

## **MEETING OF DECEMBER 13, 2005**

(The meeting convened at 10:00 a.m.; recessed at 12:45 p.m.; reconvened at 2:00 p.m.; recessed at 5:04 p.m.; reconvened at 5:10 and adjourned at 7:30 p.m.)

PLEDGE OF ALLEGIANCE was led by Kelli Welhat of Chapel Trail Elementary School and Naira Aliyeva of Fox Trail Elementary School, winners participating in the Broward County Water and Wastewater Services contest "*The Cycle of Water.*"

### **MOMENT OF SILENCE**

For the men and women defending our country around the world and for those who have lost their lives.

### **CALL TO ORDER**

## **CONSENT AGENDA**

### **BOARD APPOINTMENTS**

1. A. MOTION TO APPROVE appointment of Jacqueline Pentecost to the Marine Advisory Committee. (Commissioner Gunzburger)

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO RE-APPOINT Courtney Santiago to the Advisory Board for Individuals with Disabilities. (Commissioner Scott)

***ACTION: (T-10:17 AM) Approved.***

### **AVIATION DEPARTMENT**

2. MOTION TO ADOPT Resolution 2005-881 authorizing execution of a Florida Department of Transportation Joint Participation Agreement (JPA), Financial Project No. 419131-1-94-01 in the amount of \$5,600,000; (State's share) to participate financially with the County in the Taxiway C and Westside Infrastructure project at Fort Lauderdale-Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant and approve any non-monetary amendments to the agreement.

***ACTION: (T-10:24 AM) Approved. (Refer to minutes for full discussion.)***



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

## **PUBLIC WORKS AND TRANSPORTATION DEPARTMENT**

3. **MOTION TO AUTHORIZE** payment of \$16,335 to The Fort Lauderdale International Film Festival for new air conditioning condensing units installed on the Vinette Carroll Theatre, located at 503 SE 6<sup>th</sup> Street in Fort Lauderdale. **(Commission District 7)**

***ACTION: (T-10:17 AM) Approved.***

## **FACILITIES MAINTENANCE DIVISION**

4. **MOTION TO APPROVE** Work Authorization No. 11 in accordance with the agreement between Broward County and Johnson Controls Inc. to replace the existing card access system at the Broward County Public Safety Building with a Johnson Controls' Pegasys Card Access System, for a total cost not to exceed \$349,957.59, within a time period of 245 calendar days, and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (T-10:17 AM) Approved.***

5. **MOTION TO APPROVE** Work Authorization No. 15 in accordance with the agreement between Broward County and Johnson Controls Inc. to upgrade CCTV systems at the Public Safety Building, Broward County Judicial Complex, North Regional Courthouse, and West Regional Courthouse, for a total cost not to exceed \$442,482.13, and a time period of 127calendar days; and authorize the Mayor and Clerk to execute same. **(Commission Districts 2, 5, and 7)**

***ACTION: (T-10:17 AM) Approved.***

## **REAL PROPERTY SECTION**

6. **MOTION TO APPROVE** business lease agreement between Broward County, Tenant, and Cypress Run, L.L.C., Landlord, for the West Atlantic Branch Library, located at 10641-47 West Atlantic Boulevard, Coral Springs, for a fixed term of nine months, commencing on January 1, 2006 and ending on September 30, 2006; premises consist of 6,400 square feet, at an annual rental rate of \$15.50, per square foot; \$8,266.67, monthly, plus a prorated share of common area maintenance costs, currently \$2,133.33, per month, for a total monthly rent of \$10,400.00; and authorize the Mayor and Clerk to execute same. **(Commission District 3)**

***ACTION: (T-10:17 AM) Approved.***

## WASTE AND RECYCLING SERVICES

### RECYCLING AND CONTRACT ADMINISTRATION DIVISION

7. A. MOTION TO APPROVE first amendment to the grant agreement with the Florida Department of Environmental Protection for the Recycled Glass Demonstration Project (Grant Agreement No. 03BO1) to modify the apportionment of estimated expenditures for three phases of the project (Design and Permitting; Construction; and Monitoring), with no change in total project funds, and authorize the Mayor and Clerk to execute same. **(Commission Districts 4 and 6)**

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO AUTHORIZE County Administrator or designee to execute any subsequent administrative amendment that does not change the funding levels for this project.

***ACTION: (T-10:17 AM) Approved.***

### FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

#### ACCOUNTING DIVISION

8. MOTION TO FILE Annual Report of Interest Payments made under the Prompt Payment Act pursuant to Florida Statute 218 and County Ordinance No. 89-49.

***ACTION: (T-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: The reference to "April 13, 2005" in the Summary should be "April 13, 2004.")***

9. MOTION TO FILE Semi-Annual Financial Summary for the Park, Open Space and Recreational Trust Fund for the six-month period ending September 30, 2005.

***ACTION: (T-10:17 AM) Approved.***

## **COUNTY RECORDS DIVISION**

10. A. MOTION TO APPROVE minutes of the 10:00 A.M. Broward County Board of County Commissioners meetings of October 11, 2005, October 18, 2005, November 8, 2005 and November 15, 2005; and the minutes of the 2:00 P.M. Public Hearings of October 11, 2005 and November 8, 2005.

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

***ACTION: (T-10:17 AM) Approved.***


## **PURCHASING DIVISION**

For Aviation Department

11. MOTION TO APPROVE deliberately phased construction agreement between Broward County and Skanska USA Building Inc. (Skanska) as the Construction Manager at Risk (CM@Risk) for services for Terminal 4 Federal Inspection Services (FIS) and Airline Ticket Offices (ATO) Expansion Phase 1B at the Fort Lauderdale-Hollywood International Airport for pre-construction services and early construction work, RLI No. 20041222-0-AV-01, for a total maximum cost of \$12,513,719; contingent upon receipt and approval of payment/performance guarantee; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:24 AM) Approved. (Refer to minutes for full discussion.)***

For Community Services Department

-  12. A. MOTION TO WAIVE as technicality the requirement of the original signature by single bidder, Atlantic Bus Sales, on the front page of the Invitation for Bid form.

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO WAIVE stipulated insurance requirement of \$500,000 for general liability and accept the \$300,000 for garage keeper legal coverage.

