

## **MEETING OF AUGUST 22, 2006**

(Meeting convened at 10:19 a.m.; adjourned at 12:46 p.m. reconvened at 5:35 p.m. and adjourned at 7:02 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Jacobs.

### **MOMENT OF SILENCE**

In memory of all men and woman of the armed forces who have sacrificed their lives for their country.

### **CALL TO ORDER**

## **CONSENT AGENDA**

### 1. **BOARD APPOINTMENTS**

***ACTION: (Time-10:20 AM) No Board appointments were filed.***

### **AVIATION DEPARTMENT**

2. A. MOTION TO ADOPT budget Resolution 2006-522 transferring funds within the Aviation Renewal and Replacement Fund for the Aviation Department in the amount of \$876,930 for the purpose of establishing a budget for the North Perry Airport Master Plan Update.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-523 within the Aviation Renewal and Replacement Fund for the Aviation Department in the amount of \$7,270; for purpose of providing funding for the North Perry Airport Master Plan Update.

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

- C. MOTION TO APPROVE agreement between Broward County and Montgomery Consulting Group for consultant services to complete the North Perry Airport Master Plan Update and Airport Layout Plan in Broward County, Florida, (RLI No. 20050919-0-AV-01) for an amount not to exceed \$884,200 for a period of three years, with two, one-year renewal options, commencing upon Board approval and terminating on September 30, 2009, and authorize the Mayor and Clerk to execute same.

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



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

3. MOTION TO APPROVE Lease Agreement between Broward County and Helicopters, Inc. at the North Perry Airport for a 2.0 acre parcel, effective upon Board approval, terminating on the last day of the 20<sup>th</sup> lease year, with a minimum capital expenditure of \$800,000 for the construction of an 8,000 square foot hangar and aircraft fuel farm; anticipated annual revenue of \$15,681.24, which will be adjusted annually by the greater of 3% or the United States Consumer Price Index, and by a fair market value appraisal in the tenth lease year; and authorize Mayor and Clerk to execute same.

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

## **PUBLIC WORKS AND TRANSPORTATION DEPARTMENT**

### **HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION**

4. MOTION TO APPROVE agreement between Broward County and the City of North Lauderdale for Right-of-Way Beautification of a portion of McNab Road, located approximately 3000 feet west of Rock Island Road, at no cost to the County and effective upon execution; and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

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

### **WASTE AND RECYCLING SERVICES**

5. MOTION TO APPROVE tenth amendment to the interlocal agreement between Broward County and Contract Communities dated November 25, 1986 for solid waste disposal services, providing for a change in the composition of the Resource Recovery Board and amending the process for electing the chair and vice chair, at no cost to the County, and effective upon execution; and authorize the Mayor and Clerk to execute same.

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

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

6. MOTION TO ADOPT unanticipated revenue Resolution 2006-524 within Fund 3060 (Commercial Paper Capital Projects Fund) in the net amount of \$3,893,715 to recognize the proceeds of the First Florida Governmental Financing Commission Revenue Bonds, Series 2006.

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

## **ACCOUNTING DIVISION**

7. A. MOTION TO APPROVE travel outside the continental United States 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.***

- B. 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.***

8. MOTION TO ADOPT Resolution 2006-525 of the Board of County Commissioners of Broward County, Florida, amending the Master Deferred Compensation Plan; providing for severability; and providing for an effective date.

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

## **PURCHASING DIVISION**

For Aviation Department

9. MOTION TO AWARD open-end contract to low bidder, Prestige Property Management & Maintenance, Inc. for Grounds and Greenbelt Maintenance at Fort Lauderdale/Hollywood International Airport, Bid No. H-Z-05-377-B1, in the estimated annual amount of \$528,499.96 which includes \$10,000 for irrigation repair parts and piping on a pass-thru and an estimated amount of \$108.00 for contingency items, for the Aviation Department, subject to receipt and acceptance of insurance and performance/payment guaranty and authorize the Purchasing Director to renew the contract for two, one-year periods for an estimated three-year potential amount of \$1,585,499.88. The initial contract period shall start upon receipt and acceptance of insurance/performance and payment guarantee and shall terminate one year from that date.

