

MEETING OF AUGUST 30, 2005

(The meeting convened at 10:00 a.m.; recessed at 2:13 p.m.; reconvened at 2:55 p.m. and adjourned at 5:28 p.m.)

PLEDGE OF ALLEGIANCE was led by Mayor John Rayson, City of Pompano Beach, Florida.

MOMENT SILENCE

For the persons who are injured and for the persons who lost their lives as a result of Hurricane Katrina.

In memory of Jerry Pace, 56, of Plantation; Christopher Williams, 25, of Fort Lauderdale; Barbara DelNero, 69, of Davie, and James Paolillo, 79, of Dania Beach.

In memory of Commission Aide (District 3) Andrea Teitler's father.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPROVE appointment of Jean Crispino to the Broward Regional Health Planning Council. (Commissioner Wexler)
ACTION: (T-10:06 AM) Approved.
- B. MOTION TO APPROVE appointment of Mr. Steven Hurst to the Broward Beautiful Committee. (Commissioner Wexler)
ACTION: (T-10:06 AM) Approved.
- C. MOTION TO RE-APPOINT Lonnie H. Maier to the Broward County Commission on the Status of Women. (Commissioner Lieberman)
ACTION: (T-10:06 AM) Approved.
- D. MOTION TO APPOINT Sherry Bassett to the Commission on the Status of Women. (Commissioner Scott)
ACTION: (T-10:06 AM) Approved.



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

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 2005-645 of the Board of County Commissioners of Broward County, Florida, changing the name of “Apron Access Road” to “Aviation Boulevard” at the Fort Lauderdale-Hollywood International Airport (“Airport”); providing for severability; and providing for an effective date.

ACTION: (T-10:06 AM) Approved.

3. A. MOTION TO APPROVE Release, Consent, Subordination, Attornment and Nondisturbance Agreement between Broward County, Florida; North Perry Aviation, Inc., and Donald Morton for T-Hangar Unit 1 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

- B. MOTION TO APPROVE Release, Consent, Subordination, Attornment and Nondisturbance Agreement between Broward County, Florida; North Perry Aviation, Inc., and Donald Morton for T-Hangar Unit 3 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

- C. MOTION TO APPROVE Release, Consent, Subordination, Attornment and Nondisturbance Agreement between Broward County, Florida; North Perry Aviation, Inc., and Erin Miller for T-Hangar Unit 8 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

4. A. MOTION TO APPROVE Release, Consent, Subordination, Attornment and Nondisturbance Agreement between Broward County, Florida; North Perry Aviation, Inc., and Donald Morton for T-Hangar Unit 2 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

- B. MOTION TO APPROVE Release, Consent, Subordination, Attornment and Nondisturbance Agreement between Broward County, Florida; North Perry Aviation, Inc., and Donald Morton for T-Hangar Unit 10 located at North Perry Aviation, Inc., and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

CONSTRUCTION MANAGEMENT DIVISION

5. A. MOTION TO ADOPT budget Resolution 2005-646 transferring within the General Capital Outlay Fund (3010) the amount of \$130,000; from the Fire Rescue reserve for the Air Seaport TRT Fire Station managing general contractor's preconstruction services. Project No. 7712 **(Commission District 7)**

ACTION: (T-10:06 AM) Approved.

- B. MOTION TO ADOPT budget Resolution 2005-647 transferring within the General Capital Outlay Fund (3010) the amount of \$70,000 from the Fire Rescue reserve for the Everglades/Alligator Alley Fire Station managing general contractor's preconstruction services. Project No. 7715 **(Commission District 8)**

ACTION: (T-10:06 AM) Approved.

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

6. MOTION TO APPROVE first amendment to Revocable License Agreement (RLA) between Broward County and ESA 0869, Inc, assigning ESA's rights, responsibilities and obligations in and to the RLA to BRE/ESA FL Properties, LLC. Under this first amendment, the obligations of ESA in the RLA shall terminate and BRE/ESA FL Properties shall assume all responsibility. There is no cost to the County for this amendment, and it shall become effective upon execution; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-10:06 AM) Withdrawn for further staff review.

REAL PROPERTY SECTION

7. MOTION TO APPROVE renewal of license agreement between the City of Pembroke Pines and Broward County, effective October 1, 2005 through September 30, 2006, to provide office space for Commissioner Sue Gunzburger at Pembroke Pines City Hall, 10100 Pines Boulevard, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

ACTION: (T-10:06 AM) Approved.

8. MOTION TO APPROVE renewal of license agreement between the City of Pembroke Pines and Broward County, effective October 1, 2005 through September 30, 2006, to provide office space for Commissioner Diana Wasserman-Rubin at Pembroke Pines City Hall, 10100 Pines Boulevard, at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission Districts 6, 8)**

ACTION: (T-10:06 AM) Approved.

9. MOTION TO APPROVE first amendment to business lease agreement between Broward County (Tenant), for and on behalf of the Public Defender's Office, and Scherer Realty, LLLP (Landlord) for premises located at 500 SE 6th Street, Fort Lauderdale, providing for Tenant to take occupancy of premises prior to Landlord's completion of exterior elevator and restroom upgrades as set forth on Exhibit "B" of original lease, and providing for Tenant's obligation to pay rent being waived by Landlord until Landlord's work required in Exhibit "B" is completed to the satisfaction of tenant; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:09 AM) Approved. (Refer to minutes for full discussion.)

