

MEETING OF AUGUST 15, 2006

(Meeting convened at 10:00 a.m.; recessed at 12:42 p.m.;
reconvened at 5:15 p.m. and adjourned at 6:24 p.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Firefighter, Walter Dix.

MOMENT OF SILENCE

In memory of former County Commissioner, Norman Abramowitz.

In memory of Mrs. Prudence Spencer Hunting, mother to Sue Smith, aide to
Commissioner Rodstrom.

In memory of former State Legislature, Hurley Rudd.

In memory of Broward County, Local 1526, International Longshoreman's Association
(ILA) President, Ellis Hill.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ms. Susan Winn to the Animal Care Trust Fund
Committee as a District 8 appointment. (Commissioner Wasserman-
Rubin)

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO APPROVE reappointment of Maria J. Molina to the Unsafe
Structures Board in the category of Registered Engineer. (Commissioner
Wexler)

ACTION: (Time-10:20 AM) Approved.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

2. MOTION TO AUTHORIZE payment of \$8,165 to the Fort Lauderdale
International Film Festival for miscellaneous repairs, including interior restoration
and replacement of walls, carpets, etc. damaged by roof leaks (that were
worsened by Hurricane Wilma), to the Vinnette Carroll Theatre, located at
503 SE 6th Street in Fort Lauderdale, Florida.

ACTION: (Time-10:20 AM) Approved.



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

CONSTRUCTION MANAGEMENT DIVISION

3. MOTION TO APPROVE agreements between Broward County and: (1) Beiswenger, Hoch and Associates, Inc. (BHA); (2) Brown and Brown Architects; (3) Saltz Michelson Architects, Inc.; and (4) Singer Architects; to provide general professional architectural and engineering consultant services for Vertical Construction Projects, when authorized, with a contract time of 365 calendar days, with cumulative fees not to exceed \$500,000 per annual fiscal year, effective upon execution, with two, one-year options to extend the term of each contract; and authorize the Mayor and Clerk to execute same (RLI No. 20051118-0-CM-1).

ACTION: (Time-10:20 AM) Approved.

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

4. MOTION TO ADOPT Resolution 2006-489 accepting and ratifying recordation of a warranty deed, at a nominal cost of \$10 to the County executed by Symphony Towers, LLLP, for right-of-way for SW 7th Avenue, east side, located approximately 307 feet northwest of the New River in the City of Fort Lauderdale. **(Commission District 7)**

ACTION: (Time-10:20 AM) Approved.

5. MOTION TO ADOPT Resolution 2006-490 accepting a road easement, at a nominal cost of \$1 to the County, executed by Benton Development Inc., for right-of-way for NW 27th Avenue at the northwest corner of the intersection with NW 13th Court, in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

6. MOTION TO ADOPT Resolution 2006-491 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by the City of Coconut Creek, for right-of-way for Lyons Road, east side, located approximately 730 feet south of Coconut Creek Parkway in the City of Coconut Creek. **(Commission District 2)**

ACTION: (Time-10:20 AM) Approved.

7. MOTION TO ADOPT Resolution 2006-492 accepting a road easement, at a nominal cost of \$1 to the County, executed by John Hardge and Virginia Hardge, for right-of-way for NW 10th Court at the northwest corner of the intersection with NW 28th Avenue in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

8. A. MOTION TO ADOPT Resolution 2006-493 accepting a road easement, at a nominal cost of \$1 to the County, executed by Hardge Management, Inc. for right-of-way for NW 29th Terrace at the northwest corner of the intersection with NW 11th Street in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT Resolution 2006-494 accepting a road easement, at a nominal cost of \$1 to the County, executed by Johnny Hardge and Diane Hardge for right-of-way for NW 29th Terrace at the northwest corner of the intersection with NW 11th Street in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

9. MOTION TO ADOPT Resolution 2006-495 accepting a road easement, at a nominal cost of \$1 to the County, executed by Jirah Investments, Inc., for right-of-way for SW 18th Street at the northeast corner of the intersection with SW 57th Avenue in the City of West Park. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

10. MOTION TO ADOPT Resolution 2006-496 accepting a road easement, at a nominal cost of \$1 to the County, executed by Lennar Homes, Inc., for right-of-way for NW 14th Street at the northeast corner of the intersection with NW 24th Terrace in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

11. A. MOTION TO ADOPT Resolution 2006-497 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by Miramar No.1 LLC, for right-of-way for Palm Avenue, east side, located approximately 260 feet south and 305 feet north of Miramar Boulevard in the City of Miramar. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT Resolution 2006-498 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by New Urban Mirabella LLC, for right-of-way for Palm Avenue, east side, located approximately 260 feet south and 305 feet north of Miramar Boulevard in the City of Miramar. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

- C. MOTION TO ADOPT Resolution 2006-499 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by Gene Haskin, for right-of-way for Palm Avenue, east side, located approximately 260 feet south and 305 feet north of Miramar Boulevard in the City of Miramar. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

12. MOTION TO ADOPT Resolution 2006-500 accepting a road easement, at a nominal cost of \$1 to the County, executed by Mohammad R. Mohammadpour, for right-of-way for NW 14th Court at the southwest corner of the intersection with NW 27th Avenue in unincorporated Broward County. **(Commission District 9)**

ACTION: (Time-10:20 AM) Approved.

