

## **MEETING OF OCTOBER 9, 2007**

(The meeting convened at 10:04 a.m.; recessed at 12:19 p.m.; reconvened at 3:01 p.m., and adjourned at 3:30 p.m.)

**PLEDGE OF ALLEGIANCE** was led by John Bowman, Chief of Staff for Congresswoman Debbie Wasserman Schultz.

### **MOMENT OF SILENCE**

For all of our soldiers serving our country overseas and around the world.

**CALL TO ORDER:** Vice-Mayor Lois Wexler called the meeting to order and declared a quorum present.

<b><u>COMMISSIONER</u></b>	<b><u>DISTRICT</u></b>	<b><u>ATTENDANCE</u></b>
Josephus Eggelletion, Jr.	9	at a Transportation Conference
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Present
Ken Keechl	4	Present
Ilene Lieberman	1	Present
Stacy Ritter	3	Present
John E. Rodstrom, Jr.	7	Present
Diana Wasserman-Rubin	8	Present
Lois Wexler	5	Present

### **CONSENT AGENDA**

A motion was made by Commissioner Gunzburger, seconded by Commissioner Lieberman and unanimously carried to approve the Consent Agenda, consisting of Items 1 through 48. At the request of the Vice-Mayor, Regular Agenda Items 49, 50, 51, 55, 56, 57, and 64 were transferred to the Consent Agenda.

The following Items were withdrawn/deferred: 10, 11, 15, 40 (deferred until May 20, 2008, or sooner, under Sec. 5-181(j) of the Land Development Code to study traffic concurrency) and 44 (deferred until May 6, 2008, or sooner, under Sec. 5-181(j) of the Land Development Code to study plat note.

The following items were pulled by Board members and considered separately: 7 and 12.

### **BOARD APPOINTMENTS**

1. **MOTION TO APPOINT** Adolphine "Dodie" Keith-Lazowick to the Broward County Small Business Development Advisory Board. (Commissioner Lieberman)

***ACTION: (T-10:19 AM) Approved.***



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

## AVIATION DEPARTMENT

2. MOTION TO APPROVE Pipeline License Agreement between Broward County, Florida ("County") and Everglades Pipe Line Company, L.P. ("Everglades"), for the operation and maintenance of an underground aircraft fuel pipeline; for a three year period, with two one-year options, commencing on the date of execution by all parties, through September 30, 2010; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:19 AM) Approved.***

## FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

3. A. MOTION TO APPROVE Tri-Party Agreement between Broward County, City of Fort Lauderdale and the Performing Arts Center Authority for Fiscal Year 2008, and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:19 AM) Approved.***

- B. MOTION TO APPROVE Broward Center for the Performing Arts' Fiscal Year 2007-2008 Budget in the amount of \$19,586,027.

***ACTION: (T-10:19 AM) Approved.***

4. MOTION TO ADOPT Resolution 2007-687 authorizing the execution of the Amended and Restated Interlocal Agreement related to the First Florida Financing Commission.

***ACTION: (T-10:19 AM) Approved.***

## COUNTY RECORDS DIVISION

5. MOTION TO APPROVE minutes of the 10:00 A.M. Broward County Board of County Commissioners meeting of August 28, 2007; and the minutes of the 2:00 P.M. Public Hearing of August 28, 2007.

***ACTION: (T-10:19 AM) Approved.***

## **PURCHASING DIVISION**

For Aviation Department

6. **MOTION TO APPOINT** Director of Operations, Port Everglades Department, as a Selection Committee member for RLI 20070314-0-AV-01, Shuttle Bus Service at the Fort Lauderdale/ Hollywood International Airport, to replace the Deputy Director, Port Everglades Department.

***ACTION: (T-10:19 AM) Approved.***

7. **MOTION TO NOTE FOR THE RECORD** change of Evaluation Committee (EC) Chair for Request for Proposal (RFP) No. 20070514-0-AV-01, Airport Information Management System, to the Director of Business Division, Aviation Department, replacing the Director of the Aviation Department; and changing the Director, Customer Advocacy, Office of Information Technology replaced by the Director, Application Services, Office of Information Technology.

***(This item was pulled by Commissioner Lieberman.)***

***ACTION: (T-10:20 AM) The Board tabled this item until the 2 p.m. Public Hearing.***

***ACTION: (T-3:01 PM) Approved. (Refer to minutes for full discussion.)***


**VOTE: 8 – 0.**

For Community Services Department

8. **MOTION TO AWARD** open-end contract to low bidder, Comet Courier Corporation, for delivery services – Broward County Libraries, Group 1, Bid No. D607196B1, in the estimated annual amount of \$208,000 for the Libraries Division; and authorize the Director of Purchasing to renew the contract for two, one-year periods for a total potential three-year amount of \$624,000. The initial contract period shall start on October 23, 2007, and shall terminate on September 30, 2008.

