

MEETING OF NOVEMBER 13, 2007

(The meeting convened at 10:03 a.m., recessed at 10:47p.m.; reconvened at 3:02 p.m. and adjourned at 4:24 p.m.)

PLEDGE OF ALLEGIANCE was led by Vice Mayor Jared Moskowitz, City of Parkland.

MOMENT OF SILENCE

In memory of all men and women of the armed forces who are serving in the Middle East and have given their lives for freedom.

In memory of BSO Sergeant Christopher Reyka, who was killed in the line of duty.

In memory of BSO Deputy Paul Rein, who was killed in the line of duty.

Prayers for BSO Deputy Maury Hernandez, who is still recovering from being shot in the line of duty.

Prayers for Vice Mayor Pat Larkins, City of Pompano Beach, who is recovering from surgery.

Prayers for Publisher Pamela Hutchinson, Who's Who Black South Florida Magazine.

CALL TO ORDER: Mayor Eggelletion called the meeting to order and declared a quorum present.

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

**Commissioner Kristin Jacobs participated via teleconferencing due to her attendance at the Florida Association of Counties meeting in St. Johns County.*

***Commissioner Wasserman-Rubin participated via teleconferencing due to a recent medical procedure.*



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

CONSENT AGENDA

A motion was made by Commissioner Lieberman, seconded by Commissioner Gunzburger and unanimously carried to approve the Consent Agenda consisting of Items 1 through 34, with the exception of Items 7, and 19, which were moved to the Regular Agenda. At the request of the Mayor, Regular Agenda Items 38, 39, & 40, along with Supplemental Item 51, were transferred to the Consent Agenda.

The following Items were withdrawn/deferred: 13, 24, & 46.

The following items were pulled by Board members and considered separately: 2, 15, 16, & 31.

The following item was pulled by a member of the public and considered separately: 7.

1. BOARD APPOINTMENTS

(No Board action taken.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

WATER AND WASTEWATER SERVICES

WATER MANAGEMENT DIVISION

2. MOTION TO APPROVE first amendment to the agreement between Broward County and Florida Atlantic University, authorizing a water-use profile study of customers within the area serviced by Water and Wastewater Services, extending the contract deadline from November 14, 2007, until November 14, 2008, with no increase in cost, effective upon execution; and authorize the Mayor and Clerk to execute same.

(This item was pulled by Vice Mayor Wexler.)

ACTION: (T-10:19 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9 – 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

3. **MOTION TO ADOPT** Resolution 2007-747 of the Board of County Commissioners of Broward County, Florida relating to the County's multi-purpose Commercial Paper Program authorizing debt issuance via Commercial Paper or Revenue Bonds for selected projects in the approved Capital Budget; providing for the issuance from time to time of Commercial Paper Notes and Revenue Bonds to finance capital improvement projects for the County's Water and Wastewater System, as such projects are described and authorized in the County's Capital Budget for Fiscal Year 2008; authorizing other necessary actions; providing severability and effective date.

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

HUMAN RESOURCES DIVISION

4. **MOTION TO APPROVE** third extension of the Agreement between Broward County and ARAG Insurance Company, for an additional six months, for Group Legal Insurance, in the estimated six-month amount of \$100,000 for the Human Resources Division; and authorize the Mayor and Clerk to execute same. The contract extension shall begin on December 31, 2007 and will terminate six months from that date on June 30, 2008.

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

PURCHASING DIVISION

For Community Services Department

5. **MOTION TO AWARD** fixed contract to low, responsive, responsible bidder, Hector Turf, for Rotary Mowers, Toro Groundsmaster 4000D, Bid No. J507181FF, in the total amount of \$292,600 for the Parks and Recreation Division.

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

For Finance and Administrative Services Department

6. **MOTION TO NOTE FOR THE RECORD** appointment of Glenn Wiltshire, Deputy Director, Port Everglades Department, as a Selection Committee member for RLI 200702222-0-FA-1, Financial Advisory Services to replace the Director, Aviation Department.

ACTION: (T-10:13 AM) Approved. (Scrivener's error – See County Administrator's Report: The RLI should read: RLI #20070222-0-FA-1.)

For Office of Transportation



7. MOTION TO NOTE FOR THE RECORD Request for Proposal (RFP) No. 20070515-0-MT-1, for the development of a Comprehensive Operational Analysis (COA) of Broward County Transit's fixed-route, community and limited-stop bus operations, equipment, and facility requirements. This RFP has not been presented to the Board for their prior evaluation. Commissioners may choose to join the Evaluation Committee.