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

For Public Works and Transportation Department

10. MOTION TO AWARD fixed contract to single responsive, responsible bidder, Environmental Products of Florida Corporation (EPFC), for two Storm Sewer Vacuum Trucks (Re-Bid) (Optional Line Items 3 and 4), Bid No. C505130FF, for one truck for Highway and Bridge Maintenance Division (HBMD) in the amount of \$315,945; and one truck for Water and Wastewater Services (WWS) in the amount of \$327,100; for a total amount of \$643,045; subject to availability of funding in the 2007 fiscal budget.

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

**REVENUE COLLECTION DIVISION**

11. A. MOTION TO APPROVE fourth amendment to the agreement between Broward County and First Broward Auto Tag Agency of Lauderhill, Inc. for private tag agency services, and authorize the Mayor and Clerk to execute same

***ACTION: (Time-10:23 AM) Approved.***

- B. MOTION TO APPROVE fourth amendment to the agreement between Broward County and SFADA Tag Agency, Inc. for private tag agency services, and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:23 AM) Approved.***

- C. MOTION TO APPROVE sixth amendment to the agreement between Broward County and First Broward Auto Tag Agency, Inc. for private tag agency services, and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:23 AM) Approved.***

- D. MOTION TO APPROVE fourth amendment to the agreement between Broward County and Deerfield Auto Tag Agency, Inc. for private tag agency services, and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:23 AM) Approved.***

- E. MOTION TO APPROVE fourth amendment to the agreement between Broward County and Broward Express Auto Tag Agency, Inc. for private tag agency services, and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:23 AM) Approved.***

12. MOTION TO ADOPT two Resolutions 2006-526 & 2006-527 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee Account No. 2090002760550, Tax and License Account No. 2090002760916, and Payroll Account No. 2079940003798

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

## **COMMUNITY SERVICES DEPARTMENT**

### **ANIMAL CARE AND REGULATION DIVISION**

13. MOTION TO DIRECT Office of the County Attorney to amend the Animal Care Ordinance Chapter 4, Section 4-30(e), Animal Care Trust Fund Account by revising the definition of income guidelines of low income pet owners for the sterilization of dogs and cats.

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

### **CULTURAL DIVISION**

14. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Division of Cultural Affairs (Grant No. 07-8026) in the amount of \$22,734; for the purpose of providing general program support for the Broward Cultural Division for the period July 1, 2006 through June 30, 2007; and authorize the Mayor and Clerk to execute same, and sign other documents related to the grant. (County cash match \$22,734)

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-528 within the Cultural Council Local Arts Agency Grant Fund (7730) for the Cultural Division in the amount of (\$22,734).

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

- C. MOTION TO AUTHORIZE County Administrator, or designee, to sign the Fiscal Year 2006 year-end grant report.

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

15. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Division of Cultural Affairs (Grant No. 07-6009) in the amount of \$5,465; for the purpose of funding the annual teachers conference at the Dillard Center for the Arts, and supplementing the Education and Community Development Grant (ECD) to the School Board of Broward County from July 1, 2006, through June 30, 2007; and authorize the Mayor and Clerk to execute same, and sign other documents related to the grant. (County cash match \$10,000)

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-529 within the Cultural Council's Arts in Education Grant Fund (7250) for the Cultural Division in the amount of \$5,465 for the purpose of supplementing the Arts in Education Program (AIE).

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

- C. MOTION TO AUTHORIZE County Administrator, or designee, to sign the Fiscal Year 2006 year-end grant report.

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

### **LIBRARIES DIVISION**

16. MOTION TO ADOPT Resolution 2006-530 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation from Friends of the Percy White Library, Inc. of \$5,000 to be deposited in the Broward County Library Trust Fund for use at the Deerfield Beach Percy White Branch for purchasing children's books; authorizing the County Administrator to take all administrative and budgetary actions and execute all forms required to implement same; and providing for an effective date. **(Commission District 4)**

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

17. A. MOTION TO APPROVE interlocal agreement (ILA) between the Children's Services Council of Broward County (CSCBC) and Broward County, in the amount of \$1,028,949 (\$405,812 in kind), to continue the Libraries Division's Afterschool @ Your Library program from October 1, 2006 to September 30, 2007; and authorize the Mayor and Clerk to execute same. **(Commission Districts 1, 2, 3, 4, 6, 7, 8, 9)**

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-531 in the Grant Fund for the Libraries Division in the amount of \$1,028,949 for the benefit of the Libraries Division's Afterschool @ Your Library program.

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


- C. MOTION TO APPROVE addition of one full time grant position within the Libraries Division. The classification of the position is Librarian III. This is a grant position and will be terminated upon expiration of grant funding.

