

MEETING OF SEPTEMBER 16, 2003

(The meeting convened at 10:00 a.m. and adjourned at 12:20 p.m.)

PLEDGE OF ALLEGIANCE was led by Mayor Fred Schorr, City of Lighthouse Point.

CALL TO ORDER

CONSENT AGENDA

1. BOARD APPOINTMENTS

ACTION: (Time-10:11) No board appointments filed.

AVIATION DEPARTMENT

2. MOTION TO APPROVE deliberately phased Agreement No. 20020201-0-AV-04 for consultant services relating to an automated People Mover and Intermodal Center at the Fort Lauderdale-Hollywood International Airport and Port Everglades, between Broward County and Lea+Elliott, Inc., for the maximum-not-to-exceed amount of \$3,922,347; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

3. MOTION TO APPROVE first amendment to Agreement No.102301-RB for program management services for the Airport Expansion Program at the Fort Lauderdale-Hollywood International Airport, between Broward County and URS Corporation for an increase of not-to-exceed \$13,405,568; from not-to-exceed \$4,899,378 to not-to-exceed \$18,304,946 for consultant services for Fiscal Year 2003/2004, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

4. MOTION TO APPROVE Amendment No. 1 to the agreement of lease between Broward County, Florida and Avis Rent A Car System, Inc. ("Agreement"), for the purpose of tolling certain time periods in the agreement and providing for the abatement of the monthly rent of \$9,043.77; effective upon Board approval until the Board of County Commissioners have determined the preferred runway alternative at the Fort Lauderdale-Hollywood International Airport, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

5. MOTION TO APPROVE first amendment to business lease agreement between Broward County (Tenant) and the City of Sunrise, Florida, (Landlord) for the 4,000 square foot Library located at 6600 Sunset Strip, Sunrise, Florida, extending the present lease agreement for a period of one year under the same terms and conditions, commencing October 1, 2003 and terminating September 30, 2004 for \$1 per year; authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (Time-10:11 AM) Approved.

OFFICE OF PROJECT MANAGEMENT AND CONSTRUCTION

CONSTRUCTION MANAGEMENT DIVISION

6. MOTION TO APPROVE Work Authorization No. 21 to Saltz Michelson Architects in the amount of \$37,794.34, and 130 calendar days to prepare an analysis for the remediation of a drainage problem in the Judges elevator at the Main Broward County Courthouse, 201 SE 6th Street, Ft. Lauderdale. (Project No. 9029) **(Commission District 7)**

ACTION: (Time-10:11 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

7. MOTION TO ADOPT Resolution 2003-722 accepting a Bus Shelter Easement, at a nominal cost of \$1 to the County, executed by Shoma Development Corp., for bus shelter purposes located on the south side of Broward Boulevard, approximately 110 feet east of Jacaranda Country Club Drive. **(Commission District 7)**

ACTION: (Time-10:11 AM) Approved.

8. MOTION TO APPROVE amendment to the Roadway Improvement Phasing Agreement, among Home Depot USA, Inc., R.M. Green Corporation, and Broward County relating to the "RM Green Plat" (051-MP-96); and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:11 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (Time-10:11 AM) Approved.

PURCHASING DIVISION

For Aviation Department

10. MOTION TO RETROACTIVELY APPROVE final, unilateral Change Order No. 50U, for Contract No. H-01-98-14-CF, with The de Moya Group, Inc., in the increased amount of \$16,979.32, and the decreased amount of \$245,334.60, for a total change of \$262,313.92, for a net final contract amount of \$14,331,749.48, and no change in days; for the Aviation Department.

ACTION: (Time-10:11 AM) Approved.

RISK MANAGEMENT DIVISION

11. MOTION TO AUTHORIZE full and final settlement of claim No.021700SCRU01 in the amount of \$68,500.

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Requested Action - MOTION TO AUTHORIZE ...claim#reads No. 021700SCRU01 should read: claim #JVA021700SCRU01.)