***ACTION: (T-10:19 AM) Approved.***

For Office of Transportation

-  9. MOTION TO AWARD open-end contract to low bidder, Design-Build Engineers and Contractors, Inc., a certified Broward County Small Business Enterprise (SBE), for Americans with Disability Act (ADA) Improvements at bus stops, Bid No. P607214B1, for Items 1 through 53, in the estimated one-year amount of \$260,470.50, including “pass-thru” amounts totaling \$22,500.00, for the Office of Transportation; and authorize the Director of Purchasing to renew the contract for two, six-month periods for a total potential two-year contract amount of \$520,941.00. The award and initial contract commencement date is contingent upon the receipt and acceptance of insurance and payment and performance guarantee and shall terminate one year from that date.


***ACTION: (T-10:19 AM) Approved.***

For Port Everglades Department


10. MOTION TO AWARD open-end contract to the low bidder, Kone, Inc., for elevator/escalator maintenance for the Port Everglades Department, Bid No. E107023M2, Group1, less Items 22, 23, and 24, in the estimated amount of \$688,588; which includes \$68,000 for parts on a pass-thru for the initial two-year period, contingent upon the receipt and acceptance of the performance and payment guaranty, and to authorize the Director of Purchasing to renew the contract for three, one-year periods for a potential five-year contract amount of \$1,586,842. The initial contract period shall start on October 16, 2007 or upon the receipt and acceptance of the payment and performance bond, whichever is later, and shall terminate two years from that date.

***ACTION: (T-10:13 AM) Withdrawn at the County Auditor’s request.***

**HUMAN SERVICES DEPARTMENT**

-  11. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing appropriations and disbursements for providers for Fiscal 2008; approving funding for not-for-profit organizations; governmental entities, and for profit organizations for the provision of services using Fiscal Year 2008 funding in the total amount of \$1,800,145; authorizing the County Administrator to execute the previously approved standard form contracts and addendums previously approved by Resolution No. 2007-417 for Fiscal Year 2008; providing for review by the County Attorney's office; providing for severability; and providing for an effective date.

***ACTION: (T-10:13 AM) Withdrawn for further staff review.***


-  12. MOTION TO ADOPT Resolution 2007-688 of the Board of County Commissioners of Broward County, Florida, authorizing allocations and disbursements for grantees for Fiscal Year 2007 and Fiscal Year 2008, respectively; prescribing requirements and conditions for disbursement of allocated funds; approving funding for not-for-profit organizations for capital funding projects in the amount of \$466,397; approving standard capital contract form; providing for approval and execution by the County Administrator after approval by the county attorney's office; providing for severability; and providing for an effective date.

*(This item was pulled by Commissioner Lieberman and Vice-Mayor Wexler.)*

***ACTION: (T-10:19 AM) Approved. The Board amended to redirect \$6,000 from the Minority Development and Empowerment to the Area Agency on Aging for the purchase of a generator. The Board further directed staff to return next year with a recommendation for funding prioritization in order to address the service populations, and accepted a friendly amendment to direct the first \$6,000 of those funds to the Minority Development and Empowerment at that time. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

#### **ELDERLY AND VETERANS SERVICES DIVISION**

-  13. A. MOTION TO APPROVE First Amendment to Agreement No. JC007-15-2008 between Areawide Council on Aging of Broward County, Inc. and Broward County for the purpose of separating the fair share local match funding in the amount of \$310,676 from the Community Care for the Elderly state grant contract, decreasing the Community Care for the Elderly Agreement in-kind contribution to \$27,104; assigning that amount to an independent contract with Broward County, and for establishing a single spending authority for all Community Care for the Elderly Program services; and authorizing the Mayor to execute the same.

***ACTION: (T-10:19 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-689 within the State of Florida Grant Fund for the Elderly and Veterans Services Division in the amount of \$-337,780; for the purpose of separating the Local Match funding from the Community Care for the Elderly Program.

***ACTION: (T-10:19 AM) Approved.***



14. A. MOTION TO APPROVE Vendor Agreement No. CB00006-15-2008 between Areawide Council on Aging of Broward County, Inc., and Broward County from the date of execution through June 30, 2008, increasing the fair share allocation by \$50,000; from \$310,676 to \$360,676 for the purpose of establishing a fair share local match contract for the provision of case management and adult day care services for frail elders and creating a single spending authority for all services; authorizing the Mayor to execute the same.