(This item was pulled by a member of the public.)

ACTION: (T-10:10 AM) The Board accepted staff recommendation to move this item from the Consent Agenda to the Regular Agenda.

VOTE: 9 – 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

ACTION: (T-10:37 AM) Approved. Mayor Eggelation, Vice Mayor Wexler, Commissioners Gunzburger, Jacobs, and Lieberman requested serving on the RFP Evaluation Committee.

VOTE: 9 – 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

For Port Everglades Department

8. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Lawrence Fence Corporation, a Community Disadvantaged Business Enterprise (CDBE) firm, for fencing, chain link, and bollards, Bid No. N707247B1, in the estimated two-year amount of \$1,507,077.96, including a pass-thru amount of \$6,000.00, for the Port Everglades Department; and authorize the Director of Purchasing to renew the contract for a one-year period for an estimated total potential contract amount of \$2,260,616.94. The initial contract period shall begin upon the receipt and acceptance of performance and payment guaranty and shall terminate two years from that date.

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

For Public Works and Transportation Department

9. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Velco International Corp., a certified Small Business Enterprise, for gate valves, check valves, and plug valves, Bid No. E507162B1, Option 2, in the estimated annual amount of \$147,085.50, for the Water and Wastewater Services Division; and authorize the Director of Purchasing to renew the contract for two one-year periods for a potential three-year amount of \$441,256.50. The initial contract

period shall start on the date of the award and shall terminate one year from that date.

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

REVENUE COLLECTION DIVISION

10. MOTION TO ADOPT two Resolutions 2007-748 and 2007-749 Authorizing Cancellation of Warrants from Central Account No. 2079940003785, Court TrusteeAccount No. 2090002760550, Payroll Account No. 2079970003798, Tax and License Account No. 2090002760916, and Self Insurance Account No. 2090002760518.

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

HUMAN SERVICES DEPARTMENT

FAMILY SUCCESS ADMINISTRATION DIVISION

11. A. MOTION TO APPROVE Amendment No. 1 to the Low Income Home Energy Assistance Program (LIHEAP) agreement Number 07EA-6J-11-16-01-004 between the State of Florida, Department of Community Affairs and Broward County increasing the amount by \$355,824 (\$354,115 in funding and \$1,709 in leveraging funds), from \$1,769,532 to \$2,125,356; from date of execution to March 31, 2008, for the purpose of providing home energy assistance to low income households in Broward County; and authorize the Mayor to execute same. This Agreement requires no County match.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-750 in the amount not to exceed \$355,824 for the purpose of assisting low income households in Broward County with utility payments. This agreement requires no County match.

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

12. A. MOTION TO APPROVE Amendment No. 2 to the Low Income Home Energy Assistance Program (LIHEAP) Agreement No. 07EA-6J-11-16-01-004, between the State of Florida, Department of Community Affairs and Broward County increasing the amount by \$124,939 (\$124,434 in funding and \$505 in leveraging funds), from \$2,125,356 to \$2,250,295; from date of execution to March 31, 2008, for the purpose of providing home energy assistance to low income households in Broward County; and authorize the Mayor to execute same. This Agreement requires no County match.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2007-751 in the amount not to exceed \$124,939 for the purpose of assisting low income households in Broward County with utility payments. This agreement requires no County match.

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

13. A. MOTION TO RETROACTIVELY APPROVE agreement between the Broward County Community Action Agency and the State of Florida, Department of Community Affairs, not to exceed the amount of \$1,221,883; from October 1, 2007 to September 30, 2008 for the purpose of providing childcare, tuition payments, and emergency rental assistance to low income households in Broward County; and authorize the Mayor execute same. This agreement requires \$198,343 of in-kind match and \$48,875 of cash match, which is available in the Family Success Administration budget for Fiscal Year 2008.

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

- B. MOTION TO ADOPT unanticipated revenue resolution in the amount not to exceed \$1,221,883; and \$198,343 of in-kind match, and \$48,875 of cash match for the purpose of providing childcare, tuition payments, and emergency rental assistance to low income households in Broward County.

