

MEETING OF SEPTEMBER 26, 2006

(Meeting convened at 10:00 a.m.; recessed at 1:00 p.m.; reconvened at 11:06 p.m. and adjourned at 1:37 a.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Lieberman.

CALL TO ORDER

MOMENT OF SILENCE

In memory of John P. Lyons, Mayor of the Town of Pembroke Park.

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPOINT Chief William Huff to the Broward Regional Emergency Medical Services Council. (Commissioner Jacobs)

ACTION: (Time-10:14 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE second amendment to the agreement between Broward County and Tetra Tech, Inc. (formerly known as Williams Hatfield, & Stoner) for consultant services for general engineering services at the Ft. Lauderdale - Hollywood International and North Perry Airports in Broward County, Florida, (RLI No. 20030123-AV-01-RB), exercising the first one-year renewal option from October 1, 2006 to September 30, 2007, increasing the agreement amount not to exceed \$222,630.86 for Fiscal Year 2007, from \$3,283,803.72 to \$3,506,434.58; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved, as amended. (See County Auditor's memo of September 25, 2006.)

3. MOTION TO APPROVE second amendment to the agreement between Broward County and DMJM+Harris, Inc. for consultant services for general engineering services at the Ft. Lauderdale - Hollywood International and North Perry Airports in Broward County, Florida, (RLI No. 20030123-AV-01-RB), exercising the first one-year renewal option from October 1, 2006 to September 30, 2007, increasing the agreement amount not to exceed \$1,475,763.80, for Fiscal Year 2007; from \$3,062,577.16, to \$4,538,340.96; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved, as amended. (See County Auditor's memo of September 25, 2006.)



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

4. MOTION TO APPROVE agreement between Broward County and T.Y. LIN International for consultant services for professional engineering design and construction administration for the Taxiway and Ramp Rehabilitation Program at FLL, (RLI No. 20051013-0-AV-1). The initial period of this agreement shall commence upon Board approval and end September 30, 2009, for a maximum not-to-exceed amount of \$3,997,302.46, which includes basic services in the amount of \$3,090,302.40; optional services up to a maximum of \$475,000.00, and reimbursable expenses up to a maximum amount of \$432,000.00; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:21 AM) Approved, as amended, with a new multiplier being used of 2.95. (See Exhibit B – Salary Costs.) (Refer to minutes for full discussion.)

5. MOTION TO APPROVE Terminal Building Lease Agreement (“TBLA”) between Broward County, Florida and Aerovias de Mexico S.A. de C.V. d/b/a AeroMexico (“AeroMexico”) for the lease and use of 422 square feet of Airline Ticket Offices and 22 square feet of Airline Ticket Office common hallway in Terminal 4 at the Fort Lauderdale-Hollywood International Airport (“FLL”), with anticipated annual revenues of \$17,423; effective upon Board approval, for a five year term, with a 30-day written notice of termination by either party, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

6. MOTION TO APPROVE third amendment to the agreement between Broward County and Harris Miller Miller & Hanson, Inc. (HMMH) for acoustical consulting services at Fort Lauderdale/Hollywood International Airport (RLI 20021015-0-AV-01), increasing the agreement amount not to exceed \$199,800; from \$345,931 to \$545,731; exercising the first one-year option from October 1, 2006 to September 30, 2007, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:23 AM) Approved. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION


7. MOTION TO ADOPT Resolution 2006-633 creating a non-vehicular access line, right-of-way, drainage and utility easement, and securing the construction and completion of road improvements related to Parcels 21 and 23 of the “Alpha 250” Plat (Plat No. 006-MP-93) **(Commission District 2)**

ACTION: (Time-10:14 AM) Approved.


8. MOTION TO APPROVE amendment to Required Improvements Agreement between Broward County and 15500 Pines Boulevard Corporation, relating to the 15500 Pines Boulevard Plat (047-MP-99) with a contract value estimated at \$101,675.00; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:14 AM) Approved.

REAL PROPERTY SECTION

-  9. MOTION TO APPROVE Contract for Sale and Purchase between Broward County and Edgar N. Loew, in the amount of \$12,000 for the County's purchase of West Lake Parcel 203, located in the subdivision known as Hollywood Central Beach, Plat Book 4, Page 20, Lot 14, Block 83; Parks and Recreation Division authorizes Real Property Section to acquire this parcel, using funds approved by Aviation Department and Port Everglades Department; authorize the Mayor and Clerk to execute Contract for Sale and Purchase, and authorize acceptance and recordation of deed. **(Commission District 6)**

ACTION: (Time-10:28 AM) Approved. (Refer to minutes for full discussion.)