13. MOTION TO ADOPT Resolution 2006-501 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by Pan American Development Group, Inc., for right-of-way for Nob Hill Road, west side, located approximately between 386 feet and 705 feet south of the intersection with NW 50th Street in the City of Sunrise. **(Commission District 3)**

ACTION: (Time-10:20 AM) Approved.

14. MOTION TO ADOPT Resolution 2006-502 accepting a warranty deed, at a nominal cost of \$10 to the County executed by Shelton Dealerships, Inc. for right-of-way for Wiles Road, north side, located approximately 580 feet east of the northeast corner of the intersection with State Road 7 in the City of Coconut Creek. **(Commission District 2)**

ACTION: (Time-10:20 AM) Approved.

15. MOTION TO ADOPT Resolution 2006-503 accepting a road easement, at a nominal cost of \$1 to the County, executed by Strachan Property Lots 1, LLC, for right-of-way for SW 21st Street at the northeast corner of the intersection with SW 54th Avenue in the City of West Park. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

16. A. MOTION TO ADOPT Resolution 2006-504 accepting a road easement, at a nominal cost of \$1 to the County, executed by STRADA 315, LLC, for right-of-way for NE 3rd Avenue at the southwest corner of the intersection with NE 4th Street in the City of Fort Lauderdale. **(Commission District 7)**

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT Resolution 2006-505 accepting a sidewalk easement, at a nominal cost of \$1 to the County, executed by STRADA 315, LLC, for right-of-way for NE 3rd Avenue, west side, located approximately 25 feet south of the intersection with NE 4th Street in the City of Fort Lauderdale. **(Commission District 7)**

ACTION: (Time-10:20 AM) Approved.

REAL PROPERTY SECTION

17. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, declaring the public purpose and necessity to exercise the right and power of eminent domain to acquire certain real property situated on the east side of NW 27th Avenue, between the Ron Cochran Public Safety Complex on the south and NW 4th Court on the north, in unincorporated Broward County, for construction of an office and warehouse facility for occupancy and use by the Broward County Supervisor of Elections; and authorize the County Administrator and County Attorney to acquire the subject real property.

ACTION: (Time-10:20 AM) Withdrawn for further staff review of land values by the Real Property Section.

- B. MOTION TO AUTHORIZE staff to proceed with due diligence preceding acquisition of real property pursuant to the above Resolution, including expenditures for appraisal fees in excess of \$20,000. **(Commission District 7)**

ACTION: (Time-10:20 AM) Withdrawn for further staff review of land values by the Real Property Section.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

18. MOTION TO ADOPT Resolution 2006-506 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 Commercial Paper Program in an aggregate principal amount not to exceed \$10,000,000; delegating to the Acting 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-10:20 AM) Approved.

19. MOTION TO ADOPT unanticipated revenue Resolution 2006-507 within Fund 2360 (the Civic Arena Bond Fund) in the net amount of \$179,204,571 to recognize the proceeds of the Broward County Professional Sports Facilities Tax and Revenue Refunding Bonds, Series 2006.

ACTION: (Time-10:20 AM) Approved.

ACCOUNTING DIVISION

20. MOTION TO APPROVE business 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-10:20 AM) Approved.

21. MOTION TO FILE Broward County, Florida Annual Financial Audit Report pursuant to Section 218.39, Florida Statutes for the year ended September 30, 2005.

ACTION: (Time-10:20 AM) Approved.

22. MOTION TO FILE Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending June 30, 2006.

ACTION: (Time-10:20 AM) Approved.

23. MOTION TO APPROVE list of computer checks issued from March 1, 2006 through March 31, 2006, April 1, 2006 through April 30, 2006, May 1, 2006 through May 31, 2006 and June 1, 2006 through June 30, 2006.

ACTION: (Time-10:20 AM) Approved.

COUNTY RECORDS DIVISION

24. A. MOTION TO APPROVE minutes of the 10:00 A.M. Broward County Board of County Commissioners meetings of June 6, 2006, June 13, 2006, and June 20, 2006; and the minutes of the 2:00 P.M. Public Hearing of June 13, 2006.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (Time-10:20 AM) Approved.

- C. MOTION TO APPROVE destruction of Board of County Commission minutes and supporting documents, audio cassette tapes and CD's which have all been imaged and have met retention requirements per General Records Schedule GS1-L, established by the Division of Library and Information Services of the State of Florida for local government agencies.

ACTION: (Time-10:20 AM) Approved.

HUMAN RESOURCES DIVISION

25. MOTION TO APPROVE new job classifications, reclassifications, title changes, salary range reallocations, and elimination of classifications primarily as a result of the creation of the Division of Housing and Community Development, as well as, other operational changes in the Human Services Department as reflected in Exhibit 1.