***ACTION: (T-10:19 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-690 within the Elderly and Veterans Services Division Local Match Program Grant Fund in the

***ACTION: (T-10:19 AM) Approved.***

#### **HOMELESS INITIATIVE PARTNERSHIP ADMINISTRATION**

15. A. MOTION TO APPROVE naming of Bill Keith Family Memorial Garden at Broward County Central Homeless Assistance Center – Huizenga Family Campus, pursuant to Section 18.43 of the Broward County Administrative Code, “Naming Broward County-owned Property, Buildings, Structures, and Facilities”.

***ACTION: (T-10:13 AM) Withdrawn to allow adequate time for Public Notice pursuant to the Administrative Code.***

- B. MOTION TO APPROVE Work Letter Agreement between Broward County and Broward Partnership for the Homeless, Inc., relating to improvement of existing space at the Central Homeless Assistance Center, to design and construct a memorial garden in memory of Bill Keith.

***ACTION: (T-10:13 AM) Withdrawn to allow adequate time for Public Notice pursuant to the Administrative Code.***

#### **EMERGENCY MANAGEMENT AGENCY**

16. A. MOTION TO APPROVE Sub Grant Agreement between Broward County and the State of Florida Department of Community Affairs in the total amount of \$102,959 (\$105,806 less \$2,847 for recurring charges for satellite communication service from the allocation provided) to administer Broward County’s emergency management and preparedness program from October 1, 2007 to September 30, 2008; and authorize the Mayor to execute same. (County in-kind match is existing program funding; cannot be used to supplant existing funds.)

***ACTION: (T-10:19 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-691 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$102,959 for the purpose of enhancing Broward County's emergency management and preparedness program.

***ACTION: (T-10:19 AM) Approved.***

17. A. MOTION TO APPROVE agreement between the Florida, Department of Community Affairs and Broward County, from July 1, 2007 through April 30, 2010, in the amount of \$134,031 to support homeland security functions in Broward County; authorize the Mayor to execute same; and authorize the County Administrator to take all necessary administrative actions to implement the agreement.

***ACTION: (T-10:19 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-692 with the Grant Fund of the Broward Emergency Management Agency in the amount of \$134,031 for the purpose of supporting homeland security functions in Broward County as part of the Department of Homeland Security State Homeland Strategy funding.

***ACTION: (T-10:19 AM) Approved.***

### **PORT EVERGLADES DEPARTMENT**

18. MOTION TO APPROVE license agreement between Broward County and Targa Midstream Services Limited Partnership (formerly known as Dynegy Midstream Services, Limited Partnership) for bulk petroleum product pipelines at Port Everglades (License Agreement); for a period of ten years, effective upon approval; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:19 AM) Approved.***

19. MOTION TO APPROVE License Agreement between Broward County and Chevron Products Company, a division of Chevron U.S.A. Inc., for bulk petroleum product pipelines at Port Everglades (License Agreement) for a period of ten years, effective upon approval; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:19 AM) Approved.***

## COUNTY COMMISSION

20. MOTION TO APPROVE international travel to Sao Paulo, Brazil on November 3 – 8, 2007 for Mayor Josephus Eggelletion, Jr. This mission is to accompany Governor Charlie Crist to Sao Paulo, Brazil to promote Florida – Brazil Trade and Investment. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

21. MOTION TO FILE City of Coral Springs, Florida Resolution No. 2007-031, supporting the Broward County Planning Council's proposed amendment to the Broward County Charter authorizing Broward County, at the request of an affected municipality to approve or deny action by municipalities with regards to road closures based upon the effect such action would have on the access to essential services; urging all municipalities in Broward County, the Broward County Charter Review Commission, the Broward County Commission, the Broward League of Cities, and the Electors of Broward County to support the Planning Council's Proposed Charter Amendment. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

22. MOTION TO FILE City of Hallandale Beach Resolution No. 2007-32, opposing an amendment to the Florida Constitution that would authorize voters to decide all changes to a city or County's Comprehensive Plan. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

23. MOTION TO FILE City of Hollywood, Florida, Resolution No. R-2007-195, supporting Senate Bill 1115 before the United States Congress, known as the "Energy Efficiency Promotion Act", authorizing in Section 605 of the Act Grants to Cities and Counties for Improved Initiatives Aimed at Improving Energy Efficiency and Reducing Greenhouse Gas Emissions, as well as Implementing Legislation on a National Level. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

24. MOTION TO FILE City of Miramar, Florida, Resolution No. 07-205, urging the Federal Government and the Legislature of the State of Florida to take any and all action necessary to preserve and protect the Levee System surrounding Lake Okeechobee; and directing that this Resolution be forwarded to the Governor of the State of Florida, the Speaker of the Florida House of Representatives, the President of the Florida Senate, the members of the Broward County Legislative Delegation, the Florida League of Cities, the Broward League of Cities, members of the Florida Congressional Delegation, and the Board of County Commissioners for Broward County. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