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

- C. MOTION TO INCREASE number of positions within the State grant fund for the Family Success Administration Division's Community Action Agency by one position, Account Clerk II. This position will provide clerical assistance to the Human Services Section Manager and the Contract Grants Administrator I.

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


MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION

14. MOTION TO ACCEPT nomination Michael B. Kane for reappointment to the Broward Regional Emergency Medical Service (EMS) Council.

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

COMMUNITY SERVICES DEPARTMENT

CULTURAL DIVISION

-  15. MOTION TO APPROVE agreement between Broward County and the Museum of Art, Inc. (Museum) on a sole source basis in a total amount not to exceed \$350,000 for arts management, preparatory, conservation, handler, and curatorial services for the Public Art and Design Program for a period of one year, from January 6, 2008 to January 5, 2009; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

(This item was pulled by Vice Mayor Wexler.)

ACTION: (T-10:24 AM) Approved. Vice Mayor Wexler directed staff to bring back spreadsheets for the last two years for billable services from the Museum of Art to Broward County. Additionally, Vice Mayor Wexler requested that she be informed of the role and responsibility of the contract administrator. Mayor Eggelton directed Ms. Henry to check with Vice Mayor Wexler for any additional information. (Refer to minutes for full discussion.)

VOTE: 9 – 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

16. MOTION TO APPROVE second amendment to the agreement between Broward County (County) and the City of Hollywood (City) for the ArtsPark at Young Circle, extending the expiration date of the agreement from December 16, 2007 to December 16, 2010; and authorize Mayor and Clerk to execute same. **(Commission District 6)**

(This item was pulled by Commissioner Rodstrom.)

ACTION: (T-10:26 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9- 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

LIBRARIES DIVISION

17. **MOTION TO ADOPT** Resolution 2007-752 of the Board of County Commissioners of Broward County, Florida, accepting the donation of a bronze sculpture depicting a Tuskegee Airman from the renowned artist, George Gadson, for the use and benefit of the Broward County African-American Research Library and Cultural Center; authorizing the County Administrator to take all administrative action necessary to complete the County's acceptance of the donation; and providing for an effective date. **(Commission District 7)**

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

OFFICE OF MANAGEMENT AND BUDGET

18. **MOTION TO ADOPT** unanticipated revenue Resolution 2007-753 within the Law Enforcement Trust Fund in the amount of \$32,051 to provide funding for equipment to support investigations pertaining to gangs and violent crimes.

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

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

19. **MOTION TO APPROVE** Proposed Broward County Board of County Commissioners 2008 State Legislative Program.

ACTION: (T-10:10 AM) The Board accepted staff recommendation to move this item from the Consent Agenda to the Regular Agenda.

VOTE: 9 - 0. Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.

ACTION: (10:42 AM) The Board approved an amendment requesting DRI's for any hotel development on a barrier island with over 350 units be included in the State legislature.

ACTION: (T-10:46 AM) Tabled to the 2:00 p.m. Public Hearing for further consideration. (Refer to minutes for full discussion.)

ACTION: (T-3:02 PM) Approved, as amended, with the language of the Duties of the Property Appraiser – Investigative Authority now reading, "Civil investigative powers of enforcing authority." (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Gunzburger was not present during the vote.

COUNTY AUDITOR

20. A. MOTION TO FILE the County Auditor's Report – *Compliance Review of Port Everglades Accounts Receivable Process.*

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

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

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

REQUEST TO SET FOR PUBLIC HEARING

21. MOTION TO ADOPT Resolution 2007-754 authorizing the County Administrator to advertise a Public Hearing to be held December 11th, 2007 at 2:00 PM in Room 422 of the Governmental Center, to adopt supplemental budgets in various funds to adjust revenues and appropriations.

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

22. MOTION TO ADOPT Resolution 2007-755 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, at 2:00 PM, to consider adoption of a Resolution adopting the modification of the Flexibility Zone Boundary Map per the Administrative Rules Document; Broward County Land Use Plan for Flexibility Zones 101 and 102, PCFZBM 07-1, in the Town of Davie, the substance of which is as follows: **(Commission District 5)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE MODIFICATION OF THE FLEXIBILITY ZONE BOUNDARIES FOR FLEXIBILITY ZONES 101 AND 102 IN THE TOWN OF DAVIE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

23. MOTION TO ADOPT Resolution 2007-756 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, at 2:00 PM, to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 07-20, in the City of Pompano Beach to the Broward County Comprehensive Plan, the substance of which is as follows: **(Commission District 2)**

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

24. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, at 2:00 PM, to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 07-21, in the City of Pompano Beach to the Broward County Comprehensive Plan, the substance of which is as follows: **(Commission District 2)**

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-10:13 AM) Withdrawn.