ACTION: (Time-10:20 AM) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

26. MOTION TO APPROVE renewal of an Interlocal Agreement between Broward and Miami-Dade Counties providing for reciprocity of Local Preference Ordinances and programs, authorizing the Mayor to execute the Interlocal Agreement, and directing the County Administrator to file the renewal in accordance with Section 163.01, Florida Statutes.

ACTION: (Time-10:20 AM) Approved.

For Public Works and Transportation Department

27. MOTION TO AWARD open-end contract to single bidder, ThyssenKrupp Elevator Corp. (ThyssenKrupp), for Elevator Maintenance and Repair, Bid No. E606220M2, in the estimated amount of \$183,312; which includes \$12,940 for pre-maintenance and \$1,500 for parts on a pass-thru for the initial two-year period for the Facilities Maintenance Division, subject to the receipt and acceptance of the Performance and Payment Guaranty, and authorize the Purchasing Director to renew the contract for three, one-year periods for a potential contract amount of \$438,870. The initial contract period shall start upon receipt and approval of the performance and payment bond and shall terminate two years from that date.

ACTION: (Time-10:20 AM) Approved.

28. MOTION TO AWARD open-end contracts to the low responsive, responsible bidder, Native American Industries, Inc., Group 1, in the estimated annual amount of \$99,791.00, and low bidder, Transportation Control Systems, Inc., Group 2, in the estimated annual amount of \$34,528.50, for traffic signals and accessories, Bid No. E306108B2, in the total estimated annual amount of \$134,319.50, for the Traffic Engineering Division; and authorize the Purchasing Director to renew the contract for two, one-year periods for a total potential three-year amount of \$402,958.50. The initial contract period shall begin on date of award and shall terminate one year from that date.

ACTION: (Time-10:20 AM) Approved.

ENVIRONMENTAL PROTECTION DEPARTMENT

29. MOTION TO APPROVE Settlement Agreement in the total estimated amount of \$301,300 between Broward County and Suddath Relocation Systems of Ft. Lauderdale, Inc., to resolve solid waste and surface water management violations of Chapter 27 of the Broward County Code of Ordinances; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:20 AM) Approved.

AIR QUALITY DIVISION

30. A. MOTION TO ACCEPT retroactively, the U.S. Environmental Protection Agency (US EPA) amended Cooperative Agreement BW-97483605-1 grant award consisting of \$66,490 in US EPA in-kind contribution, in the form of BioWatch monitoring equipment which has already been received by the County, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the award for the Environmental Protection Department (EPD). The award also decreases the grant period by changing the grant ending date from September 30, 2006 to June 30, 2006.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-508 within Fund 8301-031-2251 for the EPD in the amount of \$66,490 to recognize the US EPA in-kind contribution.

ACTION: (Time-10:20 AM) Approved.

31. A. MOTION TO ACCEPT retroactively, the U.S. Department of Homeland Security (US DHS) Cooperative Agreement No. 2006-ST-091-000015 grant award of \$532,807; consisting of \$345,149 cash and \$187,658 US DHS in-kind contribution. The funding is for a project period beginning July 1, 2006 to June 30, 2007.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-509 within Fund 8301-031-2255 for the Environmental Protection Department (EPD) in the amount of \$532,807 to recognize the grant funds and the US DHS in-kind contribution.

ACTION: (Time-10:20 AM) Approved.

32. MOTION TO APPROVE retroactively, Amendment No. 2 to the Florida Department of Environmental Protection (FDEP) Agreement S0164 between FDEP and the Broward County Board of County Commissioners, to provide funding for the ambient air monitoring program, in the amount of \$241,110 from July 1, 2006 to June 30, 2007, and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-10:20 AM) Approved.

33. MOTION TO APPROVE retroactively, Amendment No. 2 to the Florida Department of Environmental Protection (FDEP) Agreement S0186 between FDEP and the Broward County Board of County Commissioners, to provide funding for the Title V air quality permitting program, in the amount of \$324,770; from July 1, 2006 to June 30, 2007, and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-10:20 AM) Approved.

34. MOTION TO DIRECT the County Attorney to draft an Ordinance to amend Chapter 27, Article IX, Open Burning, of the Broward County Code of Ordinances, to delete obsolete provisions, to update requirements based on practical experience with open burning and to maintain consistency with State of Florida open burning regulations.

ACTION: (Time-10:20 AM) Approved.

BIOLOGICAL RESOURCES DIVISION

35. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from WCI Communities, Inc. for preservation of a mitigation area comprising 9.25 acres of real property located north and south of proposed Trails End Drive, east of Pine Island Road, in the City of Parkland. **(Commission District 3)**

ACTION: (Time-10:20 AM) Approved.

36. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from R & R Davie, LLC for preservation of a mitigation area comprising 2.87 acres of real property located on the northeast corner of SW 36th Street and Western Road, in the Town of Davie. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

37. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from AD Pembroke Land Company, LLC, Pembroke by Carr Residential, LLC, Pembroke Office North, LLC, Pembroke Office Central, LLC, and Pembroke Office South, LLC for preservation of a mitigation area comprising 34.95 acres of real property located east of I-75 and north of Pembroke Road and Pembroke Road extension, in the City of Pembroke Pines. **(Commission District 6)**

ACTION: (Time-10:20 AM) Approved.

38. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from the City of Pembroke Pines for preservation of a mitigation area comprising 15 acres of real property located north of Sheridan St. and east of SW 172nd Avenue in the City of Pembroke Pines. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

39. MOTION TO ACKNOWLEDGE use of the Loxahatchee Mitigation Bank by Mondan Enterprises, LLC as a site for compensatory mitigation for wetland impacts associated with a Montessori Academy in the City of Pembroke Pines. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

40. MOTION TO ACKNOWLEDGE use by Mr. Michael Orsburn of the Loxahatchee Mitigation Bank as a site for the compensatory mitigation for wetland impacts for a single family home in the City of Parkland. **(Commission District 1)**

ACTION: (Time-10:20 AM) Approved.

41. MOTION TO ADOPT Resolution 2006-510 of the Board of County Commissioners of Broward County, Florida, approving the recommendation of the Broward Beautiful Committee to allocate \$314,844.07, to the 47 organizations specified in Exhibit 3 for funding under the Broward Beautiful Community Grants program, and authorizing the County Administrator to execute contracts on behalf of the County with the specified organizations; and providing for an effective date.

ACTION: (Time-10:21 AM) Approved, with the Board directing staff to look at all of the Homeowner Associations who applied for funding, and if qualified, to direct additional funding of up to \$100,000 from the Commission Reserve towards those associations for this budget year. (Refer to minutes for full discussion.)

42. MOTION TO ADOPT Resolution 2006-511 of the Board of County Commissioners of Broward County, Florida, approving the recommendation of the Broward Beautiful Committee to allocate \$1,500 to the three organizations specified for funding under the Broward Beautiful Butterfly Garden program, and authorize the County Administrator to execute contracts on behalf of the County with the specified organizations; and providing for an effective date. **(Commission Districts 1, 3 and 4)**

ACTION: (Time-10:32 AM) Approved.

WATER RESOURCES DIVISION



43. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Hallandale Beach providing cost share support of the NatureScape Irrigation Service operated by Broward County within the water utility service area and reimbursing Broward County for performing specific technical activities associated with landscape and irrigation system evaluations, effective upon execution for a period of four years at a total cost of \$8,708; and authorize the Mayor and Clerk to execute the same. **(Commission Districts 6, 8)**

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-512 in the amount of \$2,177 within the General Fund (0010), for the purpose of recognizing the cost share funds for Fiscal Year 2006 to be provided by the City of Hallandale Beach.

ACTION: (Time-10:20 AM) Approved.

PORT EVERGLADES DEPARTMENT

44. A. MOTION TO APPROVE Consent to Assignment and Transfer of Interest in lease agreement for 5,151 square feet of office space in the Port Administration Building from Eller and Company, Inc, to and Assumption of Obligations by Eller Maritime Services, LLC; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO APPROVE Consent to Assignment and Transfer of Interest in lease agreement for 7,800 square feet of warehouse space in Building 68 at Port Everglades from Eller and Company, Inc, to and Assumption of Obligations by Eller Maritime Services, LLC; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

- C. MOTION TO APPROVE Consent to Assignment and Transfer of Interest in lease agreement for 531 square feet of office space in Building 611 at Port Everglades from Eller and Company, Inc, to and Assumption of Obligations by Eller Maritime Services, LLC; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

45. MOTION TO APPROVE lease agreement between Broward County and Manaco International Forwarders, Inc., for Suite No. 8 in Building 611 (Amman Building) at Port Everglades, consisting of 520 square feet of office space, for the period of September 1, 2006 through August 31, 2007, with rent in the amount of \$9,688.68, over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

46. MOTION TO APPROVE lease agreement between Broward County and Port Everglades Association, Inc., for 655 square feet of office space in the Port Administration Building at Port Everglades for the period of September 1, 2006 through August 31, 2007, with rent in the amount of \$11,953.75, over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

47. A. MOTION TO APPROVE certificate regarding matching funds between Broward County and the State of Florida providing for match funds in the amount of \$46,221 to be used for poll worker recruitment and training.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-513 within the Supervisor of Elections – Education and Outreach Plan Grant Fund in the amount of \$46,221 for the purpose of poll worker recruitment and training.

ACTION: (Time-10:20 AM) Approved.

- C. MOTION TO ADOPT budget Resolution 2006-514 transferring within the General Fund the amount of \$46,221 from the Reserve for Grant Match for the purpose of providing matching funds to receive State Grant.

ACTION: (Time-10:20 AM) Approved.