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

## **MASS TRANSIT DIVISION**

18. MOTION TO ADOPT budget Resolution 2006-532 transferring within the Mass Transit Operating Fund the amount of \$2,250,000 from the Reserve for Fuel to cover Fiscal Year 2006 additional fuel costs for the Mass Transit Division.

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

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19. MOTION TO APPROVE first amendment to agreement between Broward County and the City of Fort Lauderdale for public transportation services; providing for the lease of two additional County-owned wheelchair-accessible passenger vehicles to the City at a cost of \$10 per vehicle annually; providing an operating stipend of \$38.25, per revenue service hour for the route described in Exhibit "A-1" (Courthouse Express Shuttle utilizing bio-diesel fuel); adds Exhibit "A-1"; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective from the date of execution through September 30, 2007, and may be extended for up to one additional one-year period upon written approval of the Contract Administrator. **(Commission Districts 4, 7, and 9)**

***ACTION: (Time-10:23 AM) Deferred to Tuesday, September 12, 2006. (Refer to minutes for full discussion.)***

## **PARKS AND RECREATION DIVISION**

20. MOTION TO ADOPT Resolution 2006-533 of the Board of County Commissioners of Broward County, Florida, supporting an application for a \$49,850 grant under the 2006 Emergency Hurricane Supplemental Urban Community Forestry Grant Program for Markham Park, located in Sunrise, Florida, for a total project cost of \$62,312.50, requiring a 25% County match; providing for an effective date; and authorizing the County Administrator to take the necessary administrative and budgetary actions to execute the grant, the grant agreement, and any non-monetary amendments to the grant agreement. **(Commission District 5)**

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

21. MOTION TO ADOPT Resolution 2006-534 of the Board of County Commissioners of Broward County, Florida, supporting an application for a \$49,875 grant under the 2006 Emergency Hurricane Supplemental Urban Community Forestry Grant Program for Quiet Waters Park, located in Deerfield Beach, Florida, for a total project cost of \$76,395; requiring a 25% County match; providing for an effective date; and authorizing the County Administrator to take the necessary administrative and budgetary actions to execute the grant, the grant agreement, and any non-monetary amendments to the grant agreement. **(Commission District 2)**

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

## **ENVIRONMENTAL PROTECTION DEPARTMENT**

### **BIOLOGICAL RESOURCES DIVISION**

22. MOTION TO ACKNOWLEDGE use of the Everglades Mitigation Bank and the Loxahatchee Mitigation Bank by Symphony Builders as sites for compensatory mitigation for wetland impacts associated with a residential development in the City of Pembroke Pines. **(Commission District 8)**

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

### **EMERGENCY MANAGEMENT AGENCY**

23. A. MOTION TO APPROVE Planning Funding Agreement between Broward County and Nextel; 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 APPROVE Reconfiguration Planning Phase Agreement between Motorola and Broward County Board of County Commissioners; 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.***

### **PORT EVERGLADES DEPARTMENT**

24. MOTION TO FILE the Quarterly Report for Business Permits issued at Port Everglades for the period April 1, 2006 through June 30, 2006.

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

25. MOTION TO APPROVE Lease Agreement between Broward County and American Guard Services, Inc., for 1,000 square feet of office space in Suites No. 322-326 in Building 611 (Amman Building) at Port Everglades, for the period of October 1, 2006 through September 30, 2007, with rent in the amount of \$17,500 over the lease term; and authorize the Mayor and Clerk to execute same.

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

26. MOTION TO APPROVE Lease Agreement between Broward County and R. O. White & Company, Inc., for Suite Nos. 302 & 304 in Building 611 (Amman Building) at Port Everglades, consisting of 564 square feet of office space, for the period of October 1, 2006 through September 30, 2007, at an annual rental amount of \$9,870; and authorize the Mayor and Clerk to execute same.

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

27. MOTION TO APPROVE Lease Agreement between Broward County and Rice, Unruh, Reynolds Co., for Suite Nos. 211 & 212 in Building 611 (Amman Building) at Port Everglades, consisting of 800 square feet of office space, for a period of one-year effective upon Board approval, with rent in the amount of \$14,000 over the lease term; and authorize the Mayor and Clerk to execute same.

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

28. MOTION TO APPROVE Lease Agreement between Broward County and Robert I. Jackson for Suite No. 209 in Building 611 (Amman Building) at Port Everglades, consisting of 400 square feet of office space, for the period of October 1, 2006 through September 30, 2007, with rent in the amount of \$7,878.60, over the lease term; and authorize the Mayor and Clerk to execute same.