TRAFFIC ENGINEERING DIVISION

10. MOTION TO ADOPT budget Resolution 2005-648 in the Engineering Capital Outlay Fund (3150), transferring \$1,650,000 from reserve to provide funds for the purchase of 300 additional GPS Pre-emption units.

ACTION: (T-10:06 AM) Approved.

WATER AND WASTEWATER SERVICES

WATER AND WASTEWATER ENGINEERING DIVISION

11. MOTION TO APPROVE Change Order No. 13 to Contract H-6-03-163-CF with Foster Marine Contractors, Inc. for the construction of the North County Neighborhood Improvement Project (NCNIP), Bid Package No. 4 for a decrease of \$598,610.21, from \$4,527,089.40 to \$3,928,479.19, and authorize the Mayor and Clerk to execute same. (BCWWS Project No. 1152/8629) **(Commission District 2)**

ACTION: (T-10:06 AM) Approved.

12. MOTION TO ADOPT budget Resolution 2005-649 transferring funds within the Water and Wastewater Fund for water and wastewater services in the amount of \$400,000; to fund the Lagoon Drive improvement. (BCWWS 9038) **(Commission District 7)**

ACTION: (T-10:06 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (T-10:06 AM) Approved.

OFFICE OF INFORMATION TECHNOLOGY

14. MOTION TO APPROVE Assignment Agreement among Broward County and City of Coral Springs and Advocate Communications, Inc. d/b/a Advanced Cable Communications for assignment of cable television franchise for an area to be annexed to Coral Springs, and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (T-10:06 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: In the Motion, last line reads: Commission District 1, should read: Commission District 3.)

15. MOTION TO APPROVE Assignment Agreement among Broward County and City of Oakland Park and Comcast of Greater Florida/Georgia, Inc. f/k/a MediaOne of Greater Florida, Inc. for assignment of cable television franchise for an area to be annexed to Oakland Park, and authorize the Mayor and Clerk to execute same. **(Commission District 4 and 9)**

ACTION: (T-10:06 AM) Approved.

PURCHASING DIVISION

For Aviation Department

16. MOTION TO AWARD fixed contract to low bidder Lobban Construction Inc., for Terminal 1-Concourse B Interior Renovations, Fort Lauderdale/Hollywood International Airport, Bid No. P-1-05-003-CF, in the base bid amount of \$328,124; and alternate bid amount of \$3,500 for a total amount of \$331,624 for the Aviation Department; subject to receipt and acceptance of insurance/performance and payment guarantee.

ACTION: (T-10:06 AM) Approved.

17. MOTION TO AWARD fixed contract to low bidder, Triple R Paving, Inc., for Task 1, Westside Site Preparation, Utilities, Infrastructure and Perimeter Road and Task 2, Taxiway "C" Paving and Westside Interior Service Road, Bid No. H-5-05-139-CF, in the amount of \$25,640,434.40; for bid schedules 1 – 8, 12 and 13 and alternates 1 – 4, for the Aviation Department subject to receipt and acceptance of insurance/performance and payment guaranty; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

ACTION: (T-5:09 PM) Reconsidered and approved. (Refer to minutes for full discussion.)

For Finance and Administrative Services Department

18. 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: (T-10:06 AM) Approved.

ACTION: (T-10:10 AM) Reconsidered and approved. (Refer to minutes for full discussion.)

For Public Works and Transportation Department

19. MOTION TO AWARD fixed contract to low bidder, Foster Marine Contractors, Inc., for North County Neighborhood Improvement Project, Northwest Quadrant, Bid Package No. 7, Bid No. H-2-05-040-CF, in the base bid amount of \$17,298,482; for the Water and Wastewater Engineering Division subject to receipt and acceptance of insurance and performance/payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (T-10:06 AM) Approved.

20. MOTION TO AWARD open-end contract to low responsive, responsible bidder, South Atlantic Traffic Corporation, Groups 1 and 2, for Mast Arms and Poles, Bid No. E505163B1 in the estimated annual amount of \$773,367 for the Traffic Engineering Division, and authorize the Purchasing Director to renew the contract for two, one-year periods for a potential contract amount of \$2,320,101. The initial contract period shall start on date of award and shall terminate one year from that date.

ACTION: (T-10:06 AM) Approved.

21. MOTION TO AWARD open-end contract to low bidder, Scott Paint Company, Item 1, for recycling latex paint, Bid No. E605190B2, in the estimated annual amount of \$270,000; for the Recycling and Contract Administration Division, and authorize the Purchasing Director to renew the contract for two, one-year periods for a potential contract amount of \$810,000. The initial contract period shall start on September 23, 2005, and shall terminate September 30, 2006.

ACTION: (T-10:06 AM) Approved.

RISK MANAGEMENT DIVISION

22. MOTION TO APPROVE full and final settlement of claims SM081901WILL and WIL1219033031 in the amount of \$60,000.


ACTION: (T-10:06 AM) Approved.

23. MOTION TO ADOPT budget Resolution 2005-650 transferring within the Risk Management Fund (5020) the amount of \$2,000,000 from the Risk Management Reserve to fund Workers' Compensation expenses through the end of Fiscal Year 2005.

ACTION: (T-10:06 AM) Approved.