***ACTION: (T-10:17 AM) Approved.***

- C. MOTION TO AWARD open-end contract to single bidder, Atlantic Bus Sales, for Bus, 29' Medium Duty, Standard Floor, Transit, Bid No. CZ04249B2, in the estimated annual amount of \$973,930; for the Mass Transit Division and authorize the Purchasing Director to renew the contract for two model year periods for a total potential contract amount of \$2,921,790. The initial contract shall begin on date of award and shall terminate at the end of the model year.

***ACTION: (T-10:17 AM) Approved.***

13. MOTION TO AWARD fixed contract to best evaluated firm, MBR Construction, Inc. (MBR), for improvements to Long Key Natural Area, Design/Build No. Q602147CF, in the amount of \$5,660,000; for the main design and construction work for the Long Key Nature Center, plus an allowance in the not-to-exceed amount of \$800,000 for Public Art and Design Program, for a total project amount of \$6,460,000; with a project completion time of 600 calendar days, subject to receipt and acceptance of insurance/performance and payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

***ACTION: (T-10:17 AM) Approved.***

14. MOTION TO AWARD fixed contract to highest rated firm, MBR Construction, Inc., for Design/Build Services for Parks Improvements to TreeTops Park and Sunview Park, Design/Build No. Q302063CF, in the amount of \$1,947,445; with a project completion time of 245 calendar days, for the Parks and Recreation Division, subject to receipt and acceptance of performance and payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (T-10:17 AM) Approved.***

For Public Works and Transportation Department

15. MOTION TO AWARD fixed contract to single responsive, responsible bidder, Stamm Manufacturing, for three Aerial Platform Lift Trucks (Item 1), Bid No. C405098FF, in the amount of \$306,600; and the option to purchase three additional vehicles (Items 2 and 3) in the amount of \$298,600; subject to the availability of funds, for a potential total amount of \$605,200 for the Traffic Engineering Division.

***ACTION: (T-10:17 AM) Approved.***

16. MOTION TO AWARD fixed contract to low bidder, Man-Con Incorporated, for North Andrews Gardens Neighborhood Improvement Project (NAGNIP) South Area, Bid Package No. 7, Bid No. T-6-05-176-CF, in the amount of \$15,541,122.50, for Water and Wastewater Services, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Mayor and Clerk to execute same . **(Commission District 4)**

***ACTION: (T-10:17 AM) Approved.***

### **HUMAN SERVICES DEPARTMENT**

17. MOTION TO APPROVE Amendment No. 3 to Agreement No. 03-HIP-8445-05 between Broward County and Broward House to increase Fiscal Year 2006 funding for the Homeless Medical Respite Care Facility from \$433,000 to \$463,000; for a one-year period beginning October 1, 2005 and ending September 30, 2006; and authorize Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved.***

### **CHILDREN'S SERVICES ADMINISTRATION DIVISION**



18. A. MOTION TO APPROVE agreement between Broward County and the National Children's Alliance effective upon execution through December 31, 2005 in the amount of \$4,000; for the purpose of purchasing replacement office equipment and computer hardware for the Children's Services Administration Division Sexual Assault Treatment Center; and authorize the Mayor to execute the same. The funding for this agreement is provided through the National Children's Alliance Program Support funds and requires no County funds.

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-882 within the General Fund for the Children's Services Administration Division/Sexual Assault Treatment Center (SATC), in the amount of \$4,000; for the purpose of purchasing replacement office equipment and computer hardware.

***ACTION: (T-10:17 AM) Approved.***



19. A. MOTION TO APPROVE Standard Subcontract between Broward County and the Florida Council Against Sexual Violence (FCASV)/Department of Health from November 1, 2005, and shall be retroactive to that date if executed thereafter through June 30, 2007, in the amount of \$51,935 for the purpose of increasing professional crisis intervention and advocacy services to sexual violence victims. The funding for this subcontract is provided by the Department of Health through the Florida Council Against Sexual Violence and requires no County funds.

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO APPROVE subcontract between Broward County and the Florida Council Against Sexual Violence (FCASV) /Office of the Attorney General from December 1, 2005, and shall be retroactive to that date if executed thereafter through June 30, 2006, in the amount of \$22,631 for the purpose of increasing professional crisis intervention and advocacy services to sexual violence victims. The funding for this subcontract is provided by the Office of the Attorney General through the Florida Council Against Sexual Violence and requires no County funds.

***ACTION: (T-10:17 AM) Approved.***

- C. MOTION TO ADOPT two unanticipated revenue Resolutions 2005-883 and 2005-884 for the Children's Services Administration Division/Sexual Assault Treatment Center, in the amount of \$51,935 and \$22,631 for the purpose of increasing professional crisis intervention and advocacy services to sexual violence victims.

***ACTION: (T-10:17 AM) Approved.***

- D. MOTION TO ESTABLISH one grant funded position classification consisting of a Crisis Intervention Counselor classification within the Children's Services Administration, Sexual Assault Treatment Center. The new position will provide additional professional crisis intervention and advocacy services to sexual violence victims.

***ACTION: (T-10:17 AM) Approved.***


## **COMMUNITY DEVELOPMENT DIVISION**

20. **MOTION TO APPROVE** interlocal agreement between Broward County and the City of Coral Springs for administration of the Coral Springs Community Development Block Grant (CDBG) Program, for a term beginning on the date of County execution until September 30, 2008, in the amount of \$103,730 in Fiscal Year 2006; and to authorize the Mayor and Clerk to execute same. **(Commission District 3)**

***ACTION: (T-10:17 AM) Approved.***

21. **MOTION TO FILE** quarterly reports for foreclosures, satisfactions of mortgages, releases of restrictive covenants and subordination agreements for the Housing rehabilitation Programs administered by Community Development Division. **(Commission Districts 2, 4, 7, 8 and 9)**

***ACTION: (T-10:17 AM) Approved.***

-  22. **MOTION TO APPROVE** funding agreement between Broward County Housing Authority (BCHA), a public body corporate and politic, and Broward County in the amount of \$371,550 in State Housing Initiatives Partnership (SHIP) funds and \$250,000 in HOME Investment Partnerships (HOME) funds from the State of Florida and the U.S. Department of HUD, respectively, for a total amount of \$621,550, from the date of execution to December 31, 2006, for the purpose of constructing 190 rental housing units for low income families to be located at 3100 N. W. 24<sup>th</sup> Avenue in the City of Hollywood, Florida, authorizing the Mayor and Clerk to execute same. No County funds are required. **(Commission District 6)**

