

MEETING OF SEPTEMBER 23, 2003

(The meeting convened at 10:00 a.m.; recessed at 12:37 p.m.; reconvened at 4:45 p.m. and adjourned at 4:58 p.m.)

PLEDGE OF ALLEGIANCE was led by Master Mason Edsell, grandson of County Administrator Roger J. Desjarlais.

MOMENT OF SILENCE in memory of Ms. Carole Scott, Deputy Chief Information Officer, Office of Information Technology, Finance & Administrative Services Department.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Dan J. Shaw to the Living Wage Advisory Board. (Commissioner Scott)

ACTION: (Time-10:21 AM) Approved.

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- B. MOTION TO APPOINT Jack Latona, Esquire to the Broward Cultural Council. Mr. Latona will fill a vacant position. (Commissioner Rodstrom)

ACTION: (Time-10:21 AM) Approved.

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- C. MOTION TO APPROVE appoint of Mary Kendrick to the Living Wage Advisory Board. (Mayor Wasserman-Rubin)

ACTION: (Time-10:21 AM) Approved.

AVIATION DEPARTMENT

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2. MOTION TO APPROVE concession agreement ("Agreement") between Broward County, Florida ("County"), and Everlasting Bouquet Company, Inc., to provide a non-exclusive, non-refrigeration, fresh flower kiosk through a pilot program concession, at the Fort Lauderdale-Hollywood International Airport with anticipated revenues generated from a privilege fee of ten 10% of monthly gross revenues to be effective upon execution by the Board; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

3. MOTION TO APPROVE sixth amendment to the agreement between Broward County and Leigh Fisher Associates for consultant services related to Broward County owned airports at Broward county, Florida, (RLI No. 101697RB), in an amount not to exceed \$1,199,000 for general services for Fiscal Year 2003-2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

4. MOTION TO APPROVE concession agreement between Broward County, Florida and Yellow Airport Limousine Service d/b/a Airport Express; also d/b/a Tri-County Airport Express ("Yellow") to provide non-exclusive, on-demand, shared ride and limousine service at the Fort Lauderdale-Hollywood International Airport ("Airport") for a five year term effective upon approval by the Board, with the first years' privilege fee equal to the greater of \$250,000; or \$0.0461 per deplaned passenger; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

5. MOTION TO APPROVE Meals Aloft Catering Permit between Broward County, Florida and Gate Gourmet, Inc., at the Fort Lauderdale-Hollywood International Airport, commencing October 1, 2003, and terminating on September 30, 2008, with a 30-day written termination notice by either party, with anticipated revenue of five 5% of all gross revenues; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

6. MOTION TO ADOPT Resolution 2003-727 approving purchase agreement in the amount of \$5,000 for the sale of Broward County owned Parcel 121, located at the intersection of NW 9 Street and Andrews Avenue Extension in the City of Pompano Beach, to the State of Florida Department of Transportation (FDOT) in order to construct Andrews Avenue Extension, north of Atlantic Boulevard; authorize the Mayor and Clerk to execute purchase agreement; authorize recordation of County deed. **(Commission District 9)**

ACTION: (Time-10:21 AM) Approved.

7. MOTION TO APPROVE second amendment to business lease agreement between Broward County (Tenant) and the City of Lauderdale, Florida, (Landlord) for library facilities at 4257 NW 12th Street, Lauderdale, Florida, extending the present lease agreement under the same terms and conditions for a period of two years commencing October 1, 2003 through September 30, 2005; authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (Time-10:21 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

8. MOTION TO ADOPT Resolution 2003-728 accepting a road easement, at a nominal cost of \$1 to the County, executed by Shamo Rental Corp., for right-of-way for SW 18th Street at the northwest corner of the intersection with SW 43rd Way and the northeast corner of the intersection with SW 44th Avenue. **(Commission District 7)**

ACTION: (Time-10:21 AM) Approved.

TRAFFIC ENGINEERING DIVISION

9. A. MOTION TO APPROVE Local Agency Participation Agreement for the Highway Railroad Grade Crossing Project, in the estimated amount of \$1,951,177 with the Florida Department of Transportation at no cost to the County, for the purpose of implementing highway railroad grade crossing safety advisory system in Broward County; and authorize the Mayor and the Clerk to execute the same.

ACTION: (Time-10:26 AM) Approved. The Board directed staff to research the outcome of the experimental horn system set up in Palm Beach County, and how FDOT would respond to the experimental system being incorporated as a pilot project in Broward County and eventually the cost, if the system is implemented countywide.

See Page *****

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-729 within Grant Fund 8430 for the Traffic Engineering Division in the amount of \$1,951,177 for the purpose of implementing a highway railroad grade crossing safety advisory system.

ACTION: (Time-10:26 AM) Approved. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

10. 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-10:21 AM) Approved.

OFFICE OF INFORMATION TECHNOLOGY

11. MOTION TO APPROVE assignment agreement among Broward County and City of North Lauderdale and Comcast of Greater Florida/Georgia, Inc. f/k/a MediaOne of Greater Florida, Inc. relating to the cable television franchise for an area annexed to the City of North Lauderdale, and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

ACTION: (Time-10:21 AM) Approved.

PURCHASING DIVISION

For Aviation Department

12. MOTION TO APPROVE increase to the emergency purchase order No. SC 3AVC0001022 between Broward County and Gilliotti, Frione & Associates (GFA) for professional engineering testing services for the Airport Expansion Program at the Fort Lauderdale-Hollywood International Airport (Airport) in the amount of \$900,000; increasing the purchase order maximum-not-to-exceed amount from \$459,800 to \$1,359,800. This contract will run until the encumbered funds are expended or a new contract is in place whichever is earlier.

ACTION: (Time-10:21 AM) Approved.

For Community Services Department

13. MOTION TO ESTABLISH Qualified Vendors List (List) for removal of exotic plants, Solicitation Number L103030B2 with: Arbor Tree and Land, Inc.; Community Tree and Landscape Services, Inc.; Enviroglades LLC and Enviroglades Inc. Joint Venture; Melrose Nursery, Inc., and Native Technologies, Inc.; authorize the Purchasing Director to renew the list for a one year period, and authorize the Purchasing Director to add or delete vendors to the list. The initial list will start on date of approval, subject to receipt and approval of insurance, and will terminate one year from that date.

ACTION: (Time-10:21 AM) Approved.

14. A. MOTION TO WAIVE timely submittal requirement of the Contractors' Bus Tire Removal Plan as a technicality.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO AWARD open-end contract to single bidder, The Goodyear Tire & Rubber Company for bus tire leasing, Bid No. C103025B1, in the estimated two-year amount of \$1,306,143.94, for the Mass Transit Division, contingent upon receipt and acceptance of the Performance and Payment Bond, and authorize the Purchasing Director to renew the contract for three, one-year periods, in the estimated three year renewal amount of \$2,030,819.56, for a five year total estimated amount of \$3,336,963.50 . The initial contract period shall start on October 1, 2003 and shall terminate two years from that date.