HUMAN SERVICES DEPARTMENT

FAMILY SUCCESS ADMINISTRATION DIVISION

-  24. MOTION TO ADOPT Resolution 2005-651 approving the use of assets for Independence Grant funds, along with local match funds, for Fiscal Years 2005 through 2010, for administration of assets to build Community Individual Development Account (“ABC-IDA”) Savings Plan agreements, contingent upon the availability of grant funds; approving the standard agreement shell form; authorizing the Director of the Family Success Administration Division to execute appropriate approved standard agreements with clients eligible under the ABC-IDA program; providing for severability; and providing for an effective date.

ACTION: (T-10:06 AM) Approved.

OFFICE OF HOUSING FINANCE

25. A. MOTION TO ADOPT Resolution 2005-652 of the Board of County Commissioners of Broward County, Florida, approving a form of Assumption Agreement to be entered into by the Housing Finance Authority in connection with the Housing Finance Authority’s Multifamily Variable Rate Demand Housing Revenue Bonds (Sanctuary Apartments Project), 1985 Series; and providing for an effective date. **(Commission District 1)**

ACTION: (T-10:09 AM) Approved. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT Resolution 2005-653 of the Board of County Commissioners of Broward County, Florida, approving a form of Assumption Agreement to be entered into by the Housing Finance Authority in connection with the Housing Finance Authority’s Multifamily Variable Rate Demand Housing Revenue Bonds (Landings of Inverrary Apartments Project), 1985 Series; and providing for an effective date. **(Commission District 1)**

ACTION: (T-10:09 AM) Approved. (Refer to minutes for full discussion.)

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

26. MOTION TO APPROVE first amendment to the agreement between the Broward County Board of County Commissioners (Board) and the Fort Lauderdale Historical Society, Inc. (Society), for the Broward Cultural Council Challenge Grant (CGP03-2005-Fire Suppression System for the Philemon Bryan House) for the purpose of extending the expiration date of the agreement, from September 30, 2005, to June 30, 2006, at no additional cost; and authorizing the County Administrator to extend the term of the agreement provided all other terms remain the same; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

27. MOTION TO APPROVE first amendment to the agreement between the Broward County Board of County Commissioners (Board) and the City of Plantation (City) for the Broward Cultural Council Challenge Grant (CGP02-2005-Phase I City Amphitheater Facility Project) for the purpose of extending the expiration date of the agreement from September 30, 2005, to April 30, 2007, at no additional cost; and authorizing the County Administrator to extend the term of the agreement provided all other terms remain the same; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

LIBRARIES DIVISION

28. MOTION TO APPROVE Grant Agreement for project 06-PLC-02 between the State of Florida, Department of State, Division of Library and Information Services (State); and the Broward County Board of County Commissioners (Board), for grant funding in the amount of \$500,000 for the construction of the replacement library for Lauderdale Lakes Branch Library; authorizing the County Administrator to execute any additional assurances, certificates, administrative, and budgetary actions to execute the Grant; and providing for an effective date, and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:06 AM) Approved.

29. MOTION TO APPROVE Grant Agreement for project 06-PLC-03 between the State of Florida, Department of State, Division of Library and Information Services (State); and the Broward County Board of County Commissioners (Board), for Grant funding in the amount of \$500,000; for the construction of the new Miramar Branch Library; authorizing the County Administrator to execute any additional assurances, certificates, administrative, and budgetary actions to execute the Grant; and providing for an effective date; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:06 AM) Approved.

ENVIRONMENTAL PROTECTION DEPARTMENT

30. MOTION TO APPROVE Settlement Agreement in the total estimated amount of \$43,895 between Broward County and Pier Point Developers, L.L.C., for tree removal and tree preservation violations of Chapter 27-405 of the Broward County Code of Ordinances for the Environmental Protection Department (EPD); and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

ACTION: (T-10:06 AM) Approved.

31. MOTION TO AUTHORIZE Office of the County Attorney to initiate legal action against Direct Petroleum Carriers, Inc. and Andrew Hrenick d/b/a Direct Petroleum Carriers, Inc. to collect unpaid penalties and costs totaling \$29,520; for violations of Chapter 27 of the Broward County Code of Ordinances for the Environmental Protection Department (EPD). **(Commission Districts 7 and 9)**

ACTION: (T-10:06 AM) Approved.

PORT EVERGLADES DEPARTMENT

32. MOTION TO APPROVE lease agreement between Broward County and Florida Transportation Services, Inc., for 11,643 square feet of vacant land; 3,363 square feet of office space; and 4,691 square feet of warehouse space located at Building 28A at Port Everglades, for the period of October 1, 2005 through September 30, 2008, with rent in the approximate amount of \$340,050 over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

33. MOTION TO APPROVE lease agreement between Broward County and Carvallo International Trading Services Corporation for 14,933 square feet of warehouse space in Bays No. 1, 2, 3, 9 and 10 in Building "E" of Foreign Trade Zone No. 25 at Port Everglades, for the period of October 1, 2005 through September 30, 2006, with rent in an annual amount of \$125,138.54; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

34. MOTION TO APPROVE interlocal agreement between Broward County and the City of Oakland Park to implement the annexation of North Andrews Gardens, Twin Lakes South and the Sartori Lakes areas into the City.

ACTION: (T-10:06 AM) Approved.

35. MOTION TO APPROVE interlocal agreement between Broward County and the City of Coral Springs to implement the annexation of the Ramblewood East area into the City.

ACTION: (T-10:06 AM) Approved.

36. A. MOTION TO ADOPT budget Resolution 2005-654 within the Convention Center Fund transferring \$1,253,688 from reserve and from an operating account to fund costs relating to security provided by the Broward Sheriff's Office (BSO) at the Convention Center during the Organization of American States (OAS) meeting in June. Reimbursement for these expenses will be requested from the U.S. Department of State.