***ACTION: (T-10:22 AM) Approved, as amended. (Refer to minutes for full discussion.)***

***ACTION: (T-12:44 AM) Reconsidered and approved, as amended. (Refer to minutes for full discussion.)***

## **ELDERLY AND VETERANS SERVICES DIVISION**



23. A. MOTION TO APPROVE Agreement No. JD006-15-2006 between Areawide Council on Aging of Broward County, Inc. and Broward County in the amount of \$78,636 for the purpose of providing wellness, health promotion and preventive service to underserved and minority elders, and to community organizations in Broward County serving that targeted population; and authorize the Mayor to execute same. Contract is effective January 1, 2006, and terminates on December 31, 2006.

***ACTION: (T-10:17 AM) Approved.***

- B. MOTION TO ADOPT unanticipated revenue Resolution 2005-885 within the Older Americans Act Grant Fund in the amount of \$78,636; for the provision of wellness, health promotion and preventive services to elders and community organizations serving elders.

***ACTION: (T-10:17 AM) Approved.***

## **FAMILY SUCCESS ADMINISTRATION DIVISION**

24. MOTION TO APPROVE agreement between Broward County and the Broward County Housing Authority for a Rental Subsidy Program for Homeless Families with Children in the amount of \$140,000 from the date of execution to September 30, 2006, and authorize the Mayor and Clerk to execute same. Funding for this agreement is provided in the current budget for the Children's Services Administration Division.

***ACTION: (T-10:17 AM) Approved.***

## **MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION**

25. A. MOTION TO APPROVE agreement between Broward County and City of Pembroke Pines from date of execution through September 30, 2006 in the amount of \$21,826; for the purpose of purchasing a custom-designed all-terrain utility vehicle for use as an emergency medical cart; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:42 AM) Approved. (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE agreement between Broward County and City of Miramar from date of execution through September 30, 2006 in the amount of \$21,826; for the purpose of purchasing a custom-designed all-terrain utility vehicle for use as an emergency medical cart; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:42 AM) Approved. (Refer to minutes for full discussion.)***

- C. MOTION TO APPROVE agreement between Broward County and City of Margate from date of execution through September 30, 2006 in the amount of \$21,826; for the purpose of purchasing a custom-designed all-terrain utility vehicle for use as an emergency medical cart; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:42 AM) Approved. (Refer to minutes for full discussion.)***

- D. MOTION TO APPROVE agreement between Broward County and Town of Davie from date of execution through September 30, 2006 in the amount of \$21,826; for the purpose of purchasing a custom-designed all-terrain utility vehicle for use as an emergency medical cart; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:42 AM) Approved. (Refer to minutes for full discussion.)***

26. MOTION TO APPROVE agreement between Broward County and City of Hollywood from date of execution through September 30, 2006 in the amount of \$15,237; for the purpose of purchasing four pneumatic lift airbags and accessories; and authorize the Mayor and Clerk to execute same. (**Commission Districts 4, 5, 6 and 7**)

***ACTION: (T-10:17 AM) Approved.***

27. MOTION TO APPROVE agreement between Broward County and City of Tamarac from date of execution through September 30, 2006 in the amount of \$9,534; for the purpose of purchasing equipment to enhance advanced emergency medical services life saving classes; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Articles 3, 4.2 and 4.5 of the agreement refer to equipment not vehicles.)***

#### **OFFICE OF HOUSING FINANCE**

28. MOTION TO FILE Quarterly Report for foreclosure, satisfaction of mortgage, releases of restrictive covenant and subordination agreements for the State Housing Initiatives Partnership Programs administered by the Office of Housing Finance.

***ACTION: (T-10:17 AM) Approved.***

#### **ENVIRONMENTAL PROTECTION DEPARTMENT**

##### **ENVIRONMENTAL MONITORING DIVISION**

29. MOTION TO APPROVE three year contract between Broward County and the South Florida Water Management District (SFWMD) for the collection of surface water and rainwater quality samples by the Environmental Protection Department (EPD) in support of the SFWMD's Non-Everglades Construction Project Permit and/or the Everglades Settlement Agreement; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved.***

##### **PORT EVERGLADES DEPARTMENT**

30. MOTION TO APPROVE lease agreement between Broward County and Worldwide Shore Services, Inc., for 520 square feet of office space in Suite No. 6 in Building 611 (Amman Building) at Port Everglades for a period of one-year, effective upon Board approval, with annual rent in the amount of \$9,100 over the lease term; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved.***

31. MOTION TO APPROVE lease agreement between Broward County and Duty Free Provisions LLC, for 2,955 square feet of warehouse space in Bay No. 11 in Building "E" of Foreign Trade Zone No. 25 at Port Everglades, for a period of one-year, effective upon Board approval, with annual rent in the amount of \$23,640 over the lease term; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved.***

32. MOTION TO APPROVE lease agreement between Broward County and Worldwide Ship Supply Co., for 1,744 square feet of office space in Suite No. 303 of the Administration Building at Port Everglades, for the period of January 1, 2006 through December 31, 2006, with annual rent in the amount of \$31,828; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Approved.***

#### **GREATER FORT LAUDERDALE CONVENTION AND VISITOR'S BUREAU**

33. MOTION TO APPROVE agreement between Broward County and TNT Promotions, Inc. d/b/a Sharp Marketing for Marketing and Distribution of Broward County and Greater Fort Lauderdale Convention and Visitors Bureau logo on apparel and merchandise at a cost to the County not to exceed \$200,000.00 and at a cost to the Greater Fort Lauderdale Convention and Visitors Bureau, not to exceed \$200,000.00 the first Fiscal Year. Each fiscal year thereafter, until termination of this agreement, the total maximum amount shall not exceed the amount specifically budgeted for this agreement as to the Bureau, and the amount specifically budgeted as to the County for promotional items contemplated by this agreement excluding the Bureau, with a three year term commencing at the signing of this agreement with three one year options to renew; and authorize the Mayor and Clerk to execute same.