ACTION: (Time-10:21 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: In the motion and the bid tab on lines 5 and 6 of the motion, the amount of \$2,030,819.56 should be: \$2,040,819.56. and the amount of \$3,336,963.50 should be: \$3,346,963.50. In the bid tab, the amount of the Subtotal Year 5 of \$685,207.46 should be: 695,207.46 and the total Group 1 (items 1-15) of \$3,336,963.50 should be: \$3,346,963.50.)

For Court Administration

15. MOTION TO APPROVE agreement between Broward County and Radiant Systems, Inc. for software and system development services (Work Made for Hire), RLI No. 20030210-0-CLCT-01, for (Stage I) analysis, design and statement of work in the amount not to exceed \$20,000 and (Stage II) programming construction, Data conversion, training, testing and acceptance in the amount not to exceed \$576,000; which will commence after acceptance of (Stage 1) by the Contract Administrator and review and approval by the Selection/ Negotiation Committee, subject to receipt and acceptance of performance and payment guaranty and issuance of Notice to Proceed, for a total amount not to exceed \$596,000. The Purchasing Director is authorized to approve additional services not to exceed \$57,000 related to the Statement of Work; optional services not to exceed \$50,000; which may not be related to the Statement of Work but are necessary for successful completion of the project for the Office of Court Administration, Seventeenth Judicial Circuit Court of Florida; and option of twelve months of post warranty maintenance services at an estimated monthly cost of \$8,640; and authorize the Mayor and Clerk to execute same. The agreement shall begin upon date of execution and end on July 1, 2006.

ACTION: (Time-10:21 AM) Approved.

For Public Works Department

16. MOTION TO AWARD fixed contract to low bidder, Wharton-Smith, Inc., for the North Regional Wastewater Treatment Plant (NRWWTP) Updating, Bid Package J - Module C Aeration System Improvements, Bid No. PY02272CF, in the amount of \$3,542,000 for the Environmental Engineering Division, subject to receipt and acceptance of the insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:21 AM) Approved.

17. MOTION TO AWARD open-end contract to low bidder, Scott Paint Company, for recycling latex paint, Bid No. E703194B1, in the estimated amount of \$246,180 for the Recycling and Contract Administration Division; and authorize the Purchasing Director to renew the contract for a one year period. The initial contract period shall start on the date of award and shall terminate one year from that date.

ACTION: (Time-10:21 AM) Approved.

18. MOTION TO AWARD fixed contract to low bidder, Engineered Environments, Inc. for the Hazardous Waste Drop Off Facility, Bid No. H-2-03-049-CF, for the total bid amount of \$327,645 for the Office of Integrated Waste Management subject to receipt and acceptance of the insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:21 AM) Approved.

19. MOTION TO AWARD fixed contract to low bidder, Foster Marine Contractors, Inc. for construction of the North County Neighborhood Improvements Project, southeast quadrant, Bid Package No. 4, Bid No. H-6-03-163-CF, in the amount of \$4,392,778.60, for the Environmental Engineering Division (EED) subject to receipt and acceptance of the insurance/performance and payment guarantee; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:21 AM) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN SERVICES ADMINISTRATION DIVISION

20. A. MOTION TO APPROVE agreement between Broward County and the Florida Council Against Sexual Violence, from October 1, 2003 to September 30, 2004, in the amount of \$5,000; for the purpose of using the Sexual Assault Treatment Center as a pilot project site to test standards for implementation and certification of sexual violence programs statewide, and authorize the Mayor and Clerk to execute same. No County funds are required.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-730 within the Children's Services Administration Division, Sexual Assault Treatment Center General Fund, in the amount of \$5000; for the purpose of using the Sexual Assault Treatment Center as a pilot project site to test standards for implementation and certification of sexual violence programs statewide.

ACTION: (Time-10:21 AM) Approved.

21. A. MOTION TO ACCEPT grant award for Cooperative Agreement No. SM-54475-01 and terms and conditions of award (Children's Services Grant No. 5 U79 SM54475-02) between Broward County and the United States Center for Mental Health Services, Substance Abuse and Mental Health Services Administration Division (SAMHSA) in the amount of \$1,500,000 from the date of acceptance through September 30, 2004 for the second year of a six year project for the purpose of developing systems of care that deliver effective comprehensive community mental health services for children and adolescents with serious emotional disturbance and their families living in Broward County. This grant project is a collaborative partnership between the Children's Services Administration Division (CSAD) and the Children's Services Council of Broward County (CSC). The required in-kind match is provided equally by CSAD and CSC through existing children's mental health service contracts.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-731 within the Children's Services Administration Division (CSAD) Grant Fund 9735, in the amount of \$1,500,000 for the purpose of developing systems of care that deliver effective comprehensive community mental health services for children and adolescents with serious emotional disturbance and their families. The required in-kind match is provided equally through existing children's mental health service contracts administered by CSAD and the Children's Services Council of Broward County.

ACTION: (Time-10:21 AM) Approved.

- C. MOTION TO AUTHORIZE County Administrator or designee to negotiate and enter into contract with the Children's Services Council of Broward County in the amount of \$652,390 for the purpose of providing clinical oversight of the project, for the purpose of developing a behavioral health training institute for children's mental health service providers, for the purpose of facilitating both national-level and local-level scientific based evaluations of this project, and for the purpose of initiating a system-wide continuous quality improvement program for children's mental health services; allowing use of previously approved form contract, to be used for execution on behalf of the County by the County Administrator.

ACTION: (Time-10:21 AM) Approved.

- D. MOTION TO AUTHORIZE County Administrator or designee to negotiate and enter into a contract with Henderson Mental Health Center, Inc. in the amount of \$195,000 for the purpose of continuation of services for the second year and expanded space; allowing use of the previously approved form contract, to be used for execution on behalf of the County by the County Administrator.

ACTION: (Time-10:21 AM) Approved.

22. A. MOTION TO APPROVE Agreement Number V3241 between Broward County and the Office of the Attorney General from October 1, 2003 to September 30, 2004, in the amount of \$150,897 for the purpose of providing services for victim assistance in non-caretaker child abuse and adult sexual assault, and authorize the Mayor and Clerk to execute same. A 25% County match is required and is being provided through current staff resources.

ACTION: (Time-10:21 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Motion A, first line reads V3241 and should read: V3033.)

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-732 within the Victim of Crime Act Grant Fund (9590) for the Children's Services Administration Division, Sexual Assault Treatment Center Section, in the amount of \$150,897 for the purpose of providing victim assistance in non-caretaker child abuse and adult sexual assault.