-  10. MOTION TO APPROVE Contract for Sale and Purchase between Broward County and Benjie Sperling in the amount of \$28,000; for the County's purchase of West Lake Parcels 132, 133, and 134, located in the subdivision known as Hollywood Central Beach Business Section, Plat Book 6, Page 16, Lots 12, 13, and 14, Block 49. The Parks and Recreation Division authorizes Real Property Section to acquire this parcel using funds approved by Aviation Department and Port Everglades Department; authorize the Mayor and Clerk to execute Contract for Sale and Purchase, and authorize acceptance and recordation of deed. **(Commission District 6)**

ACTION: (Time-10:28 AM) Approved. (Refer to minutes for full discussion.)

11. MOTION TO APPROVE Revocable License Agreement between Broward County and MetroPCS Florida, LLC., a Florida corporation, hereinafter Licensee, to permit Licensee to co-locate its telecommunications equipment on the County owned communications tower, commonly known as the Bluegrass Tower, located at 14401 SW 55th Street, Miramar, for a term of 10 years, with Licensee having the option to renew the agreement for two additional and consecutive terms of five years each; Licensee agrees to pay to the County a fee of \$347,902.43, for the initial term; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:14 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

12. MOTION TO FILE Broward County, Florida, Single Audit Report Federal and State Grants for the year ended September 30, 2005.

ACTION: (Time-10:32 AM) Approved, with the Board directing staff to look into a policy on means testing. (Refer to minutes for full discussion.)

13. MOTION TO FILE Tangible Property Asset Disposal Certificate No. 437.

ACTION: (Time-10:14 AM) Approved.

HUMAN RESOURCES DIVISION

14. A. MOTION TO APPROVE Request for Letters of Interest (RLI) No. 20060503-0-HRB-01RE to provide Group Legal Insurance.

ACTION: (Time-10:41 AM) Approved, with the Board directing the County Auditor to examine the security deposit held by the state to determine whether Broward County is adequately protected. Furthermore, should the County Auditor find the amount of security is inadequate given the premium, an addendum be added. (Refer to minutes for full discussion.)

- B. MOTION TO AUTHORIZE Purchasing Director to negotiate and execute an amendment to the current contract between Broward County and ARAG Insurance Company for the continued provision of Group Legal Insurance benefits in the event the procurement for a successor vendor agreement is not completed by December 31, 2006.

ACTION: (Time-10:41 AM) Approved. (Refer to minutes for full discussion.)

PURCHASING DIVISION

For Greater Fort Lauderdale Convention and Visitor's Bureau


15. **MOTION TO APPROVE** first amendment to the agreement between Broward County and Hyland Associates, Inc. for generating leads for convention and meeting sales at the Broward County Convention Center; extending the original agreement by two years with two, one-year renewal options in the estimated annual amount of \$41,400 for the Greater Fort Lauderdale Convention and Visitors Bureau (GFLCVB); and authorize the Purchasing Director to execute the renewals and the Mayor and Clerk to execute the first amendment. The initial contract period shall begin on date of execution and terminate on September 30, 2008.

ACTION: (Time-10:14 AM) Approved.

For Public Works and Transportation Department


16. **MOTION TO APPROVE** release of retainage and final payment in the amount of \$8,471.42, to Advanced Fire and Security for Northport Parking Garage fire alarm upgrades, Bid No. L-6-03-183-CF. (Project No. 654901B)

ACTION: (Time-10:14 AM) Approved.

-  17. **MOTION TO AWARD** open-end contract to low responsive, responsible bidder, Waste Management, Inc. of Florida, for recycling services for Broward County schools, government facilities and colleges (re-bid), Bid No. G606233B3 for Group Nos. 1 and 2 in the estimated three-year contract amount of \$1,956,475.50, for the Waste and Recycling Services Division; and authorize the Purchasing Director to renew the contract for two, one-year periods for a total potential contract amount of \$3,260,792.50. The initial contract period shall begin on October 1, 2006, and shall terminate three years from that date.


ACTION: (Time-10:14 AM) Approved.

HUMAN SERVICES DEPARTMENT

-  18. MOTION TO ADOPT Resolution 2006-634 of the Board of County Commissioners of Broward County, Florida, authorizing appropriations and disbursements for providers for Fiscal Year 2006 and 2007; approving funding for not-for-profit organizations; governmental entities, and for profit organizations for the provision of services using Fiscal Year 2006 and Fiscal Year 2007 funding in the total amount of \$ 1,003,575; authorizing the County Administrator to execute for both Fiscal Year 2006 and Fiscal Year 2007 the previously approved standard form contracts and addendums previously approved by Resolution No. 2006-443 for Fiscal Year 2007; authorizing the County Administrator to execute an amendment to an existing agreement; providing for review by the County Attorney's office; providing for severability; and providing for an effective date.