25. MOTION TO ADOPT Resolution 2007-757 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, at 2:00 PM, to consider enactment of an Ordinance adopting Small Scale land use plan amendment, PC 07-23, in the City of Deerfield Beach to the Broward County Comprehensive Plan, the substance of which is as follows: **(Commission District 2)**

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF DEERFIELD BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

26. MOTION TO ADOPT Resolution 2007 -758 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, 2:00 PM, to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan map (PC 07-15), located in the city of Hollywood, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan, the substance of which is as follows: **(Commission District 6)**

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF HOLLYWOOD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

27. MOTION TO ADOPT Resolution 2007-759 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, 2:00 PM, to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan map (PC 07-16), located in the city of Lauderhill, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:
(Commission District 9)

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF LAUDERHILL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

28. MOTION TO ADOPT Resolution 2007-760 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, 2:00 PM, to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan map (PC 07-17), located in the city of Pembroke Pines, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:
(Commission District 6)

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

(Sponsored by the Board of County Commissioners)

29. MOTION TO ADOPT Resolution 2007-761 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, 2:00 PM, to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan text (PCT 07-4), to address school concurrency, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO ADDRESS SCHOOL CONCURRENCY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

30. MOTION TO ADOPT Resolution 2007-762 directing the County Administrator to publish notice of a Public Hearing to be held on December 11, 2007, 2:00 PM, to consider enactment of an Ordinance adopting proposed amendment to the Broward County Natural Resource Map Series (PCNRM 07-1), regarding the update of the wetlands map, as part of the second annual 2007 proposed amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TO ADDRESS THE ANNUAL UPDATE OF THE WETLANDS MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

31. MOTION TO ADOPT Resolution 2007-763 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, November 27, 2007, at 10:00 AM 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 ARTICLE XI, AQUATIC AND WETLAND RESOURCE PROTECTION, SECTIONS 27-332, 27-334, AND 27-337 OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATING TO ADOPTION OF MANATEE PROTECTION PLAN FEES; AMENDING THE DEFINITION OF THE ENVIRONMENTAL PROTECTION DEPARTMENT; PROVIDING FOR A NEW-SLIP FEE AND MANATEE MITIGATION FEE; PROVIDING FOR A MANATEE PROTECTION PLAN FUND; AMENDING TABLE REFERENCES; CREATING SECTION 27-342, RELATING TO

MARINE FACILITY OPERATING LICENSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

(This item was pulled by Vice Mayor Wexler.)

ACTION: (T-10:28 PM) *Approved. (Refer to minutes for full discussion.)*

VOTE: 9 – 0. *Commissioners Jacobs and Wasserman-Rubin voted in the affirmative via telephone.*

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

PLANNING SERVICES DIVISION

- 32. **MOTION TO DETERMINE** that a compatibility review is not required for the allocation of 266 reserve units to a 104.74 acre Planned Unit Development (PUD) in the City of Margate. **(Commission District 2)**

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

QUASI-JUDICIAL CONSENT HEARING

URBAN PLANNING AND REDEVELOPMENT DEPARTMENT

DEVELOPMENT MANAGEMENT DIVISION

- 33. **DISCUSSION:** of plat entitled “Dania Jai-Alai Plat” - **Commission District 4,** (026-MP-07).

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

- 34. **DELEGATION:** Reverend Karl Francis regarding request to modify conditions of plat approval on the Living Word Plat - **Commission District 5,** (001-UP-01).

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

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

DELEGATION

35. **DELEGATION:** Todd L. Bothel, Executive Director, of the Davie School Foundation, Inc., regarding request for a waiver of deadline for submission of the Fiscal Year 2006 certified audited financial statements. **(Commission District 7)**


ACTION: (T-4:01 PM) By way of a motion, the Board waived the deadline for submission of the Fiscal year 2006 certified financial statements. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

36. **DELEGATION:** Mr. Bill Kling, President of the Broward County Veterans' Council.

ACTION: (T-10:28 AM) No Board action taken. (Refer to minutes for full discussion.)