***ACTION: (T-10:17 AM) Withdrawn for further staff review.***

#### **OFFICE OF ECONOMIC DEVELOPMENT**

34. MOTION TO ACCEPT Broward Alliance Fiscal Year 2005 quarterly performance report for the period July 1, 2005 through September 30, 2005 pursuant to the agreement between Broward County and the Broward Alliance.

***ACTION: (T-10:17 AM) Approved.***

35. MOTION TO ACCEPT Broward Alliance Fiscal Year 2005 annual performance and financial reports pursuant to the agreement between Broward County and the Broward Alliance.

***ACTION: (T-10:46 AM) Deferred one month. (Refer to minutes for full discussion.)***

36. MOTION TO APPROVE Broward Alliance Fiscal Year 2006 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: (T-10:53 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: The reference to "June 30, 2007" in Exhibit 2 should be "June 30, 2006.") (Refer to minutes for full discussion.)***

#### **SUPERVISOR OF ELECTIONS**

37. MOTION TO APPROVE recommendation of the Supervisor of Elections amending the voting precincts which were approved on July 9, 2002, and amended on August 13, 2002; January 14, 2003; September 13, 2003; and December 7, 2004, renaming precincts and adjusting precinct boundaries in Broward County due to annexation as submitted in Exhibit A.

***ACTION: (T-10:17 AM) Approved.***

#### **COUNTY AUDITOR**

38. A. MOTION TO FILE County Auditor's *Audit Follow Up: 2001 Report on the Cyborg HR Payroll System*. (Deferred from December 6, 2005 – Item No. 47)


***ACTION: (T-10:17 AM) Approved.***

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

***ACTION: (T-10:17 AM) Approved.***

## COMMUNITY SERVICES DEPARTMENT

### CULTURAL DIVISION

-  39. A. MOTION TO APPROVE agreement between Broward County and ArtSpace Projects, Inc. (“ArtSpace”) for development services for the Sailboat Bend Artist Lofts affordable housing project in the amount of \$543,957; for a three-year term, commencing upon execution by all parties; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

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

- B. MOTION TO ADOPT budget Resolution 2005-886 transferring within the Cultural Council’s Special Purpose Fund (0160), the amount of \$415,827; from the Reserve for the Artspace artist loft development agreement.

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

### COUNTY ADMINISTRATION

40. MOTION TO APPROVE first amendment to the Letter of Intent (LOI) among Broward County, Artspace Projects, Inc. (Artspace), and Lennar Homes, Inc. (Lennar), extending the project ending term from December 1, 2005, to March 31, 2006, which includes entering into a 39-year lease agreement for the relocation of the Broward County Historical Commission (BCHC), with no change to the contract amount; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

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

41. MOTION TO APPROVE fourth amendment to an agreement between BSO, GEO Group Inc., (formerly known as Wackenhut Corrections) and Broward County for the provision of up to 100 beds in the GEO Group owned and operated work release center for a period of one year beginning October 1, 2005, with the option to renew annually. **(Commission District 2)**

***ACTION: (T-10:17 AM) Approved.***

## COUNTY COMMISSION

42. MOTION TO FILE Resolution No. 05-159 of the City of Lauderdale Lakes congratulating Vice-Mayor Josephus Eggleton, Jr., on his appointment to the office of Vice Mayor of Broward County. (Mayor Graber)

***ACTION: (T-10:17 AM) Approved.***

43. MOTION TO FILE Resolution No. 2005-186 of the Dania Beach City Commission approving the Joint Application with Broward County, the City of Lauderdale Lakes and the City of Fort Lauderdale for creation of an Enterprise Zone; providing for the establishment of areas for consideration as an Enterprise Zone; defining the areas that exhibit extreme and unacceptable levels of poverty, unemployment, physical deterioration and economic disinvestment; finding the means of rehabilitation, conservation, or redevelopment of such areas; finding that it is necessary for the private sector to invest its own resources to build or rebuild the economic vitality of the areas; providing for conflicts; providing for an effective date. (Mayor Graber)

***ACTION: (T-10:17 AM) Approved.***

44. MOTION TO FILE City of Oakland Park notice, in accordance with Section 163.346 of the Florida Statutes (2005), of its intention to adopt an ordinance creating a redevelopment trust fund for the Oakland Park Community Redevelopment Agency at a City Commission meeting December 21, 2005 at 6:30 p.m. at Oakland Park City Hall. (Mayor Graber)

***ACTION: (T-10:17 AM) Approved.***

45. MOTION TO FILE City of Deerfield Beach Resolution 2005/217 urging Congress to reject proposed legislation that would eliminate local franchising authority, existing cable franchises and local government authority to provide communications services. (Mayor Graber)

***ACTION: (T-10:17 AM) Approved.***

## REQUEST TO SET FOR PUBLIC HEARING

46. MOTION TO ADOPT Resolution 2005-887 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, January 10, 2006, 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 BROWARD COUNTY BOARD  
OF COUNTY COMMISSIONERS AMENDING SECTION VIII  
OF THE ROOSEVELT GARDENS NEIGHBORHOOD

ENHANCEMENT PLAN RELATING TO BUILDING DESIGN STANDARDS FOR CONSTRUCTION, RENOVATIONS, ADDITIONS OR MODIFICATIONS TO SINGLE FAMILY HOUSES; CREATING A SECTION VIII, SUBSECTION 8 PROVIDING FOR VARIANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:17 AM) Approved.***

47. A. MOTION TO ADOPT Resolution 2005-888 directing the County Administrator to publish notice of a public hearing to be held on January 10, 2006, 2:00 P.M., to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan text (PCT 04-8), establishing a "Local Activity Center" in the City of Hallandale Beach, relating to the Gulfstream Park Development of Regional Impact (**Commission District 6**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TO ADDRESS THE HALLANDALE BEACH LOCAL ACTIVITY CENTER (LAC) TEXT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:58 PM) Approved. (Refer to minutes for full discussion.)***