ACTION: (Time-10:21 AM) Approved.

COMMUNITY DEVELOPMENT DIVISION

23. MOTION TO ADOPT Resolution 2003-733 of the Board of County Commissioners of Broward County, Florida; amending various annual action plans for the United States Department of Housing and Urban Development (HUD) Home Investment Partnerships (HOME) Program to transfer and allocate unexpended funds and HOME program income in the amount of \$299,512 to the 29th Year Annual Action Plan; authorizing the County Administrator to perform necessary budgetary and administrative actions ; providing for severability and providing for an effective date.

ACTION: (Time-10:19 AM) Approved. See Page *****

ELDERLY AND VETERANS SERVICES DIVISION

24. MOTION TO APPROVE Agreement No. 04-EVSD-8209-01 between Broward County and the Areawide Council on Aging of Broward County, Inc. from October 1, 2003 to September 30, 2004 in the amount of \$585,220 for the purpose of providing local match funding of senior services, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

FAMILY SUCCESS ADMINISTRATION DIVISION

25. MOTION TO ADOPT unanticipated revenue Resolution 2003-734 in the amount of \$325,000 within the Targeted Assistance for Refugees Fund, for Fiscal Year 2004, for the purpose of funding matched Individual Development Account Savings plans for eligible refugees, asylees, and Cuban/Haitian entrants, pursuant to a grant award from the U. S. DHHS Office of Refugee Resettlement. No county match is required.

ACTION: (Time-10:21 AM) Approved.

26. A. MOTION TO APPROVE Amendment No. 0001 to Agreement LK323 between the State of Florida Department of Children and Families and Broward County, for the period of October 1, 2002 through September 30, 2005, for the purpose of decreasing the three-year funding level under the agreement by \$172,000; from \$1,848,000 to \$1,676,000; to authorize a budget under the agreement of \$530,000 for Fiscal Year 2004, to remove legal services from the agreement, to change the payment method under the agreement from cost reimbursement to units of service, and authorize the Mayor and Clerk to execute the same. No County match is required.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-735 in the amount of \$530,000 within the Targeted Assistance for Refugees Fund for the purpose of providing employment services to refugees, asylees, and Cuban/Haitian entrants, under the second year of the agreement.

ACTION: (Time-10:21 AM) Approved.

27. MOTION TO APPROVE agreement between Broward County and the Town of Davie from date of execution for a two year period, providing for renewal of agreement in one year increments if agreed by both parties, for the purpose of operating a satellite Family Success Center in office space donated by the Town of Davie to facilitate access to services in the area, with County direct services to be provided through current personnel and operational resources, and authorize the Mayor and Clerk to execute same. **(Commission Districts 5,6,7, and 8)**

ACTION: (Time-10:21 AM) Approved.

28. A. MOTION TO APPROVE agreement between the State of Florida Department of Children and Families and Broward County from October 1, 2003, through September 30, 2006, in the amount of \$231,600; for the purpose of providing employment and special social adjustment services to refugees, asylees, and Cuban/Haitian entrants, and authorize the Mayor and Clerk to execute same. No county match is required.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-736 in the amount of \$231,600 within the Targeted Assistance for Refugees Fund for the purpose of providing employment and special social adjustment services to refugees, asylees, and Cuban/Haitian entrants.

ACTION: (Time-10:21 AM) Approved.

- C. MOTION TO APPROVE addition of one new half-time grant position, Special Projects Coordinator I, in the Targeted Assistance for Refugees Fund (7680), for the purpose of providing coordination of training services to Refugee Services clients. This position will expire upon termination of funding.

ACTION: (Time-10:21 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

29. MOTION TO APPROVE Amendment No.1 to Agreement No. 03-FSAD-3100-1 between Broward County and Seacrest Resource & Consultation Center, Inc. increasing the value of the agreement from \$49,500 to \$79,500; which is a total increase of \$30,000, for the purpose of providing additional consultation services to be utilized by the Substance Abuse and Health Care Services Division, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

30. MOTION TO APPROVE Amendment No. 01 to Agreement 03-SAHCS-8452-07 between Broward County and Archways, Inc. increasing the value of the agreement by \$80,000 from \$297,760 to \$377,760; and extending the term of the agreement through September 30, 2004, for the purpose of providing emergency one time local match mental health funding to ensure the maintenance of mental health service provision at current levels; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

31. MOTION TO APPROVE first amendment to agreement No. 02-SAHCS-8312-01 effective date of execution through September 30, 2004 between Broward County and the South Broward Hospital District (SBHD) for the purpose of partnering with the SBHD in providing satellite parking and shuttle services for employees working at the primary care clinic located at 4105 Pembroke Road, Hollywood, Florida; and authorize the Mayor and Clerk to execute same. Funding is available from unutilized non profit funds in the Human Services Department and Children Services Administration Division.

ACTION: (Time-10:21 AM) Approved.

32. MOTION TO APPROVE Agreement No. 03-SAHCS-8266-01 between Broward County and the North Broward Hospital District (NBHD) from date of execution to March 31, 2004 with two renewal options (April 1, 2004 to September 30, 2004; and October 1, 2004 to September 30th, 2005) in the amount of \$85,000 for the initial term, \$35,000 for the first renewal period and \$60,000 for the second renewal period, for the purpose of providing dental care services to qualified low-income adults and children in the primary care setting and authorize the Mayor and Clerk to execute same. Funding is available from unutilized funds in the Human Services Department and Children Services Administration Division.

ACTION: (Time-10:21 AM) Approved.

33. MOTION TO APPROVE Agreement No. 03-SAHCS-8312-01 between Broward County and the South Broward Hospital District (SBHD) from date of execution to March 31, 2004 with two renewal options (April 1, 2004 to September 30, 2004; and October 1, 2004 to September 30th, 2005) in the amount of \$75,000 for the initial term, \$25,000 for the first renewal period and \$50,000 for the second renewal period, for the purpose of providing dental care services to qualified low-income adults and children in the primary care setting and authorize the Mayor and Clerk to execute same. Funding is available from unutilized non profit funds in the Human Services Department NPO Operating Account.

ACTION: (Time-10:21 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

34. MOTION TO APPROVE agreement between Broward County and Dr. Joseph Kashner, D.V.M., in the amount not to exceed \$10,000 per year for the purchase of relief veterinary services for the period upon execution through September 30, 2004; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

35. MOTION TO APPROVE agreement between Broward County and the Humane Society of Board County, Inc. ("Humane Society"), for yearly distribution of 10,000 Broward County animal license tags to the Humane Society, at a cost to the Humane Society of \$1 per tag, for the period commencing upon execution of the agreement and ending September 30, 2007; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

CONSUMER AFFAIRS DIVISION

36. MOTION TO AUTHORIZE Office of the County Attorney to initiate legal action against T.W.O.B.C., Inc., d/b/a All Points Towing, to collect unpaid civil penalties (\$26,505.18) and costs, and to obtain an order in the form of a judgment that may be recorded and serve as a lien against the real or personal property of T.W.O.B.C., Inc., d/b/a All Points Towing for violating an order of the Broward County Consumer Protection Board.

