION: Dennis D. Mele regarding request for the extension of the five year adequacy requirement on the Berber Plat - **Commission District 2**, (027-MP-98).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

71. DELEGATION: Earl R. Hahn, representing the City of Lauderhill, regarding request to amend the note on the Baytree of Inverrary Plat - **Commission District 1**, (030-MP-89).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

72. DELEGATION: Earl R. Hahn, representing the City of Lauderhill, regarding request to amend the non-vehicular access line on the Baytree of Inverrary Plat - **Commission District 1**, (030-MP-89).

ACTION: (Time-10:19 AM) Deferred to March 23, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study access.

73. DELEGATION: Gladys DiGirolamo regarding request to amend the non-vehicular access line on the Riverstone Plat - **Commission District 5**, (039-MP-02).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

74. MOTION TO ADOPT Resolution 2003-574 amending the note and waiving the road impact fees on the Kimberly Village - Section Three Plat (Plat Book 70, Page 13) - **Commission District 9**.

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

75. DELEGATION: Mary Thompson regarding request to waive interest for Lot 83, Block 8 of the Plantation Harbor 6th Addition Plat - **Commission District 7**, (182-MP-80).

ACTION: (Time-10:19 AM) Approved subject to staff's recommendations.

76. DELEGATION: Michael DiGiorgio regarding request for waiver of interest for delinquent impact fees for Lot 16 - Cocobay Plat - **Commission District 2**, (063-MP-94).

ACTION: (Time-10:19 AM) Approved, as corrected, and subject to staff's recommendations. (Scrivener's error - See County Administrator's report: Lot 225 is no longer part of this group, as the builder has presented evidence of prior payment.)

REGULAR AGENDA

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77. **MAYOR'S REPORT** Mayor Diana Wasserman-Rubin reported the following:

- A. The Jamaica Independence Day breakfast and prayer meeting on August 6, 2003 was a great success. The Mayor thanked Mr. Albert Tucker from the CDB, who arranged the function.
- B. The Mayor advised the Board that she visited the Dominican Republic on a trade mission; it was a huge success. The Mayor thanked Mr. Manny Almira, assistant director, Trade Development, Port Everglades Department.
- C. Broward County is planning a countywide employee picnic on Saturday, October 25 (11:00 a.m. to 4:00 p.m.) at Tree Tops Park.

ACTION: (Time-10:26 AM) No Board action was taken. See Page *****

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

ACTION: (Time-10:28 AM) No Board action was taken.

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PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

79. **MOTION TO APPROVE** Contract for Sale and Purchase between SLD Real Estate L.L.C. and Broward County, in the amount of \$4,675,000 for purchase of 8.13 acres (353,966 +/- square feet) known as the AT&T Regional Park Expansion in the Broward County Land Preservation Inventory, located at 3801 West Sunrise Boulevard, Lauderdale, Florida; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recording of deed. **(Commission District 9)**

ACTION: (Time-10:28 AM) Approved. See Page *****

END PUBLIC HEARING

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SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

80. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, September 16, 2003 in Room 422 of the Governmental, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site OS-33.3 (0.086 acre Open Space) pursuant to Florida Statute 125.355.

ACTION: (Time-10:45 AM) Approved.

- B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after September 16, 2003, a Contract for Sale and Purchase for Site OS-33.3 (3,750 square feet; 0.086 acres) real estate located at 606 Foster Road, Hallandale Beach, for a purchase price of \$48,000. **(Commission District 8)**

ACTION: (Time-10:45 AM) Approved.

81. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, September 23, 2003 in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site OS-79 (0.92 acres Open Space) pursuant to Florida Statute 125.355.

ACTION: (Time-10:46 AM) Approved.

- 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 September 23, 2003 a Purchase and Sale Contract for real estate Site OS-79 (39,900 square feet, 0.92 acres). The subject property is comprised of six lots, three of the lots front on Tyler Street and three of the lots front on Polk Street, City of Hollywood, Florida, at a total purchase price of \$211,500. **(Commission District 6)**

ACTION: (Time-10:46 AM) Approved.

82. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, September 16, 2003 in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site PL 04.1 (Vista View Addition Park Land) pursuant to Florida Statute 125.355.

ACTION: (Time-10:46 AM) Approved. See Page *****

- B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g) (12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after September 16, 2003, a Contract for Sale and Purchase for Site PL 04.1 Vista View Addition (61.046 acres; 2,659,168 square feet) unimproved land located at the northwest quadrant of Orange Drive and SW 142 Avenue (Boy Scout Road) in Davie, Florida. **(Commission District 5)**

ACTION: (Time-10:46 AM) Approved. See Page *****

83. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, September 16, 2003 in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site 444 (Green Space) pursuant to Florida Statute 125.355.

ACTION: (Time-11:13 AM) Approved.

- B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after September 16, 2003, a Contract for Sale and Purchase for Site 444 (131,013 square feet; 3.01 acres) real estate located at the west side of the Intracoastal Waterway at NE 52nd Street and NE 31st Avenue, Lighthouse Point, for a purchase price of \$3,570,000. **(Commission District 4)**

ACTION: (Time-11:13 AM) Approved.

84. A. MOTION TO APPROVE interlocal agreement between Broward County and the City of Plantation for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-49. **(Commission District 7)**

ACTION: (Time-11:14 AM) Approved.

- B. MOTION TO APPROVE transfer of funds to the City of Plantation in the amount of \$2,000,000 for the acquisition of real property referred to as the Plantation Central Open Space (OS-49) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 7)**

ACTION: (Time-11:14 AM) Approved.

85. A. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Southwest Ranches for the Acquisition, Improvement, Enhancement, Operation And Management of Open Space Site OS-54. **(Commission District 8)**

ACTION: (Time-11:15 AM) Approved.

- B. MOTION TO APPROVE transfer of funds to the Town of Southwest Ranches in the amount of \$2,000,000 for the acquisition of real property referred to as the Rolling Oaks Passive Open Space (OS-54) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 8)**

ACTION: (Time-11:15 AM) Approved.

86. MOTION TO ACCEPT addition of an approximately 3.2-acre parcel adjacent to the Central Regional Park (also known as the AT&T site), located in the City of Lauderdale, amending the Central Regional Park boundaries in the Park Land Inventory by approximately 3.2 additional acres, and authorizing the Real Property Section to initiate due diligence on the property. **(Commission District 9)**

ACTION: (Time-11:15 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF PROJECT MANAGEMENT AND CONSTRUCTION

CONSTRUCTION MANAGEMENT DIVISION

87. A. MOTION TO ADOPT budget Resolutions 2003-562 and 2003-563 transferring within the General Capital Outlay fund the amount of \$737,633 for additional funding for construction of the Government Center West Permitting and Licensing Integration Project.

ACTION: (Time-11:15 AM) Approved. Further, the Board authorized the County Attorney to research the feasibility of bringing an eminent domain action to acquire the remaining leasehold interest of the tenant and return before the Board with a recommendation. See Page *****

- B. MOTION TO APPROVE Change Order No. 1 to Contract No. SC2CM00001047 with Roepnack Corporation, for construction of the Permit and Licensing Integration Project improvements for an increase of \$737,633 from \$10,041,229 to \$10,778,862; with 30 calendar days increase in time, to comply with the July 3, 2003 Court Order Sec 1(a), requiring that any construction, renovations or repairs to Building A and/or the leased premises that would interfere with the lessee's business operations, quiet enjoyment, and right to the property and the health, welfare and well being of the lessee's employees to non-business hours, weekends and holidays only; and authorize the Mayor and Clerk to execute same. (Construction Management Division Project No. 5210A) **(Commission District 1)**.

ACTION: (Time-11:15 AM) Approved. Further, the Board authorized the County Attorney to research the feasibility of bringing an eminent domain action to acquire the remaining leasehold interest of the tenant and return before the Board with a recommendation. See Page *****

- C. MOTION TO ADOPT unanticipated revenue Resolution within the Government Center West Capital Fund (3190) in the amount of \$737,640 to provide for building renovations and additional funding for the construction of the Government Center West Permitting and Licensing Integration Project.