EMERGENCY MANAGEMENT AGENCY

48. A. MOTION TO APPROVE modification No. 4 to grant agreement (05DS-2N-11-16—01-110) between Broward County and the State of Florida Department of Community Affairs, to modify and reinstate the grant and add an additional amount of \$40,000 to the total amount of \$962,281 (equaling \$1,002,281) to provide additional training; and authorize the Mayor to execute same, and authorize the County Administrator to take all necessary administrative actions to implement the agreement.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-515 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$40,000 for the purpose of providing authorized training.

ACTION: (Time-10:20 AM) Approved.

49. A. MOTION TO APPROVE grant agreement between Broward County and the State of Florida Department of Community Affairs in the total amount of \$17,777 to update hazardous material data, retroactive to July 1, 2006 through June 30, 2007; and authorize the Mayor to execute same, and authorize the County Administrator to take all necessary administrative actions to implement the agreement.

ACTION: (Time-10:20 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-516 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$17,777 for the purpose of updating hazardous material data.


ACTION: (Time-10:20 AM) Approved.

SUPERVISOR OF ELECTIONS

50. MOTION TO APPROVE recommendation of the Supervisor of Elections amending the voting precincts which were approved on July 9, 2002, amended on August 13, 2002, January 14, 2003, and September 16, 2003; combining 22 precincts for voting in the Primary Election on September 5, 2006.

ACTION: (Time-10:32 AM) Approved. (Refer to minutes for full discussion.)

COUNTY ADMINISTRATION

-  51. MOTION TO ADOPT budget Resolution 2006-517 transferring \$55,335 within the General Fund from the Commission Reserve for funding the Charter Review Commission, from mid-August through September 2006.

ACTION: (Time-10:20 AM) Approved.

COUNTY COMMISSION

52. MOTION TO NAME bridge that connects Lee Wagener Boulevard and SW 42nd Street as the Chief Earl L. Rogge Memorial Bridge. (Commissioner Rodstrom)

ACTION: (Time-10:35 AM) Approved. (Refer to minutes for full discussion.)


53. MOTION TO APPROVE allocation of \$100,000 in County District 5 Commissioner's Discretionary Bond funds to the City of Hollywood for capital improvements at Montella Park. (Commissioner Wexler)

ACTION: (Time-10:20 AM) Approved.

54. MOTION TO ADOPT Performance Evaluation Instruments and process to be utilized by the Board when evaluating the County Administrator, County Attorney, and County Auditor. (Mayor Graber)

ACTION: (Time-10:20 AM) Withdrawn and sent to the Commission Committee for final review.

REQUEST TO SET FOR PUBLIC HEARING


-  55. MOTION TO ADOPT Resolution 2006-518 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 12, 2006, at 2:00 PM in Room 422 of the Governmental Center, to consider adoption of proposed Resolution amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE AT VOLUME 3, CHAPTER 35, PART I, ENTITLED "REVENUE COLLECTION"; BY AMENDING SECTION 35.6 ENTITLED "INTERNET TRANSACTION FEE," TO AUTHORIZE CONVENIENCE FEES TO BE CHARGED TO CUSTOMERS TRANSACTING CERTAIN BUSINESS WITH BROWARD COUNTY OVER THE INTERNET, USING ELIGIBLE CREDIT CARDS, DEBIT CARDS OR ELECTRONIC CHECKS FOR PAYMENT OF STATUTORILY PRESCRIBED REVENUES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:20 AM) Approved.

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

HOUSING FINANCE AUTHORITY

-  56. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida, of not to exceed \$11,500,000 of its Multifamily Housing Revenue Bonds (Driftwood Terrace Apartments Project); authorizing the execution of a request for Bond allocation on behalf of the Housing Finance Authority of Broward County, Florida, in connection with such issuance for the purpose of providing funds to finance the acquisition and rehabilitation of a multifamily rental housing development to be located in the County, to provide rental housing for persons and families of low and moderate income to be owned by the party specified herein; approving the public hearing held in respect of such issuance; and providing an effective date. **(Commission District 9)**

ACTION: (Time-10:41 AM) Deferred to August 22, 2006. (Refer to minutes for full discussion.)

HOUSING AND COMMUNITY DEVELOPMENT DIVISION

57. MOTION TO ADOPT Resolution 2006-519 of the Board of County Commissioners of Broward County, Florida, amending Broward County’s Fiscal Year 2000-2004 and Fiscal Years 2005-2010 Strategic Consolidated Plans, and the accompanying Annual Action Plans for Fiscal Year 2004-2006; in order to reprogram \$853,043 in U.S. Department of Housing and Urban Development (HUD) Community Block Grant (CBDG) program funds; and \$477,463 in HUD HOME Investment Partnerships (HOME) program funds for the purpose of changing the funding to different eligible projects than originally approved; providing for severability; and providing for an effective date.

ACTION: (Time-10:20 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

DEVELOPMENT MANAGEMENT DIVISION

58. DISCUSSION: of plat entitled “Farris Corner Plat” - **Commission District 2,** (080-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

59. DISCUSSION: of plat entitled “Oakland Park Station” - **Commission District 4,** (047-MP-04).

ACTION: (Time-10:20 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

60. DISCUSSION: of plat entitled “Merritt Parcel No. 2” - **Commission District 4,** (059-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

61. DISCUSSION: of plat entitled “Satori Condominium” - **Commission District 4,** (031-MP-05). (Deferred from May 23, 2006).