ACTION: (Time-10:14 AM) Approved.


CHILDREN'S SERVICES ADMINISTRATION DIVISION

-  19. A. MOTION TO APPROVE agreement between the State of Florida Office of the Attorney General and Broward County, Grant No. V6124 from October 1, 2006 through September 30, 2007, in the amount of \$200,871; for the purpose of providing services for victim assistance in non-caretaker child abuse and adult sexual assault, and authorize the Mayor to execute same. A 25% County in-kind match is required and is being provided through current staff resources.

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-635 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 \$200,871 for the purpose of providing victim assistance in non-caretaker child abuse and adult sexual assault.

ACTION: (Time-10:14 AM) Approved.

-  20. MOTION TO APPROVE agreement between Broward County and Prison Health Services, Inc. from October 1, 2006 through September 30, 2007 in the amount of \$217,714.27, for the purpose of performing forensic medical examinations of adults and children involved in allegations of sexual abuse, and authorize the Mayor to execute same. Funding for this agreement has been allocated in the Fiscal Year 2006-2007 budget process, and is available in the Children's Services Administration Division, Sexual Assault Treatment Center General Fund.

ACTION: (Time-10:14 AM) Approved.

ELDERLY AND VETERANS SERVICES DIVISION

21. MOTION TO APPROVE Agreement No. 07-EVSD-8209-01 between Broward County and the Areawide Council on Aging of Broward County, Inc. from October 1, 2006 to September 30, 2007 in the amount of \$664,968; for the purpose of providing local match funding of senior services, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.


FAMILY SUCCESS ADMINISTRATION DIVISION

22. A. MOTION TO APPROVE Agreement No. 07SB-5N-11-16-01-003 between Broward County and the State of Florida, Department of Community Affairs, in the amount of \$1,220,053 for the purpose of providing child care, tuition payments, and emergency rental assistance to low income households in Broward County; from October 1, 2006 to September 30, 2007 and authorize the Mayor and Clerk to execute same. This Agreement requires \$169,048 of in-kind match, and \$90,000 of cash match which is available in the Family Success Administration budget for Fiscal Year 2007.

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-636 in the Community Service Block Grant Fund (9210) in the amount of \$1,220,053; for the purpose of providing child care, tuition payments, and emergency rental assistance to low income households in Broward County.

ACTION: (Time-10:14 AM) Approved.

-  23. MOTION TO APPROVE agreement between Broward County and Legal Aid Services of Broward County, Inc. in the amount not to exceed 100% of the line item budget allocated to Legal Aid for the fiscal year as set forth in County's budget, from October 1, 2006 through September 30, 2007, with two annual renewal options for legal services for indigent citizens of Broward County, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

24. A. MOTION TO APPROVE Amendment No. 0001 to Agreement LK623 between the State of Florida Department of Children and Families and Broward County, for the purpose of decreasing the maximum contract amount by \$230,000; from \$2,100,000 to \$1,870,000; to adopt the Fiscal Year 2007 grant budget, and make other changes conforming definitions and requirements of the agreement to current State grant guidelines, and authorize the Mayor to execute the same. No County match is required.

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-637 in the amount of \$870,000 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-10:14 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

25. MOTION TO APPROVE Amendment No. 2 to Agreement 05-SAHCS-8312-03 between Broward County and the South Broward Hospital District (SBHD), from date of execution to September 30, 2007 in the amount of \$147,199.30, for the purpose of extending the County's current partnership 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 the Substance Abuse and Health Care Services Division budget.

ACTION: (Time-10:14 AM) Approved.

26. MOTION TO APPROVE agreement between the State of Florida Department of Health and Broward County from October 1, 2006 to September 30, 2007, in the amount of a cash contribution not to exceed \$1,973,400; for the purpose of enabling the County Health Department (CHD) to promote, protect, maintain, and improve the health and safety of the citizens and visitors of Broward County; and authorize the Mayor and Clerk to execute same. Funding has been approved and allocated in the Fiscal Year 2007 budget of the Substance Abuse and Health Care Services Division.

ACTION: (Time-10:14 AM) Approved.

27. MOTION TO ADOPT Resolution 2006-638 of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and services of certain nonprofit organizations which are state funded community mental health service providers serve a public purpose; authorizing revised appropriations and disbursements for those providers in the amount of \$2,325,240 for Fiscal Year 2006-2007; prescribing requirements and conditions for disbursement of appropriated funds; approving revised funding for nonprofit organizations; authorizing the County Administrator to execute previously approved form agreements on behalf of the County; providing for severability, and providing for an effective date.