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

#### **COUNTY AUDITOR**

29. A. MOTION TO FILE County Auditor's *Program Performance Review - Facilities Maintenance Division of the Public Works and Transportation Department.*

***ACTION: (Time-10:25 AM) Approved. (Refer to minutes for full discussion.)***

- B. MOTION TO ADOPT County Auditor's Recommendations.

***ACTION: (Time-10:25 AM) Approved. (Refer to minutes for full discussion.)***

#### **COUNTY COMMISSION**

30. MOTION TO FILE City of Coral Springs Resolution No. 2006-016 supporting the adoption of one-cent penny surtax for transportation to support an expanded mass transit system in Broward County. (Mayor Graber)

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

31. MOTION TO FILE City of Oakland Park correspondence expressing support for placement of a referendum on the one cent sales tax for transportation on the November ballot for voter consideration. (Mayor Graber)

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

**REQUEST TO SET FOR PUBLIC HEARING**

32. MOTION TO ADOPT Resolution 2006-535 authorizing the County Administrator to advertise a public hearing to be held September 12, 2006 at 2:00 P.M. in Room 422 Governmental Center for adopting supplemental budgets to recognize changes in revenues and appropriations.

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

33. MOTION TO ADOPT Resolution 2006-536 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, September 26, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to vacate and abandon a portion of a 10-foot wide utility easement located at 21 Snowy Owl Terrace in the City of Plantation; lying within, over, or across Lot 187 of Hawk's Landing, a portion of Tract B of The Enclave 2<sup>nd</sup> Section Plat; and at no cost to the County. Petitioner: Stacy M. and Daniel Quinn (2005-V-30) (Winningham and Fradley, Inc. - Agent) **(Commission District 5)**

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

34. MOTION TO ADOPT Resolution 2006-537 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, September 26, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to vacate and abandon a portion of a 10-foot wide utility easement located at approximately 3929 North Federal Highway in the City of Oakland Park; laying within, over, or across a portion of Parcel A, Soigné Plat; and at no cost to the County. Petitioner: RM-Trion Federal I, LLC (2006-V-04) (Land Plan Engineering Group, Inc. – Agent) **(Commission District 4)**

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

35. MOTION TO ADOPT Resolution 2006-538 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, September 26, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to vacate and abandon a portion of two 12-foot wide utility easements located to the north of Hilton Road in the City of Coconut Creek; lying within, over, or across Lots 1 through 22 of Hilton Estates; a portion of Tracts A and B of Cypress at Coconut Creek Plat; and at no cost to the County. Petitioner: Hilton Estates LLC et al. (22 Property Owners) (2006-V-05) **(Commission District 2)**

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

36. MOTION TO ADOPT Resolution 2006-539 directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, September 12, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 37.61, BROWARD COUNTY ADMINISTRATIVE CODE, RELATING TO THE FEE SCHEDULE FOR ANIMAL CARE AND REGULATION; INCREASING THE FEES FOR VARIOUS LICENSES; REPLACING ALL REFERENCES TO "TAG" WITH "LICENSE" WITHIN SECTIONS 37.61 AND 37.62; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (Time-10:30 AM) Approved. (Refer to minutes for full discussion.)***

37. MOTION TO ADOPT Resolution 2006-540 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 12, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SUBSECTION 37.6 a. OF THE BROWARD COUNTY ADMINISTRATIVE CODE, PROVIDING FOR CHANGES IN FEES CHARGED FOR LICENSES FOR MOTOR VEHICLE REPAIR SHOPS, MOTOR VEHICLE REPAIR TECHNICIANS, LUBE AND TIRE SPECIALISTS, AND TRAINEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

38. MOTION TO ADOPT Resolution 2006-541 directing the County Administrator to publish Notice of a Public Hearing to be held Tuesday, September 12, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE BROWARD COUNTY EXTENSION EDUCATION DIVISION; AMENDING SUBSECTION 37.66 OF THE BROWARD COUNTY ADMINISTRATIVE CODE TO INCREASE THE FEES FOR TRAINING AND

TESTING, AND TESTING ONLY OF TREE TRIMMERS;  
PROVIDING FOR SEVERABILITY; PROVIDING FOR  
INCLUSION IN THE ADMINISTRATIVE CODE; AND  
PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (Time-10:33 AM) Approved. (Refer to minutes for full discussion.)***