ACTION: (Time-11:15 AM) Approved. Further, the Board authorized the County Attorney to research the feasibility of bringing an eminent domain action to acquire the remaining leasehold interest of the tenant and return before the Board with a recommendation. (Scrivener's error - See County Administrator's report: Motion C was added to this item 87.) See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

88. MOTION TO APPROVE three-year collective bargaining agreement between Broward County and the Amalgamated Transit Union, Local 1267, representing approximately 700 Bus Operators, transit mechanics and maintenance employees for Fiscal Years 2002/2003, 2003/2004, and 2004/2005; and authorize the Mayor to execute same.

ACTION: (Time-11:22 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Reference Exhibit 2: Fiscal Impact Summary; the one-time amount for union members within steps is \$735 vs. 755. The estimate salary cost of the proposed contract remains unchanged at \$1.3 million for FY 2003.

PURCHASING DIVISION

For Community Services Department

89. 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. (Withdrawn from July 8, 2003 - Item 69)

ACTION: (Time-11:23 AM) Approved the following to serve on the Selection/Negotiation Committee: Vice Mayor Lieberman; Director, Mass Transit Division (Chair); Director, Engineering Division, and Director, Office of Equal Opportunity. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing, and the using agency.

For Finance and Administrative Services Department

90. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide agent/broker service for the Risk Management Division, and approve Request for Letters of Interest (RLI) No. 20030530-0-RM-01.

ACTION: (Time-11:23 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Gunzburger, Parrish and Rodstrom; Director, Finance and Administrative Services Department (Chair); Director, Public Works Department, and County Administration Designee. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

NOTE: The Board requested that the County Auditor attend the above-cited Selection/Negotiation Committee meetings, as opposed to a staff member. See Page *****

For Public Works Department

91. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide a Job Order Contracting (JOC) process and implement a JOC program for the Facilities Management Division, Construction Management Division, and other appropriate County agencies involved in light construction and renovations, and approve Request for Letters of Interest (RLI) No. 20030617-0-FC-01.

ACTION: (Time-11:24 AM) Approved the following to serve on the Selection/Negotiation Committee: Director, Office of General Services, Public Works Department (Chair); Director, Office of Project Management and Construction, Public Works Department, Director, Office of Small Business Development, and Director of Equal Opportunity. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

PORT EVERGLADES DEPARTMENT

92. MOTION TO WAIVE provisions of Section 32.4(h), Broward County Administrative Code; and authorize the Port Director to negotiate and execute a Marine Terminal Lease and Operating Agreement with a qualified marine terminal operator for a term not to exceed one year for the marine terminal facilities located in Southport, Port Everglades, and currently leased by South Stevedoring and Terminals, Inc., in the event South Stevedoring and Terminals, Inc. rejects the unexpired Marine Terminal Lease and Operating Agreement, or otherwise discontinues operations, in its pending Chapter 11 bankruptcy proceeding, Case No. 03-25110-BKC-RBR, United States Bankruptcy Court, Southern District of Florida.

ACTION: (Time-11:24 AM) Approved. See Page *****

SUPERVISOR OF ELECTIONS

93. MOTION TO DISCUSS request from the Supervisor of Elections Office in the amount of \$290,437.

***ACTION: (Time-12:28 PM) Tabled to 3:00 p.m., Time Certain.
See Page ********

***ACTION: (Time-3:38 PM) The Board of County Commissioners rejected the Supervisor of Elections' supplemental budget request.
See Page ********

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

94. MOTION TO FIND application 03-RF-04 for the allocation of 53 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-10:19 AM) Approved. (Transferred to the Consent Agenda)

95. MOTION TO FIND application 03-CF-01 for the allocation of 1.45 acres of commercial flexibility, in the City of Miramar, compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. **(Commission District 8)**

ACTION: (Time-12:28 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing.

ACTION: (Time-5:34 PM) Approved.