- B. MOTION TO ADOPT Resolution 2005-889 directing the County Administrator to publish notice of a public hearing to be held on January 10, 2006, 2:00 P.M., to consider enactment of an Ordinance adopting proposed amendment to the Broward County Land Use Plan map (PC 04-20), designating a "Local Activity Center" in the City of Hallandale Beach, relating to the Gulfstream Park Development of Regional Impact (**Commission District 6**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP TO REDESIGNATE THE LAND USE OF THE GULFSTREAM PARK DEVELOPMENT OF REGIONAL IMPACT LOCATED IN THE CITY OF HALLANDALE BEACH; PROVIDING FOR

SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:58 PM) Approved. (Refer to minutes for full discussion.)***

**DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT**

**BUILDING CODE SERVICES DIVISION**

48. MOTION TO APPROVE Interlocal Agreement for Guaranteed Partial Services between Broward County and the City of Hallandale Beach 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 6 and 8)**

***ACTION: (T-10:17 AM) Approved.***

49. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Hallandale Beach 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 6 & 8)**

***ACTION: (T-10:17 AM) Approved.***

50. MOTION TO APPROVE Interlocal Agreement for Guaranteed Partial Services between Broward County and the City of Lauderdale Lakes 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 9)**

***ACTION: (T-10:17 AM) Approved.***

51. MOTION TO APPROVE Interlocal Agreement for Guaranteed Partial Services between Broward County and the City of North Lauderdale 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)**

***ACTION: (T-10:17 AM) Approved.***

52. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of North Lauderdale authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the City. Services to be performed by the Broward County Building Code Services Division 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)**

***ACTION: (T-10:17 AM) Approved.***


53. MOTION TO APPROVE Interlocal Agreement for Emergency/Non Guaranteed Supplemental Support Services between Broward County and the City of Plantation 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, 5, 7 & 9)**

***ACTION: (T-10:17 AM) Approved.***


54. MOTION TO APPROVE Interlocal Agreement for Guaranteed Partial Services between Broward County and the City of Sunrise 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, 3 and 5)**

***ACTION: (T-10:17 AM) Approved.***

### **PLANNING SERVICES DIVISION**

-  55. MOTION TO ADOPT Resolution 2005-890 approving the City of Lauderhill State Road 7 Corridor Community Redevelopment Plan (Plan) and delegating certain powers to implement the Plan based on the understanding that County funding for the City of Lauderhill State Road 7 Corridor redevelopment area will be predicated upon successful negotiation of an Interlocal Agreement which specifically enumerates the terms and conditions for County participation. **(Commission Districts 1 and 9)**

***ACTION: (T-10:17 AM) Approved.***

- 56.  MOTION TO ADOPT Resolution 2005-891 approving the City of Oakland Park, Florida, Community Redevelopment Area Plan and delegating certain powers to implement the Plan based on the understanding that County funding for the City of Oakland Park community redevelopment area will be predicated upon successful negotiation of an interlocal agreement which specifically enumerates the terms and conditions of County participation. **(Commission Districts 4 and 9)**

***ACTION: (T-10:17 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF URBAN PLANNING AND REDEVELOPMENT**

**DEVELOPMENT MANAGEMENT DIVISION**

- 57. DISCUSSION: of plat entitled “Regency Spa” – **Commission District 6, (001-MP-05).**

***ACTION: (T-11:00 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)***

- 58. DISCUSSION: of plat entitled “Georgian Oaks” – **Commission District 7, (028-MP-05).**

***ACTION: (T-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

- 59. DISCUSSION: of plat entitled “Pompano Center Exchange” – **Commission District 9, (063-MP-03).**

***ACTION: (T-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

- 60. DISCUSSION: of plat entitled “Faith Temple Church Plat” – **Commission District 9, (072-MP-04).**

***ACTION: (T-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

61. DISCUSSION: of plat entitled "Oak Tree Plat" – **Commission District 9**, (074-MP-04).

***ACTION: (T-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

62. DISCUSSION: of plat entitled "United Homes At Bella Vista" – **Commission District 9**, (065-MP-05).

***ACTION: (T-10:23 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)***

63. DELEGATION: Jose Ramos, regarding request to place a note on a portion of the Sunrise Industrial Park Parcel 59 Plat – **Commission District 3**, (077-MP-83).

***ACTION: (T-10:17 AM) Approved subject to staff's recommendations.***

64. DELEGATION: Matt Polak regarding request to amend the note on the B'nai B'rith Senior Citizens Plat - **Commission District 4**, (193-MP-85)..

***ACTION: (T-10:17 AM) Approved subject to staff's recommendations.***

65. DELEGATION: Heidi Davis Knapik, regarding request to amend the note on the Atlantic Point Plat No. 1 – **Commission District 4**, (047-MP-98).

***ACTION: (T-11:00 AM) Approved subject to staff's recommendations. (Refer to minutes for full discussion.)***

66. DELEGATION: Samuel E. Poole III, regarding request to amend the note on the Replat of Portion of West Broward Industrial Park Plat – **Commission District 8**, (069-MP-93). (Deferred from November 8, 2005.)

***ACTION: (T-10:17 AM) Approved subject to staff's recommendations.***

67. DELEGATION: Jonathan W. Keith, regarding request to amend the non-vehicular access line on the Westland Plat – **Commission District 3**, (007-MP-01).

***ACTION: (T-10:17 AM) Approved subject to staff's recommendations.***

68. DELEGATION: Janna P. Lhota, regarding request to amend the non-vehicular access line on the “84/95” Plat – **Commission District 7**, (002-UP-88).

***ACTION: (T-10:17 AM) Approved subject to staff's recommendations.***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

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**QUASI-JUDICIAL HEARING**

Please be advised that the following items on the Commission’s agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

- 69. DELEGATION: Edward P. Ploski regarding request to amend the note on the Village Marina Plat - **Commission District 7**, (037-MP-85). (Continued December 6, 2005 – Item No. 66)

***ACTION: (T-11:09 AM) Approved. The Board approved the following: 1) The applicant voluntarily offered to enter into a Stand Still agreement to include not applying for any new permits, no marketing, no reservations, no change in ownership or anything similar to bring their project forward and to enhance the value of the subject site. 2) The Board directed the Interim County Administrator to expedite County appraisals of the site. 3) Approval of this application subject to staff recommendations and conditions which will assure compliance with the standards and requirements of Chapter 5, Article IX of the Broward County Code of Ordinances, including recordation of restrictive covenants. 4) Staff shall return before the Board on February 7, 2006 with a proposed option agreement. (Refer to minutes for full discussion.)***