ACTION: (Time-10:14 AM) Approved.

28. MOTION TO APPROVE Grant Application to the U.S. Department of Health and Human Services Health Resources and Services Administration (HRSA), in the amount of \$17,671,020 for the Substance Abuse and Health Care Services Division of Broward County, to provide health care related services to HIV/AIDS persons from March 1, 2007 through February 29, 2008, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. No County match is required as this is a 100% federally funded grant.

ACTION: (Time-10:47 AM) Approved. (Refer to minutes for full discussion.)

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

29. MOTION TO APPROVE amendments to the shell contract changing from a one year to a three year termination date for each provider in the "Stop Pet Overpopulation Together" (S.P.O.T.) program for sterilization vouchers, and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

LIBRARIES DIVISION

30. MOTION TO ADOPT Resolution 2006-639 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation from Stephen R. Hoff of \$602.67, to be deposited in the Broward County Library Trust Fund for use at the Southwest Regional Library for the purchase of an Arden Shakespeare Series; authorizing the County Administrator to take all administrative and budgetary actions and execute all forms required to implement same; and providing for an effective date. **(Commission District 8)**

ACTION: (Time-10:14 AM) Approved.

PARKS AND RECREATION DIVISION

31. A. **MOTION TO APPROVE** Interlocal Agreement (ILA) between the Children's Services Council of Broward County (CSCBC) and Broward County (County), in the amount of \$400,000 for the County's SWIM Central Program, to provide for reimbursements to contracting agencies for water safety education and instruction for children countywide, from October 1, 2006, to September 30, 2007, and authorize the Mayor and Clerk to execute same (Requires a \$400,000 County cash match).

ACTION: (Time-10:14 AM) Approved.

- B. **MOTION TO ADOPT** unanticipated revenue Resolution 2006-640 in the General Fund for the Parks and Recreation Division, in the amount of \$400,000 for the benefit of the County's SWIM Central Program.

ACTION: (Time-10:14 AM) Approved.

ENVIRONMENTAL PROTECTION DEPARTMENT

AIR QUALITY DIVISION

32. A. **MOTION TO ACCEPT** U.S. Environmental Protection Agency (U.S. EPA) Cooperative Agreement A-00402606-1, representing the second installment of the Fiscal Year 2006 Section 105 grant award, in the amount of \$123,929; consisting of \$111,882 in cash from U.S. EPA and \$12,047 in EPA in-kind services, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the amendment for the Environmental Protection Department (EPD). The project and budget period is from October 1, 2005 to September 30, 2006.

ACTION: (Time-10:14 AM) Approved.

- B. **MOTION TO ADOPT** unanticipated revenue Resolution 2006-721 within the Air Pollution Control Fund (8300) for the EPD in the amount of \$123,929; for the purpose of recognizing the Section 105 grant funds received from U.S. EPA.

ACTION: (Time-10:14 AM) Approved.

BIOLOGICAL RESOURCES DIVISION

33. **MOTION TO ACKNOWLEDGE** use of the South Dade/Everglades Mitigation Bank by Pembroke Lakes Square, LLC and Pembroke Lakes Square II, LLC as compensatory mitigation for wetland impacts associated with Phase II of a commercial development in the City of Pembroke Pines. **(Commission District 5)**

ACTION: (Time-10:14 AM) Approved.

34. **MOTION TO ACCEPT** Joint Deed of Conservation Easement and agreement from Miramar Associates IV, LLLP for preservation of a wetland mitigation area, comprising 2.45 acres of real property located south of Bass Creek Road and west of SW 172nd Avenue in the City of Miramar. **(Commission District 8)**

ACTION: (Time-10:14 AM) Approved.

PORT EVERGLADES DEPARTMENT

35. **MOTION TO APPROVE** first amendment to the Lease Agreement between Broward County and Port Consolidated, Inc., f/k/a/ Port Petroleum, Inc, to allow for the extension of the lease for 11,608 square feet of vacant land located at Port Everglades, for the period of October 1, 2006 through March 31, 2007, with rent in the amount of \$10,447.20, over the lease term; and authorize the Mayor and Clerk to execute same.

ACTION: (Time-10:14 AM) Approved.

OFFICE OF MANAGEMENT AND BUDGET

36. **MOTION TO ADOPT** unanticipated revenue Resolution within the Law Enforcement Trust Fund in the amount of \$50,529 to provide funding to match grant funds for the purchase of aircraft surveillance equipment for the Strategic Investigations Unit.

ACTION: (Time-10:14 AM) Withdrawn for further staff review.