96. **COUNTY COMMISSION LIAISON REPORT**

ACTION: (Time-12:28 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing.

ACTION: (Time-5:34 PM) No reports were filed.

SUPPLEMENTAL AGENDA

97. **MOTION TO APPROVE** agreement between Broward County, PE Land Holdings, LLC and FDC PE Building I, Inc., amending the existing 97-acre lease at Port Everglades entered into with affiliates of FEC, amending the use restriction contained in the lease to allow for a proposed sublease with Chiquita Brands Company, North America; and authorize the Mayor and Clerk to execute same. **Note: This item was distributed to the Board prior to the printing of this Supplemental Agenda, and is available for viewing in Document Control.**

ACTION: (Time-12:28 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing.

ACTION: (Time-5:33 PM) Approved.

NON AGENDA

98. **THANK YOU FROM BROADVIEW ESTATES HOMEOWNERS POMPANO PARK CIVIC ASSOCIATION FOR BROADVIEW PARK - VICE MAYOR LIEBERMAN**

ACTION: (Time-5:56 PM) Vice Mayor Lieberman extended the thanks of the Broadview Estates Pompano Park Civic Association and its' president, Jerry Graziose, to the County Commission for Broadview Pompano Park. See Page *****

99. **BFI AND COASTAL CARTING LAWSUITS - COUNTY PREVAILED - VICE MAYOR LIEBERMAN**

ACTION: (Time-5:37 PM) The Board commended Mr. Michael Moscovitz, Esquire, for the fine job he did as outside counsel representing the County in the BFI and Coastal Carting lawsuits. See Page *****

100. CITY OF FORT LAUDERDALE - DEVELOPMENT ORDER VIOLATIONS - FORT LAUDERDALE HOLLYWOOD-INTERNATIONAL AIRPORT DEVELOPMENT OF REGIONAL IMPACT (DRI) - COMMISSIONER PARRISH

ACTION: (Time-5:38 PM) No Board action was taken. See Page *****

101. BROWARD COUNTY TRANSIT NAMED 2003 COMMUNITY TRANSPORTATION COORDINATOR OF THE YEAR AWARD - COMMISSIONER GUNZBURGER

ACTION: (Time-5:39 PM) The Board congratulated Ed Wisniewski, manager; Andrea Busada, and staff of the Paratransit Services Section, Mass Transit Division, for receiving this prestigious award. See Page *****

102. CONGRATULATIONS - COUNTY RECORDS DIRECTOR - COMMISSIONER GUNZBURGER

ACTION: (Time-5:40 PM) The Board congratulated Sue Baldwin, director, County Records Division, for being elected Secretary to the National Association of County Recorders, Elected Officials and Clerks (NACRC). See Page *****

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

ACTION: (Time-5:43 PM) Commissioner Eggelletion reported that the Grand Independence Ball was a great success, with many people attending. He commended Ms. Nicki Grossman, President of the Greater Fort Lauderdale Convention and Visitors Bureau and her staff for the fine job they did planning the event.

The Board passed a motion to reimburse Commissioner Eggelletion \$432.48 for a gift (silver/pewter bowl) he purchased to present to the Prime Minister of the Bahamas and his wife. Commissioner Eggelletion will provide a receipt for his purchase. See Page *****

104. TRAVEL - REQUEST TO ATTEND PORT AUTHORITIES CONFERENCE - COMMISSIONER EGGELLETON

ACTION: (Time-5:44 PM) Commissioner Eggelletion will place an item on the Tuesday, August 19, 2003 Commission agenda requesting permission to attend the American Association of Port Authorities (AAPA) Annual Convention in Curacao, Netherlands Antilles from September 28 thru October 2, 2003. See Page *****

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE

COLLATERAL DISTRIBUTION

RLI No. 20030127-0-CVB-01

Tuesday, August 12th in Room 302A at 9:30 AM

SELECTION/NEGOTIATION COMMITTEE

TRANSIT BUS ADVERTISING PROGRAM

RLI No. 20030409-0-MT-01

Tuesday, August 12th in Room 302 at 9:30 AM