**END OF QUASI-JUDICIAL HEARING**

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**PUBLIC HEARING**

**THIS FOLLOWING ITEM IS CONTINUED  
TO THE JANUARY 10, 2006 PUBLIC HEARING**



70. MOTION TO CONSIDER contract for sale and purchase of Safe Parks and Land Preservation Bond Program Green Space Site GS-139 (1.246 acres, 54,297 square feet), unimproved vacant land located along the north shore of the North Fork of the New River, at NW 7<sup>th</sup> Street and Harris Terrace, unincorporated Broward County, Florida, pursuant to Florida Statutes Chapter 125.355. **(Commission District 7)**

***ACTION: (T-10:17 AM) Continued to the Tuesday, January 10, 2006 Public Hearing.***

**END PUBLIC HEARING**

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**DELEGATION**

71. DELEGATION: Florida State Representative Irving Slosberg.

A. FLORIDA DISASTER SUPPLIER (FDS) PROGRAM

***ACTION: (T-12:14 PM) The Mayor referred Representative Slosberg to the Commission's Hurricane Preparedness Select Committee chaired by Commissioner Lieberman. (Refer to minutes for full discussion.)***

B. HIGHWAY SAFETY UPDATE

***ACTION: (T-12:14 PM) No Board action was taken. (Refer to minutes for full discussion.)***

72. DELEGATION: Martin Shugar, M.D. of the Homeowners for Lakes of Emerald Hills.

***ACTION: (T-12:20 PM) The Board directed the County Attorney to research with bond counsel whether a portion of the Land Preservation and Parks Bond funds remaining in Commissioner Gunzburger's district can be used to fund \$400,000 for the balance for the Tri-rail Security/Noise Barrier Wall for The Lakes of Emerald Hills. The subject site borders on a city and county regional park. If the issue is not satisfactorily resolved, the Board directed staff to place an item on the Commission agenda in January 2006.***

*If the item returns before the Board in January, the Board directed staff: 1) To provide a cost estimate to place security/noise barrier walls for the 27 properties staff has identified along the FEC or CSX railways and to include I-75. 2) To draft an amendment to the County's Land Development Code that any new development or redevelopment that occurs next to any highway or any railroad tracks, that the developer be required, as a condition of building, to build noise barriers next to that amenity. 3) To draft proposed Legislation and seek a sponsor within the Broward County Legislative Delegation to change state law that the widening of any highway or any railway would be part of the project cost for mitigation for security/noise barrier walls.*

*Commissioner Lieberman requested that the County Attorney research whether the County has any available remedy against the Florida Department of Transportation (FDOT) to require them not to treat two counties so dissimilarly.*

*(Refer to minutes for full discussion.)*

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

### **PURCHASING DIVISION**

For Aviation Department

73. **MOTION TO APPOINT** Selection Committee (SC) to recommend the most qualified firm to provide multi-lingual, uniformed, passenger assistance to the Aviation Department and approve Request for Letters of Interest (RLI) No. 20050728-0-AV-01.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-4:22 PM) Approved the following to serve on the Selection Committee: Commissioner Wexler; Director, Operations Division, Aviation Department (Chair); Director, Administration Division, Aviation Department, and Director, Parks and Recreation Division, Community Services Department. Plus, administrative support staff from the offices of the County Attorney, County Auditor, Equal Opportunity, Risk Management, Purchasing, and the requesting agency.***

***(Scrivener's error - See County Administrator's memorandum: Exhibit 1, Scope of Services should read, "The type of service which this company will provide includes providing the multilingual staffing . . .")***

74. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide consultant services to complete the North Perry Airport Master Plan Update for the Broward County Aviation Department, and approve Request for Letters of Interest (RLI) No. 20050919-0-AV-01.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-4:23 PM) Approved the following to serve on the Selection Committee: Vice Mayor Eggelation and Commissioner Gunzburger; Deputy Director, Aviation Department (Chair); Director, Department of Urban Planning & Redevelopment, and Deputy Director, Port Everglades. 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.)***

75. MOTION TO APPOINT Selection Committee (SC) to recommend the most qualified firm to provide Airfield Operations Analysis at Fort Lauderdale-Hollywood International Airport and approve Request for Letters of Interest (RLI) No. 20051012-7-AV-1.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-4:26 PM) The Board authorized staff to negotiate a contract amendment with both of the existing contractors for general aviation services and to bring an amendment back to the Board at their first meeting in January 2006, for the selection of one of the contractors, with staff also looking at any increases to the Small Disadvantaged Business Enterprise (SDBE). Furthermore, the county needs to follow their normal processes for an amendment by 1) having public meetings; 2) have simultaneous negotiations. Additionally, staff would look at what elements in the scope of services is not going to be performed by these firms as a result of their existing agreements and the cost savings involved and time saved. The County Attorney and the County Auditor would give instructions to the Airport Director to create an environment where negotiations can take place between the two existing contractors, with the County Attorney and the County Auditor having the authority to negate the above motion if they cannot resolve the issues. (Refer to minutes for full discussion.)***

For Public Works and Transportation Department



76. MOTION TO APPOINT Selection/Evaluation Committee (S/EC) to select a firm to provide Design/Build services for the design and construction of a new Edgar P. Mills Multi-Purpose Center and authorize the Purchasing Director to approve the Step 1 RLI for the Construction Management Division. **(Commission District 9)**

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:23 PM) Approved the following to serve on the Selection Committee: Vice Mayor Eggelton and Commissioner Wexler; Director, Construction Management Division (Chair); Director, Family Success Administration Division, Human Services Department; Director, Substance Abuse and Health Services, Human Services Department, and Assistant to the County Administrator. Plus, administrative support staff from the offices of the County Attorney, Construction Management Division, County Auditor, Equal Opportunity, Risk Management Division, and Purchasing Division.***

77. MOTION TO REJECT all proposals on RFP E605198B2 for Janitorial Services for the Governmental Center and South Regional Courthouse and establish an Evaluation Committee to re-solicit the janitorial contract.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:24 PM) The Board approved awarding the contract to Sunshine Cleaning Systems, effective January 10, 2006, contingent upon completion of all subcontracting insurance and requirements and would only come back to the Board if they fail to do so. (Refer to minutes for full discussion.)***