39. MOTION TO ADOPT Resolution 2006-542 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 12, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 37, PART IV, OF THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING A REVISED PARKS SYSTEM FEE SCHEDULE FOR FY 2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (Time-10:36 AM) Approved, as corrected. (Scrivener's error – See County Administrator's Report: In Section 37.37a., 6, (Camping), The footnote asterisk (\*), which appears after the word "camp" in the Rent-A-Tent Site (Quiet Waters) Camp\*; needs to be removed, and the corresponding footnote at the bottom of the page should also be removed. In Section 37.52 (Deposits and Other Safeguards), the reference to bike rentals needs to be omitted while maintaining the deposit reference for canoes.) (Refer to minutes for full discussion.)***

40. MOTION TO ADOPT Resolution 2006-543 directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, September 12, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ADMINISTRATIVE CODE CHAPTER 37, FEES AND OTHER CHARGES, COMMUNITY SERVICES, PART II, LIBRARIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

41. MOTION TO ADOPT Resolution 2006-544 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 12, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 29, PART II, SECTION 29.16, SPECIFIC PROGRAM ELIGIBILITY REQUIREMENTS AND SECTION 29.17, GENERAL GRANT INFORMATION, OF THE BROWARD COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

### **DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT**

#### **BUILDING CODE SERVICES DIVISION**

42. MOTION TO APPROVE first amendment to Interlocal Agreement for guaranteed partial service Building Code Services between Broward County and the City of Miramar, approved by the County Commission on June 28, 2005, to increase the hourly service rates; revise the number of guaranteed hours requested by the City; and, authorize the Mayor and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:20 AM) Withdrawn for further staff review.***

#### **DEVELOPMENT MANAGEMENT DIVISION**

43. MOTION TO DIRECT County Attorney to draft an Ordinance amending the Broward County Land Development Code to implement a "Proportionate Fair Share Transportation Concurrency Requirement" pursuant to Florida Statutes Chapter 163.3180(16).

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

#### **PLANNING SERVICES DIVISION**

44. MOTION TO APPROVE amendment to Declaration of Covenants and Restrictions related to the Affordable Housing Home Construction Program Phase 1 – Roosevelt Gardens.

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

**TRANSPORTATION PLANNING DIVISION**

- 45. MOTION TO ADOPT an unanticipated revenue Resolution 2006-545 for the Metropolitan Planning Organization (MPO) in the amount of \$2,795,617 for support of the MPO's 2006-2007 Unified Planning Work Program; authorize the necessary administrative and budgetary actions for implementation and authorize the Mayor and Clerk to execute same.

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

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT**

**DEVELOPMENT MANAGEMENT DIVISION**

- 46. DISCUSSION: of plat entitled "Seven Day Adventist Church Rays of Light Plat" - **Commission District 9**, (068-MP-04)

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

- 47. DISCUSSION: of New Findings of Adequacy for plat entitled "15<sup>th</sup> Street Church of Christ" - **Commission District 2**, (005-MP-01).

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

- 48. DISCUSSION: of New Findings of Adequacy for plat entitled "The Machler Plat" - **Commission District 4**, (053-MP-83).

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

- 49. DELEGATION: Fernan Restrepo regarding request to amend the note on the New River Estates, Section Ten Plat - **Commission District 5**, (207-MP-85).

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

50. DELEGATION: Paul Lovesky regarding request to modify conditions of plat approval on the Marquis Plat - **Commission District 4**, (073-MP-05).

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

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

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**DELEGATION**


- 51. **DELEGATION:** Mr. Hiram Ruiz regarding the Service Employees International Union’s (SEIU) efforts to help Broward workers lift themselves out of poverty.

***ACTION: (Time-10:39 AM) No Board action was taken. (Refer to minutes for full discussion.)***


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**PUBLIC HEARING**


**SAFE PARKS AND LAND PRESERVATION BOND PROGRAM**

-  52. **MOTION TO APPROVE** Contract for Sale and Purchase between Broward County and Grindstone Partnership, in the amount of \$742,500 for the purchase of 0.3011 acre, or 13,118 square feet, of unimproved vacant land, known as Open Space Site 92.1 Harbordale Park in the Safe Parks and Land Preservation Bond Program, located at the northwest corner of Miami Road and SE 18<sup>th</sup> Street, in the City of Fort Lauderdale; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of Deed. **(Commission District 4)**