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION

12. MOTION TO APPROVE agreement between Broward County and Prison Health Services, Inc., from October 1, 2003 to September 30, 2004, in the amount of \$191,295 to provide forensic medical examinations to victims of child and adult sexual abuse, and authorize the Mayor and Clerk to execute same. Funding for this agreement has been allocated in the Fiscal Year 2003-2004 budget process and is available in the Children's Services Administration Division, Sexual Assault Treatment Center General Fund.

ACTION: (Time-10:11 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

13. MOTION TO APPROVE agreement between Broward County and Animal Birth Control for Broward, Inc., a non-profit corporation, in the amount of \$30,000 for the purchase of services for spaying or neutering dogs and/or cats for the Fiscal Year October 1, 2003, through September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved, as corrected. (Note: Exhibit One (Agreement) for Item No. 13 was inadvertently attached to Item No. 15 and vice-versa. See memorandum from Larry Lietzke, Director, Community Services Department, dated September 12, 2003.)

14. MOTION TO APPROVE agreement between Broward County and Discount Spay Neuter Vaccination Clinic, LLC., in the amount of \$30,000 for the purchase of emergency medical and surgical treatment for the period October 1, 2003 to September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

15. MOTION TO APPROVE agreement between Broward County and Hollywood Animal Hospital, P.A., in the amount of \$20,000 for the purchase of emergency medical and surgical treatment for the period October 1, 2003, to September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved, as corrected. (Note: Exhibit One (Agreement) for Item No. 15 was inadvertently attached to Item No. 13 and vice-versa. See memorandum from Larry Lietzke, Director, Community Services Department, dated September 12, 2003.)

16. MOTION TO APPROVE agreement between Broward County and Dr. R. W. Lundberg, V.M.D., in the amount of \$30,000 for the purchase of temporary veterinarian services for injured animals, and emergency medical, radiology, and surgical treatment for the period October 1, 2003, to September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

17. MOTION TO APPROVE agreement between Broward County and the Society for the Prevention of Cruelty to Animals of Broward County, Inc., a/k/a Wildlife Care Center, for custodial and veterinary care of Broward County wildlife, in the amount not to exceed \$100,000 for Fiscal Year October 1, 2003, through September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

CONSUMER AFFAIRS DIVISION

18. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Chapter 20, Division 5, of the Broward County Code of Ordinances (Moving Ordinance), relating to movers operating in Broward County, to conform with Chapter 507, Florida Statutes.

ACTION: (Time-10:11 AM) Approved.

CULTURAL DIVISION

19. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Division of Cultural Affairs (Grant No. 04-8019) in the amount of \$12,665; for the purpose of providing general program support for the Broward Cultural Council for the period July 1, 2003, through June 30, 2004; and authorize the Mayor and Clerk to execute same and sign other documents related to the grant. (Cash Match \$12,665).

ACTION: (Time-10:11 AM) Approved.

- B. MOTION TO ADOPT budget Resolution 2003-723 transferring within the Cultural Council Grant Fund the amount of \$12,665 from the Cultural Council Reserve (0160-025-7421-9414) for the purpose of providing local cash match for the State of Florida Division of Cultural Affairs (Grant No. 04-8019).

ACTION: (Time-10:11 AM) Approved.

- C. MOTION TO ADOPT unanticipated revenue Resolution 2003-724 within the Cultural Council Local Arts Agency Grant Fund (7730) for the Cultural Division in the amount of \$25,330 for the purpose of providing general program support for Fiscal Year 2004.

ACTION: (Time-10:11 AM) Approved.

20. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Division of Cultural Affairs (Grant No. 04-6060) in the amount of \$5,515 for the purpose of supporting the third year of a project entitled "Bridges to Character Education" as part of the Broward County Arts in Education Program from July 1, 2003, through June 30, 2004; and authorize the Mayor and Clerk to execute same and sign other documents related to the grant (County cash match \$5,515; \$10,000 cash match from the School Board of Broward County, and \$10,000 cash match from Fort Lauderdale Children's Theater).

ACTION: (Time-10:11 AM) Approved.