ACTION: (Time-10:20 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

62. DISCUSSION: of plat entitled "Westridge Oaks" - Commission District 5, (060-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

63. DISCUSSION: of plat entitled "La Rosa" - Commission District 5, (064-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

64. DISCUSSION: of plat entitled "Farida Plat" - Commission District 5, (081-MP-04).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

65. DISCUSSION: of plat entitled "Emerald Creek Townhomes" - Commission District 5, (019-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

66. DISCUSSION: of plat entitled "New Hallandale Elementary School" - Commission District 6, (059-MP-01).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

67. DISCUSSION: of plat entitled "Fire Station Number 47" - Commission District 7, (092-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

68. DISCUSSION: of plat entitled "Maimonides Day School Campus Two" - Commission District 7, (003-MP-06).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

69. DISCUSSION: of plat entitled "Stiles Plantation" - Commission District 7, (084-MP-04).

ACTION: (Time-10:20 AM) Deferred to March 20, 2007 or sooner, under Section 5-181(j) of the Land Development Code to study conformity with the Land Use Plan.

70. DISCUSSION: of plat entitled "Southwest Meadows Sanctuary Plat" - **Commission District 8**, (062-MP-05).

ACTION: (Time-10:20 AM) Deferred to March 20, 2007 or sooner, under Section 5-181(j) of the Land Development Code to study traffic concurrency and access.

71. DISCUSSION: of plat entitled "Downtown West" - **Commission District 9**, (004-UP-03).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

72. DISCUSSION: of plat entitled "Amerimax Sunrise" - **Commission District 9**, (005-UP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

73. DISCUSSION: of plat entitled "Kevin Thomas - Scot Greve Plat" - **Commission District 9**, (025-MP-03).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

74. DISCUSSION: of plat entitled "Pompano Springs Townhomes" - **Commission District 9**, (110-MP-05).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

75. DISCUSSION: of New Findings of Adequacy for plat entitled "Hulmes Plat" - **Commission District 7**, (005-MP-98).

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

76. DELEGATION: Lorri Hall regarding request to amend the note on the Glasel-Waler Industrial Park Plat - **Commission District 2**, (171-MP-86).

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

77. DELEGATION: Ralf Bahr regarding request to amend the note on the Acme Plat No. 1 - **Commission District 2**, (031-UP-86).

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

78. DELEGATION: Cynthia Bertschinger regarding request to amend the note on the Rowan Replat Plat - **Commission District 2**, (013-UP-91).

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

79. DELEGATION: Cynthia Bertschinger regarding request to amend the note on the Pathways Plat - **Commission District 6**, (015-MP-91).

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

80. DELEGATION: Rod A. Feiner, regarding request to amend the note on the Exxon 4-5379 Plat - **Commission District 6**, (052-MP-88). (Deferred from January 10, 2006).

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

81. DELEGATION: Paul D'Arelli regarding request to place a note on the Jacaranda Parcel 816 Plat - **Commission District 7**, (029-MP-82).

ACTION: (Time-10:43 AM) Approved subject to staff's recommendations. (Refer to minutes for full discussion.)

82. DELEGATION: Lorri Hall regarding request to amend the note on the Country Lakes - Section 3 Plat - **Commission District 8**, (073-MP-89).

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

83. DELEGATION: Susan P. Motley, regarding request to amend the note on the Star of David Broward Memorial Gardens II Plat - **Commission District 1**, (049-MP-98). (Deferred from April 18, 2006).

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

84. DELEGATION: Susan P. Motley, regarding request to amend the non-vehicular access line on the Star of David Broward Memorial Gardens II Plat - **Commission District 1**, (049-MP-98). (Deferred from April 18, 2006).

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

85. DELEGATION: Lennie F. Smith regarding request to revise the non-vehicular access line on the Simonton Court Plat - **Commission District 2**, (077-MP-04).

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

86. DELEGATION: Heidi Davis Knapik regarding request to amend the non-vehicular access line on the Atlantic Point Plat No. 1 - **Commission District 4**, (047-MP-98).

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

87. DELEGATION: Rod A. Feiner regarding request to modify conditions of plat approval on the Humphries Hideaway Plat – **Commission District 5**, (014-UP-98).

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

88. DELEGATION: James Kahn, representing the City of Hollywood, regarding request to amend the non-vehicular access line on the David Park Plat - **Commission District 6**, (019-MP-92).

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

89. DELEGATION: Karen Chaperon regarding request to amend the non-vehicular access line on the Meeks Farms Plat - **Commission District 7**, (047-MP-93).

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

90. DELEGATION: Jane Storms regarding request to revise the non-vehicular access line on the Village Walk Plat - **Commission District 8**, (054-MP-05).

ACTION: (Time-10:20 AM) Deferred to March 20, 2007 or sooner, under Section 5-181(j) of the Land Development Code to study access.