37. **MOTION TO ADOPT** unanticipated revenue Resolution 2006-722 within the Law Enforcement Trust Fund in the amount of \$50,000 to match funding from one grant for the Mental Health Treatment Program.

ACTION: (Time-10:14 AM) Approved.

38. MOTION TO ADOPT unanticipated revenue Resolution 2006-723 within the Law Enforcement Trust Fund in the amount of \$8,572 to provide funding for the Following the Leader in You (FLY) youth program, administered by the Leadership Broward Foundation, Inc.

ACTION: (Time-10:14 AM) Approved.

39. MOTION TO ADOPT unanticipated revenue Resolution 2006-724 within the Law Enforcement Trust Fund in the amount of \$788,395 to fund the Forfeiture Unit for Fiscal Year 2007.

ACTION: (Time-10:14 AM) Approved.

40. MOTION TO ADOPT unanticipated revenue Resolution 2006-725 within the General Fund for the Broward Sheriff's Office (BSO) in the amount of \$187,868 for amounts expended for Hurricane Wilma that are now being reimbursed by FEMA.

ACTION: (Time-10:14 AM) Approved.

EMERGENCY MANAGEMENT AGENCY

41. A. MOTION TO APPROVE grant agreement between Broward County and the State of Florida Department of Community Affairs in the total amount of \$102,610 (\$105,806 less \$3,196 for recurring charges for satellite communication service from the allocation provided) to administer Broward County's emergency management and preparedness program from October 1, 2006 to September 30, 2007; and authorize the Mayor to execute same. (County in-kind match is existing program funding; cannot be used to supplant existing funds.)

ACTION: (Time-10:14 AM) Approved.

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-726 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$102,610 for the purpose of enhancing Broward County's emergency management and preparedness program.

ACTION: (Time-10:14 AM) Approved.

OFFICE OF ECONOMIC DEVELOPMENT


42. MOTION TO ACCEPT Broward Alliance Fiscal Year 2006 quarterly performance report for the period April 1, 2006 through June 31, 2006, pursuant to the agreement between Broward County and the Broward Alliance.

ACTION: (Time-10:14 AM) Approved.

43. MOTION TO APPROVE Broward Alliance Fiscal Year 2007 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-11:05 AM) Approved. (Refer to minutes for full discussion.)

HISTORICAL COMMISSION

-  44. MOTION TO APPROVE agreement between Broward County and Helen Landers for services as County Historian for the period, October 1, 2006 through September 30, 2007, for \$ 27,114.54.

ACTION: (Time-10:14 AM) Approved.

COUNTY ATTORNEY

45. MOTION TO EXECUTE Memorandum of Agreement with the United States Department of Justice, and the Broward County Supervisor of Elections.

ACTION: (Time-10:14 AM) Approved.

COUNTY AUDITOR

46. A. MOTION TO FILE County Auditor's Compliance Review of the Facilities Maintenance Division's Contract Administration Practices.

ACTION: (Time-10:14 AM) Approved.

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

ACTION: (Time-10:14 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

47. MOTION TO ADOPT Resolution 2006-727 directing the County Administrator to publish a Notice of Public Hearing to be held October 10, 2006 at 2:00 P.M. in Room 422 of the Governmental Center, to consider an application to renew the non-exclusive franchise of Colmar Storage, LLC to provide cargo handler services for a one-year term at Port Everglades.

ACTION: (Time-10:14 AM) Approved.

48. MOTION TO DIRECT County Administrator to publish notice of Public Hearing to be held Tuesday, October 24, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider new Nonemergency Medical Transportation Service (NEMTS) licenses to Allied Medical Transport, Inc.; Classic Non-Emergency Transportation, Inc.; ED Transportation, Inc.; Medex Transport, Inc.; Support Management, Inc.; and Unique Home Care and Transportation, Inc.

ACTION: (Time-10:14 AM) Approved.

49. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, October 24, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the renewal of Nonemergency Medical Transportation Service (NEMTS) licenses to Safe Ride, Inc. and Ultimate Transportation Service, Inc.

ACTION: (Time-10:14 AM) Approved.

50. MOTION TO DIRECT County Administrator to publish notice of a Public Hearing to be held Tuesday, October 24, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider the issuance of a renewal Class 2 - ALS Transfer Certificate of Public Convenience and Necessity (COPCN) to the City of Pompano Beach Fire Rescue and Medics Ambulance Service, Inc.

ACTION: (Time-10:14 AM) Approved.

51. A. MOTION TO RESCIND Resolution No. 2006-582 dated September 12, 2006 (Item No. 53), directing the County Administrator to publish a Notice of Public Hearing to be held on September 26, 2006 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 rates and charges; landing fees, public parking facilities, courtesy parking, and airline passenger service Incentive programs; amending Section 39.3 "Non-terminal Rates and Charges-Fort Lauderdale-Hollywood International Airport and North Perry Airport" amending equipment rental rates; and amending Exhibit 39.A; providing severability, providing for inclusion in the Administrative Code; and providing for an effective date.