ACTION: (Time-10:21 AM) Approved.

MASS TRANSIT DIVISION

37. A. MOTION TO ADOPT Resolution 2003-737 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission Mayor and Clerk to execute and file a joint participation agreement (JPA) with the Florida Department of Transportation (FDOT), District 4, in the amount of \$105,000 to implement a "Community Bus Marketing" Program that will promote community bus service to residents in order to increase and encourage transit ridership on this mode of transportation; and providing for an effective date. (Requires 50 % cash or in-kind match from the County in the amount of \$52,500.)

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-738 within the Capital Budget (4510) for the Mass Transit Division, in the amount of \$52,500 from FDOT, to implement the "Community Bus Marketing" Program.

ACTION: (Time-10:21 AM) Approved.

38. A. MOTION TO ADOPT Resolution 2003-739 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission the Mayor to execute and file an amended application for Federal assistance for Fiscal Year 2003 with the Federal Transit Administration (FTA), pursuant to 49 U.S.C., Section 5307 funding, in the amount of \$1,500,000 under the Federal Transit Act as amended; and providing for an effective date. (No County match is required.)

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-740 to increase the Capital Grant Fund (4510) for the Mass Transit Division, in the amount of \$1,500,000; providing operating assistance for the Broward County Hybrid-Electric Water Ferry Service Project (Water Bus).

ACTION: (Time-10:21 AM) Approved.

39. A. MOTION TO ADOPT Resolution 2003-741 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission Mayor to execute and file an application for federal assistance for Fiscal Year 2003 with the Federal Transit Administration (FTA), pursuant to 49 U.S.C., Section 5307 funding, in the amount of \$18,498,758 under the Federal Transit Act as amended; and providing for an effective date. (No County match is required.)

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-742 to increase the Capital Grant Fund (4510) for the Mass Transit Division, in the amount of \$963,758 for purpose of providing funding assistance for various transit capital projects.

ACTION: (Time-10:21 AM) Approved.

40. MOTION TO APPROVE interlocal agreement between Broward County and the City of Coconut Creek for public transportation services; providing for the lease of six 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 2)**

ACTION: (Time-10:21 AM) Approved.

41. MOTION TO APPROVE subject to approval and execution by the City of Cooper City, an interlocal agreement between Broward County and the City of Cooper City 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 may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission District 5)**

ACTION: (Time-10:21 AM) Approved.

42. MOTION TO APPROVE subject to approval and execution by the City of Fort Lauderdale, an interlocal agreement between Broward County and the City of Fort Lauderdale for public transportation services; providing the City a financial contribution in the amount of \$12,000 per vehicle annually for the capital cost of contracting six wheelchair-accessible vehicles; providing for the lease of two County-owned wheelchair-accessible passenger vehicles to the City at a cost of \$10 per vehicle annually; providing 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, 7, and 9)**

ACTION: (Time-10:21 AM) Approved.

43. MOTION TO APPROVE interlocal agreement between Broward County and the City of Lauderdale for public transportation services; providing for the lease of five 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 1 and 9)**

ACTION: (Time-10:21 AM) Approved.

44. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Hillsboro Beach 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 may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission District 4)**

ACTION: (Time-10:21 AM) Approved.

45. MOTION TO APPROVE subject to approval and execution by Pembroke Pines, an interlocal agreement between Broward County and the City of Pembroke Pines 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 5, 6, and 8)**

ACTION: (Time-10:21 AM) Approved.

46. MOTION TO APPROVE interlocal agreement between Broward County and the City of Plantation for public transportation services; providing for the lease of four 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 1, 5, 7, and 9)**

ACTION: (Time-10:21 AM) Approved.

47. MOTION TO APPROVE interlocal agreement between Broward County and the City of Tamarac for public transportation services; providing a financial contribution to the City, in the amount of \$12,000 per vehicle annually, for capital cost of contracting one wheelchair-accessible vehicle; 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 1 and 3)**

ACTION: (Time-10:21 AM) Approved.

PORT EVERGLADES DEPARTMENT

48. **MOTION TO APPROVE** renewal of a lease agreement between Broward County and Worldwide Shore Services, Inc., for 21,340 square feet of warehouse space in Bays 2, 3, 4, 15, 16, and 17 of Building "F" in Foreign Trade Zone No. 25 at Port Everglades for a period of one year, effective October 1, 2003 through September 30, 2004, at an annual rental amount of \$178,400.16; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved.

49. A. **MOTION TO APPROVE** execution of a joint participation agreement (JPA) between Broward County Board of County Commissioners and the Florida Department of Transportation (FDOT) Financial Project No. 415398-1-94-01, for the purpose of providing funding in the amount of \$1,550,000 for security operational expenses incurred by the Broward County Port Everglades; and authorize the Mayor and Clerk to execute same; together with a Resolution authorizing the Mayor to execute and file said JPA; and providing an effective date.

ACTION: (Time-10:21 AM) Approved and adopted Resolution #2003-743.

- B. **MOTION TO ADOPT** unanticipated revenue Resolution 2003-744 within the Broward County Port Everglades Department Operating Fund (4700) for the Broward County Port Everglades Department for the purpose of providing funding in the amount of \$1,550,000 for security operational expenses already incurred by Broward County Port Everglades Department.

ACTION: (Time-10:21 AM) Approved.

OFFICE OF BUDGET SERVICES

50. **MOTION TO ADOPT** unanticipated revenue Resolution 2003-745 within the Law Enforcement Trust Fund in the amount of \$264,590 to fund a grant cash match and expenses for confidential investigations.

ACTION: (Time-10:21 AM) Approved.

51. MOTION TO APPROVE Fiscal Year 2004 Personnel Cap of 6,398 pursuant to Section 20.8 of the Administrative Code.

ACTION: (Time-10:21 AM) Approved.

52. MOTION TO APPROVE Fiscal Year 2004 travel appropriations in accordance with the Administrative Code, Section 20.29 to inform the Board of proposed travel for all Departments, Division, and Offices.

ACTION: (Time-10:21 AM) Approved.