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

-  37. A. **MOTION TO APPROVE** Interlocal Agreement between Broward County and the Town of Davie for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-138, Batten's Farm; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

ACTION: (T-3:58 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Lieberman and Wasserman-Rubin were not available during the vote.

- B. **MOTION TO APPROVE** transfer of funds to the Town of Davie in the amount of \$2,000,000 at joint closing for the acquisition of real property referred to as Batten's Farm (Site OS-138) in the Broward County Open

Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 7)**



ACTION: (T-3:58 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Lieberman and Wasserman-Rubin were not available during the vote.

38. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the Town of Davie for the acquisition, improvement, enhancement, operation and management of Green Space Site GS-453, Old Davie School Addition; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

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

- B. MOTION TO APPROVE transfer of funds to the Town of Davie in the amount of \$1,935,989 as reimbursement for the acquisition of real property referred to as Old Davie School Addition (Site GS-453) in the Broward County Green Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 7)**

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



39. A. MOTION TO APPROVE Interlocal Agreement between Broward County and the Town of Davie for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-141, Sunny Lake Expansion; and authorize the Mayor and Clerk to execute same. **(Commissioner District 7)**

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

- B. MOTION TO APPROVE transfer of funds to the Town of Davie in the amount of \$433,694.50, as reimbursement for the acquisition of real property referred to as Sunny Lake Expansion (Site OS-141) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 7)**

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

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

40. MOTION TO APPROVE Agreement between Broward County and the City of Hollywood for Right-of-Way Beautification of the swale on South 21st Avenue, between Madison Street and Jefferson Street, in Hollywood, Florida, at no cost to the County, effective upon execution by the Board; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

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

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

41. A. MOTION TO APPROVE Unrepresented compensation increase for Fiscal Year 2007-08 in accordance with the current Leadership Performance Review (LPR) process and Unrepresented compensation policies, providing for a 5% salary increase for employees who are evaluated as having met or exceeded their overall professional development and performance objectives/expectations.

ACTION: (T-3:59 PM) Approved.

- B. MOTION TO APPROVE Fiscal Year 2007-08 Unrepresented Pay Plan which includes an increase of 3% to the minimum and maximum of all Unrepresented pay ranges as reflected in Exhibit 1.

ACTION: (T-3:59 PM) Approved.

- C. MOTION TO APPROVE proposed elimination of unused job classifications, new job classifications, title changes, Board level reclassifications, and salary range reallocations for Fiscal Year 2007-08, as shown in Exhibit 2.

ACTION: (T-3:59 PM) Approved.

PURCHASING DIVISION

For Community Services Department

42. MOTION TO APPROVE sole source designation of ArtServe, Inc., and the Agreement between Broward County and ArtServe, Inc., for a Cooperative Marketing Services Program for the Cultural Division in the amount of \$400,000.00 for a one-year term and authorize the Director of Purchasing to

execute amendments contingent upon allocated funding and authorize the Mayor and Clerk to execute same. The effective date of this contract was October 1, 2007 and shall terminate on September 30, 2008.

ACTION: (T-4:06 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

PORT EVERGLADES DEPARTMENT

43. A. MOTION TO ADOPT unanticipated Revenue Budget Resolutions 2007-764, 2007-765 and 2007-766 in the amount of \$2,390,081 to transfer funds within the Port Everglades Capital Funds (4710, 4720, and 4740) to correspond with the updated Fiscal Year 2008 Capital Budget based upon the Master Plan recommendation.

ACTION: (T-4:12 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

- B. MOTION TO ADOPT Budget Resolution 2007-767 in the amount of \$11,573,800 to transfer funds within the Port Everglades Capital Fund 4730 to correspond with the updated Fiscal Year 2008 Capital Budget based upon the Master Plan recommendation.

ACTION: (T-4:12 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

- C. MOTION TO REPLACE original Adopted Fiscal Year 2008-2012 Capital Program with the updated Fiscal Year 2008-2012 Capital Program based upon the Master Plan.

ACTION: (T-4:12 PM) Approved, as amended. The language will now read, "Motion to replace year one or fiscal year 2008 of the Adopted Fiscal Year 2008-2012 Capital Program." (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

AVIATION DEPARTMENT

44. MOTION TO DISCUSS Airline Passenger Incentive Program (Program) at Fort Lauderdale-Hollywood International Airport (FLL).