ACTION: (Time-11:15 AM) Approved. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT Resolution 2006-728 directing the County Administrator to publish a Notice of Public Hearing to be held on October 10, 2006 at 2:00 P.M., 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 rates and charges; landing fees, and public parking facilities; amending Section 39.3 "Non-terminal Rates and Charges-Fort Lauderdale-Hollywood International Airport and North Perry Airport" amending equipment rental rates; and amending Exhibit 39.A; providing severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-11:15 AM) Approved. (Refer to minutes for full discussion.)

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

TRANSPORTATION PLANNING DIVISION

- 52.  A. MOTION TO APPROVE Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) in the amount of \$311,000; to secure funds for the design and construction of a joint public/private bicycle station in Broward County.

ACTION: (Time-11:21 AM) The Board approved allowing the grant project to go forward but have staff include, in their analysis, the feasibility and the probability of having private partners who would pick up the cost for construction and operation of the bicycle transit stations, while looking into security issues for bicycle riders with respect to location and showers that might be installed. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT unanticipated revenue Resolution 2006-729 in the amount of \$311,000 for the design and construction of a joint public/private bicycle station in Broward County; authorize the necessary administrative and budgetary actions for implementation; and authorize the Mayor and Clerk to execute the same.

ACTION: (Time-11:21 AM) Approved. (Refer to minutes for full discussion.)

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT

DEVELOPMENT MANAGEMENT DIVISION

53. DISCUSSION: of plat entitled "Hollywood Landings" - **Commission District 6**, (003-MP-05).

ACTION: (Time-10:14 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

54. DELEGATION: Leigh Kerr, representing the Broward County School Board, regarding request to amend the note on the Chapel Trail II Plat - **Commission District 8**, (033-MP-81).

ACTION: (Time-10:14 AM) Deferred to May 1, 2007, or sooner, under Section 5-181(j) of the Land Development Code to study the plat note.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

OFFICE OF MANAGEMENT AND BUDGET

55. MOTION TO DISCUSS: ad valorem tax cutback plan for Fiscal Year 2007.

ACTION: (Time-12:05 PM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (Time-5:25 PM) A Power Point presentation of the ad valorem tax cutback plan for Fiscal Year 2007 was given by County Administrator Pamela Brangaccio during the 5:01 p.m. Budget Public Hearing meeting. (Refer to minutes for full discussion.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

REAL PROPERTY SECTION

56. MOTION TO APPROVE second amendment to the Business Lease Agreement between Broward County, Tenant, and Scherer Realty, LLLP, Landlord, for and on behalf of the Public Defender’s Office, for the expansion of office space in the Jaymark Building, 500 SE 6th Street, Fort Lauderdale, expanding the leased premises from 6,000 to 12,000 square feet, to accommodate the addition of 20 employees to the Public Defender’s staff. The Lease term is effective upon execution, and terminating concurrently with the term of the existing lease, May 31, 2012; total rent for the expansion space, including estimated operating costs is \$946,242.23, an average of \$28.04, per square foot; and authorize the Mayor and Clerk to execute same. **(Commission District 7)** (Deferred from September 19, 2006 – Item No. 7)

ACTION: (Time-11:53 AM) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

57. A. MOTION TO APPROVE in concept renewal of the agreement with Av-Med for the provision of Open Access HMO and CDH medical insurance plan options for one year ending December 31, 2007, at the premium rates included in Exhibit 1 with two remaining one-year renewals, subject to the Commission’s approval of the applicable service agreement.

ACTION: (Time-11:53 AM) Approved.

- B. MOTION TO APPROVE in concept renewal of the agreement with Vista for the provision of Open Access HMO and CDH medical insurance plan options for one year ending December 31, 2007, at the premium rates included in Exhibit 1 with two remaining one-year renewals, subject to the Commission's approval of the applicable service agreement.

ACTION: (Time-11:53 AM) Approved.

- C. MOTION TO APPROVE the following annual County contributions to employee health insurance for calendar year 2007: Single - \$6,371.46, Employee plus Children - \$9,000.29, Employee plus Spouse/Domestic Partner - \$10,581.84, and Family - \$12,710.61; and continue to allow employees to "opt out" of County health insurance and receive any portion of the \$4,100 flex benefit not used to purchase other County insurance products as taxable income.

ACTION: (Time-11:53 AM) Approved.