91. DELEGATION: John J. Mascarenas regarding request to amend the non-vehicular access line on the Cambridge Park Plat – **Commission District 9**, (061-MP-04).

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

92. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Pembroke Pines and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Pembroke Pines Local Activity Center - **Commission District 6**.

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

93. DELEGATION: Christopher Akagbosu, representing the School Board of Broward County, regarding MOTION TO APPROVE educational mitigation agreement among Broward County, the City of Miramar and the School Board of Broward County relating to a voluntary contribution to the School Board of Broward County in lieu of the payment of educational impact fees for proposed residential development within the Miramar Regional Activity Center - **Commission District 8.**

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

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

- 94. MOTION TO DISCUSS whether to allow the health insurance carriers another opportunity to offer their lowest rates for Plan Year 2007.

ACTION: (Time-11:02 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (Time-5:15 PM) The Board agreed to allow Av-Med three business days to resubmit their best and final lowest bid, without any plan design changes. Once Av-Med’s bid is revealed, Vista would then be allowed three business days to match or lower their bid. Av-Med’s submissions should be received by the Broward County Purchasing Division no later than 5:00 p.m. on Friday, August 18, 2006. (Refer to minutes for full discussion.)

PURCHASING DIVISION

For Community Services Department

- 95. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide restaurant, catering, and vending services for the Main Library, and approve Request for Letters of Interest (RLI) No. 20060612-0-LIB-1RE. (Commission District 7)

ACTION: (Time-11:23 AM) Approved, as amended. Multiple varieties of coffee will be available for patrons. Additionally, the words “vending services” under the requirements for experience will be eliminated. The following will serve on the Selection Committee (SC): Commissioners Gunzburger, Jacobs, Lieberman and Wasserman-Rubin; Director, Libraries Division (Chair); Director, Cultural Division; Director, Accounting Division. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency. (Refer to minutes for full discussion.)

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

96. MOTION TO NOMINATE two members and one alternate to the Broward County HIV Health Services Planning Council.

ACTION: (Time-10:20 AM) Approved, as corrected. (Transferred to the Consent Agenda.) (Scrivener's error – See County Administrator's report: The Motion reads "one alternate" and should read "two alternates.")

COUNTY ADMINISTRATION

97. MOTION TO DISCUSS status of Inter local Agreement negotiations with the Town of Davie regarding the "Broadview Park Area", and its potential annexation into the Town of Davie, as the Board may be considering a Resolution relating to a referendum election for the area at the August 22, 2006 meeting.

ACTION: (Time-11:34 AM) No Board action was taken. (Refer to minutes for full discussion.)

The following item will be heard following the Judicial Complex Workshop

98. MOTION TO DISCUSS Resolution 2006-520 providing for a referendum election to be held on November 7, 2006, for the purposes of determining whether to issue general obligation bonds for the design, construction and development of a new main judicial courthouse complex, one additional satellite courthouse complex, and the renovation, expansion and improvements to existing satellite courthouses.

ACTION: (Time-11:43 AM)) Tabled to later in the meeting. (Scrivener's error – See County Administrator's report: In the Resolution, Page 6, Section 8, 2nd sentence, remove the words "a transit sales surtax of one percent shall be levied pursuant to the ordinance" this should read "general obligation bonds not to exceed \$760,000,000 shall be issued.")

ACTION: (Time-5:49 PM) Approved with the new language submitted by the County Attorney's office, (See memo – Additional Agenda material submitted by the Office of the County Attorney) not to exceed \$450 million in bonds, with the understanding Commissioners may make further language changes and bring this item back to the Commission meeting on August 22, 2006. (Refer to minutes for full discussion.)

COUNTY COMMISSION

99. MOTION TO DISCUSS: Resolution 2006-521 of the Board of County Commissioners of Broward County Florida, providing for a referendum election to be held on November 7, 2006, or at such earlier election as provided by Section 101.657, Florida Statutes for the purposes of determining whether to levy a transit system sales surtax of one percent; calling the referendum election; establishing date, time, and place of election; providing for notice; providing for title and substance of ballot measure; providing for absentee ballots; providing for appointment of election boards; provide for canvassing board certification of results; providing for certified copy of enabling resolution to Supervisor of Elections; providing for severability; and providing for effective date. (Mayor Graber)

ACTION: (Time-11:43 AM) The Board directed the County Attorney to revise the ballot language and include a sunset date. (Scrivener's error – See County Administrator's report: The Motion reads "MOTION TO DISCUSS" should read MOTION TO ADOPT." (Refer to minutes for full discussion.)

100. MOTION TO DISCUSS provision of financial and in-kind support to assist in the 1 % (one cent) transit and transportation surtax campaign. (Mayor Graber)

ACTION: (Time-10:20 AM) Withdrawn for further analysis.