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

-  53. **MOTION TO APPROVE** Contract for Sale and Purchase between Broward County and Denson Realty and Management, LLC, in the amount of \$472,500 for the purchase of 0.16 acre, or 7,000 square feet, of improved property known as Open Space Site 92.2, Harbordale Park, in the Safe Parks and Land Preservation Bond Program, located at 1813 Miami Road, in the City of Fort Lauderdale, Florida; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of Deed. **(Commission District 4)**

***ACTION: (Time-10:47 AM) Approved.***

- 54.  MOTION TO APPROVE Contract for Sale and Purchase between Broward County and Dano Holdings LLC, in the amount of \$472,500 for the purchase of 0.16 acre, or 7,000 square feet, of unimproved vacant land, known as Open Space Site 92.3, Harbordale Park, in the Safe Parks and Land Preservation Bond Program, located at the west side of Miami Road between SE 18<sup>th</sup> Court and SE 18<sup>th</sup> Street, in the City of Fort Lauderdale, Florida; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of Deed. **(Commission District 4)**

***ACTION: (Time-10:47 AM) Approved.***


**END PUBLIC HEARING**

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**SAFE PARKS AND LAND PRESERVATION BOND PROGRAM**

- 55. MOTION TO DIRECT Land Preservation Section of the Biological Resources Division to initiate the Phase 7 Open Space Application period pursuant to Resolution 2006-02 of the Land Preservation and Acquisition Advisory Board.

***ACTION: (Time-10:48 AM) Deferred. (Refer to minutes for full discussion.)***

- 56.  A. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-92.1, also known as Harbordale Park; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

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

- B. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale for the acquisition, improvement, enhancement, operation and management of Open Space Sites OS-92.2 and OS-92.3, also known as Harbordale Park; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

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

- C. MOTION TO APPROVE Declaration of Restrictive Covenants for Open Space Site OS-92; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

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

- D. MOTION TO ADOPT Resolution 2006-546 for the conveyance of real property referred to as Site OS-92 in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 4)**

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

### **AVIATION DEPARTMENT**

57. A. MOTION TO AUTHORIZE Director of Aviation to extend the Lease Agreement Between Broward County, Florida and BellSouth Telecommunications, Inc. F/K/A/ Southern Bell Telephone and Telegraph Company, as amended, ("Lease Agreement"), on a month to month basis not to exceed 180 days (February 28, 2007) to provide the parties additional time to finalize a new lease agreement.

***ACTION: (Time-5:35 PM) Approved. (Refer to minutes for full discussion.)***

- B. MOTION TO AUTHORIZE Office of the County Attorney and the Aviation Department to take all necessary actions at the expiration of the Lease Agreement, as extended, should BellSouth Telecommunications, Inc. ("BellSouth") fail to enter into a new Lease Agreement prior to February 28, 2007, which actions may include eviction and all other necessary or desirable legal and administrative proceedings.

***ACTION: (Time-5:35 PM) Approved. The Board directed staff to advise that this will be the last extension allowed. (Refer to minutes for full discussion.)***

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

#### **PURCHASING DIVISION**

For Aviation Department

58. MOTION TO APPOINT Selection Committee (SC) to select a firm which will assist the Aviation Department in providing professional engineering design services for the development of a Stormwater Master Plan at Fort Lauderdale/Hollywood International Airport and approve Request for Letters of Interest (RLI) No. 20060310-0-AV-1.

**ACTION: (Time-5:38 PM) Approved the following to serve on the Selection Committee: Vice-Mayor Eggelation, Commissioners Wexler and Rodstrom; Deputy Director of Aviation, Broward County Aviation Department, (Chair) Director, Environmental Protection Department Director, Waste & Wastewater Services Division, Public Works & Transportation Department. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing, and the requesting agency. (Refer to minutes for full discussion.)**

59. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firms to provide auto tag related services by establishing and operating Private Auto Tag Agencies in accordance with Broward County Code of Ordinances Chapter 20, XII "Private Auto Tag Agency Ordinance" in two specified locations in Broward County, and approve Request for Letters of Interest (RLI) No. 20051018-0-RC-01.

**ACTION: (Time-5:40 PM) Approved the following to serve on the Selection Committee: Vice-Mayor Eggelation, Commissioners Wexler, Jacobs, Lieberman, and Rodstrom; Director, Finance and Administrative Services Department (Chair), Director, Real Property Section, Assistant to County Attorney. Plus, administrative support from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing, and the requesting agency. (Refer to minutes for full discussion.)**

60. A. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide managed care services for Worker's Compensation for the Risk Management Division and approve Request for Letters of Interest (RLI) No. 20060706-0-RM-1RE.