- B. MOTION TO ADOPT budget Resolution 2003-725 transferring within the Cultural Council's Fund the amount of \$5,515 from the Cultural Council Reserve (0160-025-7421-9414) for the purpose of providing local cash match for the State of Florida Division of Cultural Affairs grant (No.04-6060).

ACTION: (Time-10:11 AM) Approved.

- C. MOTION TO ADOPT unanticipated revenue Resolution 2003-726 within the Cultural Council's Arts in Education Grant Fund (7250) for the Cultural Division in the amount of \$11,030 for the purpose of an Arts in Education Program.

ACTION: (Time-10:11 AM) Approved.

LIBRARIES DIVISION

21. MOTION TO APPROVE grant application, agreement, and certification of credentials for State Aid to Libraries between Broward County and the Florida Department of State, Division of Library and Information Services, budgeted in the amount of \$2,800,000 for an operating grant for the Public Library Service as authorized under Chapter 257, Florida Statutes, beginning October 1, 2003, through September 30, 2004; 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: (Time-10:11 AM) Approved.

MASS TRANSIT DIVISION

22. MOTION TO APPROVE interlocal agreement between Broward County and the City of Dania Beach for public transportation services; providing for the lease of two County-owned wheelchair-accessible passenger vehicles to the City at a cost of \$10 per vehicle annually; providing the City an operating stipend of \$20 per revenue service hour; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective from the date of execution through September 30, 2006, and may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission Districts 4 and 7)**

ACTION: (Time-10:11 AM) Approved.

23. MOTION TO APPROVE interlocal agreement between Broward County and the City of Deerfield Beach for public transportation services; providing for the lease of three County-owned wheelchair-accessible passenger vehicles to the City at a cost of \$10 per vehicle annually; providing the City an operating stipend of \$20 per revenue service hour; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective from the date of execution through September 30, 2006, and may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission Districts 2 and 4)**

ACTION: (Time-10:11 AM) Approved.

24. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Lauderdale-By-The-Sea for public transportation services; providing for the lease of one County-owned wheelchair-accessible passenger vehicle to the City at a cost of \$10 per vehicle annually; providing the City an operating stipend of \$20 per revenue service hour; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective from the date of execution through September 30, 2006, and maybe extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission District 4)**

ACTION: (Time-10:11 AM) Approved.

25. MOTION TO APPROVE interlocal agreement between Broward County and the City of Lauderdale Lakes for public transportation services; providing for the lease of two County-owned wheelchair-accessible passenger vehicles to the City at a cost of \$10 per vehicle annually; providing the City an operating stipend of \$20 per revenue service hour; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective from the date of execution through September 30, 2006, and may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission District 9)**

ACTION: (Time-10:11 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

BIOLOGICAL RESOURCES DIVISION

26. MOTION TO ACCEPT Deed of Conservation Easement and agreement from DHJ Pier San Jose, LLC for preservation of a mitigation area of 3.44 acres of real property in the City of Tamarac. **(Commission District 3)**

ACTION: (Time-10:11 AM) Approved.

27. MOTION TO ACCEPT Deed of Conservation Easement and agreement from the City of Coral Springs, Florida, for preservation of a mitigation area of 14 acres of real property in the City of Coral Springs. **(Commission District 3)**

ACTION: (Time-10:11 AM) Approved.

28. MOTION TO ACCEPT Deed of Conservation Easement and agreement from the City of Miramar, Florida, for preservation of a mitigation area of 6.678 acres of real property in the City of Miramar. **(Commission District 8)**

ACTION: (Time-10:11 AM) Approved.

29. MOTION TO ACCEPT Deed of Conservation Easement and agreement from the City of Pembroke Pines, Florida, for preservation of a mitigation area of 59.657 acres of real property in the City of Pembroke Pines. **(Commission District 8)**

ACTION: (Time-10:11 AM) Approved.

30. MOTION TO ACCEPT Deed of Conservation Easement and agreement from Westpointe Centre Association, Inc., Florida, for preservation of a mitigation area of 27.902 acres of real property in the City of Tamarac. **(Commission District 3)**

ACTION: (Time-10:11 AM) Approved.