ACTION: (T-3:02 PM) The Board approved suspending the Airline Passenger Incentive Program for any new service going forward until a new plan can be approved. (Refer to minutes for full discussion.)

VOTE: 5-1, with Commissioner Keechl voting no. Commissioners Gunzburger, Lieberman and Wasserman-Rubin were not available during the vote.

COUNTY ATTORNEY

45. MOTION TO DISCUSS proposed Resolution amending the Broward County Administrative Code relating to conflicts of interest for outside legal counsel.

ACTION: (T-4:18 PM) Deferred to Tuesday, November 27, 2007. (Refer to minutes for full discussion.)

COUNTY COMMISSION

46. A. MOTION TO APPROVE in concept, approximately \$260,500 from the General Capital Outlay Reserve for the construction of a covered walkway on the County's Tamarac Branch Library property that will connect to the Community Center walkway being constructed by the City of Tamarac. **(Commission Districts 1 and 3)** (Commissioner Ritter and Commissioner Lieberman) (Deferred from November 6, 2007 – Item No. 46)

ACTION: (T-10:13 AM) Withdrawn to be resubmitted for the December 4, 2007, Commissioner Meeting.

- B. MOTION TO DIRECT the County Administrator to negotiate an agreement with the City of Tamarac for their construction of that portion of the walkway on the County Tamarac Branch Library property.

ACTION: (T-10:13 AM) Withdrawn to be resubmitted for the December 4, 2007, Commissioner Meeting.

47. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide Executive Search services for the position of County Administrator and approve RLI No. 20071102-0-HRB-01. (Vice Mayor Wexler)

ACTION: (T-4:18 PM) Deferred to Tuesday, November 27, 2007. (Refer to minutes for full discussion.)

COUNTY ADMINISTRATOR'S REPORT**NATIONAL RECYCLING WEEK**

ACTION: (T-4:19 PM) Interim County Administrator Bertha Henry informed the Board that the county is moving forward with National Recycling Week and will be joining other counties in the nation to promote this program. (Refer to minutes for full discussion.)

MAYOR'S REPORT**TRANSIT COMMUNITY FORUM**

ACTION: (T-4:20 PM) Mayor Eggelletion invited the entire community to attend the Transit Community Forum being held on Wednesday, November 14, 2007 at 6:30 p.m. at the South Regional Broward Community College Library at 7300 Pines Boulevard, Room 138, in Pembroke Pines. (Refer to minutes for full discussion.)

BRAZIL TRADE MISSION

ACTION: (T-4:20 PM) Mayor Eggelletion informed the Board of his recent trade mission to Brazil. Mayor Eggelletion felt his trip will be very successful for Broward County with respect to some cargo issues. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION



50. A. MOTION TO ADOPT budget Resolution 2007-768 transferring within the Library Bond Capital Outlay the amount of \$1,300,000 from the Library Bond Fund Reserve for the Lauderdale Lakes Branch Library.

ACTION: (T-4:02 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

- B. MOTION TO APPROVE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT between Broward County and the Lauderdale Lakes Community Redevelopment Agency (CRA) for the Lauderdale Lakes Branch Library for construction services for a 10,000 square foot library, an increase of \$1,300,000; from \$1,800,000 to \$3,100,000; and authorize the Mayor and Clerk to execute same. (Project No. 60X0299). **(Commission District 9)** (Mayor Eggelletion)

ACTION: (T-4:02 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Gunzburger, Ritter and Wasserman-Rubin were not available during the vote.

COUNTY ATTORNEY

51. MOTION TO APPROVE termination of the lease between National Beverage Corporation and Broward County dated May 7, 1999; and to authorize the County Attorney's Office to take all necessary actions related to the termination.

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

NON AGENDA

52. SECOND COMMUNITY MEETING ON EVERGLADES HOLIDAY PARK – VICE MAYOR WEXLER

ACTION: (T-4:23 PM) Vice Mayor Wexler informed the Board of a second community meeting at Everglades Holiday Park taking place on Wednesday, November 14, 2007 at 7:00 p.m. at the Bank Atlantic Center. (Refer to minutes for full discussion.)

53. OPENING OF CENTRAL BROWARD REGIONAL PARK – MAYOR
EGGELLETON

ACTION: (T-4:23 PM) Mayor EGGLETON thanked staff for a very successful opening of Central Broward Regional Park, with more than 1000 people in attendance. (Refer to minutes for full discussion.)