**ACTION: (TIME-5:40 PM/5:45 PM) The Board directed staff to provide additional information at the Tuesday, August 29, 2006 Commission Meeting. (Refer to minutes for full discussion.)**

- B. MOTION TO APPROVE a six-month extension of the current contract with CorVel Corporation until March 31, 2007.

**ACTION: (TIME-5:40 PM/5:45 PM) The Board directed staff to provide additional information at the Tuesday, August 29, 2006 Commission Meeting. (Refer to minutes for full discussion.)**

For Public Works and Transportation Department


61. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to replace the current Supervisory Control and Data Acquisition

(SCADA) System for Water and Wastewater Services' (WWS) water system and approve the Request for Letters of Interest (RLI) No. 20060713-0-EED-1.

***ACTION: (Time-5:45 PM) Approved the following to serve on the Selection Committee: Director, Water and Wastewater Engineering Division (Chair), Director, Water and Wastewater Operations Division, Deputy Chief Information Officer, Office of Information Technology. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency.***

## **DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT**

### **HOUSING AND COMMUNITY DEVELOPMENT DIVISION**

-  62. **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)** (Deferred from August 15, 2006 – Item No. 56)

***ACTION: (Time-5:46 PM) The Board requested a continuation until further notice. The Board also requested that staff provide a transcript of this meeting to the Florida Housing Authority. (Refer to minutes for full discussion.)***

### **COUNTY COMMISSION**

63. **MOTION TO ADOPT** Resolution 2006-547 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) (Deferred from August 15, 2006 – Item No. 99)

**ACTION: (Time-10:20 AM) Approved, as amended, with the following language, "Shall Broward County implement an enhanced county-wide plan to reduce traffic congestion, synchronize traffic signals, improve roads, expand transportation services for seniors and disabled individuals, provide expanded, more frequent bus services, provide safe facilities and amenities and provide convenient rapid transit systems and services by levying a one-percent sales tax for transportation purposes only, with proceeds deposited in a designated trust fund with oversight of expenditures provided by a citizens advisory committee?" (Refer to minutes for full discussion.)**

**(Scrivener's error – See County Administrator's Report: On Page 2, Line 1, the word "special" before referendum election should be deleted. On Page 2, Line 7, the word "early" election should read "earlier.")**

64. MOTION TO ADOPT Resolution 2006-548 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-6:06 PM) Approved, as amended. The Board requested that Resolution 2006-548 be conformed to include the title into the language to be inserted on the straw ballot. (Refer to minutes for full discussion.)**

65. COUNTY COMMISSION SELECT COMMITTEE REPORTS

**ACTION: (Time-7:02 PM) No reports presented.**

66. COUNTY ADMINISTRATOR'S REPORT

**ACTION: (Time-7:01 PM) County Administrator Pamela Brangaccio reminded the Board that there will be a wrap-up of the Budget on August 29<sup>th</sup>, 2006 and that the agenda items continued from today's discussion will be advertised for next week's meeting for continued discussion, in addition to funding for housing, the sales tax plan, the ordinance, and the advisory committee.**

67.

**MAYOR'S REPORT**

***ACTION: (Time-6:51 PM) Mayor Graber reported that Florida has been awarded \$100,000,000 plus, for CDBG assistance for Hurricane Wilma relief. (Refer to minutes for full discussion.)***

**SUPPLEMENTAL AGENDA**

**DELEGATION**

68. **DELEGATION:** Ms. Ellen H. Brodsky regarding the voter verified ballots and independent random audits.

***ACTION: (Time-6:07 PM) No action taken.***

**AVIATION DEPARTMENT**

69. **MOTION TO APPROVE** modification of existing interagency agreements with the Transportation Security Administration (TSA) and the Broward Sheriff's Office (BSO), as enumerated in confidential exhibits from the Director of Aviation to the Board of County Commissioners; and to authorize the County Administrator to make the necessary administrative and budgetary actions to execute same.