ACTION: (T-10:06 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-655 within the General Fund recognizing funding in the amount of \$1,253,688 from the Convention Center Fund to support BSO security costs at the Convention Center during the OAS meeting.

ACTION: (T-10:06 AM) Approved.

37. MOTION TO ADOPT unanticipated revenue Resolution 2005-656 within the General Fund for the Broward Sheriff's Office in the amount of \$214,389 for the purpose of increasing the contract for Police services for the City of North Lauderdale.

ACTION: (T-10:06 AM) Approved.

COUNTY ATTORNEY

38. MOTION TO APPROVE first amendment to Legal Services Agreement between Broward County and Messer, Caparello & Self, P.A., extending the agreement until February 28, 2006, increasing the compensation to a total not to exceed \$20,000; and adding provision for such counsel to prepare appropriate petitions, pleadings, and documentation pertaining to issues regarding BellSouth's occupancy of premises at the Airport and file same with the Florida Public Service Commission, if requested by the County; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:06 AM) Approved.

COUNTY AUDITOR

39. MOTION TO APPROVE agreement between Broward County, Broward County Property Appraiser, Broward County Sheriff, Broward County Supervisor of Elections, Housing Finance Authority of Broward, Florida, and KPMG LLP for independent audit services, providing for a comprehensive audit of County agencies for the fiscal years 2004-2005 through 2008-2009, and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:18 AM) Deferred to Tuesday, September 13, 2005 at the request of the Commission Auditor and County Attorney. (Refer to minutes for full discussion.)

COUNTY COMMISSION

40. MOTION TO FILE City of Pembroke Pines, Florida Resolution No. 3045 dated August 3, 2005, requesting the Broward County Commission vacate, abandon and/or convey the road right-of-way for Washington Street, west of Palm Avenue, including any easements for road right of way within the property as described in Exhibit "A" attached. (Mayor Jacobs)

ACTION: (T-10:06 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

41. MOTION TO ADOPT Resolution 2005-657 directing County Administrator to publish Notice of Public Hearing to be held Tuesday, September 27, 2005 at 2:00 P.M. in Room 422 of the Governmental Center, to release and abandon a bus shelter easement, lying and being in Broward County, Florida and located along State Road A-1-A north of East Atlantic Boulevard (State Road 814) in the City of Pompano Beach, Florida, at no cost to the County. Petitioner: WCI Communities, Inc. (2005-V-24) (Gunster Yoakley – Agent) **(Commission District 4)**


ACTION: (T-10:06 AM) Approved.

42. MOTION TO ADOPT Resolution 2005-658 directing the County Administrator to publish a Notice of Public Hearing to be held on September 13, 2005, at 2:00 P.M. in Room 422 of the Governmental Center, to consider adoption of a Resolution amending Chapter 39 of the Broward County Administrative Code, “Fees and Other Charges, Aviation” amending Section 39.2, “Rates, Fees and Charges, Fort Lauderdale-Hollywood International,” to amend terminal charges; and amending Exhibit 39.A; providing severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (T-10:06 AM) Approved.

43. MOTION TO ADOPT Resolution 2005-659 directing the County Administrator to publish a Notice of Public Hearing to be held on September 13, 2005, at 2:00 P.M. in Room 422 of the Governmental Center, amending Chapter 26, Broward County Administrative Code, “Operational Policy, Aviation” Part I, “Statement of Policy for Awarding Concessions and Consumer Service Privileges”, “amending Sections 26.2 and 26.4.b.3, to add certain concessions and consumer service privileges not currently listed in the policy; amending Part II, “Policy Outline – Individual Concessions and Consumer Services Privileges”, to add a procedure for awarding a Fresh Cut Flower Concession and Entertainment Rental Concession; providing for severability; providing for inclusion in the administrative code; and providing for an effective date.

ACTION: (T-10:06 AM) Approved.

-  44. MOTION TO ADOPT Resolution 2005-660 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a notice of Public Hearing to be held on Tuesday, September 13, 2005, at 2:00 P.M., in Room 422, Broward County Governmental Center, to receive public input on amending the Broward County Administrative Code, Volume 2, Part I, “Complimentary Bus Passes,” by amending Section 24.1, “Authorization and Control,” to delete reference to an obsolete program and authorize the Mass Transit Division Director, or designee, to issue complimentary bus passes as an incentive to use fixed-route bus service; providing for severability; providing for

inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (T-10:06 AM) Approved.

45. MOTION TO ADOPT Resolution 2005-661 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 13, 2005, 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 DIVISION; INCREASING FEES FOR PET ADOPTION, IMPOUNDMENT, AND BOARDING, PROVIDING FOR SEVERABILITY, PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

46. MOTION TO ADOPT Resolution 2005-662 directing the County Administrator to publish a notice of Public Hearing to be held by the Broward County Board of County Commissioners on Tuesday, September 13, 2005 at 2:00 P.M. in Room 422 of the Governmental Center to consider enactment of an Ordinance changing the Zoning District boundaries of certain lands within the Unincorporated Area of Broward County, Florida. (**Commission District 2**)

REZONING PETITION 3-Z-05

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 32, TOWNSHIP 47, RANGE 42, BROWARD COUNTY, FLORIDA, FROM A-1, AGRICULTURAL ESTATE DISTRICT TO E-1, 1-ACRE ESTATE DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