25. MOTION TO FILE City of Oakland Park, Florida Resolution No. R-2007-127, opposing the Broward County Planning Council Charter Review Task Proposal pertaining to road closures. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

26. MOTION TO FILE City of Pembroke Pines, Florida Resolution No. 3148, urging the Governor of the State of Florida to create by Executive Order a special statewide panel of interdisciplinary experts to study the recent rise in vicious dog attacks; requesting that this special panel examine the extent of the vicious dog problem throughout the State of Florida, as well as consider the causes and identify potential solutions to the recent increase in dog attacks; Specifically urging the panel of experts to study the extent to which dog owners may be held accountable for injuries and damage caused as a comprised of individuals of various relevant backgrounds and disciplines, and asking the panel to hold public hearings to solicit the input of the general public; requesting that the panel make specific recommendations to the Governor, the Legislature of the State of Florida, the Commissions throughout the State, as well as city commissions throughout the State in an effort to protect public safety while ensuring the rights and responsibilities of dog owners throughout the State; offering the City of Pembroke Pines, Florida as a test venue to initiate the study by the statewide panel of experts; directing that this Resolution be forwarded to the Governor, members of the Florida Legislature, the Broward County Legislative Delegation, the Broward County League of Cities, the Florida League of Cities, and the Broward County Commission. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

27. MOTION TO FILE City of Pembroke Pines, Florida Resolution No. 3152, supporting the Broward County Planning Council's proposed amendment to the Broward County Charter authorizing Broward County, at the request of an affected municipality to approve or deny action by municipalities with regards to road closures based upon the effect such action would have on the access to essential services; urging all municipalities in Broward County the Broward County Charter Review Commission, the Broward County Commission, the Broward League of Cities, and the electors of Broward County, to support the Planning Council's proposed Charter Amendment. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

28. MOTION TO FILE City of Pompano Beach, Florida Resolution No. 2007-232, requesting the United States Congress to appropriate funds necessary to bring the Herbert Hoover Dike, which protects Lake Okeechobee in the State of Florida, into compliance with current levee protection safety standards and to expedite funding for the Improvements through prompt enactment of an Energy and Water Appropriations Bill or some other mechanism; requesting local South Florida Governments to enact Resolutions supporting these requests. (Mayor Eggelletion)

***ACTION: (T-10:19 AM) Approved.***

**REQUEST TO SET FOR PUBLIC HEARING**

29. MOTION TO ADOPT Resolution 2007-693 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 23, 2007, at 2:00 PM 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, AMENDING CHAPTER 9½, ARTICLE I, SECTION 9½ -11 OF THE BROWARD COUNTY CODE OF ORDINANCES DESIGNATING THE OFFICE OF ECONOMIC DEVELOPMENT TO PERFORM THE DUTIES ENUMERATED THEREIN; DESIGNATING THE OFFICE OF ECONOMIC DEVELOPMENT AS THE RECIPIENT OF THE APPLICATION AND FINANCING FEES SET FORTH IN CHAPTER 18, PART III, SECTION 18.62 OF THE BROWARD COUNTY ADMINISTRATIVE CODE; REPEALING RESOLUTION NO. 91-1729; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:19 AM) Approved.***

30. MOTION TO ADOPT Resolution 2007-694 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 23, 2007, 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, RELATING TO THE RULES OF PROCEDURE OF COUNTY COMMISSION; AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 18, "OPERATIONAL POLICY, BOARD OF COUNTY COMMISSIONERS," PART I, "RULES OF PROCEDURE OF COUNTY COMMISSION," PART II, "BOARD POLICIES, GENERAL"; AMENDING ALL REFERENCES IN THE BROWARD COUNTY ADMINISTRATIVE CODE RELATING TO CHAIR AND VICE CHAIR AND TO COMMISSION AUDITOR; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (T-10:19 AM/3:22 PM/3:28 PM) Approved. (Refer to minutes for full discussion.)***

## **URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

### **BUILDING CODE SERVICES DIVISION**

31. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Parkland to provide Florida Building Code inspection, plan review and building official services to the City from the date of approval by the County Commission to September 30, 2008, and authorize the Mayor and Clerk to execute same. **(Commission District 1 and 3)**

***(Commissioner Lieberman commented on this item.)***

***ACTION: (T-10:17 AM) Approved. (Refer to minutes for full discussion.)***

32. MOTION TO APPROVE Interlocal Agreement for Guaranteed Partial Services between Broward County and the City of Coconut Creek to provide Florida Building Code inspection, plan review and building official services to the City from the date of approval by the County Commission to September 30, 2009, and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:19 AM) Approved.***

33. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Coconut Creek to provide Florida Building Code inspection, plan review and building official services to the City from the date of approval by the County Commission to September 30, 2009, and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:19 AM) Approved.***

34. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Coconut Creek authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the City of Coconut Creek. Services to be performed by the Broward County Building Code Services Division from the date of approval by the County Commission to September 30, 2009, and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:19 AM) Approved.***

35. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Margate to provide Florida Building Code inspection, plan review and building official services to the City from the date of approval by the County Commission to September 30, 2008, and authorize the Mayor and Clerk to execute same. **(Commission Districts 1 and 2)**

***ACTION: (T-10:19 AM) Approved.***

36. MOTION TO APPROVE Interlocal Agreement for Full Service at the County's Permit Counter between Broward County and the Village of Lazy Lake to provide Florida Building Code inspection, plan review and building official services to the Village from the date of approval by the County Commission to September 30, 2012 and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

***ACTION: (T-10:19 AM) Approved.***

37. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Tamarac to provide Florida Building Code inspection, plan review and building official services to the City from the date of approval by the County Commission to September 30, 2009, and authorize the Mayor and Clerk to execute same. **(Commission Districts 1, 3 and 9)**

***ACTION: (T-10:19 AM) Approved.***

38. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Tamarac authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the Town. Services to be performed by the Broward County Building Code Services Division from the date of approval by the County Commission to September 30, 2009, and authorize the Mayor and Clerk to execute same. **(Commission Districts 1, 3 and 8)**

***ACTION: (T-10:19 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**URBAN PLANNING AND REDEVELOPMENT DEPARTMENT**

**DEVELOPMENT MANAGEMENT DIVISION**

39. DISCUSSION: of plat entitled "Grand Cypress Replat" - **Commission District 2**, (020-MP-07).

***ACTION: (T-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

40. DISCUSSION: of plat entitled "Oakbrook Ranches" - **Commission District 8**, (018-MP-07).

***ACTION: (T-10:13 AM) Deferred until May 20, 2008, or sooner, under Sec. 5-181(j) of the Land Development Code to study traffic concurrency.)***

41. DISCUSSION: of plat entitled "Sheridan Village" - **Commission District 8**, (069-MP-06). (Deferred from September 25, 2007).

***ACTION: (T-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

42. DISCUSSION: of plat entitled "Monterey By Prestige" - **Commission District 9**, (010-MP-07).

***ACTION: (T-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

43. DELEGATION: Edward P. Ploski regarding request to amend the note on The Hale Plat - **Commission District 2**, (043-MP-84).

***ACTION: (T-10:19 AM) Approved, subject to staff's recommendations.***

44. DELEGATION: Cynthia Pasch regarding request to amend the note on the Station Square Plat - **Commission District 2**, (010-UP-84). (Deferred from September 25, 2007).

***ACTION: (T-10:13 AM) Deferred until May 6, 2008, or sooner, under Sec. 5-181(j) of the Land Development Code to study plat note.)***

45. DELEGATION: Daniel Moskovitz regarding request to revise the note on the “New Finding of Adequacy” for Griffin 78 Plat - **Commission District 7**, (063-MP-99).

***ACTION: (T-10:19 AM) Approved, subject to staff’s recommendations.***

46. DELEGATION: Jeffrey A. Deutch regarding request to amend the note on the Plat of McKinney Tract - **Commission District 1**, (062-MP-80).

***ACTION: (T-10:19 AM) Approved, subject to staff’s recommendations.***

47. DELEGATION: Jeffrey A. Deutch regarding request to amend the non-vehicular access line on the Plat of McKinney Tract – **Commission District 1**, (062-MP-80).

***ACTION: (T-10:19 AM) Approved, subject to staff’s recommendations.***

**COUNTY COMMISSION**

48. DISCUSSION: of plat entitled “Sabal Palm By Prestige” - **Commission District 1**, (012-MP-07). (Commissioner Lieberman)

***ACTION: (T-10:19 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***


**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

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**SAFE PARKS AND LAND PRESERVATION BOND PROGRAM**

-  49. A. MOTION TO APPROVE First Amendment to the Interlocal Agreement between Broward County and the City of Hollywood for the acquisition, improvement, enhancement, operation and management of Conservation Land Site CL-353.1, Hollywood North Beach Addition; and authorizing the Mayor and Clerk to execute same. **(Commission District 6)**

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.) (Scrivener’s error – See County Administrator’s report: Please remove the two bullet points in the “Document Control” section, on page 2. Refer to minutes for full discussion.)***