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

**ENVIRONMENTAL PROTECTION DEPARTMENT**

**BIOLOGICAL RESOURCES DIVISION**

70. A. **MOTION TO ADOPT** Resolution 2006-549 of the Board of County Commissioners of Broward County, Florida, approving the allocation of \$96,179.26 to the thirteen 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. **(Commission Districts 1, 2, 3, 4, 6, 7, 8 and 9)**

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

B. **MOTION TO ADOPT** budget Resolution 2006-550 transferring within the General Fund the amount of \$96,180.00 from the Commission Reserve to fund the Broward Beautiful Community Grant projects specified in Exhibit 3.

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

## COUNTY ADMINISTRATION

71. MOTION TO DISCUSS bond language for the November 7<sup>th</sup> Courthouse Bond Issue.

***ACTION: (Time-6:15 PM) No Board action taken. (Refer to minutes for full discussion.)***

## COUNTY COMMISSION

72. MOTION TO APPROVE designation and participation of Vice Mayor Josephus Eggelletion, Jr. as an Alternate Delegate to the American Association of Port Authorities (AAPA) Annual Convention in New Orleans, Louisiana on September 10-14, 2006. (Vice Mayor Eggelletion)

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

73. MOTION TO DIRECT staff to extend the operational hours of Markham Park on October 8, 2006 from 9:00 pm to 12 midnight. (Commissioner Lieberman, Vice Mayor Eggelletion, Commissioner Wasserman-Rubin, Commissioner Wexler)

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

74. MOTION TO DIRECT STAFF to discuss with the City of Ft. Lauderdale eliminating office space in the parking garages above the first floor, except as such space may be needed for court functions. In the alternative, to delete the Trial Lawyers Building from the eminent domain list and relocate the northern and eastern boundaries of the garage accordingly. (Commissioner Lieberman)

***ACTION: (Time-6:36 PM) The Board directed staff to draft correspondence to the City of Ft. Lauderdale under signature of the Board members regarding their request that office space be used for court-related functions. (Refer to minutes for full discussion.)***

## NON AGENDA

75. WINDSTORM - COMMISSIONER GUNZBURGER

***ACTION: (TIME-6:47 PM) Commissioner Gunzburger requested that the Legislature immediately convene for a special session to address the crisis in Florida's windstorm insurance market. The Board requested that this topic be added to the next agenda, without objection. (Refer to minutes for full discussion.)***

76. LAUDERHILL REGIONAL PARK - VICE-MAYOR EGGELLETON

**ACTION: (TIME-6:50 PM) Vice-Mayor Eggelletion referred to a packet from the City of Lauderhill regarding the Regional Park and requested that the Board review it for further discussion at the appropriate time. (Refer to minutes for full discussion.)**

77. CITY OF NORTH LAUDERDALE - COMMISSIONER LIEBERMAN

**ACTION: (TIME-6:52 PM) Commissioner Lieberman referred to correspondence to and from the City of North Lauderdale regarding an agreement and expressed concern regarding termination of the contract, with reference to her objection to the 5% caps. The Board requested that staff review the fiscal impact and provide possible options. (Refer to minutes for full discussion.)**

CELL PHONE LOT AT AIRPORT – COMMISSIONER LIEBERMAN

**ACTION: (TIME-6:53 PM) Commissioner Lieberman requested that the Board direct staff to open the cell phone lot when it obtains its CO. The Board directed staff to provide additional information at the next meeting for further discussion and action. (Refer to the minutes for discussion.)**

BROADVIEW - COMMISSIONER LIEBERMAN

**ACTION: (TIME-6:57 PM) Commissioner Lieberman referenced correspondence regarding annexation for Broadview and the Municipal Services Board and requested that staff include their concerns in the compilation of issues for the delegation. (Refer to the minutes for full discussion.)**

SUPERVISOR OF ELECTIONS - COMMISSIONER LIEBERMAN

**ACTION: (TIME-6:57 PM) Commissioner Lieberman commented that information was missing on the ballots. The Board directed staff to meet with the Supervisor of Elections regarding the posting of signs at the voting areas asking for the public to review the ballots before voting and that the precinct logs be typed rather than handwritten. (Refer to the minutes for discussion.)**

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**MEETING/WORKSHOP NOTICES**

**RAIL MOUNTED CONTAINER GANTRY CRANE  
MAINTENANCE REPAIR AND SERVICE**

**RLI No. 20060518-0-PTOPS-IRE**

Tuesday, August 22<sup>nd</sup> in Room 430 at 9:00 AM

**MEDIA BROKER SERVICES SHORTLISTING**

**RLI No. 20060111-0-PC-01**

Tuesday, August 22<sup>nd</sup> in Room 302 at 9:30 AM

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