**COMMUNITY SERVICES DEPARTMENT**

78. A. MOTION TO AUTHORIZE Community Services Department (Department) to implement and continue a program for the purpose of procuring and distributing trees to residents of Broward County through five County parks utilizing funds in the amount of \$200,000 returned to the Broward County Board of County Commissioners (Board) by the Broward League of Cities, Inc. (League) (Deferred from December 6, 2005 – Item No. 72)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:47 PM) Approved.***

- B. MOTION TO WAIVE County Procurement Code due to the need to rapidly replace lost tree canopy in Broward County due to the hurricane impact.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:47 PM) Approved. (Refer to minutes for full discussion.)***

- C. MOTION TO ADOPT unanticipated revenue Resolution 2005-892 for the Community Services Department, in the amount of \$200,000 within the deposit held in Escrow Account in the General Fund for the purpose of procuring trees.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:47 PM) Approved.***

**PORT EVERGLADES DEPARTMENT**

79. A. MOTION TO APPROVE agreement between Broward County and Kenneth C. Jenne, II, Sheriff of Broward County, for seaport security and law enforcement services at Port Everglades for a five year term, commencing on October 1, 2005 and ending on September 30, 2010; in an amount not to exceed \$15,410,602 (\$12,950,000 for basic services and \$2,460,602 in reimbursable items) for Fiscal Year 2006; and authorize the Mayor and Clerk to execute same. (Deferred from December 6, 2005 – Item No. 41)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:50 PM) Approved, as amended, to now read: 18.1.1 Not withstanding the provisions of 18.1, each year of this agreement the Sheriff and Port shall develop recommendations to the Board on methods, processes, and requirements of the Port Security Plan (PSP) which may serve to reduce the costs of this agreement. These recommendations will be submitted for Board consideration and direction prior to June 1 of each year and will become the basis of an amendment to this agreement. (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE transfer from Reserve Resolution 2005-893 for Port Everglades Fund (4700) in the amount of \$303,259 for payment of expenses under the attached agreement.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:50 PM) Approved. (Refer to minutes for full discussion.)***

- C. MOTION TO ADOPT unanticipated revenue Resolution 2005-894 within the Port Everglades Operating Fund (4700) for the Port Everglades Department in the amount of \$991,173; for the purpose of recognizing revenue generated by Tariff Item 732 to reimburse the Port for expenses under the attached agreement.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-5:50 PM) Approved. (Refer to minutes for full discussion.)***

80. A. MOTION TO APPROVE cancellation of the agreement between Broward County and Global Rigging & Transport LLC for structural repairs to container cranes P1 and P2 in the amount of \$695,400.

***ACTION (T-11:04 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting. (Refer to minutes for full discussion.) (Transferred to the Consent Agenda.)***

***ACTION: (T-6:08 PM) Approved. (Refer to minutes for full discussion.)***

- B. MOTION TO APPROVE award of the structural repairs to container cranes P1 and P2 to G.F.C. Crane Consultants, Inc. under the terms of the existing crane maintenance and repair Agreement between Broward County and G.F.C. Crane Consultants, Inc. in an amount not to exceed \$637,353.

***ACTION (T-11:04 AM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting. (Transferred to the Consent Agenda.)***

***ACTION: (T-6:08 AM) Approved.***

## AVIATION DEPARTMENT

81. MOTION TO ADOPT Resolution 2005-895 of the Board of County Commissioners of Broward County, Florida, authorizing the execution and delivery of an Interlocal Agreement with the Jacksonville Economic Development Commission (the "JEDC") relating to the issuance by the JEDC of its Special Facility Airport Revenue Bonds (Holland Sheltair Aviation Group Project), in one or more tax-exempt and/or taxable series, in an aggregate principal amount not to exceed \$43,000,000, such bonds to be issued for the purpose of providing funds to the JEDC to make a loan or loans to Sheltair Aviation Center, LLC to finance all or a part of the costs of the acquisition, construction, renovation, expansion, improvement and equipping of certain general aviation facilities at Fort Lauderdale–Hollywood International Airport, in Broward County, Florida; and providing an effective date.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-6:09 PM) Approved, as amended, with the Board approving the financing while asking the Airport Director to look at other potential land swaps for the new leased area, so all six options are viable for the Board to look at, when this comes back before the Board in January. Additionally, the applicant has volunteered that while these issues are being worked through, they will not pull any new permits for the new leased area. Furthermore, the Board requested the Airport Director respond in writing to a letter received from Delta Airlines. (Refer to minutes for full discussion.)***

## ENVIRONMENTAL PROTECTION DEPARTMENT

### BIOLOGICAL RESOURCES DIVISION



82. A. MOTION TO ADOPT budget resolution 2005-896 transferring funds within the 2004 GOB Park & Land Preservation Capital Fund (3230) for the Parks and Recreation Division in the amount of \$4,782,539 to provide for park development, master plan improvements, and ecological restoration of natural lands throughout Broward County;

***ACTION: (T-10:17 AM) Approved. (Transferred to the Consent Agenda.)***

- B. MOTION TO ADOPT budget resolution 2005-897 transferring funds within the 2004 GOB Park and Land Preservation Capital Fund (3230) in the amount of \$2,410,450; to provide for reimbursement to partnering municipalities for expeditious development of specific Bond-acquired sites.

***ACTION: (T-10:17 AM) Approved. (Transferred to the Consent Agenda.)***

### **COUNTY ADMINISTRATION**

83. MOTION TO APPROVE Broward County Board of Commissioner meeting schedule for January 2006 to December 2006.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-6:21 PM) Approved, as amended, with the January 17, 2006 Commission meeting being moved to January 31, 2006, along with the Delegation Workshop meeting, assuming the Delegation is available, out of respect for not having a BCC meeting after a national holiday. Additionally, the Board agreed to reschedule the S/C Workshop from January 31<sup>st</sup>, for the Convention Center Hotel, to January 17, 2006. The Board also agreed to leave the option available for scheduling workshops on the fifth Tuesday of a month. (Refer to minutes for full discussion.)***

### **PUBLIC WORKS AND TRANSPORTATION DEPARTMENT**

#### **REAL PROPERTY SECTION**

84. MOTION TO AUTHORIZE Staff to proceed with conducting due diligence in evaluating potential site(s) for acquisition to construct an office/warehouse facility for the Supervisor of Elections.