- B. MOTION TO ADOPT Resolution 2007-695 for the conveyance of real property referred to as Site CL-353.1 in the Broward County Conservation Land Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 6)**

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.) (Scrivener’s error – See County Administrator’s report: Please remove the two bullet points in the “Document Control” section, on page 2. Refer to minutes for full discussion.)***

-  50. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Coconut Creek for the acquisition, improvement, enhancement, operation and management of Green Space Site GS-24; and authorizing the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.)***

- B. MOTION TO ADOPT Resolution 2007-696 for the conveyance of real property referred to as Site GS-24 in the Broward County Green Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 2)**

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.)***



51. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Fort Lauderdale for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-146, South Middle River Terrace Park; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

***ACTION: (T-10:13 AM) The Board tabled this item until the 2 p.m. Public Hearing. (Refer to minutes for full discussion.)***

***ACTION: (T-3:02 PM) The Board deferred Item 51 until October 23, 2007. (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE transfer of funds to the City of Fort Lauderdale in the amount of \$490,920 as reimbursement for the acquisition of real property referred to as South Middle River Terrace Park (Site OS-146) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 9)**

***ACTION: (T-10:13 AM) The Board tabled this item until the 2 p.m. Public Hearing. (Refer to minutes for full discussion.)***

***ACTION: (T-3:02 PM) The Board deferred Item 51 until October 23, 2007. (Refer to minutes for full discussion.)***

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

### **HUMAN RESOURCES DIVISION**

52. MOTION TO APPROVE following annual County contributions to employee health insurance for calendar year 2008: Single - \$5,802.68, Employee + Child(ren) - \$8,507.46, Employee + Spouse/Domestic Partner - \$10,115.82, and Family - \$12,329.20.

***ACTION: (T-10:28 AM) Approved.***

***VOTE: 8 – 0.***

## **PURCHASING DIVISION**

For Finance and Administrative Services Department

53. MOTION TO APPOINT Selection Committee to recommend the most qualified firms to provide arbitrage services and to approve the Request for Letters of Interest (RLI) No. 20070802-0-FA-1.

***ACTION: (T-10:29 AM) Approved. The Board approved the following to serve on the Selection Committee (S/C): Commissioners Lieberman and Keechl; Deputy CFO/Deputy Director, Finance and Administrative Services Department (Chair); Director, Accounting Division; Assistant Director, Revenue Collection Division; plus administrative support staff from the offices of the County Attorney, Risk Management Division, Purchasing Division, and the using agencies. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

For Metropolitan Planning Organization

54. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide for the construction and operation of a Bicycle Commuter Facility in Broward County, and approve Request for Letters of Interest (RLI) No. 20070510-0-UPR-1.

***ACTION: (T-10:29 AM) Approved. The Board approved the following to serve on the Selection Committee (S/C): Commissioner Jacobs; Vice-Mayor Wexler; Director, Transportation Planning Division (Chair); Director, Construction Management Division; Manager, Commercial/Industrial Development Division; plus administrative support staff from the offices of the County Attorney, County Auditor, Office of Equal Opportunity, Risk Management Division, Purchasing Division, and the requesting agency. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

For Public Works and Transportation Department

55. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Cleaning Resources Corporation, a certified Small Business Enterprise (SBE), for Janitorial Services for Parking Garages, Group 1, Bid No. E207063M2, in the estimated two-year amount of \$293,700 for the Facilities Maintenance Division and authorize the Director of Purchasing to renew the contract for a one-year period, for a potential three-year amount of \$440,550. The initial contract period shall start on October 18, 2007 and shall terminate September 30, 2009.

*(Commissioner Lieberman commented on this item.)*

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda. Refer to minutes for full discussion.)***

**OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

56. MOTION TO NOMINATE Jay McLaughlin to the Broward County HIV Health Services Planning Council.

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.)***

**COUNTY ADMINISTRATION**

57. MOTION TO APPROVE amendment to the Broward County Board of Commissioners' meeting/workshop schedule.

***ACTION: (T-10:13 AM) Approved. (Transferred to the Consent Agenda.)***

58. A. MOTION TO DISCUSS additional alternative locations for a new courthouse.

***ACTION: (T-10:43 AM) Board discussion took place. (Refer to minutes for full discussion.)***

- B. MOTION TO DIRECT Real Property Section to obtain appraisal services for the purpose of establishing the current market value of sites under consideration by the Board for a new County Courthouse; the sites being located within the City of Fort Lauderdale at:

Alternative B - the southwest corner of SE 6<sup>th</sup> Street and SE 1<sup>st</sup> Avenue, commonly known as the "Wright" parcel, and the "Cheshire" parcel (Exhibit 2); and,

Alternative D - the northwest corner of SW 5<sup>th</sup> Street and S. Andrews Avenue, commonly known as the “Healy” parcel, and the “Gross” parcel (Exhibit 4).