OFFICE OF EQUAL OPPORTUNITY

53. A. MOTION TO APPROVE modification/amendment to the Fiscal Year 2003 Fair Employment Practice (FEP) Agency/Award contract (No. 3FPSLP0223) between Broward County and the Equal Employment Opportunity Commission (EEOC) due to the projected increase in the number of charges processed from 255 to 335, during period October 1, 2002 through September 30, 2003, from the amount of \$129,350 to \$169,350; which is an increase of \$40,000.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-746 in the amount of \$40,000 to increase the Fiscal Year 2003 Fair Employment Practice (FEP) Agency/Award contract between Broward County on behalf of the Civil Rights Division and the Miami District Office of the United States Equal Employment Opportunity Commission (EEOC) for the period of October 1, 2002- September 30, 2003.

ACTION: (Time-10:21 AM) Approved.

HISTORICAL COMMISSION

54. MOTION TO APPROVE 14th amendment to agreement between Broward County and Helen Landers for services as County Historian for the period October 1, 2003 through September 30, 2004 for \$19,485.84.

ACTION: (Time-10:21 AM) Approved.

COUNTY ATTORNEY

55. MOTION TO APPROVE settlement and release agreement with Glenn and Gabriel Shapanka, paying Broward County the amount of \$10,000 (inclusive of attorney's fees and costs) in settlement of a lawsuit filed in Broward County Circuit Court, Case No. 03-02107(25), Broward County v. Glenn and Gabriel Shapanka.

ACTION: (Time-10:21 AM) Approved.

56. MOTION TO APPROVE settlement and release agreements with Tobin's Towing, Inc., paying Broward County the amount of \$50,000 (inclusive of attorney's fees and costs) and United Rentals Inc., paying Broward County the amount of \$35,000 (inclusive of attorney's fees and costs) in settlement of a lawsuit filed in Broward County Circuit Court, Case No. 01-20381(07), Broward County v. Tobin's Towing and United Rentals, formerly known as U.S. Rentals, Inc.

ACTION: (Time-10:21 AM) Approved.

57. MOTION TO APPROVE settlement agreement with Aviation Constructors, Inc./Morse Diesel International, Inc., joint venture, Aviation Constructors, Inc. and AMEC Construction Management, Inc., formerly known as Morse Diesel International, Inc. relating to the New North Terminal Project at Fort Lauderdale-Hollywood International Airport.

ACTION: (Time-10:21 AM) Approved.

COUNTY ADMINISTRATION

58. MOTION TO AUTHORIZE County Administrator to execute assignment agreements with cities, volunteer associations and other entities related to Broward County Fire Rescue's (BCFR) transfer of services to BSO in accordance with the interlocal agreement approved by the Board on July 1, 2003; including assignment agreements providing for the County to make minor administrative changes and to retain certain County obligations set forth in the original agreements that cannot or are not contemplated to be assigned to BSO in accordance with the referenced Interlocal Agreement. All assignment agreements will be jointly prepared and approved by the County Attorney's Office and BSO's Department of Legal Affairs.

ACTION: (Time-10:21 AM) Approved.

COUNTY COMMISSION

59. MOTION TO FILE Resolution R-2003-274 of the City of Hollywood supporting Sun Cruz Casino's, L.L.C's, application to Broward County to relocate its "Cruise to Nowhere" to Port Everglades. (Mayor Wasserman-Rubin)

ACTION: (Time-10:21 AM) Approved.

60. MOTION TO FILE Resolution R-2003-244 of the City of Hollywood opposing the Broward County Planning Council recommendation to the Broward County Commission to adopt text amendment (PCT 03-4) amending Policy 8.07.04 to require school impact fees for new or additional bedroom additions prior to the acceptance of a building permit application by the City. (Mayor Wasserman-Rubin)

ACTION: (Time-10:21 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

61. MOTION TO ADOPT Resolution 2003-747 directing the County Administrator to publish a Notice of Public Hearing to be held October 14, 2003 at 2:00 PM, to consider an application to renew the non-exclusive franchise of Coleary Transport Company, Inc. to provide cargo handler services for a ten-year term at Port Everglades.

ACTION: (Time-10:21 AM) Approved.

62. MOTION TO ADOPT Resolution 2003-748 directing the County Administrator to publish a Notice of Public Hearing to be held October 14, 2003 at 2:00 PM, to consider an application to renew the non-exclusive franchise of Coleary Transport Company, Inc. to provide stevedore services for a ten-year term at Port Everglades.

ACTION: (Time-10:21 AM) Approved.

63. MOTION TO ADOPT Resolution 2003-749 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, October 28, 2003 at 2:00 PM, in Room 422 of the Governmental Center, to vacate and abandon a road right-of-way, lying and being in Broward County, Florida and located at 5001 Hallandale Beach Boulevard in the Town of Pembroke Park. Petitioner: Dale Village, Inc. (2003-V-08) (Katz, Barron, Squitiero & Faust, P.A. - Agent) **(Commission District 8)**

ACTION: (Time-10:21 AM) Approved.

64. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, October 28, 2003 at 2:00 PM in Room 422 of the Governmental Center to consider the issuance of a Class 2 - ALS Transfer renewal Certificate of Public Convenience and Necessity (COPCN) to Medics Ambulance Service, Inc.

ACTION: (Time-10:21 AM) Approved.

65. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, October 28, 2003, at 2:00 PM, in Room 422 of the Governmental Center to consider the issuance of a new Class 2 - ALS Transfer Certificate of Public Convenience and Necessity (COPCN) to the City of Pompano Beach Fire Rescue.

ACTION: (Time-10:21 AM) Approved.

66. MOTION TO DIRECT County Administrator to publish notice of Public Hearing to be held Tuesday, October 14, 2003, at 2:00 p.m. in Room 422 of the Governmental Center to consider a new Nonemergency Medical Transportation Service (NEMTS) license for Celebrity Wheelchair Services, Inc.

ACTION: (Time-10:21 AM) Approved.

67. MOTION TO DIRECT County Administrator to publish notice of Public Hearing to be held Tuesday, October 14, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider a new Nonemergency Medical Transportation Service (NEMTS) license for Darrell's Transportation Service, Inc.

ACTION: (Time-10:21 AM) Approved.

68. MOTION TO DIRECT County Administrator to publish notice of Public Hearing to be held Tuesday, October 14, 2003, at 2:00 PM in Room 422 of the Governmental Center to consider the renewal of Nonemergency Medical Transportation Service (NEMTS) license for Johnson Transportation Service, Inc.

ACTION: (Time-10:21 AM) Approved.

69. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, October 28, 2003, at 2:00 PM, in Room 422 of the Governmental Center to consider the issuance of a Class 1 - ALS Rescue renewal Certificate of Public Convenience and Necessity (COPCN) to the City of Weston.

ACTION: (Time-10:21 AM) Approved.