101. A. MOTION TO APPROVE placing a straw ballot referendum on the November 7, 2006, General Election ballot that will ask voters if they favor a Constitutional amendment to allow Broward County homeowners to transfer their Save Our Homes Homestead Valuation Limitation upon the sale of their home and apply the limitation to the assessed valuation on a newly-purchased homesteaded property within Broward County. (Commissioner Scott)

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

- B. MOTION TO DIRECT the County Attorney to prepare the wording of the straw ballot question to be brought to the Commission on August 22, 2006, for final approval.

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

102. **COUNTY COMMISSION SELECT COMMITTEE REPORTS**

ACTION: (Time-6:16 PM) Commissioner Gunzburger gave a brief overview of what took place at her Select Committee meeting. A copy of the agendas and minutes are available at: www.broward.org/commissioncommittees. (Refer to minutes for full discussion.)

103. **COUNTY ADMINISTRATOR'S REPORT**

ACTION: (Time-6:23 PM) County Administrator Pamela D. Brangaccio briefly stated that she has drafted a work plan that she believes will be proactive in addressing some of the Board's concerns. (Refer to minutes for full discussion.)

104. **MAYOR'S REPORT**

A. **PRIMARY EARLY VOTING SITES**

ACTION: (Time-6:21 PM) Mayor Graber announced that early voting opens on Monday, August 21, 2006 and will remain open until Sunday, September 3rd. For a list of the 18 polling locations, go to www.broward.org or the Supervisor of Elections at www.browardsoe.org. (Refer to minutes for full discussion.)

B. **HURRICANE UPDATE E-MAIL SYSTEM**

ACTION: (Time-6:22 PM) Mayor Graber mentioned that you can sign up for Broward County's Hurricane E-mail System if you wish to receive hurricane updates from Broward County during the hurricane season. To sign up go to www.broward.org. (Refer to minutes for full discussion.)

C. **BROWARD COUNTY TRANSIT INAUGURATES IMPROVEMENTS**

ACTION: (Time-6:22 PM) Mayor Graber stated that several route alignments, additional trips, new time points and new service areas have been added to select routes. (Refer to minutes for full discussion.)

D. BROWARD COUNTY RECEIVED RECOGNITION FOR PUBLIC OUTREACH EFFORTS

ACTION: (Time-6:22 PM) For the second year in a row, Broward County received a record 47 Awards of Excellence Competition, more than any other county in the nation. (Refer to minutes for full discussion.)

E. NATIONAL REGISTRY IN WASHINGTON D.C.

ACTION: (Time-6:23 PM) Mayor Graber stated that the National Registry in Washington D.C. has informed Florida's State Historic Preservation Office that the South Side School was officially listed in the National Register of Historic places on July 19, 2006. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

105. MOTION TO APPROVE allocation of \$150,000 in County District 3 Commissioner's Discretionary Bond funds to the City of Coral Springs for construction and improvements to slide and glide playground at Betti Stradling Park. **(Commission District 3)**. (Mayor Graber).

ACTION: (Time-10:20 AM) Approved. (Transferred to the Consent Agenda.)

106. MOTION TO DISCUSS, to determine the status of TLMC as a minority vendor conducting business with Broward County. (Commissioner Eggelletion)

ACTION: (Time-6:12 PM) The Board clarified that TLMC has never been debarred from doing business with Broward County. (Refer to minutes for full discussion.)

NON AGENDA

107. SUPPORT OF PORTABILITY ISSUES - COMMISSIONER SCOTT

ACTION: (Time-6:16 PM) Commissioner Scott directed staff to prepare a letter to Palm Beach County and Miami-Dade County, informing them about our action and support for portability issues, and encouraging them to do the same. (Refer to minutes for full discussion.)

108. RECOGNITION OF JUDGE LOUIS SCHIFF - COMMISSIONER LIEBERMAN

ACTION: (Time-6:18 PM) On behalf of Commissioner Lieberman, Commissioner Wexler discussed a recent article in USA Weekend which recognized Judge Schiff as an outstanding parent and participant in public schools. (Refer to minutes for full discussion.)

109. MEETING WITH DR. SNIPES – COMMISSIONER GUNZBURGER

ACTION: (Time-6:18 PM) Commissioner Gunzburger discussed speaking with Dr. Snipes who agreed to future meetings of the Select Committee after the primary election on September 5, 2006. (Refer to minutes for full discussion.)

110. REMOVAL FROM CANVASSING BOARD – VICE MAYOR EGGELETION

ACTION: (Time-6:20 PM) Without objection, Vice Mayor Eggeletion has removed himself from the Canvassing Board for the upcoming elections, due to a check he had written for a candidate, and informed the Board that Commissioner Rodstrom has agreed to replace him in his stead. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

NATURAL GAS TRANSMISSION PIPELINE EASEMENT

RLI No. 062601-RB

Tuesday, August 15th in Room 430 at 9:00 AM

JUDICIAL COMPLEX WORKSHOP

Tuesday, August 15th in Room 430 at 12:00 PM
or immediately following the morning meeting

BUDGET WORKSHOP

Tuesday, August 15th in Room 430 at 2:00 PM
or immediately following the Judicial Complex Workshop