47. MOTION TO ADOPT Resolution 2005-663 directing the County Administrator to publish Notice of Public Hearing to be held at the Broward County Governmental Center, Room 422 on Tuesday, September 13, 2005 at 5:01 P.M. to consider adoption of a proposed Resolution, the title of which is as follows: **(Commission Districts 1, 2, 3, 6, 7, 8, 9)**

A RESOLUTION OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 38.20 OF CHAPTER 38, PART III OF THE BROWARD COUNTY ADMINISTRATIVE CODE, FEES AND OTHER CHARGES, PUBLIC WORKS AND TRANSPORTATION, WASTEWATER LARGE USER RATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

48. MOTION TO ADOPT Resolution 2005-664 directing the County Administrator to publish Notice of Public Hearing to be held at the Broward County Governmental Center, Room 422, on Tuesday, September 13, 2005 at 5:01 P.M. to consider adoption of a proposed Resolution, the title of which is as follows: **(Commission Districts 1,2,3,6,7,8,9)**

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 38.19 CHAPTER 38, PART III OF THE BROWARD COUNTY ADMINISTRATIVE CODE, FEES AND OTHER CHARGES, PUBLIC WORKS, RAW WATER LARGE USER RATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

49. MOTION TO ADOPT Resolution 2005-665 directing the County Administrator to publish Notice of Public Hearing to be held at the Broward County Governmental Center, Room 422, on Tuesday, September 13, 2005 at 5:01 P.M. to consider adoption of a proposed Resolution, the title of which is as follows: **(Commission Districts 1,2,3,4,6,7,8,9)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 38.18 OF CHAPTER 38, PART III OF THE BROWARD COUNTY ADMINISTRATIVE CODE, TO PRESCRIBE CHANGES TO THE SCHEDULE OF WATER AND WASTEWATER SERVICES RATES, FEES

AND CHARGES; PROVIDING FOR SEVERABILITY;
PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE
CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

- 50. MOTION TO ADOPT Resolution 2005-666 directing the County Administrator to publish notice of Public Hearing to be held on Tuesday, September 13, 2005, 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 BROWARD COUNTY BOARD OF COUNTY COMISSIONERS, AMENDING SECTION 37.2 OF THE BROWARD COUNTY ADMINISTRATIVE CODE PROVIDING FOR CHANGES TO TAXIMETER RATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:06 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

DEVELOPMENT MANAGEMENT DIVISION

- 51. DISCUSSION: of plat entitled “Anya Plat No. 1” – **Commission District 5**, (008-MP-05).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

- 52. DISCUSSION: of plat entitled “Riverside Landings” – **Commission District 7**, (091-MP-04).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

- 53. DELEGATION: Edward P. Ploski, regarding request to amend the note on a portion of the Colonial Palms Nursing Center East Plat – **Commission District 2**, (031-UP-83).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

54. DELEGATION: Emerson Allsworth, regarding request to amend the note on the Westpoint Section 7 Plat – **Commission District 3**, (042-MP-94).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

55. DELEGATION: Karen Chaperon, regarding request to amend the note on the Wolf Family Plat – **Commission District 7**, (067-MP-98).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

56. DELEGATION: M. K. Shaheed, regarding request to amend the note on the Fernander/Wright Subdivision Plat – **Commission District 9**, (034-MP-92).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

57. DELEGATION: Jason Perry, regarding request to amend the note on the Exxon-University / West Sunrise Plat - **Commission District 9**, (206-MP-87). (Deferred from August 16, 2005).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

58. DELEGATION: Tara Lynn Patton, regarding request to amend the non-vehicular access line on the Parkland Golf and Country Club Replat #1 Plat – **Commission District 3**, (035-MP-02).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

59. DELEGATION: Ron Fritz, regarding request to modify conditions of plat approval on the Lago Preserve Plat – **Commission District 5**, (002-UP-04).

ACTION: (T-10:06 AM) Approved the plat subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

DELEGATION

60. **DELEGATION:** Daniel D. McCarthy representing the Alliance of Broward Cab Drivers regarding taxicab rate regulations.

ACTION: (T-5:05 PM) No Board action was taken. (Refer to minutes for full discussion.)

PUBLIC HEARING

61. A. **MOTION TO ADOPT** Resolution 2005-667 to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 02-8), establishing a ALocal Activity Center® in the city of Pompano Beach (a portion of the East Pompano Beach Community Redevelopment Area), as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission Districts 2 and 4)**

ACTION: (T-11:04 AM) Denied transmittal without prejudice, as amended. Prior to the next transmittal, the Board requested that the City would have created new traffic studies to demonstrate where the traffic is going to go and how it will be accommodated; that the City demonstrate school stations and where school children will be accommodated; that the City demonstrate that affordable housing has been incorporated into the project; that the City demonstrate vision charrette-style workshops where citizen input is taken and if feasible, some of the elements of the community's desires are incorporated into the plan, such as open space, Arts Park, etc.; that once the citizen input is incorporated into the plan, the City brings the plan back to the community for public comment, and other appropriate matters that may arise concerning this project. (Refer to minutes for full discussion.)