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-6:43 PM) Deferred. (Refer to minutes for full discussion.)***

**COUNTY COMMISSION**

85. MOTION TO DISCUSS use of the building at 1801 NW 64<sup>th</sup> Street, Fort Lauderdale, FL 33309. (Commissioner Rodstrom)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:04 PM) Deferred.***

86. MOTION TO DIRECT County Attorney to research the feasibility of amending the Land Development Code to require developers and purchasers of new residential units within the airport's 65 LDN noise contour to sign a release stating that such purchasers will not request any noise mitigation reimbursement from the County. (Commissioner Rodstrom)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:04 PM ) Deferred.***

87. MOTION TO DIRECT County Attorney to draft an amendment adding protection of the health, safety and welfare of the residents of Broward County to the Development Review Requirements set forth within Section 5-182 of the Land Development Code. (Commissioner Rodstrom)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:04) Deferred.***

88. MOTION TO NOMINATE The Honorable Diane Veltri Bendekovic for appointment to the Tourist Development Council to be effective January 1, 2006. (Commissioner Wexler)

***ACTION: (T-10:17 AM) Approved. (Transferred to the Consent Agenda.)***

89. MOTION TO DISCUSS County Attorney's memorandum of December 5, 2005, concerning Broward County v. the Federal Aviation Administration (Update on Litigation). (Mayor Graber)

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:04 PM) The Board accepted the County Attorney's analysis and opinion as to settlement and agreed not pursue litigation against the FAA. (Refer to minutes for full discussion.)***

90. A. MOTION TO APPOINT County Commissioners to Boards, Authorities, Agencies for a one-year term expiring November 21, 2006 (unless otherwise noted) as detailed in Exhibit 1. (Mayor Graber)

***ACTION: (T-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Delete Fire Rescue Council appointment on Exhibit 1A, term does not expire at this time. (Transferred to the Consent Agenda.)***

- B. MOTION TO APPOINT County Commissioner to serve as the Mayor's designee to Boards/Authorities/Agencies for a one-year term expiring November 21, 2006 as detailed in Exhibit 2.

***ACTION: (T-10:17 AM) Approved. (Transferred to the Consent Agenda.)***

- C. MOTION TO APPROVE Mayor's appointment of Commissioner Jim Scott to represent the Commission at the Florida Legislature and his appointment of the Mayor to represent the Commission at the U.S. Congress.

***ACTION: (T-10:17 AM) Approved. (Transferred to the Consent Agenda.)***

91. COUNTY COMMISSION SELECT COMMITTEE REPORTS

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:10 PM) No reports were filed.***

92.

**COUNTY ADMINISTRATOR'S REPORT**

***ACTION (T-12:45 PM) Tabled to the conclusion of the 2:00 p.m. Public Hearing meeting.***

***ACTION: (T-7:10 PM) Interim County Administrator Bertha Henry informed the Board there was nothing to report.***

93.

**MAYOR'S REPORT**

A. **NOMINATION OF COMMISSIONER JACOBS**

***ACTION: (T-7:16 PM) Mayor Graber informed the Board that Commissioner Jacobs was nominated for a "Spokesperson of the Year Award" for her work as Mayor in 2004-2005. PR News and CommCore Consulting Group announced that Commissioner Jacobs was selected as winner in the Non-Profit Spokesperson of the Year for Print and/or web category for her emphasis on the environment during her term. (Refer to minutes for full discussion.)***

B. **MANAGEMENT AND EFFICIENCY STUDY COMMITTEE MEETING**

***ACTION: (T-7:16 PM) Mayor Graber informed the Board that the Management and Efficiency Study Committee is holding its first public hearing on hurricane related issues on Wednesday, December 14, 2006, from 6:00 to 8:00 pm, at the Southwest Focal Senior Center, 301 Northwest 103<sup>rd</sup> Avenue, Pembroke Pines. (Refer to minutes for full discussion.)***

**NON AGENDA**

94. **WATER TAXI – VICE MAYOR EGGELLETION**

***ACTION: (T-7:17 PM) Vice Mayor Eggelletion questioned some issues pertaining to the Board's prior approval of funding to help subsidize Water Taxi.***

***The Interim County Administrator explained the signed lease agreements have just been received by Broward County and staff will be bringing back some recommendations on January 24, 2006. (Refer to minutes for full discussion.)***

95. DISCUSSION ON USING THE FEC AS A COMMUTER RAIL TRACK – COMMISSIONER GUNZBURGER

**ACTION: (T-7:17 PM) Commissioner Gunzburger informed the Board about a meeting for elected officials taking place on Thursday, December 15, 2005, from 2:30 to 5:00 pm, at the main library, concerning using the FEC as a commuter rail track, and commented that she would like to see staff attend.**

**The Interim County Administrator responded that staff will be attending. (Refer to minutes for full discussion.)**

96. REINSTATE TO SELECTION COMMITTEE – COMMISSIONER JACOBS

**ACTION: (T-7:17 PM) Commissioner Jacobs requested that she be reinstated to the Selection Committee for RLI #20050517-0-PORTCM-1RE, relating to the 2005 Port Everglades Master Plan.**

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**MEETING/WORKSHOP NOTICES**

**SELECTION COMMITTEE**  
**HOTEL MASTER PLAN**  
**RLI No. 20050909-CVB-01**

Tuesday, December 13<sup>th</sup>, at 9:00 AM  
Room 430, S. Andrews Governmental Center

**MANAGEMENT AND EFFICIENCY STUDY COMMITTEE**

Tuesday, December 13<sup>th</sup>, at 12:00 PM  
Broward County Firefighters Union Hall  
309½ SW 26<sup>th</sup> St., Ft. Lauderdale

**BOARD OF COUNTY COMMISSIONERS AND STAFF**  
**PROPOSED 2006 STATE LEGISLATIVE PROGRAM WORKSHOP**

Tuesday, December 13<sup>th</sup>, at 12:30 PM  
(or immediately following the morning Commission meeting)  
Room 430, S. Andrews Governmental Center

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