PURCHASING DIVISION

For Aviation Department

58. MOTION TO APPOINT Selection Committee (SC) to select a firm which will assist the Aviation Department in providing professional engineering design and construction administration services for a Closed Circuit Television Monitoring System for all Terminal Buildings and Parking Garages at Fort Lauderdale/Hollywood International Airport and approve Request for Letters of Interest (RLI) No. 20060313-0-AV-1.

ACTION: (Time-11:54 AM) Approved the following to serve on the Selection Committee (SC): Vice Mayor Eggelletion and Commissioner Wexler. Deputy Director of Aviation, Broward County Aviation Department, (Chair); Director, Information Systems, Broward County Aviation Department; Director, Facilities Maintenance Division, Public Works & Transportation Department; Director, Operations Division, Port Everglades Department. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing, and the requesting agency. (Refer to minutes for full discussion.)

AVIATION DEPARTMENT

59. MOTION TO DISCUSS unexecuted Amendment No. 3 to Lease Agreement dated September 30, 2005, between Broward County and Sheltair Aviation Center, LLC, for approximately 36 acres for the operation of a fixed based operation on the West side of the Fort Lauderdale-Hollywood International Airport, and Amendment No. 3 to Lease Agreement dated September 30, 2005, between Broward County and Sheltair Aviation Center, LLC, for approximately one acre for the operation of an aircraft fuel farm at Fort Lauderdale-Hollywood International Airport, between Broward County and Sheltair Aviation Center, LLC.

ACTION: (Time-10:14 AM) Withdrawn at the request of Sheltair in order to continue negotiations.

COUNTY ADMINISTRATION

60. MOTION TO APPROVE Broward County Transit/Transportation Plan (Executive Summary) for Countywide transit and transportation improvements to be implemented upon passage of the one-percent (1%) transit system sales surtax referendum.

ACTION: (Time-11:38 AM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (Time-12:17 PM) Tabled to later in the meeting. (Refer to minutes for full discussion.)

ACTION: (Time-11:06 PM) Deferred to Tuesday, October 10, 2006. (Refer to minutes for full discussion.)

(Scrivener's error – See County Administrator's Report: Exhibit 1, bottom of Page 5; Under Commissioner Eggelletion's question: "Provide breakout of bus operations budget (4.487 million)" it should read "Provide breakout of bus operations budget (4.487 billion).") (Refer to minutes for full discussion.)

COUNTY ATTORNEY

61. MOTION TO ADOPT Resolution 2006-730 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 10, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO TAXATION IN BROWARD COUNTY; PROVIDING A SHORT TITLE; LEVYING ON ALL TAXABLE TRANSACTIONS, AT THE RATE OF ONE PERCENT (1%) THE "CHARTER COUNTY TRANSIT SYSTEM SURTAX" PURSUANT TO SUBSECTION 212.055(1), FLORIDA STATUTES (2006); PROVIDING FOR DISTRIBUTION OF THE SURTAX PROCEEDS AND CREATION OF CERTAIN TRUST FUNDS AND TRUST ACCOUNTS IN CONNECTION THEREWITH; IMPOSING RESTRICTIONS ON THE USE OF SALES SURTAX PROCEEDS (AND ALL RELATED INTEREST AND OTHER INVESTMENT EARNINGS); PROVIDING THAT THE TAX SHALL TAKE EFFECT ONLY UPON APPROVAL BY THE ELECTORATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR EFFECTIVE DATES AND EXPIRATION DATES.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-11:07 PM) Approved, as amended. The Public Hearing will be held on Tuesday, November 14, 2006, at 2:00 p.m. (Refer to minutes for full discussion.)

62. MOTION TO ADOPT Resolution 2006-731 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 10, 2006, at 2:00 P.M. in Room 422 of the Governmental Center, to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO ADVISORY BOARDS IN BROWARD COUNTY, FLORIDA; PROVIDING A SHORT TITLE AND DEFINITIONS; PROVING LEGISLATIVE FINDINGS AND INTENT; CREATING THE "BROWARD COUNTY CITIZENS' TRANSPORTATION ADVISORY COMMITTEE" AND DECLARING ITS PURPOSE; PROVIDING FOR THE MEMBERS OF THE COMMITTEE, THEIR QUALIFICATIONS, AND THE PROCESS BY WHICH THEY ARE APPOINTED; PROVIDING FOR THE TERMS AND REMOVAL OF THE COMMITTEE MEMBERS; PROVIDING FOR ELECTION OF COMMITTEE OFFICERS, ADOPTION OF COMMITTEE PROCEDURES, COMMITTEE QUORUM, AND VOTING; PROVIDING THE POWERS AND DUTIES OF THE COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION

IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE, EXPIRATION, REPEAL, AND AMENDMENT.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-11:17 PM) Approved. The Broward County Citizens' Transportation Advisory Committee shall be comprised of nine (9) members. (Refer to minutes for full discussion.)