WATER RESOURCES DIVISION

31. MOTION TO APPROVE first amendment to the new agreement between Broward County and Camp Dresser & McKee, Inc. for modeling water management practices in Broward County providing for the development of an improved surface water and groundwater model for the North Regional Area, and the combination of subregional models to produce a County-wide hydrologic model at increase in cost of \$135,500; from \$450,000 to \$585,500; and an increase in contract time of eight weeks, from 178 weeks to 186 weeks, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

32. MOTION TO APPROVE new agreement between Broward County and Camp, Dresser & McKee, Inc, to incorporate the terms of the original agreement and to model stormwater management practices in the C-11 basin of southern Broward County at an increased cost not to exceed \$250,000; from \$200,000 to \$450,000; and a contract time of 66 weeks, from 112 to 178 weeks; and authorize the Mayor and Clerk to execute same. **(Commission Districts 4, 5, 6, 7, 8).**

ACTION: (Time-10:11 AM) Approved.

COUNTY COMMISSION

33. MOTION TO FILE Resolution No. 2949 of the City of Pembroke Pines to provide for notice of continued compliance with Broward County Land Development Regulations ensuring the payment of impact fees to the County prior to the City's issuance of building permits. (Mayor Wasserman-Rubin)

ACTION: (Time-10:11 AM) Approved.

34. MOTION TO FILE Resolution R2003-175 of the City of Tamarac agreeing not to issue building permits for the construction, expansion, and/or conversion of a building within a plat until such time as the developer provides the City with written confirmation from Broward County that the applicable impact fees have been paid or are not due. (Mayor Wasserman-Rubin)\

ACTION: (Time-10:11 AM) Approved.

REGULAR AGENDA

35. **MAYOR'S REPORT** Mayor Diana Wasserman-Rubin informed the Board of the following:

The Mayor announced that Broward County is one of two Florida localities that have been invited by the Florida Mental Health Insurance Institute (FMHI) of the University of South Florida, Tampa, to be a community partner on a grant from the National Institute of Mental Health/National Institute of Health. Pinellas County will be the other partner.

FMHI has asked the Mental Health and Substance Abuse Coalition, chaired by Mayor Diana Wasserman-Rubin, to serve as the primary point of contact for the grant. The application is to be submitted by October 1, 2003, and would result in \$750,000 to \$900,000 revenue to the community over a five-year period. There will be no County match required. FMHI will apply for the grant themselves.

The Mayor will copy each commissioner with additional information on the grant.

ACTION: (Time-10:14 AM) No Board action was taken. See Page *****

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

ACTION: (Time-10:16 AM) No Board action was taken.

37. **DELEGATION:** Ms. Elvira Williams regarding HUD housing issue.

ACTION: (Time-10:16 AM) No Board action was taken. See Page *****

PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

- 38. MOTION TO APPROVE Contract for Sale and Purchase between Edward H. Gilbert, Individually and as Trustee, and Broward County, in the amount of \$12,793,750 for the purchase of 61.046 acres (2,659,168 square feet) of unimproved vacant land located at the northwest quadrant of Orange Drive and SW 142nd Avenue (Boy Scout Road) in Davie, Florida; authorize Real Property Section to acquire this property using GOB Safe Parks and Land Preservation Bond Issue funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recording of deed. **(Commission District 5)**

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

- 39. MOTION TO APPROVE Contract for Sale and Purchase between Florida Inland Navigation District and Broward County, in the amount of \$3,570,000 for purchase of 3.01 acres (131,013 square feet) known as Green Space Site 444 in the Broward County Land Preservation Inventory; the property is located along the west side of the Intracoastal Waterway at NE 52nd Street and NE 31st Avenue, Lighthouse Point, Broward County, Florida; authorize Real Property Section to acquire this property using GOB Safe Parks and Land Preservation Bond Issue funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; authorize acceptance and recordation of deed. **(Commission District 4)**