B. **MOTION TO ADOPT** Resolution to transmit a proposed amendment to the Broward County Land Use Plan map (PC 02-8), designating a ALocal Activity Center® in the city of Pompano Beach (a portion of the East Pompano Beach Community Redevelopment Area), as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission Districts 2**

and 4)

ACTION: (T-11:04 AM) Denied transmittal without prejudice, as amended. Prior to the next transmittal, the Board requested that the City would have created new traffic studies to demonstrate where the traffic is going to go and how it will be accommodated; that the City demonstrate school stations and where school children will be accommodated; that the City demonstrate that affordable housing has been incorporated into the project; that the City demonstrate vision charrette-style workshops where citizen input is taken and if feasible, some of the elements of the community's desires are incorporated into the plan, such as open space, Arts Park, etc.; that once the citizen input is incorporated into the plan, the City brings the plan back to the community for public comment, and other appropriate matters that may arise concerning this project. (Refer to minutes for full discussion.)

62. A. MOTION TO ADOPT Resolution 2005-667 to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 05-10), establishing a ALocal Activity Center® in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 9)** (Continued from August 23rd, 2005 Public Hearing – Item No. 10)

ACTION: (T-1:30 PM) Approved, per Planning Council's recommendation. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT Resolution 2005-668 to transmit a proposed amendment to the Broward County Land Use Plan map (PC 05-13), designating a ALocal Activity Center® in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan to the State of Florida Department of Community Affairs pursuant to Section 163.3184(15). **(Commission District 9)**

ACTION: (T-1:30 PM) Approved, per Planning Council's recommendation. (Refer to minutes for full discussion.)

63. MOTION TO CONSIDER adoption of a Resolution 2005-669 amending the 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; CREATING PART III, CHAPTER 29, RELATING TO THE BROWARD COUNTY HISTORIC PRESERVATION CHALLENGE GRANT PROGRAM GUIDELINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Continued from August 23rd, 2005 Public Hearing – Item No. 6)

ACTION: (T-1:34 PM) Approved, as amended.

END PUBLIC HEARING

QUASI-JUDICIAL HEARING

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

64. DELEGATION: Alex Heckler, regarding request for an extension of time to satisfy conditions of note amendment approval on the L.C.L. Plat – **Commission District 4**, (025-MP-82).

ACTION: (T-1:35 PM) The Board granted the applicant’s request to pay the delinquent fees of the prior seller at \$3,248, under the old system. The additional fees shall be paid under the new code for the new development. The Board extended the period of time to September 9, 2005 to pay the delinquent fees. Further, the Board re-approved the plat note amendment effective this day. (Refer to minutes for full discussion.)

END OF QUASI-JUDICIAL HEARING

**BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS
ACTING AS THE GOVERNING BOARD OF
THE TWIN LAKES WATER CONTROL DISTRICT**

- 65. A. MOTION TO OPEN meeting as the Governing Board of the Twin Lakes Water Control District.

ACTION: (T-2:55 PM) Approved.

- B. MOTION TO ADOPT Resolution 2005-670 providing for and ordering improvements within the Twin Lakes Water Control District for Fiscal Year 2005-2006.

ACTION: (T-2:55 PM) Approved.


- C. MOTION TO CLOSE meeting as the Governing Board of the Twin Lakes Water Control District. **(Commission District 8)**

ACTION: (T-2:55 PM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Environmental Protection Department

-  66. MOTION TO APPOINT Selection Committee (S/C) to recommend the most qualified firm to assist in water conservation outreach and education of Broward residents; and approve Request for Letters of Interest for RLI No. 20050715-0-EQ-1.

ACTION: (T-2:56 PM) Approved the following to serve on the Selection Committee: Mayor Jacobs, Commissioners Eggleton and Wexler; Director, Water Resources Division, Chair; Director, Office of Public Communications, and Director, Water Management Division. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the requesting agency.

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

REAL PROPERTY SECTION

67. MOTION TO APPROVE business lease agreement between Broward County (Tenant) and Alice D. Lowry (Landlord) for the continued occupancy of the 8,970 square-foot facility presently occupied by the Revenue Collection Division's Auto Tag Agency at 815-835 NE 13th Street, Fort Lauderdale, for a two-year term beginning on November 1, 2005 through October 31, 2007, at a base rent of \$82,972.50, (\$9.25 per square foot) for the first year and increasing by 3 % in the second year, for a total cost to the County of \$168,456.60; and authorize the Mayor and Clerk to execute same. **(Commission District 9)** (Deferred from August 16th, 2005, - Item No. 9)

ACTION: (T-2:56 PM) Approved. The Board urged staff to move forward expeditiously to relocate the Revenue Collection's Auto Tag Agency. (Refer to minutes for full discussion.)

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION


68. A. MOTION TO APPROVE Broward County Library Customer Service Improvement Plan 2005-2009 subject to funding availability.

ACTION: (T-3:01 PM) Approved, as amended. Change page 5, Objective E: Continue to press for the inclusion of wireless technology in all Broward County libraries to: Continue to include press wireless technology . . . (Refer to minutes for full discussion.)

- B. MOTION TO APPROVE Grant Agreement and Certification of Credentials between Broward County Board of County Commissioners (Board) and the Florida Department of State, Division of Library and Information Services (State), for the Fiscal Year 2005-2006 State Aid Grant Program to Broward County Libraries Division (Libraries Division) budgeted in the amount of \$2,703,783; for the purpose of operating public library services, as authorized under Chapter 257, Florida Statutes, beginning October 1, 2005, through September 30, 2006; and authorize the County Administrator to make modifications to the application, if necessary, and to take all necessary administrative or budgetary actions to implement the grant; and authorize the Mayor and Clerk to execute same.