COUNTY COMMISSION

63. **MOTION TO DISCUSS:** request by the Baltimore Orioles for funding of up to \$1,000,000 per year, for 30 years, payable solely from the excess proceeds not currently pledged to existing County debt of the 2% Professional Sports Facility Tax, for the renovation and construction of the proposed Fort Lauderdale/Baltimore Orioles Spring Training Facility subject to a plan of financing acceptable to Broward County and the drafting of definitive documents acceptable to the County Attorney and the County's Bond Counsel. (Mayor Graber)

ACTION: (Time-11:22 PM) The Board directed staff to send a letter to the City of Fort Lauderdale and state from the Mayor, on behalf of the Broward County Board of County Commissioners, indicating that the County Commission is willing to pledge no less than \$800,000 per year, from surplus funds from the 2% portion of the Bed Tax, for 30 years, to the Baltimore Orioles, to be matched by one-half million dollars from the state and matched by the funds and the pledges from the City of Fort Lauderdale, subject to a negotiated agreement by the County Commission within the next sixty (60) days. Further, the Board requested that the Baltimore Orioles give the County Attorney the contract language he requests to protect the County's interests in the event an agreement is not reached between all parties. Surplus is defined as that money remaining after payment of bond debt for beach renourishment, the new Convention Center hotel and Convention Center expansion. If in any year the funds are insufficient, the County shall make up the shortfall with the understanding that the Greater Fort Lauderdale Convention & Visitors Bureau would reduce the advertising in the subject market area by \$800,000 using certain Tourist Development Council (TDC) funds. The Board directed the County Auditor to review the agreement and have staff perform a financial feasibility of all the projections. (Refer to minutes for full discussion.)

(Scrivener's error – See County Administrator's Report: Page 1, reads October 2007 should read October 2006.)

64. MOTION TO NOMINATE: Mr. Joseph F. Scott to the Broward Regional Health Planning Council. (Mayor Graber)

ACTION: (Time-10:14 AM) Approved. (Transferred to the Consent Agenda.)

65. **COUNTY COMMISSION SELECT COMMITTEE REPORTS**

ACTION: (Time-1:35 AM) No action taken.

66. **COUNTY ADMINISTRATOR’S REPORT**

DISCUSSION: of Staff Participation in Speaker’s Bureau.

ACTION: (Time-1:35 AM) Deferred to Tuesday, October 10, 2006.

67. **MAYOR’S REPORT**

ACTION: (Time-1:35 AM) No action taken.

SUPPLEMENTAL AGENDA

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services Department

68. MOTION TO ADOPT Resolution 2006-732 of the Board of County Commissioners of Broward County, Florida, authorizing the participation in the State of Florida Department of Highway Safety and Motor Vehicles’ FRVIS Hardware Donation Program; authorizing the County Administrator to take all administrative actions and execute all forms required to implement same; authorizing the placement of FRVIS hardware with a not-for-profit entity in the County; and providing for an effective date.

ACTION: (Time-11:54 AM) Approved. (Refer to minutes for full discussion.)

COUNTY COMMISSION



- 69. MOTION TO ADOPT Resolution 2006-733 to support the Broward Cultural Council's efforts to ensure excellent design standards on sound walls to be built along the Florida Turnpike in Broward County. (Commissioner Gunzburger)

ACTION: (Time-11:56 AM) Approved, as amended, with the County Attorney to discuss with FDOT modification of decibel levels. (Refer to minutes for full discussion.)

NON AGENDA

- 70. FLORIDA ASSOCIATION OF COUNTIES – COMMISSIONER LIEBERMAN

ACTION: (T-10:14 AM) Commissioner Lieberman submitted a letter from Chris Holley, Executive Director of Florida Association of Counties approving 50% payment of FY 2006/07 dues.

MEETING/WORKSHOP NOTICES

**AIRPORT EXPANSION PROGRAM SELECTION COMMITTEE
PROFESSIONAL A/E INTERIOR DESIGN SERVICES**

RLI No. 20060508-0-AV-01

Tuesday, September 26th, in Room 430 at 9:00 AM

**AIRPORT EXPANSION PROGRAM SELECTION COMMITTEE
AIRFIELD MODIFICATIONS, DESIGN SERVICES**

RLI No. 20051018-0-AV-01

Tuesday, September 26th, in Room 430 at 9:30 AM

BUDGET PUBLIC HEARING

Tuesday, September 26th, in Room 422 at 5:01 PM