70. MOTION TO ADOPT Resolution 2003-750 directing the County Administrator to publish Notice of Public Hearing to be held on October 14, 2003 at 2:00 PM in Room 422 of the Governmental Center to consider adoption of a proposed Resolution 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; PROVIDING FOR POLICIES AND PROCEDURES CONCERNING CONSTITUENT HEALTH INFORMATION PRIVACY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-10:21 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

71. MOTION TO APPROVE Amendment 2 to Florida DEP Contract AQ164, Title V between the Broward County Board of County Commissioners and the Florida Department of Environmental Protection in the amount of \$324,766 (to \$974,298) to support federal air quality permitting; and authorize the Mayor and Clerk to do the same.

ACTION: (Time-10:21 AM) Approved.

72. A. MOTION TO ACCEPT Section 103 grant award by the U.S. Environmental Protection Agency (USEPA) in the amount of \$53,869 to fund particulate matter 2.5 monitoring in Broward County; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant for the Department of Planning and Environmental Protection.

ACTION: (Time-10:21 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2003-751 within Fund 8300 for the Department of Planning and Environmental Protection in the amount of \$53,869 for the purposes of recognizing the Section 103 grant funds received from the USEPA.

ACTION: (Time-10:21 AM) Approved.

73. MOTION TO APPROVE Amendment 2 to Florida DEP Contract AQ169, Ambient Monitoring between Broward County Department of Planning and Environmental Protection, Air Quality Division and the Florida Department of Environmental Protection in the amount of \$241,110. The purpose of the contract is to provide for continuation of the ambient air monitoring for a period of one year from October 1, 2003 to September 30, 2004; and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-10:21 AM) Approved.

BIOLOGICAL RESOURCES DIVISION

74. MOTION TO APPROVE fifth and final amendment to the agreement between Broward County and the Florida Fish and Wildlife Conservation Commission for restoration of the USS Memphis reef grounding site to add the year 5 State funding increment of \$16,912 to the original agreement

ACTION: (Time-10:21 AM) Approved.

75. MOTION TO ACCEPT cash bond in the amount of \$14,690 from Investor Financial Corporation for construction, monitoring and maintenance of a 0.60 acre mitigation area in the Town of Davie. **(Commission District 5)**

ACTION: (Time-10:21 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: In the Motion, the cash bond reads \$14,690 and should read: \$14,640.)

BUILDING CODE SERVICES DIVISION

76. MOTION TO APPROVE interlocal agreement between Broward County and the City of Plantation to provide Florida Building Code inspection and plan review services to the City upon execution through September 30, 2004, and authorize the Mayor and Clerk to execute same. Broward County will recapture the cost of providing these services through revenues collected from fees charged to the City. There is an effort underway to assess the fiscal impact of the current hourly rates indicated in the interlocal agreement. Should the cost analysis reveal that rates are not adequately recapturing costs, a rate adjustment will be implemented. **(Commission Districts 1, 9)**

ACTION: (Time-10:21 AM) Approved.

DEVELOPMENT MANAGEMENT DIVISION

77. MOTION TO DIRECT County Attorney to draft an Ordinance amending Chapter 5, Article IX, (the Broward County Land Development Code) and Chapter 27 (Natural Resource Protection) of the Code of Ordinances, relating to the assessment of impact fees.

ACTION: (Time-10:21 AM) Approved.

WATER RESOURCES DIVISION

78. MOTION TO ADOPT unanticipated revenue Resolution 2003-752 within the general capital fund (3010) for the Water Resources Division in the amount of \$175,000 for the purpose of constructing secondary canal improvements for enhanced surface water storage, aquifer recharge, and flexibility in providing flood control. **(Commission Districts 1, 2, 3, and 9).**

ACTION: (Time-10:21 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

79. DISCUSSION of Plat entitled "Diamond Creek" - **Commission District 5**, (052-MP-02).

ACTION: (Time-10:21 AM) Deferred to May 4, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study regional transportation concurrency.

80. DISCUSSION of plat entitled "Park Place At Plantation" - **Commission District 9**, (012-MP-03).

ACTION: (Time-10:21 AM) Approved the plat, as amended, and subject to staff's recommendations as outlined in the Development Review Report. Legal Access has been documented.

81. DISCUSSION of plat entitled "601 Old Federal Highway Plat" - **Commission District 6**, (071-MP-02). (Deferred from August 12, 2003.)

ACTION: (Time-10:21 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

82. DISCUSSION of plat entitled "Perry and Perry Properties" - **Commission District 9**, (095-MP-01). (Deferred from June 17, 2003.)

ACTION: (Time-10:21 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

83. DELEGATION William H. Wolf III regarding request to amend the note on the Giller Plat - **Commission District 7**, (001-MP-93).

ACTION: (Time-10:21 AM) Deferred to May 4, 2004 or sooner, based on Section 5-181(j) of the Land Development Code, to study regional transportation concurrency.

84. DELEGATION: Cary D. Winningham, regarding request to amend the note on the Country Lakes Northwest Quadrant Plat - **Commission District 8**, (033-MP-96). (Deferred from April 1, 2003.)

ACTION: (Time-10:21 AM) Approved subject to staff's recommendations.

85. DELEGATION: Edward P. Ploski regarding request to amend the non-vehicular access line on the Westwood Plaza Plat - **Commission District 2**, (104-MP-88).

ACTION: (Time-10:21 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

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

A. **HISPANIC HERITAGE MONTH**

The Mayor announced that the County is in the midst of celebrating Hispanic Heritage month with many events continuing in to October. Anyone interested in attending one or more of the events can contact Debbie Llenza at (954) 347-7403 or by web site: dllenza@browardlibrary.org.

ACTION: (Time-10:29 AM) The Mayor asked staff to provide ribbons commemorating Hispanic Heritage Month. See Page *****

B. **HISPANIC HUMAN SERVICES SUMMIT**

The recent Hispanic Human Services Summit was a great success. The goal was to bring together Human Services institutions and stakeholders interested in participating in a needs assessment leading to the development of a consolidated continuum of services. FAU has been retained by Hispanic Unity of Florida to perform the countywide needs assessment.

ACTION: (Time-10:29 AM) No Board action was necessary. See Page *****

UNITED WAY CAMPAIGN

The United Way campaign kicks off October 1, 2003. The County Goal is to have 3,000 employees participate. Peg Buchan, Facilities Management Administration, is the County's United Way representative. One in five Broward County residents receives services from United Way. The Mayor mentioned that the tickets for the United Way's First Annual Mayor's Gala on October 18, 2003 are selling quickly.

ACTION: (Time-10:29 AM) The Mayor was asked to research whether any purchase of tickets by county employees for the United Way's First Annual Mayor's Gala could be accredited to the County. See Page *****

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

ACTION: (Time-10:32 AM) No Board action was taken.

PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

88. **MOTION TO APPROVE** contract for sale and purchase between First United Church of Christ, Inc. and Broward County, in the amount of \$211,500 for the purchase of 0.92 acres (39,900 square feet) know as Open Space Site OS-79; the property is comprised of six lots; three of the lots front on Tyler Street and three lots front on Polk Street, Hollywood, 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 6)**

ACTION: (Time-10:35 AM) Approved. See Page *****

89. **MOTION TO APPROVE** contract for sale and purchase between Eugene Jordan and Broward County, in the amount of \$48,000; for purchase of 3,750 square feet of land including an 884 square foot building, known as Open Space 33.3 (OS-33.3) in the Broward County Land Preservation Inventory. The property is located at 606 Foster Road, Hallandale Beach, 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 8)**

ACTION: (Time-10:36 AM) Approved.

END OF PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

90. MOTION TO ACCEPT addition of Site 39, located within the City of Coconut Creek, into the Conservation Land and Green Space Inventory as a Conservation Land; and authorize the Real Property Section to initiate the acquisition process on the property. **(Commission District 2)**

ACTION: (Time-10:36 AM) Approved.

91. MOTION TO ACCEPT addition of Site 453, located within the Town of Davie, into the Conservation Land and Green Space Inventory as a Green Space; and authorize the Real Property Section to initiate the acquisition process on the property. **(Commission District 7)**

ACTION: (Time-10:36 AM) Approved.

92. MOTION TO ACCEPT addition of Site 454, located within the City of Hallandale Beach, into the Conservation Land and Green Space Inventory as a Green Space; and authorize the Real Property Section to initiate the acquisition process on the property. **(Commission District 6)**

ACTION: (Time-10:37 AM) Approved. See Page *****

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

93. A. MOTION TO ADOPT Resolution 2003-761 accepting a two year business lease agreement containing Tenant's unconditional right to terminate after six months between Broward County (Tenant) and Alice D, Lowry (Landlord) for the 9,152 square feet for the Revenue Collection Division's auto tag agency located at 815, 825 and 835 NE 13th Street, Fort Lauderdale, Florida; commencing November 1, 2003 and terminating October 31, 2005 at \$8.07 per square foot; \$6,154.72 monthly; \$73,856.64 annually; authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (Time-10:37 AM) Approved. See Page *****

- B. MOTION TO DIRECT staff to conduct due diligence and begin negotiations for purchase of a warehouse located at 1801 NW 64th Street in Fort Lauderdale.

ACTION: (Time-10:37 AM) Approved. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

94. A. MOTION TO ADOPT Resolution 2003-753 authorizing the issuance of not exceeding \$44,000,000 Solid Waste System Revenue Refunding Bonds, Series 2003A and \$16,000,000 Solid Waste System Revenue Refunding Bonds, Series 2003B (AMT), for the purpose of refunding certain outstanding Solid Waste System Revenue Bonds; providing for registration through a Book-Entry System; authorizing the distribution of a Preliminary Official Statement and Official Statement; establishing criteria for determining the date, interest rates, provisions for redemption and maturity schedule of the bonds; authorizing the County Administrator to award the sale of the bonds to one or more of the original purchasers described herein on a negotiated basis; authorizing a Continuing Disclosure Certificate and an Escrow Deposit Agreement; approving the form, execution and delivery of a Bond Purchase Agreement and the conditions and criteria of such sale; delegating the appointment of certain providers and the provision of certain bond insurance terms and conditions; providing for the payment of such bonds and the interest thereon from pledged revenues; setting forth the rights and remedies of the holders of such bonds and other indebtedness; authorizing all proper officials to do all things necessary in connection with the issuance, sale and delivery of the bonds; and providing an effective date.

ACTION: (Time-10:21 AM) Approved. (Transferred to the Consent Agenda.)

- B. MOTION TO RECEIVE input from the Resource Recovery Board regarding the proposed structure of the refunding bonds at the Resource Recovery Board meeting of September 25, 2003.

ACTION: (Time-10:21 AM) Approved. (Transferred to the Consent Agenda.)

PURCHASING DIVISION

For Public Works Department

95. A. MOTION TO REJECT all responses to RLI 20030228-0-FC-01. (Withdrawn from July 1, 2003 Agenda)

ACTION: (Time-10:25 AM) Approved.

- B. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide security services at various facilities and locations within Broward County, and approve Request for Letters of Interest (RLI) 20030902-0-FC-01.

ACTION: (Time-10:25 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Lieberman and Parrish; Director, Office of General Services, Public Works Department (Chair); Director, Office of Environmental Services, Public Works Department; Director, Parks and Recreation Division, Community Services Department, and Director, Operations Division, Aviation Department. Plus, administrative support staff from the offices of County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing and the using agencies.

The Board directed staff to schedule a preliminary meeting with all of the members of the Selection/Negotiation Committee before staff puts the RLI out for bid. Further, the Board directed staff that all information that is responsive to the RLI must be verified as accurate prior to short listing. See Page *****

OFFICE OF ECONOMIC DEVELOPMENT

96. MOTION TO APPROVE Broward Alliance Fiscal Year 2004 Business Plan and Budget pursuant to the agreement between Broward County and the Broward Alliance. The organization serves as Broward County's key private sector partner in economic development complementing the County's broader economic development initiatives coordinated by the Office of Economic Development.

ACTION: (Time-11:29 AM) Approved. The Board requested that the Broward Alliance include International Trade in their mission statement. Also, the Alliance will submit an interim report to the County Commission. See Page *****

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

97. MOTION TO NOMINATE Mr. Carey Frazier for appointment to the Broward County HIV Health Services Planning Council.

ACTION: (Time-10:21 AM) Approved. (Transferred to the Consent Agenda.)

98. MOTION TO DIRECT staff to enter into a contract with Steinberg & Associates for consultant services related to the Federal permitting and NEPA documentation for the Broward County Shore Protection Project.

ACTION: (Time-10:41 AM) Approved. See Page *****

SAFETY AND EMERGENCY SERVICES DEPARTMENT

FIRE RESCUE DIVISION

99. MOTION TO APPROVE interlocal agreement between Broward County and the City of Lauderdale Lakes for Participation in the Federal Emergency Management Agency's Assistance to Firefighters Grant Program for the purchase of a Fire Safety trailer, in the amount of \$6,261; which represents 10 % of the total grant/purchase amount of \$62,615; effective upon execution and continuing through the normal operating lifetime of the trailer, subject to approval by the City at its Commission meeting on Tuesday, September 23, 2003 at 7:00 PM; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (Time-10:21 AM) Withdrawn for further staff review.