ACTION: (T-3:01 PM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Motion B, 6th line reads: amount of \$2,703,783, should read: amount of \$3,150,000.) (Refer to minutes for full discussion.)

MASS TRANSIT DIVISION

-  69. MOTION TO APPROVE first amendment to agreement between Broward County and Canal Boats, Inc. (Canal Boats), for purchase and installation of Americans with Disabilities Act (ADA) Landings; extending the contract period an additional 12 months, from June 14, 2006, to June 13, 2007; for the purpose of allowing sufficient time to acquire necessary regulatory permits and the construction of landings, with no change in the compensation amount; and authorize the Mayor and Clerk to execute same. (Deferred from August 16, 2005, - Item No. 35)

ACTION: (T-3:02 PM) Approved. (Refer to minutes for full discussion.)

HUMAN SERVICES DEPARTMENT

MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION

70. A. MOTION TO DISCUSS policy change to establish and regulate Nonemergency Interfacility Ambulance Transport rates.

ACTION: (T-3:02 PM) The Board amended the policy change for Nonemergency Interfacility Ambulance Transport rates as follows: 1) That the three (3) providers provide a cost offset equal to the estimated cost for the additional staff person, which is \$50,175.00. 2) That the North Broward Hospital District, South Broward Hospital District, BARC and other tax-supported facilities not be billed for uncompensated patients. 3) That prior to end of the 18-month agreement, staff submits a report reflecting the results of this initiative. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT Resolution 2005-671 of the Board of County Commissioners of Broward County, Florida; approving an eighth amendment to the Contract/Certificate between Broward County and American Ambulance Service, Inc., Broward Ambulance, Inc. d/b/a American Medical Response and Medics Ambulance Service, Inc. for the provision of emergency ambulance service; approving standard form contracts; authorizing the County Administrator to execute the eighth amendment: providing for severability; and providing for an effective date.

ACTION: (T-3:03 PM) Approved, as amended. The Board amended the policy change for Nonemergency Interfacility Ambulance Transport rates as follows: 1) That the three (3) providers provide a cost offset equal to the estimated cost for the additional staff person, which is \$50,175.00. 2) That the North Broward Hospital District, South Broward Hospital District, BARC and other tax-supported facilities not be billed for uncompensated patients. 3) That prior to

end of the 18-month agreement, staff submits a report reflecting the results of this initiative. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

REAL PROPERTY SECTION

71. A. MOTION TO APPROVE Purchase and Sale Agreement between Dynegy Midstream Services, Limited Partnership, a Delaware limited partnership, and Broward County in the amount of \$10,700,000 for the purchase of 18.55 acres of unimproved, primarily vacant, land located east of and adjacent to South Federal Highway, approximately 150 feet north of Eller Drive, within the Port Everglades Development District, Dania Beach, Florida; authorize Real Property Section to acquire this property using Port Everglades Department and Aviation Department funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase, and authorize acceptance and recordation of deed. **(Commission District 4)**

ACTION: (T-3:30 PM) Approved, subject to the final review of the property survey confirming that all title conditions are consistent with the commitment for the title insurance and all covenants and encumbrances are acceptable to the County, per Section 4.3.2 of the Purchase and Sale Agreement. (See memorandum dated August 29, 2005 from Dick Brossard, Director of Public Works & Transportation.) (Refer to minutes for full discussion.)

- B. MOTION TO APPROVE Revocable License Agreement between Broward County and Cliff Berry, Sr. and Cliff Berry, II "Licensee(s)", for the privilege of using the southerly five acres of the above referenced property, after purchase by the County, for a period of six months while Licensee removes personal property (nursery trees) from the premises. The term of this agreement shall begin on the date it is fully executed by both parties, contemplated to be the day the County acquires title to the property, with the further provision that through action of the Board of County Commissioners or the County Administrator the license may be terminated with cause at any time, and after the initial term by either party upon 15 days written notice to the other. Licensee agrees to pay County as total compensation for the privileges to occupy and use the premises \$1,000 per month, payable in advance, as long as the License is in full force and effect; the County to hold a \$10,000 security deposit. **(Commission District 4)**

ACTION: (T-3:30 PM) Approved, as amended. The Board directed staff to execute a Revocable License Agreement between Broward County and Bluewater Landscaping, Inc. only. Bluewater Landscaping, Inc. was given six (6) months to remove the trees on the subject five acres occupied by the company. Further, the Board

directed staff to obtain estoppel letters from the seller and all tenants currently on the property. (Refer to minutes for full discussion.)

- C. MOTION TO ADOPT unanticipated revenue Resolution 2005-672 in the amount of \$10,700,000 within the Commercial Paper Capital Fund, for acquisition of 18.55 acres of unimproved, primarily vacant, land located east of South Federal Highway, approximately 150 feet north of Eller Drive, Dania Beach, Florida. **(Commission District 4)**

ACTION: (T-3:30 PM) Approved. (Refer to minutes for full discussion.)

COUNTY COMMISSION

72. MOTION TO NOMINATE for re-appointment, Ms. Susan Telli to serve on the Health Facilities Authority Board. (Commissioner Rodstrom)

ACTION: (T-10:06 AM) Approved. (Transferred to the Consent Agenda.)

73. **MAYOR'S REPORT**

ACTION: (T-5:12 PM) No report was filed.

74. **COUNTY COMMISSION LIAISON REPORT**

ACTION: (T-5:12 PM) No reports were filed.