***ACTION: (T-10:43 AM) The Board moved to direct staff to do due diligence on options B and D: to evaluate the options raised regarding the property along the river; to evaluate the options on parking; what a public/private partnership would entail; the details regarding revenue bonds and what percentage would be sufficient, and all issues surrounding the courthouse and ancillary facilities so that staff can bring back a complete evaluation by the second week in January, 2008. (Refer to minutes for full discussion.)***

***VOTE: 8 – 0***

59. A. MOTION TO DISCUSS shuttling jurors or employees from the Performing Arts Center Garage to the Courthouse.

***ACTION: (T-10:43 AM) Board discussion took place. (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE agreement between the Downtown Development Authority and Broward County for the use of 300 parking spaces in the Performing Arts Center Garage on Mondays through Wednesdays at a cost of \$16 per month, per space (\$57,600 per year) for a period of one year with the option to renew on an annual basis with new rates subject to negotiation.

***ACTION: (T-10:43 AM) The Board deferred for up to two weeks to allow meetings to occur, and without objection, asked that Commissioner Lieberman serve as the Liaison Commissioner to meet with those interested parties.***

- C. MOTION TO APPROVE Interlocal Agreement between the City of Fort Lauderdale and Broward County for Courthouse Shuttle Service from the Performing Arts Center Garage to the Courthouse, Mondays through Wednesdays at a cost of \$59.28, per hour of service not to exceed \$200,000 per year for a period of one year with the option to renew for two one year periods.

***ACTION: (T-10:43 AM) The Board deferred for up to two weeks to allow meetings to occur, and without objection, asked that Commissioner Lieberman serve as the Liaison Commissioner to meet with those interested parties.***

- D. MOTION TO APPROVE budget Resolution transferring funds within the Court Facilities Fee Fund (0280) in the amount of \$236,000 to pay for parking and trolley service for eleven months.

***ACTION: (T-10:43 AM) The Board deferred for up to two weeks to allow meetings to occur, and without objection, asked that Commissioner Lieberman serve as the Liaison Commissioner to meet with those interested parties.***

60.

**COUNTY ADMINISTRATOR'S REPORT**

- A. ANNUAL DISABILITIES EXPO

***ACTION: (T-3:13 PM) Deputy County Administrator, Ms. Henry, gave the Administrator's Report and announced that the annual DisAbilities Expo will be held from 10 a.m. to 4 p.m. on October 20, 2007, at the Alvin Sherman Library at Nova Southeastern University. (Refer to minutes for full discussion.)***

- B. FAA

***ACTION: (T-3:14 PM) The Deputy County Administrator reported that the FAA has held meetings with the airport tenants last Friday, October 5, 2007, and that those presentations are available for review on the website. (Refer to minutes for full discussion.)***

- C. FLORIDA TAXATION AND BUDGET REFORM COMMISSION (TBRC)

***ACTION: (T-3:14 PM) The Deputy County Administrator reminded everyone that the TBRC will be holding a public hearing from 4 p.m. to 7 p.m. on Thursday, October 11, 2007, in Room 422 of the Governmental Center. (Refer to minutes for full discussion.)***

61.

**MAYOR'S REPORT**

***No report presented.***

## SUPPLEMENTAL AGENDA

### COUNTY COMMISSION

62. MOTION TO DIRECT County Attorney to draft a Resolution amending the Broward County code to allow all County employees who have children enrolled in any of the 10 low performing schools within the Boyd Anderson School Zone, up to six hours of paid leave per school year to attend to their children's schooling. (Commissioner Lieberman)

***ACTION: (T-10:29 AM) The Board tabled this item until the conclusion of Items 58 and 59.***


***ACTION: (T-11:59 AM) The Board directed staff, without objection, to research all of the issues and for the County Attorney to draft a broad resolution encompassing all students with inclusion of the information discussed and requested by the Board. (Refer to minutes for full discussion.)***

63. MOTION TO APPROVE Short Term Lease Agreement between Broward County and Broward Yacht and Marine, LLC, to utilize 16,250 square feet of asphalt at the 1125 NE 7<sup>th</sup> Avenue, Dania, Florida, 33004 ("Lancaster Building") for employee parking, effective upon Board approval for a period of one year, with a 30 day written notice of termination by either party, with or without cause; with anticipated annual revenue of \$11,570 (\$1,022.02 per month); and authorize the Mayor and Clerk to execute same. (Commissioner Keechl)

***ACTION: (T-10:13 AM) The Board tabled this item for consideration at the conclusion of the 2 p.m. Public Hearing. (Refer to minutes for full discussion.)***