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

100. MOTION TO APPROVE interlocal agreement by and between Broward County, the City of Coral Springs and the Coral Springs Community Redevelopment Agency (CRA) providing for participation in alternative financing for redevelopment projects within the boundaries of the Coral Springs CRA in lieu of traditional tax increment payments for five years (Pilot Project), after which the County may opt to: 1) continue the methodology for the remaining 15-year term of the agreement, or 2) revert to traditional tax increment payments (not to include properties covered by the 5-year Pilot Project) commencing in the sixth year of the agreement for a 20-Year period; and authorize the Mayor and Clerk to execute same. **(Commission District 3)**

ACTION: (Time-10:48 AM) Approved.

COUNTY ATTORNEY

101. MOTION TO ESTABLISH salary for the County Attorney for Fiscal Year 2004, effective October 1, 2003.

ACTION: (Time-10:48 AM) The Board approved an amendment to the County Attorney's contract to increase his salary by 5%, plus a \$10,000 (net) performance bonus. See Page *****

COUNTY ADMINISTRATOR

102. MOTION TO EVALUATE County Administrator and establish salary for Fiscal Year 2004, effective October 1, 2003.

ACTION: (Time-10:48 AM) The Board approved an amendment to the County Administrator's contract to increase his salary by 5%, plus a \$10,000 (net) performance bonus.

Further, the Board suggested that Deputy County Administrator Bertha Henry receive a \$5,000 (net) performance bonus, in addition to any other performance bonuses she may receive. See Page *****

COUNTY COMMISSION

103. A. MOTION TO DIRECT staff to investigate the cost of retrofitting the electronic voting machines to have paper receipts. (Deferred from September 16, 2003 - Item No. 46) (Vice-Mayor Lieberman)

ACTION: (Time-12:15 PM) Approved. 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-12:15 PM) Approved. See Page *****

104. MOTION TO REVIEW Board of Adjustment Variance 2003-ZV-029 to Mazal Tov 613, Inc., 501-601 E. Sample Road, Pompano Beach - Board of Adjustment hearing held August 7, 2003. (Deferred from September 9, 2003 - Item No. 92) (Commissioner Jacobs)

ACTION: (Time-12:35 PM) The Board of County Commissioners remanded Board of Adjustment Variance 2003-ZV-029 to Mazal Tov 613, Inc., 501-601 E. Sample Road, Pompano Beach back to the Board of Adjustment. See Page *****

105. MOTION TO APPROVE nomination of Mr. David H. Rush to the Florida Atlantic Research and Development Authority. His current term expires on October 8, 2003. (Commissioner Gunzburger)

ACTION: (Time-10:21 AM) Approved. (Transferred to the Consent Agenda.)

106. COUNTY COMMISSION LIAISON REPORT

- A. SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD) - UPDATE - REVISIONS TO THE LONG TERM PLAN - COMMISSIONER JACOBS

Commissioner Jacobs commented that she recently asked the County Attorney for an opinion as to whether the Long Term Plan for CERP could be modified; his opinion was that it could be. Ultimately, the SFWMD did agree that the CERP could be modified. Commissioner Jacobs stated that out of 16 counties of the Water Management District, only Broward County offered comments. As a result, Broward's comments were incorporated into the modifications of the Long Term Plan. Commissioner Jacobs commended staff.

ACTION: (Time-4:45 PM) No Board action was taken.

B CHILDREN'S SERVICE COUNSEL - FUNDING FOR GENERAL MASTER - COMMISSIONER GUNZBURGER

Commissioner Gunzburger informed the Board that the issue of funding an additional General Master to handle dependency cases was discussed. Commissioner Gunzburger voted the Commission's position, on behalf of the County Commission. Although she voted no, the item passed eight to one. In addition, case workers will be added to the funding as well.

ACTION: (Time-4:47 PM) No Board action was taken.

C. FEDERAL GOVERNMENT LIAISON UPDATE - VICE MAYOR LIEBERMAN

Vice Mayor Lieberman highlighted the FY04 Broward County Appropriations requests.

ACTION: (Time-4:47 PM) No Board action was taken.

NON AGENDA

107. RENEWED INTEREST IN ADULT CLUBS TO LOCATE IN BROWARD COUNTY - COMMISSIONER JACOBS

ACTION: (Time-4:50 PM) The County Administrator will meet with Commissioner Jacobs regarding how to address the changes in zoning related to this matter. See Page *****

108. SCHEDULE A GUEST SPEAKER - COMMISSIONER JACOBS

ACTION: (Time-4:53 PM/4:55 PM) The Board directed staff to investigate inviting Robert D. Putnam, a professor from Harvard University, as a guest speaker to address the County Commission regarding his ideas about the revival of the American community and how planning as elected officials help or hinder the effort.

Commissioner Gunzburger suggested inviting all elected city officials to take part in the discussion. If not, to video tape the meeting for cities to share in the learning experience with the County Commission. See Page *****

109. LIVING WAGE ORDINANCE - COMMISSIONER GUNZBURGER

ACTION: (Time-4:55 PM) No Board action was taken. See Page *****

110. BIRTH ANNOUNCEMENT - REPRESENTATIVE RON GREENSTEIN AND WIFE, REBECCA - A SON, NOAH GREENSTEIN

ACTION: (Time-4:55 PM) The Board congratulated the Greensteins on the birth of their second son. See Page *****

111. LETTER FROM LAND PRESERVATION ADVISORY BOARD - RE-PRIORITIZATION PURCHASE OF DEVELOPMENT RIGHT SITES BY THE COUNTY COMMISSION - VICE MAYOR LIEBERMAN

ACTION: (Time-4:56 PM) The Board directed Steve Somerville, director, Department of Planning and Environmental Protection, to research the issue and return before the Board with a recommendation. See Page *****

112. CONGRATULATIONS TO DEPUTY COUNTY ATTORNEY SHARON CRUZ - CITY OF HALLANDALE BEACH - OCEAN MARINE YACHT CLUB - VICE MAYOR LIEBERMAN

ACTION: (Time-4:56 PM) The Vice Mayor commended Ms. Cruz and her staff for the great job they did. See Page *****

113. PASSING OF CAROLE SCOTT, OFFICE OF INFORMATION TECHNOLOGY - VICE MAYOR LIEBERMAN

ACTION: (Time-4:57 PM) Vice Mayor Lieberman, on behalf of the Board, extended deepest sympathy to Carole Scott's husband, Eric and daughter, Elizabeth. She stated that Ms. Scott was an organ donor. See Page *****

MEETING/WORKSHOP NOTICES

SELECTION/NEGOTIATION COMMITTEE
FOOD SERVICES AT BROWARD COUNTY JUDICIAL COURTHOUSE

RLI No. 20030403-0-FC-01
Tuesday, September 23rd in Room 430 at 9:00 AM

SELECTION/NEGOTIATION COMMITTEE
BENEFIT WORK PLAN
Tuesday, September 23rd in Room 430 at 4:00 PM

BUDGET PUBLIC HEARING (FINAL)

Tuesday, September 23rd in Room 422 at 5:01 PM