75. **COUNTY ADMINISTRATOR'S REPORT**

- A. UPDATE - HURRICANE KATRINA – EMERGENCY MANAGEMENT OPERATIONS

ACTION: (T-10:20 AM) County Administrator Roger J. Desjarlais introduced Tony Carper, Director, Emergency Management Operations, who gave the Board an update on the management of the storm relating to the County's preparation for the storm and evacuations; return of electrical power by FPL to its customers, and damage assessment. Staff secured a Presidential Disaster Declaration for debris removal and emergency protective actions engaged in during the storm. The State of Emergency signed by the Mayor will expire Thursday, September 1, 2005. Mr. Carper answered question posed by members of the Board. (Refer to minutes for full discussion.)

B. CONGRATULATED STAFF

ACTION: (T-10:25 AM) The Board congratulated Mr. Desjarlais, Mr. Carper and staff for their professionalism and the fine job they did during the storm.

Mr. Carper thanked the entire Board of County Commissioners for their continued support of staff. Also, for the wonderful contribution of the County's emergency response team at the Emergency Operations Center. (Refer to minutes for full discussion.)

C. TREE TRIMMING IN ADVANCE OF STORMS

ACTION: (T-10:28 AM) Vice Mayor Graber commented that perhaps the County may need to amend it's Tree Ordinance as it relates to tree trimming in advance of a hurricane hitting Broward.

Commissioner Gunzburger asked staff to look into a funding source for people who cannot afford to remove large fallen trees that are a danger to their property.

Commissioner Lieberman asked staff to look into a tree replacement fund to remove invasive exotic trees and replace them with native Florida trees. (Refer to minutes for full discussion.)

D. NO GENERATOR AT KINDRED HOSPITAL

ACTION: (T-10:30 AM) Vice Mayor Graber commented that Kindred Hospital, on Los Olas Boulevard, is a hospital with all ventilator patients and expressed concern that the hospital does not have a backup generator. He asked Mr. Carper to look into the matter. (Refer to minutes for full discussion.)

E. ACTIVATE USE OF ANNUAL LEAVE TO AID DISASTER VICTIMS

ACTION: (T-10:57 AM) Commissioner Lieberman asked the County Administrator to establish, on a regular basis, the ability for County employees to donate annual leave to aid disaster victims. There was no objection by the Board. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

WATER AND WASTEWATER SERVICES

WATER AND WASTEWATER ENGINEERING DIVISION

76. MOTION TO APPROVE Change Order No. 11E to Contract H-3-03-081-CF with Ric-Man International, Inc. for the construction of the Central County Neighborhood Improvement Project, Bid Package No. 11, for an increase of \$2,989,000;00; from \$7,287,732.81 to \$ 10,276,732.81, and an increase in contract time of 111 non-cumulative days, for a new agreement total of 752 days; and authorize the Mayor and Clerk to execute same. (BCWWS Project No. 1149/8559) **(Commission District 9)**

ACTION: (T-10:06 AM) Approved. (Transferred to the Consent Agenda.)

NON AGENDA

77. COUNTY ATTORNEY TO RESEARCH SEA ESCAPE LICENSE AGREEMENT – COMMISSIONER RODSTROM

ACTION: (T-5:12 PM) The Board directed the County Attorney to research revocation of the License Agreement between Broward County and Sea Escape, and verify with the appropriate prosecuting office, that two principle owners of Sea Escape have been convicted of various charges. Further, the Board gave the County Attorney the authority to revoke the License Agreement and cease operations immediately, if there is appropriate language in said agreement. An item will be placed on the Commission agenda if necessary. (Refer to minutes for full discussion.)

78. CLIFF BERRY, INC. – PENDING CRIMINAL PROCEEDING – COMMISSIONER EGGELLETON

ACTION: (T-5:19 PM) The Board directed the County Attorney to place an item on the Commission agenda relating to possible termination of Cliff Berry, Inc. contract/s. In addition, Commissioner Eggelletion asked the County Attorney to research whether Aircraft Services International Group (ASIG) was involved, in any way, in any dealings with Cliff Berry, Inc. with respect to fraudulent activities. Commissioner Lieberman asked the County Attorney to determine whether Cliff Berry or his employee have signed plea agreements admitting guilt and to provide copies to the Commission. (Refer to minutes for full discussion.)

79. COMMUNITY SHUTTLE BUSES – CITY OF LAUDERHILL – COMMISSIONER EGELLETON

ACTION: (T-5:22 PM) Commissioner Eggleton referred to a letter he received from Mayor Kaplan from the City of Lauderhill stating that the County never offered community shuttle buses in the areas the City is annexing. The Commissioner asked the County Administrator to research the issue and get back to him. (Refer to minutes for full discussion.)

80. INFORMATION REGARDING FISK ELECTRIC – COMMISSIONER EGELLETON

ACTION: (T-5:23 PM) Commissioner Eggleton asked the County Attorney to provide information regarding Fisk Electric. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES

**BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS
BUDGET WORKSHOP**

Tuesday, August 30th at 1:00 PM
Room 430, S. Andrews Governmental Center, Fort Lauderdale

**FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT
FINANCIAL PLANNING SERVICES (CAPITAL FINANCIAL SERVICES)**

RLI No. 2005-0314-0-AV-01
Tuesday, August 30th at 3:00 PM
or immediately following the Budget Workshop
Room 430, S. Andrews Governmental Center, Fort Lauderdale