***ACTION: (T-3:04 PM) Approved. The Board requested that staff perform due diligence to ensure fair market value going forward. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

-  64. MOTION TO APPROVE Agreement for Conveyance of Land for Public Library from the City of Pompano Beach to Broward County for the express purpose of the construction and operation by the County of a public library of approximately 30,000 square feet; generally located adjacent to Pompano Beach City Hall; and authorize the Mayor and Clerk to execute Agreement for Conveyance of Land. (Commission District 2) (Commissioner Jacobs)

***ACTION: (T-10:13 PM) Approved. (Transferred to the Consent Agenda. Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

**PURCHASING DIVISION**

For Finance and Administrative Services Department

65. A. MOTION TO WAIVE Section 18.5(d) 2(b) of the Administrative Code, "Rules of Procedure of County Commissioners."

***ACTION: (T-3:28 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

- B. MOTION TO APPROVE change in specifications for Request for Letters of Interest (RLI) for Financial Advisory Services, RLI 20070222-0-FA-1A, deleting the requirement for audited financial information.

***ACTION: (T-3:28 PM) Approved. (Refer to minutes for full discussion.)***

**VOTE: 8 – 0.**

**NON-AGENDA**

66. TBRC – COMMISSIONER JACOBS

***ACTION: (T-3:16 PM) Commissioner Jacobs stressed the need to review Florida's tax structure and stated that the Board supports reform that is broad based as opposed to limited to one area such as ad valorem taxes or local governments. She referred to her handout on unfunded mandates modeling the New Jersey initiative as well a need to review the sales tax exemptions and to receive input from local government regarding the TBRC's evaluation of governmental service delivery. (Refer to minutes for full discussion.)***

67. NATIONAL ASSOCIATION OF COUNTIES (NACo)– COMMISSIONER JACOBS

***ACTION: (T-3:22 PM) Commissioner Jacobs announced that NACo has appointed her to the Steering Committee for the Environment, Energy, and Land Use. (Refer to minutes for full discussion.)***

68. ITEM 30 PROPOSED AMENDMENTS – COMMISSIONER LIEBERMAN

***ACTION: (T-3:22 PM) Commissioner Lieberman referenced Item 30 and confirmed that there were no objections to her proposed amendments. (Refer to minutes for full discussion.)***

69. INTERNATIONAL BUSINESS FORUM – COMMISSIONER LIEBERMAN

***ACTION: (T-3:23 PM) Commissioner Lieberman discussed the success of the International Business Forum held last Friday, October 5, 2007, with VisionBROWARD. (Refer to minutes for full discussion.)***

70. NACo APPOINTMENTS – COMMISSIONER LIEBERMAN

***ACTION: (T-3:23 PM) Commissioner Lieberman announced that NACo has appointed her as Vice-Chair of the Large Urban Caucus and that as the Vice-Chair of the Housing Committee for Community and Economic Development, NACo has recently appointed her to a task force to work on healthcare issues. (Refer to minutes for full discussion.)***

71. RLI PROCESS – COMMISSIONER KEECHL

***ACTION: (T-3:25 PM) Commissioner Keechl stressed that there needs to be a workshop addressing the problems with the current RLI process. (Refer to minutes for full discussion.)***

72. COMMISSIONER KEECHL HONORED – VICE-MAYOR WEXLER

***ACTION: (T-3:25 PM) Vice-Mayor Wexler spoke on how the Dolphin Democratic Club honored Commissioner Keechl last Saturday, October 6, 2007, and what a fine job his aide did in representing him in his absence, due to his father's illness. (Refer to minutes for full discussion.)***

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**MEETING/WORKSHOP NOTICES**

**SELECTION COMMITTEE**  
**MASTER MITIGATION FOR WEST LAKE PARK**  
**RLI No. 021899**  
Tuesday, October 9<sup>th</sup>, in Room 302 at 9:00 AM

**SELECTION COMMITTEE**  
**MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISE**  
**DISPARITY CONSULTING SERVICES**  
**RLI No. 20070615-0-OEO-01**  
Tuesday, October 9<sup>th</sup>, in Room 430 at 9:00 AM

**SELECTION COMMITTEE**  
**FINANCIAL ADVISORY SERVICES**  
**RLI No. 20070222-0-FA-1**  
Tuesday, October 9<sup>th</sup>, in Room 430 at 9:30 AM

**COMMISSION/STAFF 2008 PROPOSED**  
**LEGISLATIVE PROGRAM WORKSHOP**  
Tuesday, October 9<sup>th</sup>, in Room 430 at 12:00 PM,  
or immediately following the morning Commission meeting

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