ACTION: (Time-11:02 AM) Approved. See Page *****

END OF PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

- 40. MOTION TO APPROVE Master Plan for a regional park on the approximately 109-acre parcel, located in central Broward County, on the northeast corner of the intersection at Sunrise Boulevard and U.S. 441/State Road 7. **(Commission District 9)**

ACTION: (Time-11:05 AM) Approved, as amended, motion to reflect Conceptual Approval of the Master Plan. See Page *****

41. MOTION TO FILE Resolution 2003-40 of the Broward County Land Preservation and Acquisition Advisory Board (LPAAB) which removes OS-31, a 1.5 acre parcel in the City of Fort Lauderdale containing the Hyde Park Market, from the Open Space Inventory. **(Commission District 7)**

ACTION: (Time-11:39 AM) Approved. See Page *****

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

42. MOTION TO APPROVE two year lease with two, one-year renewal options for Fire Station No. 23 located at 2200 SW 46th Avenue, Fort Lauderdale, Florida for approximately 2,926 square feet at an annual rental of \$3,500 (total term \$7,000); Landlord: Peters Road Volunteer Fire Department, Inc., a Florida not for profit corporation; term of lease: commencing September 1, 2003 and terminating on August 31, 2005; authorize the Mayor and Clerk to execute same. **(Commission District 7)** (Deferred from September 9, 2003 - Item No. 11)

ACTION: (Time-11:40 AM) Approved. See Page *****

43. **COUNTY COMMISSION LIAISON REPORT**

ACTION: (Time-11:45 AM) No reports were filed.

SUPERVISOR OF ELECTIONS

44. MOTION TO APPROVE recommendation of the Supervisor of Elections, amending the voting precincts which were approved on July 9, 2002; and amended on August 13, 2002 and January 14, 2003, renaming precincts, adjusting precinct boundaries and creating new precincts for voting in Broward County as submitted.

ACTION: (Time-11:45 AM) Approved, as amended, removing Item G - Margate (Combine precinct 22G (113 voters) into precinct 18G (813 voters) to enable the Supervisor's Office to work with the City of Margate regarding the changes in its precincts. See Page *****

COUNTY COMMISSION

- 45. MOTION TO NOMINATE J. Michael Reisert to serve on the Central Examining Board - Plumber in the category of Consumer. (Commissioner Scott)

ACTION: (Time-10:11 AM) Approved. (Transferred to the Consent Agenda.)

- 46. A. MOTION TO DIRECT staff to investigate the cost of retrofitting the electronic voting machines to have paper receipts. (Vice-Mayor Lieberman)

ACTION: (Time-12:08 PM) Deferred to Tuesday, September 23, 2003 for further staff review. See Page *****

- B. MOTION TO ADD to the Fiscal Year 2004 Legislative Package, an item amending State Law to give counties the option to add paper receipts.

ACTION: (Time-12:08 PM) Deferred to Tuesday, September 23, 2003 for further staff review. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

- 47. MOTION TO APPROVE continuation of the current pharmacy plan open formulary for calendar year 2004 in light of staff's review of a closed formulary option, and direct staff to develop formulary recommendations for review by the Health Insurance Selection/Negotiation Committee for calendar year 2005.

ACTION: (Time-12:19 AM) Approved.

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE

BARC CENTRAL FACILITY

RLI No. 20030714-7-01

Tuesday, September 16th at 9:30 AM in Room 430

**FINAL BUDGET WORKSHOP
FOR SUPERVISOR OF ELECTIONS**

Tuesday, September 16th in Room 430 at 12:00 Noon
or immediately following the morning Commission Meeting

**SELECTION/NEGOTIATION COMMITTEE
DESIGN AND PERMITTING OF GREENWAYS CORRIDORS**

RLI No. 111301-RB

Tuesday, September 16th in Room 302 at 2:00 PM
or immediately following the Budget Workshop Meeting

SELECTION/NEGOTIATION COMMITTEE

TERMINAL 1, COURSE A

RLI No. 20030331-0-AV-01

Tuesday, September 16th in Room 430 at 2:00 PM

